

LEGISLATION ACT 2001

PLANNING AND LAND COUNCIL APPOINTMENTS 2003 (No 13)

INSTRUMENT OF APPOINTMENT 2003

EXPLANATORY STATEMENT

DI 2003—140

The *Planning and Land Act 2002* (the Act) provides for the establishment and functions of the Planning and Land Council.

Section 206 of the *Legislation Act 2001* allows for an appointment to be made, or evidenced, by writing signed by the appointer. The Legislation Act requires that a maximum or minimum period of appointment must be stated for which the appointment is made.

The application of the Legislation Act s 81 (4) allows the appointment to begin before commencement of the Act, which allows the person appointed to take action under the Act before commencement.

The Standing Committee on Planning and Environment has been consulted about the nominations for appointment to the Council and has provided comments.

In accordance with the Act, an appointment to the Planning and Land Council is for a term of not longer than 4 years. The Act also provides for the appointment of a chairperson, deputy chairperson and at least 3, and not more than 5, other members to the Council. The initial appointments to the Council are made for 2 years and 4 years.