

# Planning (Lease Variation Charges) Determination 2025 (No 2)

Disallowable instrument DI2025–179

made under the

***Planning Act 2023*, s 331 (2) (Standard chargeable variations)**

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## 1 Name of instrument

This instrument is the *Planning (Lease Variation Charges) Determination 2025 (No 2)*.

## 2 Commencement

This instrument commences on 1 July 2025.

## 3 Definitions

In this instrument:

***Act*** means the *Planning Act 2023*.

***chargeable variation***—see the Act, dictionary.

***development application***—see the Act, dictionary.

***dwelling*** means—

(a) a dwelling—see the *Planning (General) Regulation 2023*, section 6; or

(b) a unit—see the *Unit Titles Act 2001*, dictionary.

***GFA*** means gross floor area.

***gross floor area***—see the Act, dictionary.

***lease***—see the Act, dictionary.

***lease variation charge*** means, for a variation of a nominal rent lease, the lease variation charge applying under the Act, section 331.

***nominal rent lease***—see the Act, dictionary.

***residential lease***—see the Act, dictionary.

***standard chargeable variation***—see the Act, section 331.

***suburb*** means a district under the *Districts Act 2002*, section 5.

***zone***—see the Act, dictionary.

#### **4 Meaning of *lodged* and *submitted***

In this instrument:

*lodged* means—

- (a) for a development application prior to commencement of the Act, division 10.7.3 (Variation of nominal rent leases)—a development application that had passed a completeness check, had fees paid and the assessment timeframes under the Act have commenced; or
- (b) at any other time—where a development application has been made under the Act, section 166 (Application for development approval).

*submitted* means—

- (a) for a development application prior to commencement of the Act, division 10.7.3 (Variation of nominal rent leases)—a development application that has been submitted to the ACT planning and land authority in its electronic development application lodgement system, and that has not been lodged; or
- (b) for any other development application—where a development proposal is or has been considered under the Act, section 164 (Consideration of development proposals).

#### **5 Application**

This instrument applies to standard chargeable variations for development applications:

- (a) submitted on or after 1 July 2025; or
- (b) submitted before 1 July 2025 but lodged before 1 April 2026.

#### **6 Working out lease variation charge for more than 1 standard chargeable variation—Act, s 330 (a)**

The lease variation charge is the total of the determined charges for each standard chargeable variation.

#### **7 Consultation and advice—Act, s 331 (2) & (3)**

In making this determination, I:

- (a) consulted with the Minister for Planning; and
- (b) received and had regard to advice from an accredited valuer.

#### **8 Determination of lease variation charges—schedule 1—Act, s 331 (2)**

- (1) This section, subject to section 1 of schedule 1, applies to a chargeable variation of a nominal rent lease of a kind mentioned in:

- (a) schedule 1, table 1, columns 2 and 3,  
to which the criteria in:
- (b) schedule 1, table 1, column 4,  
for the variation apply.
- (2) The determined lease variation charge for the chargeable variation is the amount for the variation in:
  - (a) schedule 1, table 1, column 5.
- (3) If this section applies to a chargeable variation of a nominal rent lease and, but for this section, a charge under another schedule would apply to the variation, the determined lease variation charge for the variation is the charge in schedule 1, table 1, column 5 for the variation.

#### **Example**

Development approval has been given for a lessee to vary a lease in Braddon to increase the maximum GFA of the service station on the land under the lease. The lease variation charge for that variation is the charge mentioned in schedule 1 for service stations, not the charge mentioned in relation to the zone and suburb in schedule 3.

*Note 1* Section 6 provides for working out the total lease variation charge if a development approval relates to 2 or more standard chargeable variations, for example, a variation mentioned in schedule 1 and a variation mentioned in schedule 3.

*Note 2* An example is part of the instrument, is not exhaustive and may extend, but does not limit, the meaning of the provision in which it appears (see Legislation Act, s 126 and s 132).

*Note 3* Section 48 of the Legislation Act provides that a power given under an Act to make a statutory instrument includes power to make different provisions in relation to different matters or different classes of matters.

## **9 Determination of lease variation charges—schedule 2— Act, s 331 (2)**

- (1) This section, subject to section 1 of schedule 2, applies—
  - (a) to a lease that authorises a residential use of the land described in the lease in a suburb mentioned in schedule 2, table 1; and
  - (b) if a development approval approves a chargeable variation of the lease to increase the number of dwellings permitted on the land under the lease.
- (2) The determined lease variation charge for the chargeable variation of the lease is worked out as follows:

***increased number of dwellings × additional dwelling amount***

- (3) In this section:

***additional dwelling amount***, for a chargeable variation of a lease that authorises a residential use of the land described in the lease in a suburb, means the amount mentioned in the column for the suburb for the total approved number of dwellings in schedule 2, table 1, columns 2 to 9.

***increased number of dwellings*** means the difference between the number of dwellings permitted on the land under the lease before the chargeable variation of the lease is executed and the number of dwellings permitted on

the land after the variation is executed.

***total approved number of dwellings***, for a lease, means the total number of dwellings permitted on the land under the lease after a chargeable variation is executed.

## **10 Determination of lease variation charges—schedule 3—Act, s 331 (2)**

(1) This section applies—

(a) to a lease that authorises:

(i) a commercial use of the land described in the lease in a suburb mentioned in schedule 3, table 1 to 3, column 1 and 2; or

(ii) an industrial use of the land described in the lease in a suburb mentioned in schedule 3, table 4, column 1 and 2; and

(b) if a development approval approves a chargeable variation of the lease to increase the maximum GFA of any building or structure permitted for industrial or commercial use on the land under the lease.

(2) The determined lease variation charge for the chargeable variation of the lease is worked out as follows:

$$\text{increased GFA} \times \text{additional GFA amount}$$

(3) In this section:

***additional GFA amount***, for a chargeable variation of a lease in a suburb in a zone to which the criteria (if any) for the variation applies, means the amount mentioned in schedule 3, tables 1 to 4, column 4 for the suburb, zone and criteria (if any).

***criteria***, for a chargeable variation of a lease, means—

(a) a suburb and zone that the lease is in, the detail mentioned in schedule 3, tables 1 to 4, column 3; or

(b) the applicable criteria that applies to the total GFA of a building or structure permitted for industrial or commercial use on the land under the lease after the variation is executed mentioned in schedule 3, tables 1 to 4, column 3.

***increased GFA*** means the difference, expressed in square meters, between the maximum GFA of any building or structure permitted for non-residential use on the land under the lease—

(a) before the chargeable variation of the lease is executed; and

(b) after the variation is executed.

**11 Reasons etc for determining lease variation charges—schedule 4—  
Act, s 331 (5)**

The reasons for determining the lease variation charges in this instrument and a statement about how the charges were determined are set out in schedule 4.

Chris Steel MLA  
Treasurer

27 June 2025

# Schedule 1

## Lease Variation Charge Determination—Specific charges

**Table 1: Specific charges—**

column 1	column 2	column 3	column 4	column 5
Item No.	Chargeable variation	Relevant provision under Act or regulation	Additional criteria (if any)	Lease variation charge
1	Variation to limit the maximum number of dwellings permitted on the land under a residential lease.	<i>Planning (General) Regulation 2023</i> , s 75 (1) (b)	Lease is in one of the following zones: * RZ1 Suburban Zone; * RZ2 Suburban Core Zone; * RZ3 Urban Residential Zone; * RZ4 Medium Density Residential Zone; * RZ5 High Density Residential Zone.	\$46,000 for each dwelling
2	Variation to limit the maximum number of non-residential units (however described) permitted on the land under a non-residential lease to 3 non-residential units or less.	<i>Planning (General) Regulation 2023</i> , s 75 (1) (j)	Lease is in one of the following zones: * IZ1 General Industrial Zone; * IZ2 Mixed Use Industrial Zone.	\$7,500 for each non-residential unit
3	Variation to limit the maximum number of non-residential units (however described) permitted on the land under a non-residential lease to a number greater than 3.	<i>Planning (General) Regulation 2023</i> , s 75 (1) (j)	Lease is in one of the following zones: * IZ1 General Industrial Zone; * IZ2 Mixed Use Industrial Zone.	\$7,500 for each of the first 3 non-residential unit plus \$5,000 for each additional unit
4	Variation to consolidate 2 or 3 leases.	<i>Planning (General) Regulation 2023</i> , s 75 (1) (d)		\$7,500
5	Variation to consolidate 4 or more leases.	<i>Planning (General) Regulation 2023</i> , s 75 (1) (d)		\$7,500 for the first 3 leases plus \$5,000 for each additional lease
6	Variation to subdivide a lease into 2 or 3 leases.	<i>Planning (General) Regulation 2023</i> , s 75 (1) (e)		\$7,500 for each additional lease

column 1	column 2	column 3	column 4	column 5
Item No.	Chargeable variation	Relevant provision under Act or regulation	Additional criteria (if any)	Lease variation charge
7	Variation to subdivide a lease into 4 or more leases.	<i>Planning (General) Regulation 2023</i> , s 75 (1) (e)		\$7,500 for each of the first 2 additional leases and \$5,000 for each additional lease
8	Variation to increase maximum gross floor area of service station (as defined in the Territory Plan).	<i>Planning (General) Regulation 2023</i> , s 75 (1) (c) (ii)	(1) Lease authorises the land to be used for a service station. (2) Lease limits the maximum gross floor area that can be used for the purpose of a service station.	\$375 for each additional square metre of gross floor area
9	Variation to increase maximum gross floor area of a club (as defined in the Territory Plan) holding a club licence under the <i>Liquor Act 2010</i> .	<i>Planning (General) Regulation 2023</i> , s 75 (1) (c) (ii)	(1) The lessee of the lease holds a club licence under the <i>Liquor Act 2010</i> . (2) The lease authorises the land to be used for a club that is authorised to sell liquor under the <i>Liquor Act 2010</i> .	\$187.50 for each additional square metre of gross floor area
10	Variation to increase the maximum number of self care units in a retirement complex.	<i>Planning (General) Regulation 2023</i> , s 75 (1) (h) (i)	(1) Lease authorises the land to be used for a retirement complex. (2) Lease limits the maximum number of self-care units.	\$40,000 for each additional self-care unit
11	Variation to increase the maximum number of care beds in a retirement complex.	<i>Planning (General) Regulation 2023</i> , s 75 (1) (h) (ii)	(1) Lease authorises the land to be used for a retirement complex. (2) Lease limits the maximum number of self-care units.	\$10,000 for each additional care bed
12	Variation of a lease that authorises an incorporated association to use the land in the lease for a stated purpose to remove the reference in the lease to the association in the relation to the stated purpose.	<i>Planning (General) Regulation 2023</i> , s 75 (1) (i)		\$7,500

## Schedule 2

### Lease Variation Charge Determination—Residential

**Table 1: Residential Development Application**

column 1	column 2	column 3	column 4	column 5	column 6	column 7	column 8	column 9
Number of approved dwellings								
Suburb	2 Dwellings	3 Dwellings	4 Dwellings	5-10 Dwellings	11-20 Dwellings	21-40 Dwellings	41-100 Dwellings	>101 Dwellings
Ainslie	\$181,250	\$125,000	\$107,500	\$88,750	\$73,750	\$55,000	\$43,750	\$40,000
Amaroo	\$83,750	\$70,000	\$62,500	\$55,000	\$48,750	\$41,250	\$32,500	\$28,750
Aranda	\$97,500	\$82,500	\$75,000	\$52,500	\$48,750	\$37,500	\$33,750	\$30,000
Banks	\$67,500	\$60,000	\$52,500	\$45,000	\$41,250	\$37,500	\$33,750	\$30,000
Barton	\$272,500	\$163,750	\$122,500	\$122,500	\$115,000	\$77,500	\$63,750	\$53,750
Belconnen	\$101,250	\$82,500	\$75,000	\$56,250	\$52,500	\$41,250	\$37,500	\$30,000
Bonner	\$83,750	\$70,000	\$62,500	\$56,250	\$50,000	\$42,500	\$33,750	\$28,750
Bonython	\$67,500	\$60,000	\$52,500	\$45,000	\$41,250	\$37,500	\$33,750	\$30,000
Braddon	\$211,250	\$147,500	\$132,500	\$112,500	\$90,000	\$67,500	\$60,000	\$56,250
Bruce	\$93,750	\$78,750	\$71,250	\$52,500	\$48,750	\$37,500	\$33,750	\$30,000
Calwell	\$67,500	\$60,000	\$52,500	\$48,750	\$45,000	\$41,250	\$37,500	\$33,750
Campbell	\$212,500	\$133,750	\$126,250	\$115,000	\$86,250	\$71,250	\$56,250	\$45,000
Casey	\$83,750	\$70,000	\$62,500	\$56,250	\$50,000	\$42,500	\$33,750	\$28,750
Chapman	\$82,500	\$71,250	\$63,750	\$56,250	\$52,500	\$45,000	\$41,250	\$37,500
Charnwood	\$75,000	\$67,500	\$56,250	\$48,750	\$45,000	\$37,500	\$30,000	\$22,500
Chifley	\$146,250	\$116,250	\$93,750	\$63,750	\$56,250	\$48,750	\$41,250	\$33,750



column 1	column 2	column 3	column 4	column 5	column 6	column 7	column 8	column 9
Number of approved dwellings								
Suburb	2 Dwellings	3 Dwellings	4 Dwellings	5-10 Dwellings	11-20 Dwellings	21-40 Dwellings	41-100 Dwellings	>101 Dwellings
Chisholm	\$63,750	\$56,250	\$48,750	\$45,000	\$41,250	\$37,500	\$33,750	\$30,000
Conder	\$67,500	\$60,000	\$52,500	\$48,750	\$45,000	\$41,250	\$33,750	\$30,000
Cook	\$97,500	\$82,500	\$75,000	\$52,500	\$48,750	\$37,500	\$33,750	\$30,000
Coombs	\$78,750	\$67,500	\$63,750	\$56,250	\$48,750	\$41,250	\$37,500	\$30,000
Crace	\$96,250	\$82,500	\$76,250	\$68,750	\$61,250	\$51,250	\$40,000	\$36,250
Curtin	\$176,250	\$120,000	\$108,750	\$63,750	\$52,500	\$48,750	\$48,750	\$41,250
Deakin	\$257,500	\$171,250	\$153,750	\$126,250	\$107,500	\$66,250	\$53,750	\$50,000
Denman Prospect	\$78,750	\$67,500	\$60,000	\$52,500	\$48,750	\$41,250	\$37,500	\$30,000
Dickson	\$193,750	\$126,250	\$111,250	\$96,250	\$70,000	\$48,750	\$45,000	\$41,250
Downer	\$195,000	\$127,500	\$108,750	\$90,000	\$63,750	\$45,000	\$41,250	\$37,500
Duffy	\$86,250	\$75,000	\$63,750	\$60,000	\$52,500	\$45,000	\$41,250	\$37,500
Dunlop	\$75,000	\$67,500	\$56,250	\$48,750	\$45,000	\$37,500	\$33,750	\$26,250
Evatt	\$78,750	\$71,250	\$56,250	\$52,500	\$48,750	\$37,500	\$33,750	\$26,250
Fadden	\$82,500	\$67,500	\$63,750	\$56,250	\$52,500	\$45,000	\$41,250	\$37,500
Farrer	\$142,500	\$93,750	\$82,500	\$60,000	\$56,250	\$45,000	\$41,250	\$37,500
Fisher	\$75,000	\$63,750	\$56,250	\$48,750	\$45,000	\$41,250	\$33,750	\$30,000
Florey	\$90,000	\$78,750	\$71,250	\$52,500	\$48,750	\$37,500	\$33,750	\$30,000
Flynn	\$78,750	\$71,250	\$63,750	\$48,750	\$45,000	\$37,500	\$33,750	\$26,250
Forde	\$88,750	\$75,000	\$67,500	\$61,250	\$55,000	\$48,750	\$35,000	\$32,500
Forrest	\$343,750	\$268,750	\$191,250	\$153,750	\$78,750	\$66,250	\$61,250	\$61,250
Franklin	\$88,750	\$76,250	\$68,750	\$62,500	\$56,250	\$48,750	\$35,000	\$32,500
Fraser	\$75,000	\$67,500	\$60,000	\$48,750	\$45,000	\$37,500	\$33,750	\$26,250
Garran	\$176,250	\$153,750	\$108,750	\$78,750	\$63,750	\$52,500	\$45,000	\$41,250
Gilmore	\$63,750	\$56,250	\$48,750	\$45,000	\$41,250	\$37,500	\$33,750	\$30,000

column 1	column 2	column 3	column 4	column 5	column 6	column 7	column 8	column 9
Number of approved dwellings								
Suburb	2 Dwellings	3 Dwellings	4 Dwellings	5-10 Dwellings	11-20 Dwellings	21-40 Dwellings	41-100 Dwellings	>101 Dwellings
Giralang	\$82,500	\$67,500	\$60,000	\$52,500	\$48,750	\$41,250	\$37,500	\$26,250
Gordon	\$63,750	\$52,500	\$45,000	\$45,000	\$41,250	\$33,750	\$30,000	\$26,250
Gowrie	\$63,750	\$56,250	\$48,750	\$45,000	\$41,250	\$37,500	\$30,000	\$26,250
Greenway	\$52,500	\$48,750	\$45,000	\$37,500	\$33,750	\$30,000	\$22,500	\$22,500
Griffith	\$255,000	\$210,000	\$167,500	\$130,000	\$96,250	\$68,750	\$57,500	\$53,750
Gungahlin	\$92,500	\$78,750	\$71,250	\$65,000	\$58,750	\$50,000	\$37,500	\$33,750
Hackett	\$198,750	\$120,000	\$101,250	\$86,250	\$71,250	\$56,250	\$41,250	\$37,500
Hall	\$116,250	\$95,000	\$80,000	\$67,500	\$61,250	\$51,250	\$38,750	\$35,000
Harrison	\$88,750	\$76,250	\$68,750	\$62,500	\$56,250	\$48,750	\$35,000	\$32,500
Hawker	\$97,500	\$82,500	\$75,000	\$52,500	\$48,750	\$37,500	\$33,750	\$30,000
Higgins	\$75,000	\$67,500	\$60,000	\$48,750	\$45,000	\$37,500	\$33,750	\$30,000
Holder	\$78,750	\$71,250	\$60,000	\$52,500	\$48,750	\$41,250	\$33,750	\$30,000
Holt	\$75,000	\$67,500	\$60,000	\$48,750	\$45,000	\$37,500	\$33,750	\$30,000
Hughes	\$165,000	\$138,750	\$105,000	\$67,500	\$56,250	\$45,000	\$41,250	\$37,500
Isaacs	\$142,500	\$135,000	\$123,750	\$112,500	\$75,000	\$52,500	\$37,500	\$37,500
Isabella Plains	\$63,750	\$56,250	\$48,750	\$45,000	\$41,250	\$37,500	\$33,750	\$30,000
Jacka	\$82,500	\$70,000	\$62,500	\$56,250	\$50,000	\$42,500	\$33,750	\$28,750
Kaleen	\$90,000	\$78,750	\$71,250	\$52,500	\$48,750	\$37,500	\$33,750	\$30,000
Kambah	\$63,750	\$56,250	\$48,750	\$45,000	\$41,250	\$37,500	\$30,000	\$26,250
Kingston	\$268,750	\$191,250	\$153,750	\$95,000	\$87,500	\$65,000	\$50,000	\$46,250
Latham	\$75,000	\$67,500	\$60,000	\$48,750	\$45,000	\$37,500	\$33,750	\$26,250
Lyneham	\$192,500	\$131,250	\$120,000	\$101,250	\$86,250	\$67,500	\$45,000	\$41,250
Lyons	\$153,750	\$108,750	\$97,500	\$67,500	\$52,500	\$48,750	\$37,500	\$22,500
Macarthur	\$63,750	\$56,250	\$48,750	\$45,000	\$41,250	\$37,500	\$30,000	\$26,250

column 1	column 2	column 3	column 4	column 5	column 6	column 7	column 8	column 9
Number of approved dwellings								
Suburb	2 Dwellings	3 Dwellings	4 Dwellings	5-10 Dwellings	11-20 Dwellings	21-40 Dwellings	41-100 Dwellings	>101 Dwellings
Macgregor	\$75,000	\$67,500	\$60,000	\$48,750	\$45,000	\$37,500	\$33,750	\$26,250
Macquarie	\$97,500	\$82,500	\$75,000	\$52,500	\$48,750	\$37,500	\$33,750	\$30,000
Mawson	\$153,750	\$97,500	\$90,000	\$78,750	\$75,000	\$71,250	\$45,000	\$41,250
McKellar	\$75,000	\$67,500	\$60,000	\$48,750	\$45,000	\$37,500	\$33,750	\$26,250
McNamara	\$78,750	\$75,000	\$71,250	\$52,500	\$48,750	\$37,500	\$30,000	\$30,000
Melba	\$78,750	\$71,250	\$63,750	\$52,500	\$48,750	\$41,250	\$33,750	\$30,000
Monash	\$67,500	\$60,000	\$52,500	\$45,000	\$41,250	\$37,500	\$33,750	\$30,000
Moncrieff	\$82,500	\$70,000	\$62,500	\$56,250	\$50,000	\$42,500	\$33,750	\$28,750
Narrabundah	\$201,250	\$163,750	\$126,250	\$100,000	\$77,500	\$53,750	\$46,250	\$38,750
Ngunnawal	\$82,500	\$70,000	\$61,250	\$55,000	\$48,750	\$42,500	\$33,750	\$28,750
Nicholls	\$93,750	\$81,250	\$73,750	\$67,500	\$60,000	\$51,250	\$38,750	\$35,000
O'Connor	\$205,000	\$131,250	\$123,750	\$97,500	\$82,500	\$67,500	\$45,000	\$41,250
O'Malley	\$243,750	\$206,250	\$180,000	\$161,250	\$142,500	\$123,750	\$97,500	\$86,250
Oaks Estate	\$63,750	\$56,250	\$48,750	\$41,250	\$37,500	\$33,750	\$30,000	\$26,250
Oxley	\$67,500	\$60,000	\$52,500	\$45,000	\$41,250	\$37,500	\$33,750	\$30,000
Page	\$90,000	\$78,750	\$71,250	\$52,500	\$48,750	\$37,500	\$33,750	\$30,000
Palmerston	\$87,500	\$73,750	\$66,250	\$60,000	\$53,750	\$47,500	\$35,000	\$31,250
Pearce	\$187,500	\$142,500	\$120,000	\$93,750	\$71,250	\$52,500	\$41,250	\$37,500
Phillip	\$150,000	\$112,500	\$63,750	\$56,250	\$52,500	\$48,750	\$26,250	\$22,500
Red Hill	\$260,000	\$165,000	\$131,250	\$88,750	\$77,500	\$65,000	\$57,500	\$50,000
Reid	\$212,500	\$142,500	\$128,750	\$98,750	\$83,750	\$65,000	\$55,000	\$47,500
Richardson	\$67,500	\$60,000	\$52,500	\$45,000	\$41,250	\$37,500	\$33,750	\$30,000
Rivett	\$75,000	\$63,750	\$56,250	\$48,750	\$45,000	\$41,250	\$33,750	\$30,000
Scullin	\$90,000	\$78,750	\$71,250	\$52,500	\$48,750	\$37,500	\$33,750	\$30,000
Spence	\$75,000	\$67,500	\$60,000	\$48,750	\$45,000	\$37,500	\$33,750	\$30,000

column 1	column 2	column 3	column 4	column 5	column 6	column 7	column 8	column 9
Number of approved dwellings								
Suburb	2 Dwellings	3 Dwellings	4 Dwellings	5-10 Dwellings	11-20 Dwellings	21-40 Dwellings	41-100 Dwellings	>101 Dwellings
Stirling	\$75,000	\$67,500	\$56,250	\$52,500	\$48,750	\$41,250	\$33,750	\$30,000
Strathnairn	\$78,750	\$75,000	\$71,250	\$52,500	\$48,750	\$37,500	\$30,000	\$30,000
Taylor	\$82,500	\$70,000	\$62,500	\$56,250	\$50,000	\$42,500	\$32,500	\$28,750
Tharwa	\$97,500	\$86,250	\$71,250	\$48,750	\$45,000	\$37,500	\$30,000	\$26,250
Theodore	\$67,500	\$60,000	\$52,500	\$45,000	\$41,250	\$37,500	\$33,750	\$26,250
Throsby	\$91,250	\$77,500	\$70,000	\$62,500	\$56,250	\$48,750	\$36,250	\$32,500
Torrens	\$217,500	\$157,500	\$131,250	\$97,500	\$71,250	\$52,500	\$45,000	\$37,500
Turner	\$217,500	\$142,500	\$127,500	\$112,500	\$86,250	\$63,750	\$52,500	\$48,750
Wanniassa	\$67,500	\$60,000	\$52,500	\$45,000	\$41,250	\$37,500	\$33,750	\$26,250
Waramanga	\$75,000	\$67,500	\$56,250	\$52,500	\$48,750	\$41,250	\$33,750	\$30,000
Watson	\$178,750	\$108,750	\$88,750	\$70,000	\$66,250	\$45,000	\$41,250	\$41,250
Weetangera	\$97,500	\$82,500	\$75,000	\$52,500	\$48,750	\$37,500	\$33,750	\$30,000
Weston	\$75,000	\$67,500	\$56,250	\$52,500	\$48,750	\$41,250	\$33,750	\$30,000
Whitlam	\$78,750	\$67,500	\$60,000	\$52,500	\$48,750	\$41,250	\$37,500	\$30,000
Wright	\$82,500	\$71,250	\$63,750	\$56,250	\$52,500	\$45,000	\$37,500	\$30,000
Yarralumla	\$277,500	\$240,000	\$217,500	\$182,500	\$126,250	\$87,500	\$57,500	\$50,000

## Schedule 3

### Lease Variation Charge Determination—Commercial and Industrial

**Table 1: Commercial—Town Centres**

column 1	column 2	column 3	column 4
Suburb	Zone	Applicable criteria (f any)	Additional GFA amount per square metre (/m2)
Belconnen	Commercial CZ1	Town Centre – Core	\$525
	Commercial CZ2	Town Centre – Business:	
		• Less than 10,000m <sup>2</sup> GFA maximum	\$525
		• 10,000m <sup>2</sup> to less than 20,000m <sup>2</sup> GFA maximum	\$413
		• 20,000m <sup>2</sup> GFA maximum and above	\$338
	Commercial CZ3	Town Centre – Services:	
		• Less than 5,000m <sup>2</sup> GFA maximum	\$525
City	Commercial CZ1	• 5,000m <sup>2</sup> GFA maximum and above	\$450
		• Less than 10,000m <sup>2</sup> GFA maximum	\$675
		• 10,000m <sup>2</sup> to less than 20,000m <sup>2</sup> GFA maximum	\$488
Greenway	Commercial CZ1	Town Centre – Core	\$450
	Commercial CZ2	Town Centre – Business	\$300
	Commercial CZ3	Town Centre – Services	\$300
Gungahlin	Commercial CZ1	Town Centre – Core	\$450
	Commercial CZ2	Town Centre – Business	\$338
	Commercial CZ3	Town Centre – Services	\$300
	Commercial CZ5	Mixed Use	\$300
Phillip	Commercial CZ1	Town Centre – Core	\$525
	Commercial CZ2	Town Centre – Business:	
		• Less than 10,000m <sup>2</sup> GFA maximum	\$525
		• 10,000m <sup>2</sup> to less than 20,000m <sup>2</sup> GFA maximum	\$413
		• 20,000m <sup>2</sup> GFA maximum and above	\$338
	Commercial CZ3	Town Centre – Services	\$600

**Table 2: Commercial—Group Centres**

column 1	column 2	column 3	column 4
Suburb	Zone	Applicable criteria (if any)	Additional GFA amount per square metre (/m2)
Amaroo	Commercial CZ3	Group Centre – Services	\$450
Barton	Commercial CZ5		\$638
Braddon	Commercial CZ2	Group Centre – Business	\$1,125
	Commercial CZ3	Group Centre – Services	\$1,125
Bruce	Commercial CZ5	Mixed Use	\$413
Calwell	Commercial CZ1	Group Centre – Core	\$600
	Commercial CZ3	Group Centre – Services	\$450
Charnwood	Commercial CZ1	Group Centre – Core	\$600
	Commercial CZ2	Group Centre – Business	\$450
	Commercial CZ3	Group Centre – Services	\$375
Chisholm	Commercial CZ1	Group Centre – Core	\$525
	Commercial CZ3	Group Centre – Services	\$450
Conder	Commercial CZ1	Group Centre – Core	\$638
	Commercial CZ2		\$563
	Commercial CZ3	Group Centre – Services	\$450
Curtin	Commercial CZ1	Group Centre – Core	\$750
	Commercial CZ2	Group Centre – Business	\$450
	Commercial CZ3	Group Centre – Services	\$563
Deakin	Commercial CZ2	Group Centre – Business	\$1,125
	Commercial CZ5	Mixed Use	\$563
Dickson	Commercial CZ1	Group Centre – Retail	\$1,125
	Commercial CZ1	Group Centre – Core	\$750
	Commercial CZ2	Group Centre – Business	\$750
	Commercial CZ3	• 10,000m <sup>2</sup> to less than 20,000m <sup>2</sup> GFA maximum	\$450
		• 20,000m <sup>2</sup> GFA maximum and above	\$375
	Commercial CZ5	• Less than 10,000m <sup>2</sup> GFA maximum	\$750
Forrest	Commercial CZ5		\$563
Franklin	Commercial CZ5	Mixed Use	\$338
Griffith	Commercial CZ1	Group Centre – Core	\$1,875
	Commercial CZ2	Group Centre – Business	\$1,125
Harrison	Commercial CZ5	Mixed Use	\$338
Hawker	Commercial CZ1	Group Centre – Core	\$938
	Commercial CZ2	Group Centre – Business	\$638
	Commercial CZ3	Group Centre – Services	\$375
Holt	Commercial CZ1	Group Centre – Core	\$563
	Commercial CZ2	Group Centre – Business	\$506
	Commercial CZ3	Group Centre – Services	\$506

column 1	column 2	column 3	column 4
Suburb	Zone	Applicable criteria (if any)	Additional GFA amount per square metre (/m2)
Kaleen	Commercial CZ1	Group Centre – Core	\$675
Kambah	Commercial CZ1	Group Centre – Core	\$675
	Commercial CZ2	Group Centre – Business	\$375
	Commercial CZ3	Group Centre – Services	\$413
Kingston	Commercial CZ1	Group Centre – Core	\$1,500
	Commercial CZ2	Group Centre – Business	\$938
	Commercial CZ5	Mixed Use	\$563
Lyneham	Commercial CZ5	Mixed Use	\$563
Macquarie	Commercial CZ1	Group Centre – Core	\$675
	Commercial CZ2	Group Centre – Business	\$563
	Commercial CZ3	Group Centre – Services	\$450
Mawson	Commercial CZ1	Group Centre – Core	\$675
	Commercial CZ2	Group Centre – Business	\$563
	Commercial CZ3	Group Centre – Services	\$563
Oaks Estate	Commercial CZ5	Mixed Use	\$270
Turner	Commercial CZ2	Group Centre – Business	\$750
	Commercial CZ5	Mixed Use	\$563
Wanniassa	Commercial CZ1	Group Centre – Core	\$638
	Commercial CZ2	Group Centre – Business	\$563
	Commercial CZ3	Group Centre – Services	\$450
Weston	Commercial CZ1	Group Centre – Core	\$638
	Commercial CZ3	Group Centre – Services	\$450
Wright	Commercial CZ5	Mixed Use	\$375

**Table 3: Commercial—Local Centres**

column 1	column 2	column 3	column 4
Suburb	Zone	Applicable criteria (if any)	Additional GFA amount per square metre (/m2)
Ainslie	Commercial CZ4		\$900
Aranda	Commercial CZ4		\$413
Banks	Commercial CZ4		\$375
Bonner	Commercial CZ4		\$488
Bonython	Commercial CZ4		\$338
Bruce	Commercial CZ4		\$450
Calwell	Commercial CZ4		\$338
Campbell	Commercial CZ4		\$863
Casey	Commercial CZ4		\$488
Charnwood	Commercial CZ4		\$413
Chifley	Commercial CZ4		\$488
Chisholm	Commercial CZ4		\$375
Cook	Commercial CZ4		\$413
Curtin	Commercial CZ4		\$563
Deakin	Commercial CZ4		\$863
Dickson	Commercial CZ4		\$638
Downer	Commercial CZ4		\$563
Duffy	Commercial CZ4		\$450
Dunlop	Commercial CZ4		\$488
Evatt	Commercial CZ4		\$450
Fadden	Commercial CZ4		\$375
Farrer	Commercial CZ4		\$488
Fisher	Commercial CZ4		\$413
Florey	Commercial CZ4		\$563
Forde	Commercial CZ4		\$488
Franklin	Commercial CZ4		\$488
Fraser	Commercial CZ4		\$413
Garran	Commercial CZ4		\$600
Giralang	Commercial CZ4		\$413
Gordon	Commercial CZ4		\$375
Gowrie	Commercial CZ4		\$375
Griffith	Commercial CZ4		\$600
Hackett	Commercial CZ4		\$600
Hall	Commercial CZ4		\$450
Harrison	Commercial CZ4		\$488
Higgins	Commercial CZ4		\$413
Holder	Commercial CZ4		\$525



column 1	column 2	column 3	column 4
Suburb	Zone	Applicable criteria (if any)	Additional GFA amount per square metre (/m2)
Holt	Commercial CZ4		\$413
Hughes	Commercial CZ4		\$675
Hume	Commercial CZ4		\$188
Isabella Plains	Commercial CZ4		\$413
Isaacs	Commercial CZ4		\$525
Kaleen	Commercial CZ4		\$525
Kambah	Commercial CZ4		\$375
Latham	Commercial CZ4		\$413
Lyneham	Commercial CZ4		\$900
Lyons	Commercial CZ4		\$563
Macgregor	Commercial CZ4		\$413
Macquarie	Commercial CZ4		\$488
Mawson	Commercial CZ4		\$488
McKellar	Commercial CZ4		\$488
Melba	Commercial CZ4		\$488
Mitchell	Commercial CZ4		\$263
Monash	Commercial CZ4		\$375
Narrabundah	Commercial CZ4		\$788
Ngunnawal	Commercial CZ4		\$488
Nicholls	Commercial CZ4		\$488
O'Connor	Commercial CZ4		\$975
Page	Commercial CZ4		\$413
Palmerston	Commercial CZ4		\$413
Pearce	Commercial CZ4		\$525
Red Hill	Commercial CZ4		\$825
Richardson	Commercial CZ4		\$338
Rivett	Commercial CZ4		\$525
Scullin	Commercial CZ4		\$413
Spence	Commercial CZ4		\$488
Tharwa	Commercial CZ4		\$315
Theodore	Commercial CZ4		\$375
Torrens	Commercial CZ4		\$525
Warramanga	Commercial CZ4		\$563
Watson	Commercial CZ4		\$788
Weetangera	Commercial CZ4		\$413
Weston	Commercial CZ4		\$488
Yarralumla	Commercial CZ4		\$975

**Table 4: Industrial Centres**

column 1	column 2	column 3	column 4
Suburb	Zone	Applicable criteria (if any)	Additional GFA amount per square metre (/m2)
Fyshwick	Industrial IZ1	General Industrial 'A'	\$225
		General Industrial 'B'	\$225
	Industrial IZ2	Precinct 'A'	\$300
		Precinct 'B'	\$263
		Precinct 'C'	\$300
		General Industrial	\$263
	Commercial CZ2	Business	\$375
Hume	Industrial IZ1	General Industrial:	
		• Less than 5,000m <sup>2</sup> GFA maximum	\$225
		• 5,000m <sup>2</sup> to less than 10,000m <sup>2</sup> GFA maximum	\$188
		• 10,000m <sup>2</sup> GFA maximum and above	\$150
Mitchell	Industrial IZ1	General Industrial	\$263
	Industrial IZ2	Mixed Use Industrial	\$300
Symonston	Industrial IZ1	General Industrial	\$300
Beard	Broad Acre NUZ1 / Industrial IZ1	General Industrial	\$225

## Schedule 4

### Lease Variation Charge Determination—Statement of Reasons

#### Determining Lease Variation Charges—section 331 (4) (a) of the Act

Since the 2009-10 Budget, Lease Variation Charges (LVC) have been codified in response to industry concerns about the degree of uncertainty in change of use charge determinations. The agreed codification is achieved in part through determining the charges covered by this LVC Determination.

The LVC Determination assigns clear, fixed, unambiguous LVC values to specified lease variations. Only one LVC value is assigned to any given lease variation. This approach has several benefits.

The assessment of the LVC for lease variations covered by the LVC Determination are efficient, transparent and straightforward. A lessee is able to determine the LVC for a proposed lease variation essentially by looking at the dollar value the LVC Determination applies to the proposed variation at the block, section and suburb of the lease.

The approach also means that the LVC codified amounts (also known as standard chargeable variations) and the calculation for every lease variation covered are clear and therefore accountable.

The above benefits of transparency and efficiency also:

- assist the property development industry with upfront project planning;
- reduce holding costs because the LVC can be determined more quickly;
- reduce administrative costs for applicants because a valuation report prepared by an accredited valuer will not be required; and
- provide increased certainty and predictability in LVC determinations.

The intention is for the above benefits to be applied to as broad a range of lease variations as possible. As a result, the LVC Determination includes all lease variations to increase the maximum number of dwellings, all variations to increase the maximum gross floor area for non-residential use and several other categories.

#### Schedules 1, 2 and 3—charges

Schedule 2 provides a new simplified charging structure for standard chargeable variations.

- The previous charging structure remains for earlier development applications under the *Planning (Lease Variation Charges) Determination 2025*.

Consistent with sections 331 (2) and (3) of the Act, the Treasurer has consulted with the Minister for Planning and had regard to the advice of an accredited valuer in updating the standard chargeable variations.

### **How the Lease Variation Charge is determined—section 331 (5) (b) of the Act**

*The LVCs for lease variations to which schedule 1 applies (specific charges) have been worked out as follows.*

The charges in schedule 1 apply to specified types of standard chargeable variations irrespective of where the parcel of land is located in the ACT.

Charges in schedule 1 are maintained at amounts as per the *Planning (Lease Variation Charges) Determination 2025 (No 1)*, except table 1, Item 1 is increased from \$43,000 to \$46,000 in line with the changes announced in the 2023-24 Budget to increase the amount to \$55,000 over five years.

*The LVCs for lease variations to which schedule 2 applies (lease variations to increase the maximum number of dwellings permitted under the lease) have been worked out as follows.*

The charges in schedule 2 apply to a chargeable variation to increase the maximum number of dwellings permitted under the lease.

The LVCs for schedule 2 are based on average market values up to 1 January 2025. A rolling 3-year average of market values of land in each suburb is used, which provides a buffer from market changes. A 25 per cent reduction is applied to adjust charges to 75 per cent of market values.

The suburbs are districts determined under the *Districts Act 2002*.

The LVCs are based on land values only and do not take account of improvements to the land.

The above methodology for residential land determined the added value associated with current land components of a typical benchmark property for each suburb. The schedules provide the average increase per additional dwelling unit, taking into account the scale of the development.

For each suburb, different values are set for the total number of approved dwellings (from 2 dwellings to over 100 dwellings) on a site according to a sliding scale.

*The LVCs for lease variations to which schedule 3 applies (lease variations to increase the maximum gross floor area permitted under the lease for non-residential use) have been worked out as follows.*

The charges in schedule 3 apply to a chargeable variation to increase the maximum gross floor area permitted under the lease to be used for non-residential purposes.

The LVCs for schedule 3 are based on a 3-year average of market values up to 1 January 2025. A 25 per cent reduction is applied to adjust charges to 75 per cent of market values.

The LVC was calculated using average market values and other relevant property data per square metre of gross floor area (GFA) for each suburb. The calculation is based on market sales transactions relevant to the suburb.

The suburbs are districts determined under the *Districts Act 2002*.

#### ***Arrangements for pre-1 July 2025 development applications***

To ensure fairness and equity for developers who were notified of the change when the determination was notified, the previous charges continue in effect for variations before 1 July 2025 under the *Planning (Lease Variation Charges) Determination 2025*.