

# Lands Acquisition Pre-acquisition Declaration 2015 (No 5)

Notifiable instrument NI2015–723

made under the

Lands Acquisition Act 1994, s19 (Declaration that land suitable for acquisition)

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## 1 Name of instrument

This instrument is the *Lands Acquisition Pre-acquisition Declaration 2015 (No 5)*.

## 2 Commencement

This instrument commences on the day after the day it is notified.

## 3 Declaration

The Executive declares it is considering the acquisition of an interest in land specified in 5 for the public purpose described in 7. The land appears to the Executive to be suitable for use, or for development for use, for the public purpose.

## 4 The acquiring authority

TransGrid, the energy services corporation constituted under section 6A of the *Energy Services Corporations Act 1995* (NSW) and specified in Part 1A of Schedule 1 to that Act, ABN 19 622 755 774, is the acquiring authority.

*Note:* The Lands Acquisition Act defines ‘acquiring authority’ to include a utility. A ‘utility’ is defined by reference to the *Utilities Act 2000* as a person licensed to provide a utility service. A ‘utility service’, in relation to electricity, is defined in section 6 of the Utilities Act to include the transmission of electricity through an electricity network. TransGrid holds a licence to provide electricity transmission services in the ACT (see *Utilities (Grant of Licence) Notice 2015 (No 1)* - NI2015-87).

## 5 The land

The land is Blocks 199 and 237 District of Paddys River in Crown Lease Volume 1775 Folio 5 in respect of the land.

## 6 The interest in land

The interest is an easement identified by the hatched area in the schedule:

- (a) for the continued location of and access to the electricity transmission network infrastructure for the purposes of exercising functions under the *Utilities Act 2000* (Utilities Act)

- (b) prohibiting development within the easement, interference with the electricity transmission network infrastructure, or hindering the utility from exercising its functions under the Utilities Act.

**7 The public purpose**

The public purpose of the acquisition is to facilitate the utility exercising its functions under the Utilities Act in relation to the electricity transmission network and its infrastructure located on the easement.

**8 Particulars of the use to which the land will be put or for which it will be developed**

The interest in the land will be used to continue the location of electricity transmission network infrastructure and to facilitate the utility exercising its functions under the Utilities Act in relation to the electricity transmission network and its infrastructure.

**9 Reasons why the land appears to be suitable**

The land appears suitable because it is the current location of existing electricity transmission network infrastructure.

**10 Restriction on the use of land**

It appears to the Executive to be appropriate for the utility to be given, for the public purpose, the benefits of the restriction on the use of the land described in 11.

**11 Nature of restriction**

The easement prohibits the lessee's ability to erect structures or to do anything on the land covered by the easement which may interfere with the electricity transmission network infrastructure or hinder the utility's ability to exercise its functions under the Utilities Act.

**12 Reasons for the restriction**

The utility will benefit from the restriction on the use of the land as it will enable it to, for example, conduct inspections, maintenance, repairs and emergency work. The restriction will also ensure that safe clearances are maintained around the high voltage electricity transmission network infrastructure without any hindrance from the lessee.

Dorte Ekelund  
Delegate of the Executive

18 December 2015

# ACQUISITION OF INTEREST IN LAND

