

TOWN PLANNING AND DEVELOPMENT.

No. 30 of 1973.

AN ACT to amend the Town Planning and
Development Act, 1928-1972.

[Assented to 6th June, 1973.]

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:—

1. (1) This Act may be cited as the *Town Planning and Development Act Amendment Act, 1973.*

Short title
and citation.

(2) In this Act the Town Planning and Development Act, 1928-1972 is referred to as the principal Act.

Approved for
reprint, 8th
March, 1973.

(3) The principal Act as amended by this Act may be cited as the Town Planning and Development Act, 1928-1973.

Amendment
to s. 2.
(Interpre-
tation.)

2. Section 2 of the principal Act is amended—

- (a) by substituting for the interpretation “Commissioner” an interpretation as follows—

“Commissioner” means the Town Planning Commissioner appointed pursuant to section 3 of this Act, and includes the Deputy Commissioner while he is, pursuant to that section, acting in the place of the Commissioner; ; and

- (b) by adding before the interpretation “development” an interpretation as follows—

“Deputy Commissioner” means the Deputy Town Planning Commissioner appointed pursuant to section three of this Act; .

Repeal and
re-enact-
ment
of s. 3.

3. Section 3 of the principal Act is amended by adding after subsection (2) the following subsections—

Commis-
sioner and
Deputy
Commis-
sioner of
Town
Planning.

(3) A person who is skilled in town planning shall be appointed under and subject to the Public Service Act, 1904 to be the Deputy Town Planning Commissioner.

(4) The duties of the Deputy Commissioner shall include acting in the place of the Commissioner while the Commissioner is sick or absent, or is otherwise incapacitated, or when from any cause the office of Commissioner is vacant.

(5) The Deputy Commissioner, while acting in the place of the Commissioner, shall have all the powers and authorities of, and all the protection given to, the Commissioner, and shall perform the duties of the Commissioner.

(6) Any act, matter, or thing, for or with respect to which provision relating to the Commissioner or Deputy Commissioner is made in this Act, made, done, or executed before the

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coming into operation of the Town Planning and Development Act Amendment Act, 1973 which would have been lawful if that Act had been in force at the time such act, matter, or thing was made, done, or executed is hereby validated.
