



# NORTHERN TERRITORY OF AUSTRALIA

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No. 86 of 1993

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## AN ACT

to amend various Acts consequential on  
the passing of the *Planning Act 1993*

[Assented to 31 December 1993]

**B**E it enacted by the Legislative Assembly of the Northern Territory of Australia, with the assent as provided by the *Northern Territory (Self-Government) Act 1978* of the Commonwealth, as follows:

### 1. SHORT TITLE

This Act may be cited as the *Planning (Consequential Amendments) Act 1993*.

### 2. COMMENCEMENT

This Act shall come into operation on the commencement of the *Planning Act 1993*.

### 3. AMENDMENTS

(1) The provisions of the Acts specified in Schedule 1 are amended as provided for in that Schedule.

(2) The provisions of the Regulations specified in Schedule 2 are amended as provided for in that Schedule.

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*Planning (Consequential Amendments)*

SCHEDULE 1

Section 3(1)

Provision	Amendment	
	omit	substitute
<i>Control of Roads Act</i>		
Section 7	"subject to section 99"	"subject to section 65"
<i>Crown Lands Act</i>		
Section 3 - definition of "planning instrument"	the whole definition	
- definition of "Conservation Commission"	the whole definition	"'Conservation Commission' means the Conservation Commission of the Northern Territory established by section 9(1) of the Conservation Commission Act;  "'control plan' has the same meaning as in the <i>Planning Act</i> ;"
Section 44(1)	"Part V"	"Part 7"
Section 44(9) (a)	"Part V"	"Part 7"
<i>Cullen Bay Marina Act</i>		
Section 3(2) (e)	"a certificate of the Planning Authority within the meaning of"	"a certificate issued under section 116 of"
<i>Energy Pipelines Act</i>		
Section 15(2) (c)	"planning instrument made under Part III"	"control plan within the meaning"

## Planning (Consequential Amendments)

### *Lands Acquisition Act*

Section 4 - definition of "reserved land"	"planning instrument" (twice occurring)	"control plan"
Rule 5(1) (a) of Schedule 2	"reserved by a planning instrument under the <i>Planning Act</i> , or a town planning scheme deemed by section 167 of that Act to be a planning instrument under that Act"	"reserved by a control plan made or deemed to be made under the <i>Planning Act</i> "
Rule 5(1) (b) of Schedule 2	"draft planning instrument"	"proposed control plan or draft control plan amendment"
	"Part IX of"	
Rule 5(2) (b) of Schedule 2	"planning instrument, draft planning instrument or proposals for the town planning scheme"	"control plan, proposed control plan or draft control plan amendment"

### *Local Government Act*

Section 131(1) (a)	"section 99"	"section 65"
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### *Nitmiluk (Katherine Gorge) National Park Act*

Section 5(5)	the whole subsection	"(5) Notwithstanding subsection (4), the lease and any addition to the park under section 7, is not a subdivision or consolidation for the purposes of the <i>Planning Act</i> ."
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### *Palmerston Development Authority Act Repeal Act*

Section 4(1) - definition of "Planning Authority"	"section 7"	"section 67"
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*Planning (Consequential Amendments)*

Section 10(1)	"planning instrument"	"control plan"
<i>Real Property Act</i>		
Section 101(1)	"Part V"	"Part 7"
Section 101(3) (a)	"section 99(2) and (7)"	"section 65(1) and (5)"
Section 101(4)	"consent to a sub-division has lapsed under section 101"	"development permit in respect of a sub-division has lapsed under section 56"
Section 101(4A)	"section 94"	"section 52"
<i>Special Purposes Leases Act</i>		
Section 4(3)	"planning instrument"	"control plan"
Section 9A	"Part V"	"Part 7"
<i>Unit Titles Act</i>		
Section 4		
- definition of "stage"	"section 96"	"section 116"
	"of Part V"	
Section 8A	the whole section	
Section 16(1) (d) (i)	"planning instrument" (twice occurring)	"control plan"
Section 16(1) (d) (ii)	"instrument"	"control plan"
Section 21B(2) (c) (ii)	"planning instrument"	"control plan"
Section 26B(3) (b)	"instrument of determination issued under section 113(1)"	"statement of the reason for the determination issued under section 52"
Section 26G(3)	"unconditional approval under section 45"	"unconditional consent under section 52"
Section 26J(2) (b)	"section 113(1)"	"section 52"
Section 26Q(3) (c)	"instrument of determination issued under section 95(1)"	"development permit issued under section 52"

*Planning (Consequential Amendments)*

Section 26U(4)	"section 94(1)"	"section 52"
Section 26W(2) (b)	"instrument of determination under section 95(1)"	"development permit under section 52"
<i>Yulara Tourist Village Management Act</i>		
Section 16(2)	"section 94"	"section 52"

SCHEDULE 2

Section 3(2)

Provision	Amendment	
	omit	substitute
<b>Fisheries Regulations</b>		
Regulations 145(1) (b), 162(2) (b) and 200(2)	"planning instruments"	"control plans"
<b>Jabiru Town Development (Caravan Parks) Regulations</b>		
Regulation 10(1)	"a consent determination"	"a development permit"