

Australian Capital Territory

# **Planning and Development (Technical Amendment - Miscellaneous Amendments) Plan Variation 2010 (No 1)**

**NOTIFIABLE INSTRUMENT NI2010 - 21**

**Technical Amendment No 2010–01**

made under the

**Planning and Development Act 2007, section 89 (Making technical amendments)**

---

This plan variation commences on the day after it is notified.

Variation No 2010–01 to the Territory Plan has been approved by the Planning and Land Authority.

The variation specifies miscellaneous corrections to the Territory Plan as detailed in Annexe A.

Kelvin Walsh  
Planning and Land Authority

20 January 2010



Planning & Development Act 2007

# **Technical Amendment to the Territory Plan Variation 2010–01**

Miscellaneous amendment  
public land overlay  
District of Paddys River Block 60

January 2010

# Table of Contents

1	INTRODUCTION.....	2
	Outline of the process.....	2
2.	EXPLANATORY STATEMENT.....	2
	Background .....	2
	Proposed Changes and Reasons .....	2
3.	ERROR VARIATION .....	3
	Variation to Territory Plan map .....	3

# 1 INTRODUCTION

## Outline of the process

The Commonwealth's *Australian Capital Territory (Planning and Land Management) Act 1988* allows for the Legislative Assembly to make laws to establish a Territory Planning Authority and for that Authority to prepare and administer a Territory Plan. The *Planning and Development Act 2007* (the Act) establishes the ACT Planning and Land Authority as the Authority which prepares and administers the Territory Plan, including continually reviewing and proposing amendments as necessary. Part 5.4 section 87 of the Act allows for technical amendments to be made to the Territory Plan in a number of circumstances.

This technical amendment is subject to approval of the ACT Planning and Land Authority (ACTPLA) under section 87(a) of the Act. It is not subject to the limited consultation requirements under section 90 of the Act. On approval, the variation will commence in accordance with the commencement notice in the Legislation Register and will be notified in a daily newspaper. The Territory Plan will be updated to reflect the changes that are approved in the technical amendment.

## 2. EXPLANATORY STATEMENT

### Background

Under section 87(a) of the Act, an error variation is defined as a variation that:

- (i) would not adversely affect anyone's rights if approved and
- (ii) has as its only object the correction of a formal error in the plan.

A formal error is defined as:

- a) a clerical error or
- b) an error arising from an accidental slip or omission or
- c) a defect of form.

Under section 314 of the Act, the purpose for which an area of public land in the Territory Plan is changed on the basis of a recommendation from the Conservator of Flora and Fauna.

### Proposed Changes and Reasons

#### **District of Paddys River Block 60—Change to public land overlay from Pc National Park to Pd Special Purpose Reserve**

Conservator of Flora and Fauna wrote to ACTPLA recommending that the District of Paddys River block 60 be made special purpose reserve public land on 12 February 2008. This recommendation was not actioned prior to the commencement of the restructured Territory Plan on 31 March 2008. A national park public land overlay was inadvertently applied to the District of Paddys River Block 60 rather than a special purpose reserve public land overlay as intended.

### 3. ERROR VARIATION

#### Variation to Territory Plan map

##### 1 District of Paddys River, Block 60

*Substitute the current public land Pb—a national park overlay with a Pd—special purpose reserve overlay (see Figure 1)*

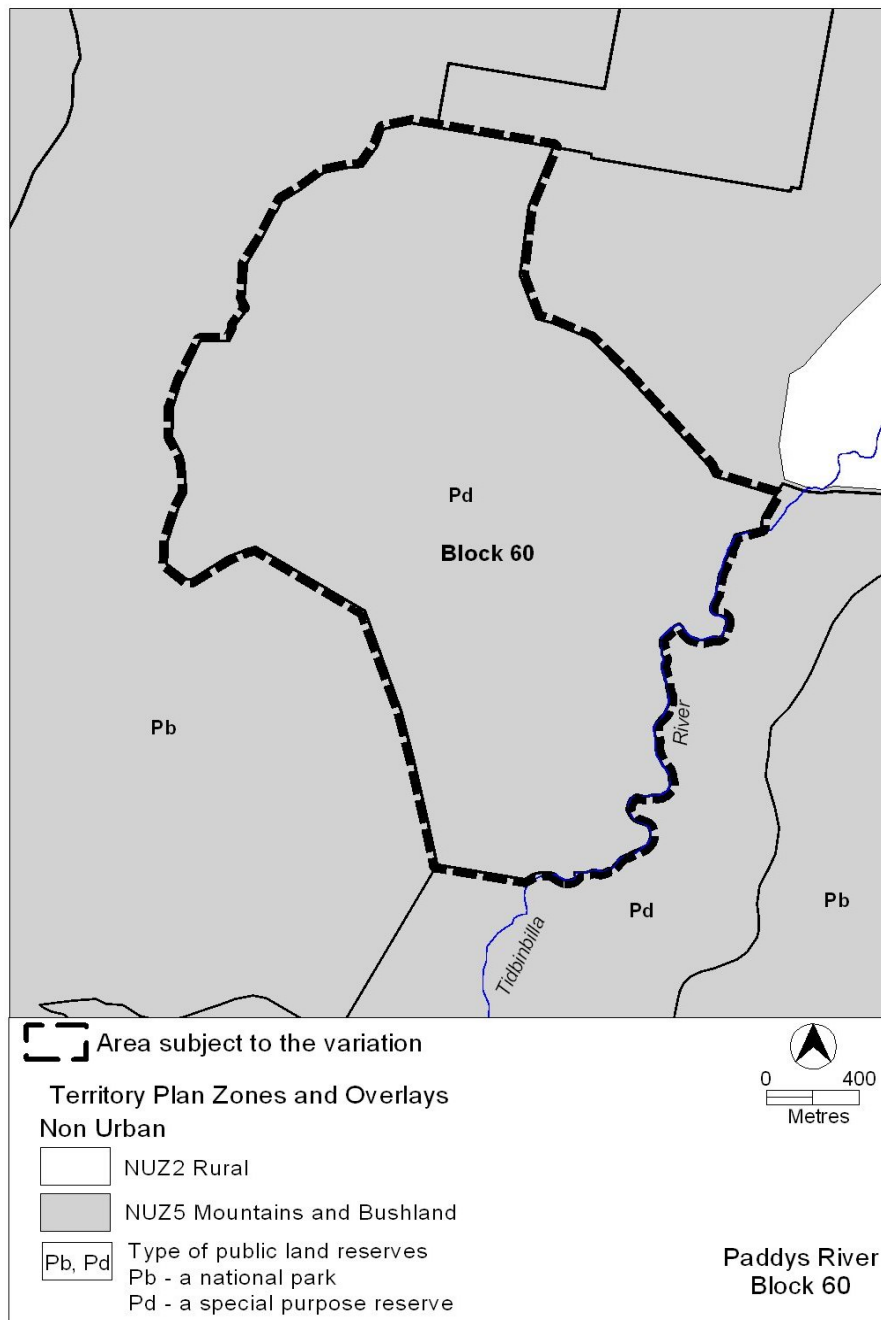


Figure 1: Proposed public land overlay for District of Paddys River block 60

## Interpretation service

ENGLISH	If you need interpreting help, telephone:
ARABIC	: إذا احتجت لمساعدة في الترجمة الشفوية ، إتصل برقم الهاتف :
CHINESE	如果你需要传译员的帮助，请打电话：
CROATIAN	Ako trebate pomoć tumača telefonirajte:
GREEK	Αν χρειάζεστε διερμηνέα τηλεφωνήστε στο
ITALIAN	Se avete bisogno di un interprete, telefonate al numero:
MALTESE	Jekk għandek bżonn l-għajjnuna t'interpretu, ċempel:
PERSIAN	: اگر به ترجمه شفاهی احتیاج دارید به این شماره تلفن کنید:
PORTUGUESE	Se você precisar da ajuda de um intérprete, telefone:
SERBIAN	Ако вам је потребна помоћ преводиоца телефонирајте:
SPANISH	Si necesita la asistencia de un intérprete, llame al:
TURKISH	Tercümana ihtiyacımız varsa lütfen telefon ediniz:
VIETNAMESE	Nếu bạn cần một người thông-ngôn hãy gọi điện-thoại:

### TRANSLATING AND INTERPRETING SERVICE

**131 450**

Canberra and District - 24 hours a day, seven days a week