PLANNING

Midland Redevelopment Act 1999

Midland Redevelopment (Subtracted Area) Regulations 2011

Made by the Governor in Executive Council.

1. Citation

These regulations are the Midland Redevelopment (Subtracted Area) Regulations 2011.

2. Commencement

These regulations come into operation as follows —
(a) regulations 1 and 2 — on the day on which these regulations are published in the Gazette;
(b) the rest of the regulations — on the day after that day.

3. Terms used

In these regulations —
order means an order made under regulation 5(2);
scheme means either of the following —
(a) the Metropolitan Region Scheme;
(b) the City of Swan Local Planning Scheme No. 17.
4. **Schedule 1 of the Act amended**

When an order takes effect, in Schedule 1 of the Act:

(a) delete “Plan No. 1” (first occurrence) and insert:

Plan No. 2

(b) delete “Plan No. 1 —” and insert:

Plan No. 2 —

(c) delete the representation of Plan No. 1 and insert:

![Plan No. 2 map]

5. **Minister may amend planning schemes**

(1) In this regulation —

*subtracted area* means the area that ceases to be in the redevelopment area when Schedule 1 of the Act is amended by regulation 4.

(2) The Minister may, by order published in the *Gazette*, amend a scheme to provide for any of the following —

(a) land in the subtracted area to be included in the area to which the scheme applies;

(b) land in the subtracted area to have a reservation or zoning under the scheme the same as, or similar to, that which applied to the land immediately before it ceased to be in the redevelopment area.

(3) An order takes effect at the beginning of the day after the day on which it is published in the *Gazette*. 
6. **Other transitional matters**

When an order takes effect, the effect of a decision, if any, previously made by the Authority about a development application or an approval continues.

7. **Expiry of regulations**

   (1) These regulations expire at the end of the 12 month period following the day on which these regulations came into operation.

   (2) The expiry of these regulations does not affect —

   (a) the amendment of the redevelopment area under regulation 4; or

   (b) an amendment of a scheme under an order.

By Command of the Governor,

R. KENNEDY, Clerk of the Executive Council.