

AUSTRALIAN CAPITAL TERRITORY

LAND (PLANNING AND ENVIRONMENT) ACT 1991

LAND (PLANNING AND ENVIRONMENT) SECTION 167 LEASES
DETERMINATION 2003

DISALLOWABLE INSTRUMENT DI2003 - 193

EXPLANATORY STATEMENT

This disallowable instrument is being redetermined as a result of the *Planning and Land (Consequential Amendments) Act 2002* which transfers certain powers from the Minister/Executive to the Planning and Land Authority.

This disallowable instrument made under paragraph 167(1)(b) of the *Land (Planning and Environment) Act 1991* establishes criteria in accordance with subsection 167(3) to enable the Executive to declare leases granted for the payment of an amount that is less than the market value to be a class of leases to which section 167 shall apply and to specify criteria to determine whether a person is eligible to hold such a lease.

The disallowable instrument provides that the proposed transferee or sublessee must:

- satisfy the Planning and Land Authority that he or she meets the criteria for the direct grant of a lease for the same purposes granted under subsections 161(5), 163(4), or 164(2) of the Act.