



NORTHERN TERRITORY OF AUSTRALIA

No. 19 of 1987

AN ACT

to amend the *Planning Act*

[Assented to 25 June, 1987]

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 1987*.

2. PRINCIPAL ACT

The *Planning Act* is in this Act referred to as the Principal Act.

3. INTERPRETATION

Section 4(1) of the Principal Act is amended by omitting paragraph (b) from the definition of "consent authority" and substituting the following:

"(b) in relation to a subdivision application -

- (i) where in the planning instrument which applies to the land the subject of the subdivision application there is a person specified as the consent authority - that person;
 - (ii) in the case of freehold land to which a planning instrument does not apply - the Minister; and
 - (iii) in any other case - the Authority;"
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Planning Amendment

4. METHOD OF EXHIBITION

Section 47 of the Principal Act is amended by omitting subsections (1) and (2) and substituting the following:

"(1) The Authority shall cause a draft planning instrument to be exhibited by displaying it -

- (a) at such places in the area to which the instrument relates as it thinks fit; and
- (b) where the instrument relates to land in a local area - at the office of the local authority for that area,

and by publishing in a newspaper circulating in the area a notice advising that the instrument has been displayed.

"(1A) A draft planning instrument shall be deemed not to have been exhibited until the notice referred to in subsection (1) has been published.

"(2) In addition to the publication of the notice under subsection (1), the Authority shall cause such a notice to be published -

- (a) again in the same or another newspaper circulating in the area to which the instrument relates;
- (b) in the *Gazette*; and
- (c) where prescribed, by affixing it to the land to which it relates in the manner, and at the expense of the person, prescribed,

before the expiration of the period during which, under section 48, the draft planning instrument is required to be exhibited."

5. VALIDATION OF CONSENT TO SUBDIVIDE

Where after 16 June 1982 the Minister or his delegate purported to consent to a subdivision of land to which section 60A or 61(1A) of the *Planning Act* as from time to time in force related, that consent shall be deemed to have been as validly and effectively given, and anything done as a consequence of that consent shall be deemed to have been as validly and effectively done, as if at the time the consent was given the Minister was the consent authority for the purposes of that subdivision.