

**UNIVERSITY OF TASMANIA (PROTECTION OF
LAND) BILL 2024**
(Bill No. 31)

Amendments (Minister for the Arts and Heritage)

NEW CLAUSE A

To follow clause 6.

A. Rezoning of certain land

(1) In this section –

"applicable planning scheme"

means the planning scheme, within the meaning of the *Land Use Planning and Approvals Act 1993*, that applies to the registered area;

"Commission" has the same meaning as in the *Land Use Planning and Approvals Act 1993*;

"Planning Minister" means the Minister to whom the administration of the *Land Use Planning Approvals Act 1993* is assigned;

"proposed area" means the areas of land specified in Schedule A that are owned by the University on the commencement day;

"registered area" means the area of land identified in the plan registered in the Central Plan

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Register in accordance with
subsection (2).

- (2) On the day on which this Act receives the Royal Assent, the Planning Minister is to cause a plan, in respect of the proposed area, to be prepared and registered in the Central Plan Register.
- (3) As soon as practicable after the day on which the plan is registered in the Central Plan Register in accordance with subsection (2), the Planning Minister, by notice in writing to the Commission, is to direct the Commission to amend the applicable planning scheme, including any maps or plans relating to the applicable planning scheme, to reflect the change in zoning of the registered area.
- (4) On the day on which the Planning Minister gives the Commission a direction under subsection (3), the registered area –
 - (a) is declared to be zoned Inner Residential, within the meaning of the applicable planning scheme; and
 - (b) ceases to be within the Particular Purpose Zone 3 – University of Tasmania (Sandy Bay Campus), within the meaning of the applicable planning scheme.

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- (5) Within 14 days after the Commission is given a direction under subsection (3) in relation to the registered area, or such longer period as specified in the direction, the Commission must amend the applicable planning scheme, including any maps or plans relating to the applicable planning scheme, to reflect the change in zoning of the registered area.
- (6) The Commission is to notify the Planning Minister of the amendment of the applicable planning scheme, in accordance with this section, as soon as practicable after the amendment has been made.
- (7) Despite any provisions of the *Land Use Planning and Approvals Act 1993* and the applicable planning scheme –
 - (a) the amendment of the applicable planning scheme under this section is not to be invalid by reason only that –
 - (i) the amendment has not occurred in the manner or following the procedure that, but for this section, would have been required to be followed under the applicable planning scheme or the *Land Use Planning and Approvals Act 1993*; or

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- (ii) but for this section, the amendment of the applicable planning scheme would be in contravention of that Act; and
 - (b) a use or development of the registered area that is in accordance with the applicable planning scheme, as amended, is not to be taken to be in contravention of section 63 of the *Land Use Planning and Approvals Act 1993*.
- (8) Nothing in this section prevents the future amendment of the applicable planning scheme in relation to the registered area.

SCHEDULE 1

First amendment

Page 11, after “that falls within”.

Leave out everything after “that falls within”.

Insert instead “the following descriptions:”

Second amendment

Same page, at the foot of the Schedule.

Insert the following paragraphs:

- (a) all that area of land within Volume 176312, Folio 1, in the Register kept under section

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33 of the *Land Titles Act 1980*,
that falls between Churchill
Street and Sandy Bay Road,
Sandy Bay;

- (b) Volume 167420, Folio 1, in
the Register kept under section
33 of the *Land Titles Act 1980*.

NEW SCHEDULE A

To follow Schedule 1.

SCHEDULE A – AREA TO BE REZONED

Clause A

Part 1 – Area of land

All the area of land, within Volume
176312, Folio 1, in the Register kept
under section 33 of the *Land Titles Act
1980*, that –

- (a) is not vested land; and
- (b) is shown shaded, and bounded
by thick lines, in the plan
which is set out in Part 2 of this
Schedule.

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Part 2 – Plan

