
SUBIACO REDEVELOPMENT AUTHORITY

SD301

SUBIACO REDEVELOPMENT ACT 1994

SUBIACO REDEVELOPMENT AMENDMENT REGULATIONS 1997

Made by His Excellency the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Subiaco Redevelopment Amendment Regulations 1997*.

Commencement

2. These regulations come into operation on 1 April 1997.

Principal regulations

3. In these regulations the *Subiaco Redevelopment Regulations 1994** are referred to as the principal regulations.

[* Published in Gazette 23 August 1994, pp. 4383-86.]

Regulation 3 amended

4. (1) Regulation 3 (1) of the principal regulations is amended —
- (a) by deleting “or” after paragraph (d);
 - (b) by deleting the full stop at the end of paragraph (e) and substituting the following —
“ ; or ”; and
 - (c) by inserting the following paragraph —
“
(f) the carrying out of work to which subregulation (1a) applies.
”.

- (2) After regulation 3 (1) of the principal regulations the following subregulation is inserted —

“
(1a) This subregulation applies to work that, in the opinion of the Minister, is necessary or desirable for compliance by the Authority with any conditions —

- (a) that are attached to approval of a subdivision of land given by the Minister under section 21 (7) of the Act; and
- (b) that relate to —
 - (i) causing to be constructed to the satisfaction, and in accordance with the specifications, of the relevant local government a road or roads providing access to, or within, that land;
 - (ii) making arrangements with the Water Corporation for the provision of water services to the satisfaction of the Water Corporation within that land; or
 - (iii) causing to be filled or drained or filled and drained to the satisfaction, and in accordance with the specifications, of the relevant local government the whole or any part of that land.

- (3) Regulation 3 (2) of the principal regulations is repealed and the following subregulation is substituted —

“
(2) In this regulation —

“**relevant local government**”, in relation to land, means the local government for the district within which the land is located;

“**routine work**” means work for the purposes of repair, maintenance or upkeep but does not include any new construction or any alteration;

“**Water Corporation**” means the body of that name established under section 4 of the *Water Corporation Act 1995*;

“water service” has the meaning given in section 3 of the *Water Corporation Act 1995*.

”.

Regulation 5 amended

5. Regulation 5 of the principal regulations is amended —

- (a) by inserting after the regulation designation “5.” the subregulation designation “(1)”; and
- (b) by inserting the following subregulation —

“

(2) In Division 2 of Schedule 2 —

“home occupation” has the meaning given in the redevelopment scheme for the time being in force under Part 4 of the Act.

”.

Regulation 6 amended

6. (1) Regulation 6 (1) of the principal regulations is amended by deleting “Act —” and substituting the following —

“ Act, other than a plan to which subregulation (4) (b) refers — ”.

(2) Regulation 6 (2) of the principal regulations is amended by deleting “the plan” and substituting the following —

“ a plan ”.

(3) Regulation 6 (3) of the principal regulations is amended —

- (a) by inserting after “A plan” the following —
“ , other than a plan to which subregulation (4) (b) refers, ”;
- (b) in paragraph (e), by deleting “and vegetation;” and substituting the following —
“ , vegetation, fences and walls; ”;
- (c) by deleting “and” after paragraph (f); and
- (d) by deleting paragraph (g) and substituting the following —

“

(g) a statement of, or plans indicating, any impact of the proposed development on —

- (i) the appearance of streets and of vegetation and buildings in streets; and
- (ii) views, privacy and overshadowing;

and

(h) a statement giving details of the proposed use and operation of the proposed development and of any signs or advertising structures that are proposed to be included in the proposed development.

”.

(4) After regulation 6 (3) of the principal regulations the following subregulation is inserted —

“

(4) An application for approval under section 48 (1) of the Act is to be accompanied by 6 copies of —

- (a) any plan to which subregulation (1) refers; and

- (b) a plan, drawn to a scale not smaller than 1:2000, that identifies the land on which the proposed development that is the subject of the application is to be undertaken.

”.

Schedule 2 repealed and a Schedule substituted

7. Schedule 2 to the principal regulations is repealed and the following Schedule is substituted —

“

SCHEDULE 2 — FEES FOR APPLICATIONS FOR APPROVAL UNDER SECTION 48 (1)

[Reg. 5]

Division 1

<i>Estimated value of proposed development</i>	<i>Fee</i>
Up to \$1 000	\$25
\$1 001 to \$5 000	\$100
\$5 001 to \$50 000	\$250
\$50 001 to \$150 000	\$300
\$150 001 to \$500 000	\$500
\$500 001 to \$750 000	\$1 500
\$750 001 to \$1 000 000	\$3 000
\$1 000 001 to \$2 000 000	\$5 000
\$2 000 001 and over	\$7 000, plus \$2 000 for each \$1 000 000, or part of \$1 000 000, over \$3 000 000, to a maximum of \$50 000

Division 2

<i>Home Occupation</i>	<i>Fee</i>
Home Occupation (first application)	\$200
Home Occupation (annual renewal)	\$100

”.

By His Excellency's Command,

J. PRITCHARD, Clerk of the Executive Council.