



Serial 280
Planning
(Consequential
Amendment)
Mr Hatton

NORTHERN TERRITORY OF AUSTRALIA

A BILL for AN ACT

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

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 (Consequential Amendment) 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.

SCHEDULE 1

Section 3(1)

Provision	Amendment	
	omit	substitute
<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 <i>Conservation Commission Act</i> ; "'control plan' has the same meaning as in the <i>Planning Act</i> ;"
Section 44(1)		
Section 44(9)(a)	"Part V"	"Division 5 of Part 6"
<i>Control of Roads Act</i>		
Section 7	"subject to section 99"	"subject to section 58"
<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 108 of"
<i>Energy Pipelines Act</i>		
Section 15(2)(c)	"planning instrument made under Part III"	"control plan within the meaning"

Planning (Consequential Amendment)

Lands Acquisition Act

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

Local Government Act

Section 128(1)(a)	"section 99"	"section 58"
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*Nitmiluk
(Katherine Gorge)
National Park*

Section 5(5)	the whole subsection	
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*Palmerston
Development
Authority Repeal
Act*

Section 4(1) - definition of "Planning Authority"	"section 7"	"section 60"
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Section 10(1)	"planning instrument"	"control plan"
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Real Property Act

Section 101(1)	"Part V"	"Part 7"
Section 101(3)(a)	"section 99(2) and (7)"	"section 58(2) and (7)"

Planning (Consequential Amendment)

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 49"
<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 8A	"Part V"	"Part 7"
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 45"
Section 26G(3)	"section 112"	"section 45"
Section 26J(2)(b)	"section 113(1)"	"section 45"
<i>Yulara Tourist Village Management Act</i>		
Section 16(2)	"section 94"	"section 45"

Planning (Consequential Amendment)

SCHEDULE 2

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

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