

TOWN PLANNING AND DEVELOPMENT.

No. 31 of 1969.

AN ACT to amend subsection (1) of section 20, subsection (1) of section 20B and paragraph (b) of subsection (1) of section 21 of the Town Planning and Development Act, 1928-1967.

[Assented to 16th May, 1969.]

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and the Legislative Assembly of Western Australia, in this present Parliament assembled, and by the authority of the same, as follows:—

Short title
and citation.

1. (1) This Act may be cited as the *Town Planning and Development Act Amendment Act, 1969.*

Reprinted as
approved for
reprint 28th
August, 1967,
and
amended by
Act No. 25
of 1967.

(2) In this Act the Town Planning and Development Act, 1928-1967, is referred to as the principal Act.

(3) The principal Act as amended by this Act may be cited as the Town Planning and Development Act, 1928-1969.

2. Subsection (1) of section 20 of the principal Act is amended—

Amendment
to s. 20.
(Plans of
subdivision
to be
approved.)

(a) by adding after the passage, "period," in line six of paragraph (a), the passage "or lease and grant a license to use or occupy land for terms in the aggregate exceeding ten years, including any option to renew or extend the terms or periods,"; and

(b) by repealing and re-enacting paragraph (b) as follows—

(b) Where, after payment of consideration for any transaction relating to any land, it is found that the transaction cannot be completed—

(i) within a period of six months after the date of entering into the transaction; or

(ii) within such further period as is stipulated in the transaction, or in a subsequent agreement in writing made by all the parties to the transaction, or when the subsequent agreement is made after the death of any of those parties, by the surviving party or parties and the legal personal representative of any deceased party,

because the land cannot be dealt with as a lot or as lots the person who paid the consideration is entitled to a refund of the consideration from the person to whom it was paid. .

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Amendment
to s. 20B.
(Savings of
certain
agreements.)

3. Subsection (1) of section 20B of the principal Act is amended by adding after the word "sell" in line one, the passage, "or to grant an option to purchase, or to lease or grant or lease and grant a license to use or occupy".

Amendment
to s. 21.
(Certain
transfers,
etc., to be
subject to
approval.)

4. Paragraph (b) of subsection (1) of section 21 of the principal Act is amended by adding after the word "lots" in line two the passage ", or the land comprises part of a lot included in a plan of subdivision that has been approved by the Board".

PROPERTY LAW ACT, 1969

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