

## **EXPLANATORY STATEMENT**

### ***AUSTRALIAN CAPITAL TERRITORY (PLANNING AND LAND MANAGEMENT) ACT 1988***

#### **APPROVAL OF AMENDMENT 56 OF THE NATIONAL CAPITAL PLAN GRIFFIN LEGACY PRINCIPLES AND POLICIES**

Section 6 of the *Australian Capital Territory (Planning and Land Management) Act 1988* (the Act) provides that the National Capital Authority (the NCA) is responsible, among other things, for preparing and administering the National Capital Plan, for keeping the Plan under constant review and for proposing amendments to it when necessary. Amendment 56 of the National Capital Plan, Griffin Legacy Principles and Policies has been prepared in accordance with sections 14 to 23 of the Act.

The Minister for Local Government, Territories and Roads, the Hon Jim Lloyd MP, approved Amendment 56 on 30 November 2006, in accordance with section 19 of the Act.

The Amendment is being laid before both Houses of Parliament as a disallowable instrument in accordance with the *Legislative Instruments Act 2003*. If either House, in pursuance of a motion of which notice has been given within fifteen (15) sitting days after the Amendment has been laid before that House, passes a resolution disallowing the Amendment, or part of the Amendment, the Amendment or part so disallowed ceases to have effect.

Amendment 56 sets out The Griffin Legacy – Principles and Policies to form a basis for making planning and urban design decisions for the Central National Area, its landscape setting and approaches.

In accordance with subsection 15(1) and section 24 of the Act, the NCA released Draft Amendment 56, Griffin Legacy Principles and Policies of the Plan (DA56) for consultation from 5 August 2006 to 29 September 2006. A public notice was placed in *The Canberra Times* on 5 August 2006 and in the *Commonwealth of Australia Gazette* on 9 August 2006.

On 10 August 2006 the NCA sought the advice of the Office of Regulation Review on the need for a Regulation Impact Statement (RIS). On 15 August 2006 the Office of Regulation Review advised that DA56 will not require a RIS as the amendment appears to be minor or machinery in nature and does not alter existing arrangements substantially.

On 30 October 2006, the Authority agreed to minor alterations to DA56 based on the submissions received during consultation.

On 31 October 2006 the ACT Planning and Land Authority advised that it had no issues with the altered version of DA56 and reaffirmed this position on 28 November 2006.