

Australian Capital Territory

# Planning and Development (Technical Amendment—Gungahlin) Plan Variation 2017 (No 1)

Notifiable instrument NI2017—49

Technical Amendment No 2017-02

made under the

**Planning and Development Act 2007, s 89 (Making technical amendments) and s 96 (Effect of approval of estate development plan)**

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## 1 Name of instrument

This instrument is the *Planning and Development (Technical Amendment—Gungahlin) Plan Variation 2017 (No 1)*.

## 2 Technical amendment

I am satisfied under section 89 (1) (a) of the *Planning and Development Act 2007* (the Act) that the Gungahlin plan variation is a technical amendment to the Territory Plan.

## 3 Commencement

This instrument commences on the day after its notification day.

## 4 Meaning of *Gungahlin plan variation*

For this instrument:

***Gungahlin plan variation*** means the technical amendment to the Territory Plan, variation 2017-02, in the schedule.

*Note:* No consultation was required in relation to the Gungahlin plan variation under section 87 of the Act.

Brett Phillips  
Delegate of the planning and land authority  
2 February 2017



**ACT**  
Government

Environment, Planning and  
Sustainable Development

Planning & Development Act 2007

**Technical  
Amendment  
to the Territory Plan  
Variation 2017-02**

Future urban area variation

February 2017

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# **1. INTRODUCTION**

## **1.1 Purpose**

This technical amendment makes the following changes to the Territory Plan:

### *Territory Plan Map*

- The Territory Plan map is varied to remove the Future Urban Overlay from block 1 section 12 in the Division of Gungahlin and assign the zone that will apply to the land.

## **1.2 Public consultation**

Under section 87 of the *Planning and Development Act 2007* (the Act) this type of technical amendment is not subject to public consultation.

## **1.3 National Capital Authority**

The National Capital Authority does not need to be advised of this technical amendment as per 1.2.

## **1.4 Process**

This technical amendment has been prepared in accordance with section 87 and made in accordance with section 89 of the Act.

## 1.5 Types of technical amendments under the Act

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

- (1) Each of the following territory plan variations is a **technical amendment** for which no consultation is needed before it is made under section 89:
  - (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 to change the boundary of a zone or overlay under section 90A (Rezoning – boundary changes);
  - (c) a variation, other than one to which subsection (2) (d) applies, in relation to an estate development plan under section 96 (Effect of approval of estate development plan);
  - (d) a variation required to bring the territory plan into line with the national capital plan;
  - (e) a variation to omit something that is obsolete or redundant in the territory plan.
  
- (2) Each of the following territory plan variations is a **technical amendment** for which only limited public consultation is needed under section 90:
  - (a) 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;
  - (b) a variation to change the boundary of a zone under section 90B (Rezoning – development encroaching on adjoining territory land);
  - (c) a variation in relation to a future urban area under section 90C (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) if it incorporates an ongoing provision that was not included in the plan under section 94 (3) (g);
  - (e) a variation to clarify the language in the territory plan if it does not change the substance of the plan;
  - (f) a variation to relocate a provision within the territory plan if the substance of the provision is not changed.

TA2017-02 has been prepared in accordance with section 87 (1) (c).

## 2. EXPLANATION

This part of the technical amendment document explains the changes to be made to the Territory Plan.

### 2.1 Territory Plan Map

#### Variation to the Territory Plan

In accordance with the approved estate development plan, the Territory Plan map is being varied for block 1 section 12 Gungahlin to remove the future urban overlay and assign the zone that will apply to the subject land.

#### Existing Territory Plan Map





# Proposed 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 indicated below to identify the zone that applies to the land ceasing to be in a future urban area.*



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CROATIAN	Ako trebate pomoć tumača telefonirajte:
GREEK	Αν χρειάζεστε διερμηνέα τηλεφωνήσετε στο
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