

Australian Capital Territory

Planning and Development (Technical Amendment—Minor Zone and Overlay Amendments) Plan Variation 2015*

Notifiable Instrument NI2015—539

Technical Amendment No 2015—17

made under the

Planning and Development Act 2007, section 89 (Making technical amendments)

This technical amendment commences on 18 September 2015.

Variation No 2015-17 to the Territory Plan has been approved by the planning and land authority.

Christopher Collier
Delegate of the planning and land authority
15 September 2015

*Name amended under Legislation Act, s 60

Authorised by the ACT Parliamentary Counsel—also accessible at www.legislation.act.gov.au

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ACT
Government
Environment and Planning

Planning & Development Act 2007

Technical Amendment to the Territory Plan Variation 2015-17

Minor zone and overlay amendments to Mitchell
section 16 part block 3 and section 42
part block 2.

September 2015

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1. INTRODUCTION

1.1 Purpose

This technical amendment proposes the following changes to the Territory Plan.

Territory Plan Map

- Minor zone and overlay amendments to Mitchell section 16 part block 3 and section 42 part block 2 to correct a formal error in the plan.

1.2 National Capital Authority

The National Capital Authority has been advised of this technical amendment.

1.3 Process

This technical amendment has been prepared in accordance with section 87 of the *Planning and Development Act 2007* (the Act). The planning and land authority must notify the public of the commencement of this technical amendment.

1.4 Types of technical amendments under the Act

The following categories of technical amendments are provided under section 87 of the Act:

- (a) a variation (an **error variation**) that –
 - (i) would not adversely affect anyone's rights if approved; and
 - (ii) has as its only object the correction of a formal error in the plan
- (b) a variation (a **code variation**) that –
 - (i) would only change a code; and
 - (ii) is consistent with the policy purpose and policy framework of the code; and
 - (iii) is not an error variation
- (c) a variation in relation to a future urban area under section 95 (Technical amendments – future urban areas);
- (d) a variation in relation to an estate development plan under section 96 (Effect of approval of estate development plan);
- (e) a variation to change the boundary of a zone or overlay under section 96A (Rezoning – boundary changes);
- (f) a variation required to bring the territory plan into line with the national capital plan;
- (g) a variation to omit something that is obsolete or redundant in the territory plan;

- (h) a variation to clarify the language in the territory plan if it does not change the substance of the plan;
- (i) a variation to relocate a provision within the territory plan if the substance of the provision is not changed.

Following each item in Part 2 Explanation of this technical amendment is a statement of compliance against the specific criteria for the relevant category of technical amendment.

TA2015-17 has been prepared in accordance with section 87(a) of the Act.

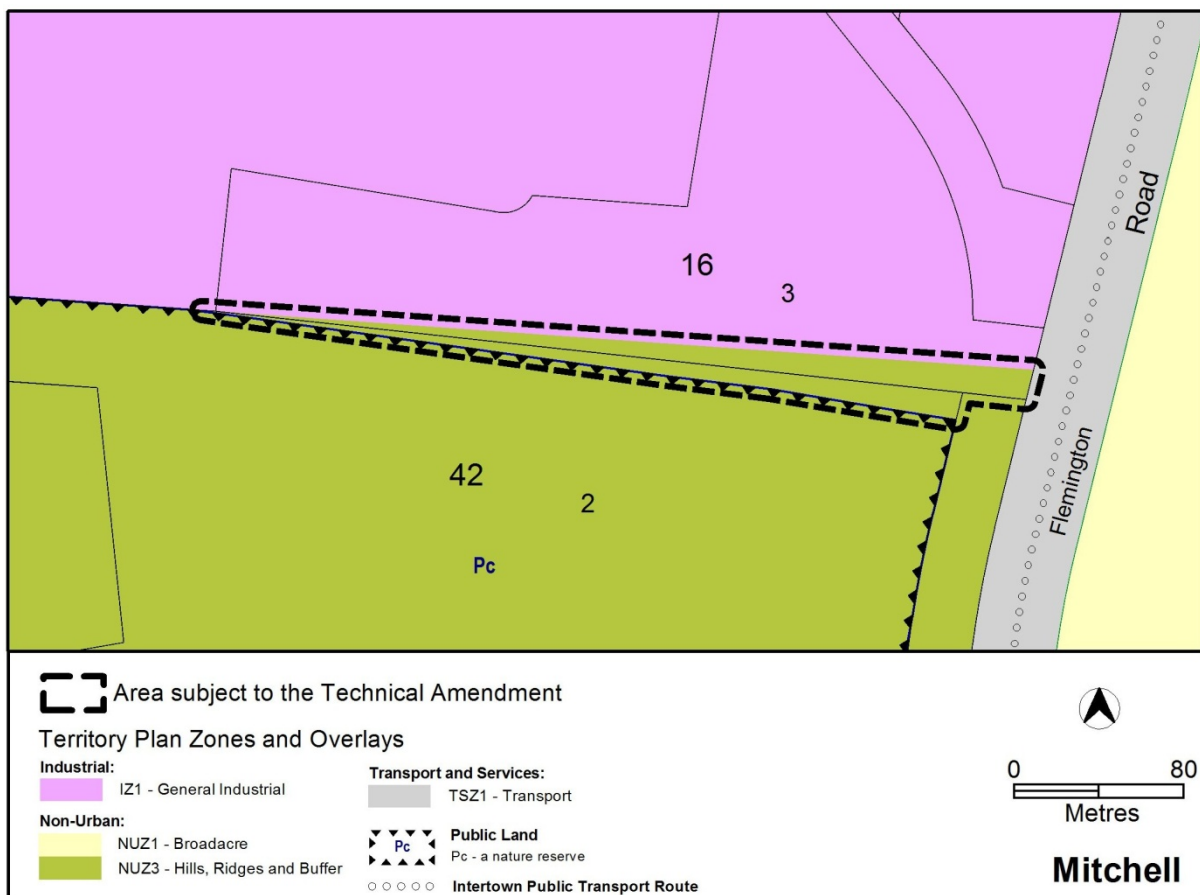
2. EXPLANATION

This part of the technical amendment document explains the changes to be made to the Territory Plan, the reasons for the change, and a statement of compliance against the relevant section of the Act.

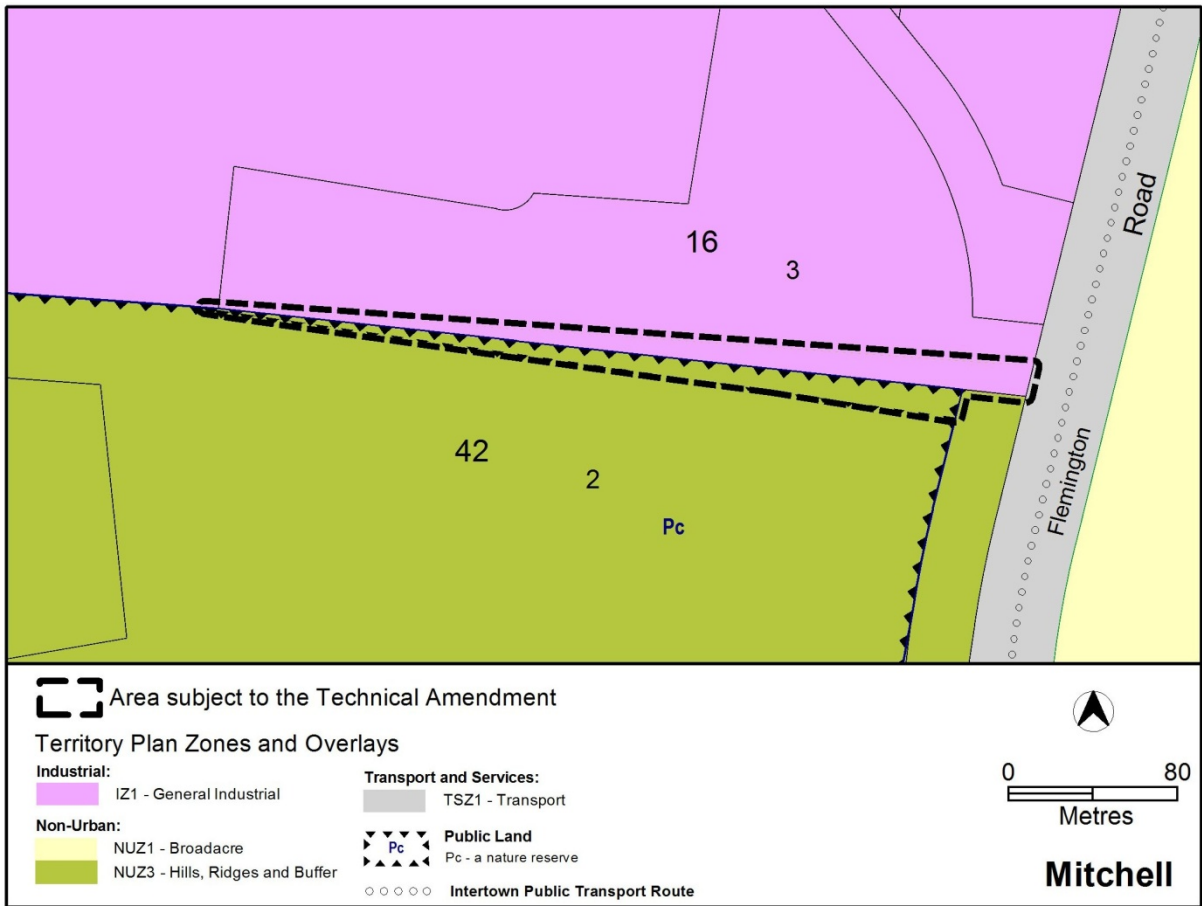
2.1 Territory Plan map

Mitchell section 16 part block 3 and section 42 part block 2.

The Recommended Version of Draft Variation No. 327 (DV327) in November 2014 contained zone and overlay changes to Mitchell section 16 part block 3 and section 42 part block 2. Section 16 part block 3 was NUZ3 Hills Ridges and Buffer zone and was to be changed to IZ1 General Industrial. Section 42 part block 2 was to have its Public Land Pc – nature reserve overlay extended to the northern block boundary. In the approved version of DV327 which commenced on 15 August 2015, the incorrect figure was inadvertently included and the Territory Plan map was subsequently not updated to show these changes. This error is rectified by changing the zone and overlay on the Territory Plan map as shown in the following figures.



Current Territory Plan Map



Changes to the Territory Plan Map

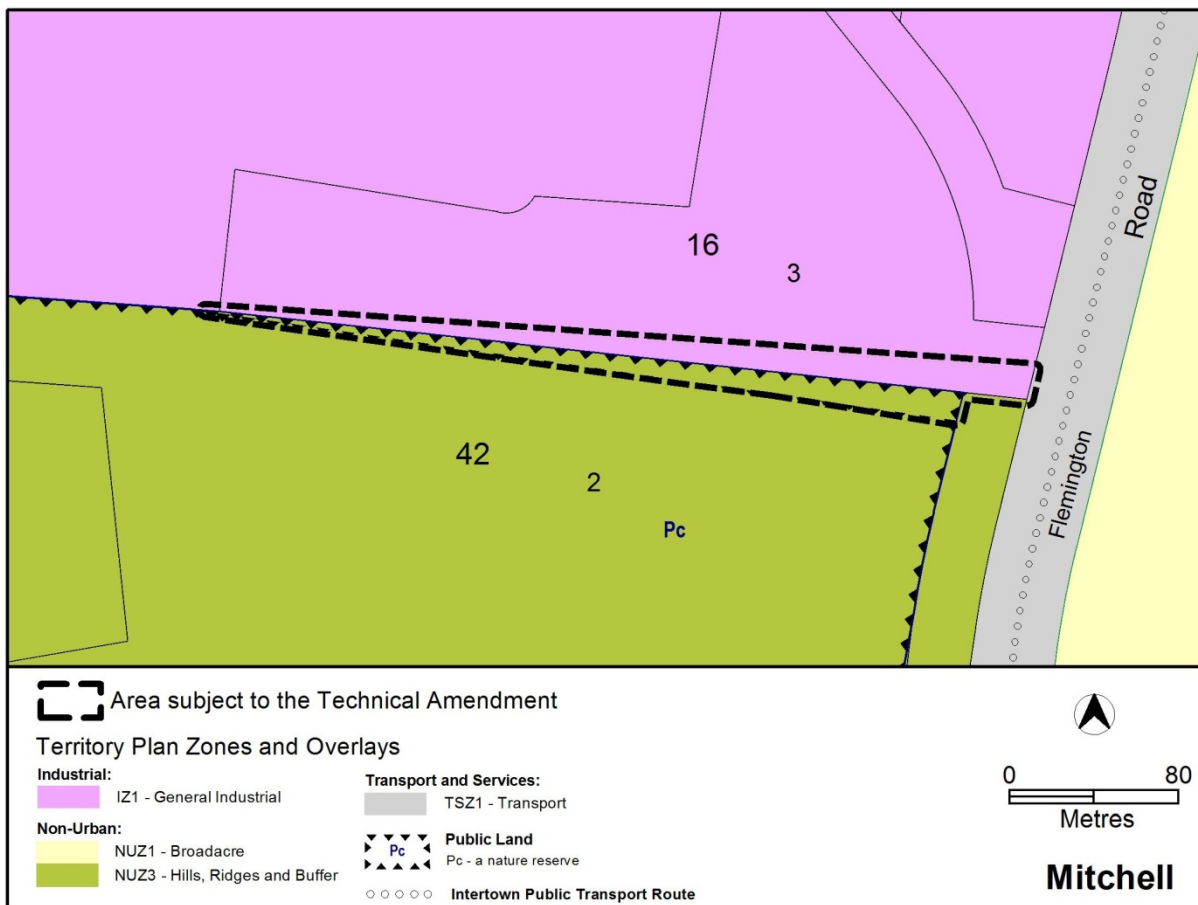
3. TECHNICAL AMENDMENT

This section of the technical amendment document provides the actual instructions for implementing the changes to the Territory Plan.

3.1 Territory Plan map

1. Territory Plan Map

The Territory Plan map is varied as follows



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