

NORTHERN TERRITORY OF AUSTRALIA

Regulations 1984, No. 50*

Regulations under the *Planning Act*

I, ERIC EUGENE JOHNSTON, the Administrator of the Northern Territory of Australia, acting with the advice of the Executive Council, hereby make the following Regulations under the *Planning Act*.

Dated this thirteenth day of August, 1984.

E.E. JOHNSTON
Administrator

AMENDMENTS OF THE PLANNING REGULATIONS

1. COMMENCEMENT

These Regulation shall come into operation at the expiration of 14 days from the date in which the making of the Regulations is notified in the *Gazette*.

2. FORMS

Regulation 3(1) of the Planning Regulations is amended by omitting paragraphs (a), (e) and (h).

3. REPEAL AND SUBSTITUTION

Regulations 6 to 10 inclusive of the Planning Regulations are repealed and the following substituted:

"6. NOTICE OF EXHIBITION OF DRAFT PLANNING INSTRUMENT TO BE AFFIXED TO LAND

"(1) For the purposes of section 47(2)(c) of the Act, the notice of the exhibition of a draft planning instrument which relates to the re-zoning of land shall be published -

* Notified in the *Northern Territory Government Gazette* on 22 August, 1984.

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- (a) by affixing it, in the manner specified in sub-regulation (2), to the land to which it relates; and
- (b) at the expense of the person making that request.

"(2) For the purposes of sub-regulation (1) but subject to sub-regulations (3) and (4), the notice of the exhibition of a draft planning instrument referred to in sub-regulation (1) shall -

- (a) be not less than -
 - (i) 0.6 m in height; and
 - (ii) 0.6 m² in area;
- (b) be prominently displayed on the land to which the instrument relates by being placed not more than 1.5 m from each road frontage to that land so as to be clearly visible from each road which it so fronts;
- (c) contain -
 - (i) the words 'proposed rezoning site' in letters of not less than 50 mm in height; and
 - (ii) the postal address, lot area, current zone, proposed zone and proposed land use in letters and figures of not less than 25 mm in height; and
- (d) be so displayed for the entire duration of -
 - (i) the period specified in section 48(1) of the Act; or
 - (ii) where the instrument is subject to a notice under section 48(2) of the Act requiring it to be exhibited for a period longer than that specified in section 48(1) of the Act that longer period.

"(3) Strict compliance with sub-regulation (2) is not necessary and substantial compliance, or such compliance as the circumstances of a particular case allow, is sufficient but, in any case, a notice for the purposes of sub-regulation (2) shall be prominently displayed on the land to which it relates and shall state the location of the land the subject of, and the proposed land use specified in, the draft planning instrument to which it relates.

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"(4) Sub-regulation (2) does not require more than 4 notices referred to in that sub-regulation of the exhibition of a draft planning instrument referred to in sub-regulation (1).

"7. STATUTORY PUBLIC AUTHORITY OF COMMONWEALTH PRESCRIBED FOR PURPOSES OF SECTION 99

"The Commission within the meaning of the *Telecommunications Act* 1975 of the Commonwealth, being a statutory public authority of the Commonwealth, is prescribed for the purposes of section 99 of the Act."

4. SCHEDULE 1

Schedule 1 to the Planning Regulations is amended -

- (a) by omitting Forms 1, 5 and 7; and
- (b) by omitting Form 8 and substituting the following:

"FORM 8

Regulation 3(k)

NORTHERN TERRITORY OF AUSTRALIA

Planning Act

Section 132(a)

NOTICE OF APPEAL

To: The Planning Appeals Committee

I,.....
(name)

of.....
(address)

appeal against the decision of the Northern Territory Planning Authority in relation to the attached application.

The instrument of determination issued by the Authority is attached.

*The conditions in the attached instrument of determination against which I appeal are as follows:

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.....

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The grounds of my appeal are as follows:

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.....

I do/do not* intend to call oral evidence at the hearing of this appeal.

I request the Committee to hear this appeal at Darwin or*.....

Reason(s) for requesting hearing of appeal elsewhere than at Darwin:*.....

.....
.....

.....
Signature

.../.../19...

*Delete where inapplicable".

4. REPEAL

Schedules 4 and 5 to the Planning Regulations are repealed.
