THE NORTHERN TERRITORY OF AUSTRALIA

No. 54 of 1979

AN ACT

To amend the Building Act consequent upon the Planning Act 1979

[*Assented to 14 May 1979*]

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. This Act may be cited as the Building Act 1979.   **Short title**

2. This Act shall come into operation on a date to be fixed by the Administrator by notice published in the Gazette.   **Commencement**

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

4. Section 4 of the Principal Act is amended -   **Definitions**

(a) by inserting after the definition of "building area" the following definition:

"'draft planning instrument' means a draft planning instrument exhibited under Division 3 of Part III of the Planning Act;"; and

(b) by inserting after the definition of "erect" the following definition:

"'planning instrument' means a planning instrument within the meaning of the Planning Act;".

5. Section 7 of the Principal Act is amended by omitting "Administrator in Council" and substituting "Administrator".   **Formal amendment**

6.(1) Section 9A(1) of the Principal Act is amended by omitting paragraph (d).   **Restrictions on building**

(2) Section 9A(3) of the Principal Act is amended by omitting paragraph (c).

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(3) Section 9A of the Principal Act is amended by inserting after sub-section (3) the following sub-section:

"(3A) The Board shall take into account in considering whether to issue a licence or permit to build -

(a) the provisions of any planning instrument; and

(b) the provisions of any draft planning instrument,

applying to or relating to the land on which it is proposed to build.".