



AUSTRALIAN CAPITAL TERRITORY

**Land (Planning and Environment)
(Consequential Provisions) (Amendment)
Act (No. 2) 1993**

No. 78 of 1993

***An Act to amend the Land (Planning and Environment)
(Consequential Provisions) Act 1991***

[Notified in ACT Gazette S218: 2 November 1993]

The Legislative Assembly for the Australian Capital Territory enacts as follows:

Short title

1. This Act may be cited as the *Land (Planning and Environment) (Consequential Provisions) (Amendment) Act (No. 2) 1993*.

Commencement

2. (1) Section 1 and this section commence on the day on which this Act is notified in the *Gazette*.

(2) The remaining provisions commence on a day fixed by the Minister by notice in the *Gazette*.

(3) If a provision referred to in subsection (2) has not commenced before the end of the period of 6 months commencing on the day on which this Act is notified in the *Gazette*, that provision, by force of this subsection, commences on the first day after the end of that period.

Principal Act

3. In this Act, “Principal Act” means the *Land (Planning and Environment) (Consequential Provisions) Act 1991*.¹

Interpretation

4. Section 28 of the Principal Act is amended—

- (a) by omitting the definition of “Tribunal”; and
- (b) by inserting the following definition:

“ ‘Appeals Board’ means the Land and Planning Appeals Board established by section 282B of the *Land (Planning and Environment) Act 1991*;”.

Review of decisions

5. Section 33 of the Principal Act is amended by omitting subsections (1), (2) and (3) and substituting the following subsections:

“(1) A person whose interests are affected by a decision of the Authority to make an order under subsection 29 (1) may apply to the Appeals Board for a review of that decision.

“(2) Where the Authority makes a decision of the kind referred to in subsection (1), it shall cause notice of the decision to be given to—

- (a) the person to whom the order is directed; and
- (b) any other person whose interests are, in the opinion of the Authority, adversely affected by the decision.

“(3) A notice under subsection (2) shall include—

- (a) a statement of the reasons of the Authority for making the order; and
- (b) a statement to the effect that, subject to Part VIA of the *Land (Planning and Environment) Act 1991*, an application may be made to the Appeals Board for a review of the decision to make the order.”.

NOTE

1. Reprinted as at 31 August 1993.

[Presentation speech made in Assembly on 12 October 1993]

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