



**AUSTRALIAN CAPITAL TERRITORY**  
**LAND (PLANNING AND ENVIRONMENT) ACT 1991**

**DETERMINATION OF CRITERIA**

**INSTRUMENT NO. 115 OF 1999**

The ACT Executive under to subsection 161(5) of the Land (Planning and Environment) Act 1991 (hereafter the Act), revokes disallowable instrument number 78 of 1996 made under that subsection and dated 23 May 1996 and specifies the criteria for the direct grant of Crown leases to **STATUTORY AUTHORITIES** and **TERRITORY OWNED CORPORATIONS** for the purposes connected with the functions of those bodies. The criteria are:

The applicant must:

1. be a Statutory Authority or a Territory Owned Corporation;
2. complete an application for the lease in the required form giving details of:
  - its full name and address;
  - site particulars (if applicable);
  - the size of the proposed development;
  - the purpose of the development;
  - evidence of its status as a Statutory Authority or Territory Owned Corporation;
3. pay the current market value for the lease if the land is first occupied by the applicant on or after 21 November 1979, with the following exceptions:
  - (a) land occupied in connection with water supply and sewerage service facilities and transferred to the ACTEW Corporation Limited (ACTEW) by notice in Commonwealth Government Notices Gazette number NG6 of 15 February 1989 in which case no charge will apply. The current market value for the lease is to be paid for land first occupied by ACTEW on or after 15 February 1989; or
  - (b) land is transferred to the Applicant pursuant to an agreement in writing made prior to the date of this instrument with the Commonwealth or the Australian Capital Territory.

For the purposes of this instrument a Statutory Authority is a body created by a Commonwealth or Australian Capital Territory enactment for a public purpose.

Dated this fifteenth day of June 1999

**BILL STEFANIAK**  
Minister

**BRENDAN SMYTH**  
Minister