

2015

THE LEGISLATIVE ASSEMBLY  
FOR THE AUSTRALIAN CAPITAL TERRITORY

---

(As presented)

(Chief Minister)

# Building (Loose-fill Asbestos Eradication) Legislation Amendment Bill 2015

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## **Building (Loose-fill Asbestos Eradication) Legislation Amendment Bill 2015**

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### **A Bill for**

An Act to amend legislation about loose-fill asbestos insulation, and for other purposes

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

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J2015-411

Authorised by the ACT Parliamentary Counsel—also accessible at [www.legislation.act.gov.au](http://www.legislation.act.gov.au)

1 **Part 1 Preliminary**

2 **1 Name of Act**

3 This Act is the *Building (Loose-fill Asbestos Eradication)*  
4 *Legislation Amendment Act 2015*.

5 **2 Commencement**

6 (1) This Act (other than part 4) commences on a day fixed by the  
7 Minister by written notice.

8 *Note 1* The naming and commencement provisions automatically commence on  
9 the notification day (see [Legislation Act](#), s 75 (1)).

10 *Note 2* A single day or time may be fixed, or different days or times may be  
11 fixed, for the commencement of different provisions (see [Legislation](#)  
12 [Act](#), s 77 (1)).

13 *Note 3* If a provision has not commenced within 6 months beginning on the  
14 notification day, it automatically commences on the first day after that  
15 period (see [Legislation Act](#), s 79).

16 (2) Part 4 commences on the commencement of the *Dangerous*  
17 *Substances (General) Amendment Regulation 2015 (No 2)*,  
18 section 5.

19 **3 Legislation amended**

20 This Act amends the following legislation:

- 21 • *Building Act 2004*
- 22 • *Building and Construction Industry Training Levy Act 1999*
- 23 • *Building (General) Regulation 2008*
- 24 • *Dangerous Substances (General) Regulation 2004*
- 25 • *Land Rent Act 2008*
- 26 • *Land Rent Regulation 2008*
- 27 • *Planning and Development Act 2007*.

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1 **Part 2** **Building Act 2004**

2 **4** **Notification by certifier of contraventions of building and**  
3 **development approvals—building work**  
4 **Section 50 (1) (a)**

5 *omit*

6 part 4 (Stop and demolition notices)

7 *substitute*

8 part 4 (Stop and other notices and demolition orders)

9 **5** **Part 4 heading**

10 *substitute*

11 **Part 4** **Stop and other notices and**  
12 **demolition orders**

13 **6** **Section 52**

14 *substitute*

15 **52** **Definitions—pt 4**

16 In this part:

17 *custodian*—see the *Planning and Development Act 2007*,  
18 section 333.

19 *easement* includes an area of land identified as an easement for  
20 electricity, telecommunication, water, drainage and sewerage  
21 services in, on or over the land on—

22 (a) a certificate of title; or

23 (b) a deposited plan under the *Districts Act 2002*.

1 **7 Preconditions for s 62 notice**  
2 **New section 61 (ca)**

3 *insert*

4 (ca) demolition of a building, in relation to which a demolition  
5 order has been issued under section 63A (Demolition orders—  
6 building containing loose-fill asbestos insulation) has been  
7 carried out otherwise than in accordance with the order;

8 **8 New sections 63A to 63E**

9 *insert*

10 **63A Demolition orders—building containing loose-fill**  
11 **asbestos insulation**

- 12 (1) This section applies to a building that—  
13 (a) is listed on the affected residential premises register; and  
14 (b) is—  
15 (i) vested in, or subject to the control of, the Territory; or  
16 (ii) acquired by the Territory under the buyback scheme.  
17 (2) The custodian of the land on which the building is located may  
18 apply to the construction occupations registrar for an order (a  
19 ***demolition order***) to demolish the building.

20 *Note* If a form is approved under s 151 for this provision, the form must be  
21 used.

- 22 (3) Before applying to the construction occupations registrar for a  
23 demolition order, the custodian of the land on which the building is  
24 located must consult with the relevant directors-general in relation  
25 to—  
26 (a) the asbestos removal control plan; and  
27 (b) the waste management plan.



- 1 (4) An application must be accompanied by—
- 2 (a) details of the methods to be used in carrying out the
- 3 demolition, including a work plan in accordance with
- 4 AS 2601 (The demolition of structures), as in force from time
- 5 to time; and
- 6 (b) the plans for the demolition, prepared in accordance with the
- 7 prescribed requirements; and
- 8 (c) a copy of the asbestos assessment report for premises to which
- 9 the demolition relates; and
- 10 (d) the asbestos removal control plan; and
- 11 (e) the waste management plan; and
- 12 (f) if a regulation prescribes that an entity's advice on the
- 13 application must be sought—the entity's advice.
- 14 (5) The construction occupations registrar may issue a demolition order
- 15 for demolition of the building if satisfied on reasonable grounds
- 16 that—
- 17 (a) the consultation required under subsection (3) has happened;
- 18 and
- 19 (b) a building approval is not necessary.

20 **Example—building approval is necessary**

21 The demolition of half a duplex has complex safety issues. The construction

22 occupations registrar is not satisfied that the demolition can be carried out safely

23 without inspection and certification by a certifier. As the registrar is not satisfied

24 that a building approval is necessary, the registrar may not issue a demolition

25 notice.

26 *Note* An example is part of the Act, is not exhaustive and may extend, but

27 does not limit, the meaning of the provision in which it appears (see

28 [Legislation Act](#), s 126 and s 132).

- 1 (6) The construction occupations registrar may be satisfied on  
2 reasonable grounds that the consultation required under  
3 subsection (3) has happened if—
- 4 (a) a copy of the asbestos removal control plan and the waste  
5 management plan is given to the relevant directors-general; and
- 6 (b) 10 working days have elapsed after the day the copy was  
7 given.
- 8 (7) A demolition order is in force for 2 years after the day the order is  
9 issued.
- 10 (8) The [Legislation Act](#), section 47 (6) does not apply in relation to an  
11 Australian Standard, or an Australian/New Zealand Standard,  
12 applied, adopted or incorporated as in force from time to time under  
13 this section.
- 14 *Note* The standard may be purchased at [www.standards.org.au](http://www.standards.org.au).
- 15 (9) In this section:
- 16 *affected residential premises register*—see the [Dangerous](#)  
17 [Substances Act 2004](#), section 47N (1).
- 18 *buyback scheme*—see the [Dangerous Substances Act 2004](#),  
19 section 47N (6).
- 20 *relevant directors-general* means the following:
- 21 (a) the director-general of the administrative unit responsible for  
22 municipal services;
- 23 (b) the director-general of the administrative unit responsible for  
24 the [Dangerous Substances Act 2004](#);
- 25 (c) the director-general of the administrative unit responsible for  
26 the [Work Health and Safety Act 2011](#).

- 1     **63B     When demolition orders not to be issued—advice on**  
2     **referral**
- 3           (1) This section applies to an application to the construction  
4           occupations registrar for a demolition order if—
- 5                 (a) a regulation requires the advice of an entity to be sought on the  
6                 application; and
- 7                 (b) the entity’s advice has been given as prescribed by regulation.
- 8           (2) The construction occupations registrar must not issue the demolition  
9           order unless satisfied on reasonable grounds that—
- 10                 (a) issuing the demolition order would be consistent with the  
11                 entity’s advice; or
- 12                 (b) the advice is not advice that the entity is authorised by  
13                 regulation to give.
- 14           (3) If an entity’s advice must be sought on an application to the  
15           construction occupations registrar for a demolition order, a  
16           regulation may prescribe the following:
- 17                 (a) the advice the entity may give;
- 18                 (b) when the advice of the entity must be given;
- 19                 (c) anything else in relation to the advice.

20     **63C     Requirement to give advice in relation to proposed**  
21     **demolition**

- 22           (1) This section applies if—
- 23                 (a) an entity’s advice on an application for a demolition order has  
24                 been sought as prescribed by regulation; and

25                 *Note*     See s 63B (3) (When demolition orders not to be issued—advice  
26                 on referral).

- 1 (b) the entity—
- 2 (i) has given advice on the application; or
- 3 (ii) has not given advice within the time prescribed for giving
- 4 the advice; and
- 5 (c) the construction occupations registrar has issued the demolition
- 6 order; and
- 7 (d) the plans for the demolition are substantially consistent with
- 8 the advice.
- 9 (2) For this section, if an entity fails to give advice sought within the
- 10 time prescribed by regulation in relation to the application for a
- 11 demolition order referred to the entity, the entity is taken to have
- 12 given advice that the entity supports the application.
- 13 (3) The entity must not act inconsistently with the advice in relation to
- 14 the application for the demolition order unless—
- 15 (a) further information in relation to the demolition proposed in
- 16 the application comes to the entity's attention (other than
- 17 information mentioned in subsection (4)); and
- 18 (b) the entity did not have the further information when the entity
- 19 gave the advice; and
- 20 (c) the further information is relevant to the advice the entity gave;
- 21 and
- 22 (d) the entity would have given different advice if the entity had
- 23 the further information before giving the advice.
- 24 (4) Subsection (3) (a) does not apply to further information in relation
- 25 to the demolition proposed in the application for the demolition
- 26 order if the information—
- 27 (a) was not required in the application; and
- 28 (b) is required by the entity after the demolition order is made; and

- 1 (c) is consistent in all significant respects with information already  
2 provided by the applicant, except that it is more detailed.
- 3 (5) For this section, an entity *acts inconsistently* with advice in relation  
4 to an application for a demolition order if—
- 5 (a) the advice is that the entity will issue or give an approval or  
6 other thing in relation to the demolition order; and
- 7 (b) the demolition order is made; and
- 8 (c) the entity—
- 9 (i) does not issue or give the approval or other thing  
10 consistent with the advice; or
- 11 (ii) issues or gives the approval or other thing in a way, or  
12 subject to a condition, that prevents the applicant carrying  
13 out the demolition under the demolition order.
- 14 (6) Also for this section, an entity *acts inconsistently* with advice in  
15 relation to an application for a demolition order if—
- 16 (a) the advice is that an activity to which the application relates  
17 does not require a particular authorisation (however described);  
18 and
- 19 (b) the entity prosecutes someone, or takes other compliance  
20 action, in relation to the activity because the activity is carried  
21 out without the particular authorisation.
- 22 (7) Also for this section, an entity *acts inconsistently* with advice in  
23 relation to an application for a demolition order if the entity—
- 24 (a) refuses to do something required to be done by the entity to  
25 allow the applicant to carry out the demolition under the  
26 demolition order; or
- 27 (b) does something in a way, or subject to a condition, that  
28 prevents the applicant from carrying out the demolition under  
29 the demolition order.

1 **63D Demolition orders—application of pt 3**

2 Part 3 (Building work), other than section 42 (1) (c),  
3 section 42 (1) (e) (ii) and section 42 (2), does not apply to the  
4 demolition of a building if—

- 5 (a) the construction occupations registrar has issued a demolition  
6 order to demolish the building; and  
7 (b) the order is in force; and  
8 (c) the demolition is carried out in accordance with the demolition  
9 order.

10 **63E Completion of demolition work—building containing**  
11 **loose-fill asbestos insulation**

- 12 (1) This section applies if a building the subject of a demolition order  
13 has been demolished.
- 14 (2) The custodian of the land on which the building was located may  
15 apply to the construction occupations registrar for a certificate to the  
16 effect that the demolition has been carried out in accordance with  
17 the demolition order (a *demolition certificate*).
- 18 (3) The construction occupations registrar may, by written notice, ask  
19 the custodian of the land on which the building was located, for  
20 further information in relation to the demolition.
- 21 (4) The construction occupations registrar must issue a demolition  
22 certificate if the construction occupations registrar is satisfied that—
- 23 (a) any further information required under subsection (3) has been  
24 provided; and  
25 (b) the demolition has been carried out in accordance with the  
26 demolition order.

1 **9 Inspection of building work where no approval**  
2 **Section 131 (1) (b)**

3 *omit*

4 part 4 (Stop and demolition notices)

5 *substitute*

6 part 4 (Stop and other notices and demolition orders)

7 **10 Power to authorise required work**  
8 **Section 133**

9 *omit*

10 part 4 (Stop and demolition notices)

11 *substitute*

12 part 4 (Stop and other notices and demolition orders)

13 **11 Recovery of costs of work carried out by inspector**  
14 **Section 147**

15 *omit*

16 part 4 (Stop and demolition notices)

17 *substitute*

18 part 4 (Stop and other notices and demolition orders)

19 **12 Dictionary, new definitions**

20 *insert*

21 *custodian*, for part 4 (Stop and other notices and demolition  
22 orders)—see section 52.

23 *demolition order*—see section 63A (2).

- 1 **13 Dictionary, definition of *easement***
- 2 *omit*
- 3 part 4 (Stop and demolition notices)
- 4 *substitute*
- 5 part 4 (Stop and other notices and demolition orders)



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1 **Part 3** **Building and Construction**  
2 **Industry Training Levy Act 1999**

3 **14 Assessment of value of work**  
4 **Section 19 (1) (a)**

5 *substitute*

6 (a) if the work is building work under a demolition order—the  
7 value agreed by the authority and the project owner or, if they  
8 disagree, the value assessed by a qualified valuer agreed by the  
9 authority and the owner; or

10 (aa) if the work is building work to which paragraph (a) does not  
11 apply—the value used to work out the fee payable under the  
12 [Building Act](#) in relation to the issue of the building approval  
13 for the work; or

14 **15 New section 19 (3)**

15 *insert*

16 (3) In this section:

17 *demolition order* means a demolition order under the [Building](#)  
18 [Act 2004](#), section 63A (Demolition orders—building containing  
19 loose-fill asbestos insulation).

1 **Part 4 Building (General)**  
2 **Regulation 2008**

3 **16 New division 3.6**

4 *insert*

5 **Division 3.6 Demolition orders**

6 **36A General requirements for plans—Act, s 63A**

7 (1) This section applies to plans accompanying an application for a  
8 demolition order to demolish a building.

9 (2) The plans must—

10 (a) be drawn in accordance with AS 1100, unless the plans were  
11 drawn before the standard commenced; and

12 *Note* The standard may be purchased at [www.standards.org.au](http://www.standards.org.au).

13 (b) show any area covered by the plans that is marked on a  
14 certificate of title or deposited plan as an easement; and

15 (c) if the demolition will require the disconnection of a pipe to the  
16 sewerage system—show any point of disconnection of the pipe  
17 to the sewerage system; and

18 (d) if the demolition will require the disconnection of a pipe to a  
19 water main—show any point of disconnection of the pipe to  
20 the water main; and

21 (e) if the demolition will require the disconnection of a pipe to a  
22 stormwater drain—show any point of disconnection of the pipe  
23 to the stormwater system; and

- 1 (f) if the demolition will, when finished, alter the surface  
2 stormwater drainage on the parcel of land where the work is to  
3 be done—show the proposed surface stormwater drainage on  
4 the parcel at the completion of the work; and
- 5 (g) for the parcel of land where the demolition is to be done—  
6 include a site plan on a scale of not less than 1:200 showing—
- 7 (i) the block and section number of the land (or for land  
8 under a land sublease, the sublease plan number); and
- 9 (ii) the boundaries and dimensions of the land.

10 (3) In this section:

11 *stormwater system* means a system of pipes, gutters, drains,  
12 floodways and channels designed to collect or carry stormwater in  
13 or through an urban area, other than for a single parcel of land.

14 *utility service*—see the *Utilities Act 2000*, dictionary.

15 *water main* means a conduit or pipeline—

- 16 (a) owned, controlled or maintained by a utility service; and  
17 (b) designed to carry drinking water supplied by the service.

18 **36B Applications for demolition orders to be referred—Act,**  
19 **s 63A (4)**

- 20 (1) This section applies if the custodian of the land on which a building  
21 is located intends to apply to the construction occupations registrar  
22 for a demolition order for demolition of the building.
- 23 (2) Before making the application, the custodian must refer the  
24 application to an entity mentioned in an item in schedule 2A if the  
25 demolition involves something prescribed in schedule 2A in relation  
26 to the entity.
- 27 (3) A referral under subsection (2) must be accompanied by a copy of  
28 the documents mentioned in the [Act](#), section 63A (4) (a) to (e).

- 1     **36C     Applications for demolition orders—requirement to give**  
2     **advice—Act, s 63B**
- 3           (1) This section applies if an application for a demolition order is  
4           referred to an entity for advice.
- 5           *Note*     An application may be required to be referred to an entity under s 36B.
- 6           (2) The entity must give advice in relation to the application not later  
7           than 15 working days after the day the application is given to the  
8           entity.
- 9           *Note*     For how documents may be given, see the [Legislation Act](#), pt 19.5.
- 10          (3) The advice—
- 11           (a) must be in writing; and
- 12           (b) must relate to the entity’s area of authority; and
- 13           (c) must state whether the entity supports or opposes the  
14           application; and
- 15           (d) if the entity supports the application—may include conditions  
16           to which the support is subject; and
- 17           (e) if the entity opposes the application—must state the reasons for  
18           opposing the application.
- 19          (4) If the advice includes a condition, the condition must not require the  
20          demolition to be carried out in a way that is inconsistent with, or  
21          more burdensome than, the Act.
- 22          (5) For this section, advice relates to an entity’s area of authority if the  
23          entity has authority under a legislative provision for the area.

**17 New schedule 2A***insert***Schedule 2A Referral of demolition order applications to particular entities**

(see s 36B)

<b>column 1 item</b>	<b>column 2 building work involved</b>	<b>column 3 entity to which building approval application is referred</b>
1	demolition of building to which water or sewerage services supplied or water meter connected	the utility that provides the water or sewerage service under the <i>Utilities Act 2000</i> or the <i>Utilities (Technical Regulation) Act 2014</i>
2	demolition of building to which electricity services supplied or electricity meter connected	the utility that provides the electricity service under the <i>Utilities Act 2000</i> or the <i>Utilities (Technical Regulation) Act 2014</i>
3	demolition of building to which gas services supplied or gas meter connected	the utility that provides the gas service under the <i>Utilities Act 2000</i> or the <i>Utilities (Technical Regulation) Act 2014</i>

1 **Part 5** **Dangerous Substances (General)**  
2 **Regulation 2004**

3 **18** **Definitions—pt 3.5**  
4 **Section 338, new definition of *licensed asbestos***  
5 ***removalist***

6 *insert*

7 *licensed asbestos removalist*—see the [Work Health and Safety](#)  
8 [Regulation 2011](#), dictionary.

9 **19** **Asbestos contamination report—owner and occupier**  
10 **responsibilities**  
11 **Section 342 (1) (b)**

12 *omit*

13 licensed asbestos removal worker

14 *substitute*

15 licensed asbestos removalist

16 **20** **Section 344 heading**

17 *substitute*

18 **344** **Asbestos removalist must give copy of work report to**  
19 **regulator and owner**

20 **21** **Section 344**

21 *omit*

22 licensed asbestos removal worker

23 *substitute*

24 licensed asbestos removalist

1 **22 Dictionary, new definition of *licensed asbestos***  
2 ***removalist***

3 *insert*

4 *licensed asbestos removalist*, for part 3.5 (Asbestos management—  
5 residential premises)—see the *Work Health and Safety*  
6 *Regulation 2011*, dictionary.

1 **Part 6 Land Rent Act 2008**

2 **23 Application of Act**  
3 **Section 5 (2), new note**

4 *insert*

5 *Note* *Single dwelling house lease*—see the dictionary.

6 **24 Application to pay land rent**  
7 **Section 7 (1), new note**

8 *insert*

9 *Note* *Single dwelling house lease*—see the dictionary.

10 **25 Section 7 (3), new note**

11 *insert*

12 *Note 3* *Land rent lease*—see the dictionary.

13 **26 Section 7 (4)**

14 *omit*

15 **27 Section 7 (5), definition of *single dwelling house lease***

16 *omit*



**28** **New section 7A**

*insert*

**7A** **Grant of land rent lease—former owner**

- (1) This section applies if the planning and land authority offers a lease of a parcel of land by direct sale to an eligible former owner of the parcel of land.

*Note 1* The planning and land authority may grant a lease under the *Planning and Development Act 2007*, s 238.

*Note 2* **Single dwelling house lease**—see the dictionary.

- (2) The eligible former owner may apply to the planning and land authority to pay land rent for the lease.

*Note* If a form is approved under the *Planning and Development Act 2007*, s 425 for this provision, the form must be used.

- (3) If the lease is granted, and an application is made under subsection (2) in accordance with the regulations, the lease must—

- (a) be granted to the eligible former owner subject to the condition that land rent is payable for the lease; and
- (b) be a single dwelling house lease; and
- (c) indicate that the lease is a land rent lease.

*Note 1* The planning and land authority need not grant a lease to an eligible former owner, even if applications for the lease have been invited (see *Planning and Development Act 2007*, s 244).

*Note 2* If applications for a lease have been invited subject to conditions, the planning and land authority may, without granting a lease, invite fresh applications for the lease subject to the same or other conditions (see *Planning and Development Act 2007*, s 244).

*Note 3* **Land rent lease**—see the dictionary.

- 1           (4) In this section:
- 2                 *affected residential premises* means premises listed on the affected  
3                 residential premises register.
- 4                 *affected residential premises register*—see the *Dangerous*  
5                 *Substances Act 2004*, section 47N (1).
- 6                 *buyback scheme*—see the *Dangerous Substances Act 2004*,  
7                 section 47N (6).
- 8                 *eligible former owner*, of a parcel of land, means a former owner of  
9                 the parcel of land who has been granted a discount under section 12  
10                for a land rent lease not earlier than 6 months before the day the  
11                planning and land authority offers a single dwelling house lease of  
12                the parcel of land by direct sale.
- 13                *former owner*, of a parcel of land, means—
- 14                (a) a person—
- 15                   (i) who—
- 16                        (A) owns a parcel of land on which affected residential  
17                        premises are located; and
- 18                        (B) has executed a deed to surrender the parcel of land  
19                        to the Territory under the buyback scheme; or
- 20                   (ii) who—
- 21                        (A) owned a parcel of land on which affected residential  
22                        premises are located; and
- 23                        (B) has surrendered the parcel of land to the Territory  
24                        under the buyback scheme; or
- 25                (b) if the person mentioned in paragraph (a) dies—a person who  
26                would have obtained an interest in the parcel of land if the  
27                parcel of land had not been surrendered; or

- 1 (c) if the person mentioned in paragraph (a) is a party to a divorce  
2 or the ending of a civil partnership or civil union—the person  
3 who would have obtained an interest in the parcel of land  
4 under a court order if the parcel of land had not been  
5 surrendered.

6 **29 Discount—eligibility**  
7 **New section 11 (1A)**

8 *insert*

- 9 (1A) For subsection (1) (a), the former owner of a parcel of land is not  
10 taken to own other real property if the former owner—  
11 (a) owns the parcel of land; but  
12 (b) does not own other real property.

13 **30 Section 11 (2), new definition of *former owner***

14 *insert*

15 *former owner*—see section 7A (4).

16 **31 Transfer of post-1 October 2013 lease**  
17 **Section 16C (2) (a)**

18 *substitute*

- 19 (a) if the lessee is not an eligible former owner of the lease—an  
20 eligible transferee; or

1 **32 Regulation-making power**  
2 **Section 35 (2)**

3 *after*

4 section 7 (2) (Application to pay land rent)

5 *insert*

6 or section 7A (2) (Grant of land rent lease—former owner)

7 **33 Dictionary, definition of *land rent lease***

8 *substitute*

9 *land rent lease* means a lease mentioned in section 7 (3) or  
10 section 7A (3).

11 **34 Dictionary, new definitions**

12 *insert*

13 *single dwelling house*—see the [territory plan](#).

14 *single dwelling house lease* means a residential lease that authorises  
15 use of the land under the lease for a single dwelling house.

1 **Part 7** **Land Rent Regulation 2008**

2 **35** **New section 4**

3 *insert*

4 **4** **Application by eligible former owner to pay land rent—**  
5 **Act, s 7A (2)**

6 The following requirements in relation to an application to pay land  
7 rent for a lease are prescribed:

- 8 (a) before the lease is granted, the eligible former owner must  
9 have attended a land rent information session conducted by the  
10 Canberra Institute of Technology;
- 11 (b) the eligible former owner must give evidence of the former  
12 owner's attendance at the session to the authority.

1 **Part 8** **Planning and Development**  
2 **Act 2007**

3 **36** **Development proposals in impact track because of need**  
4 **for EIS**  
5 **Schedule 4, part 4.3, item 6**

6 *substitute*

6	<p>proposal that is likely to have a significant adverse impact on the heritage significance of a place or object registered under the <i>Heritage Act 2004</i>, unless—</p> <ul style="list-style-type: none"><li>(a) the heritage council produces an environmental significance opinion that the proposal is not likely to have a significant adverse impact; or</li><li>(b) the proposal is the demolition of a building that is affected residential premises, and the heritage council has approved a statement of heritage effect in relation to the proposal</li></ul> <p><i>Note 1</i> <i>Affected residential premises</i>—see the dictionary.</p> <p><i>Note 2</i> <i>Statement of heritage effect</i>—see the <i>Heritage Act 2004</i>, s 61G.</p>
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7 **37** **Dictionary, new definitions**

8 *insert*

9 *affected residential premises* means—

10 (a) residential premises that contain, or have contained, loose-fill  
11 asbestos insulation; or

12 (b) premises listed on the affected residential premises register.

13 *affected residential premises register*—see the *Dangerous*  
14 *Substances Act 2004*, section 47N (1).

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## Endnotes

**1 Presentation speech**

Presentation speech made in the Legislative Assembly on 24 September 2015.

**2 Notification**

Notified under the [Legislation Act](#) on 2015.

**3 Republications of amended laws**

For the latest republication of amended laws, see [www.legislation.act.gov.au](http://www.legislation.act.gov.au).

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