



NORTHERN TERRITORY OF AUSTRALIA

No. 64 of 1992

AN ACT

to amend the *Planning Act*

[Assented to 28 October 1992]

BE 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 Amendment Act 1992*.

2. COMMENCEMENT

This Act shall come into operation on the commencement of the *Local Government Amendment Act (No. 3) 1992*.

3. EFFECT OF LODGING PLANS, &c.

Section 99 of the *Planning Act* is amended -

- (a) by inserting in subsection (1) after "municipality" the words "or a community government council of a community government area";
- (b) by omitting from subsection (2) all words after "*Licensed Surveyors Act*" and substituting the following:

"all land shown on the plan of survey as -

- (a) a road, street, passage, court, alley, thoroughfare or *cul-de-sac*, vests in fee simple in the Territory and vests in the service authority for the purpose specified in the plan of survey; or
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- (b) a square, park, water or drainage reserve, reserve or other similar open space, vests in fee simple in the service authority specified in the plan of survey,

by virtue of this section and without further assurance, freed and discharged of all interests, trusts, restrictions, dedications, reservations, obligations, mortgages, encumbrances, contracts, licences, charges and rates of any kind."; and

- (c) by omitting subsection (5).

4. TRANSITIONAL

Where, immediately before the commencement of this Act, land was, by virtue of section 99(5) of the *Planning Act* as then in force, deemed to be land reserved under section 76 of the *Crown Lands Act*, that land shall on that commencement, where the land is in a municipality or community government area within the meaning of the *Local Government Act*, vest in fee simple in the council for that municipality or the community government council for that community government area.
