



Australian Capital Territory

Planning and Development (Loose-fill Asbestos Eradication) Amendment Regulation 2015 (No 1)

Subordinate Law SL2015-31

The Australian Capital Territory Executive makes the following regulation under the *Planning and Development Act 2007*.

Dated 1 October 2015.

MICK GENTLEMAN
Minister

ANDREW BARR
Minister



Australian Capital Territory

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made under the

[Planning and Development Act 2007](#)

1 Name of regulation

This regulation is the *Planning and Development (Loose-fill Asbestos Eradication) Amendment Regulation 2015 (No 1)*.

2 Commencement

This regulation commences on the day after its notification day.

Note The naming and commencement provisions automatically commence on the notification day (see [Legislation Act](#), s 75 (1)).

3 Legislation amended

This regulation amends the *Planning and Development Regulation 2008*.

4 New section 130 (1) (h)

insert

(h) a lease of land to an eligible former owner of the land.

5 Section 130 (2), new definition of *eligible former owner*

insert

eligible former owner means—

- (a) a person who—
 - (i) was the lessee of an affected lease; and
 - (ii) surrendered the affected lease to the Territory under the buyback program; and
 - (iii) in the deed to surrender the affected lease elected to receive a first right of refusal to purchase a new lease of the land; or
- (b) if the person mentioned in paragraph (a) dies—a person who would have obtained an interest in the affected lease if the lease had not been surrendered; or
- (c) if the person mentioned in paragraph (a) is a party to a divorce or the ending of a civil partnership or civil union—a person who would have obtained an interest in the affected lease under a court order if the lease had not been surrendered.

6 Section 212 (1), definition of *affected residential premises*

substitute

affected residential premises means—

- (a) residential premises that contain, or have contained, loose-fill asbestos insulation; or
- (b) premises listed on the affected residential premises register.

7 Section 212 (2), new definition of *affected residential premises register*

insert

affected residential premises register—see the [Dangerous Substances Act 2004](#), section 47N.

Endnotes

1 Notification

Notified under the [Legislation Act](#) on 6 October 2015.

2 Republications of amended laws

For the latest republication of amended laws, see www.legislation.act.gov.au.
