



ANNO VICESIMO SEXTO

ELIZABETHAE II REGINAE

A.D. 1977

No. 48 of 1977

An Act to amend the Planning and Development Act,
1966-1976.

[Assented to 15th December, 1977]

BE IT ENACTED by the Governor of the State of South Australia, with
the advice and consent of the Parliament thereof, as follows:

1. (1) This Act may be cited as the "Planning and Development Act Short title.
Amendment Act, 1977".

(2) The Planning and Development Act, 1966-1976, is hereinafter referred
to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the
"Planning and Development Act, 1966-1977".

2. Section 41 of the principal Act is amended—

(a) by striking out from subsection (2) the passage "not exceeding five
years";

and

(b) by inserting after subsection (2) the following subsections:—

(2a) A declaration under this section shall not be made
where that declaration would result in any land being subject
to this section, in respect of the period occurring after the first
day of December, 1972, for a period exceeding, or periods
exceeding in the aggregate, eight years.

(2b) A declaration made or purporting to have been made
under this section, before the commencement of the Planning
and Development Act Amendment Act, 1977, shall be and be
deemed always to have been as valid and effectual as it would
have been had the amendments to this section effected by that
Act been in force at the time that declaration was made or
purported to have been made.

Amendment of
principal Act,
s. 41—
When land is
declared to be
subject to this
section.

Repeal of
s. 45a of
principal Act
and enactment
of section in
its place—
Authorized
development
plans.

3. Section 45a of the principal Act is repealed and the following section is enacted and inserted in its place:—

45a. Where a person makes application to the Director for the approval of a plan of subdivision or a plan of re-subdivision and the Director is of the opinion that the plan of subdivision or plan of re-subdivision, as the case may be, does not conform to the purposes, aims and objectives of the authorized development plan applicable to that land or the planning regulations (if any) relating to that plan, the Director shall refuse to approve of the plan of subdivision or the plan of re-subdivision, as the case may be.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. SEAMAN, Governor