

WESTERN AUSTRALIA

LEGISLATIVE COUNCIL

*(Introduced by Hon. Norm Kelly)*

**METROPOLITAN REGION TOWN  
PLANNING SCHEME  
AMENDMENT BILL 1998**

**A BILL FOR**

**AN ACT to amend the *Metropolitan Region Town Planning Scheme Act 1959*.**

The Parliament of Western Australia enacts as follows:

**Short title**

**1.** This Act may be cited as the *Metropolitan Region Town Planning Scheme Amendment Act 1998*.

**5 Commencement**

**2.** This Act comes into operation on the day on which it receives the Royal Assent.

*Metropolitan Region Town Planning  
Scheme Amendment Bill 1998*

**cl. 3**

**The Act amended**

**3.** The amendments in this Act are to the *Metropolitan Region Town Planning Scheme Act 1959*\*.

[\* Reprinted as at 7 March 1996.

5 For subsequent amendments see 1997 Index to  
Legislation of Western Australia, Table 1, p. 150-1 and  
Act No. 31 of 1997.]

**Section 33 amended**

**4.** (1) Section 33 (4) is amended —

10 (a) by deleting “12” and inserting instead —

“ 14 ”; and

(b) by deleting “pass a resolution disallowing the  
amendment” and inserting instead —

“

15 pass a resolution —

(a) disallowing the whole of the  
amendment; or

(b) disallowing any part of the  
amendment by deleting anything from  
20 it

”.

(2) After section 33 (5) the following subsection is  
inserted —

“

25 (5a) If any part of the amendment is disallowed  
under subsection (4) (b) the amendment, subject to the

deletion of that part, shall have effect as mentioned in  
subsection (5).

”.

5 (3) Section 33 (6) is repealed and the following subsections  
are inserted instead —

“

(6) The Commission shall cause to be published  
in the *Gazette* within 21 days of the passing of a  
resolution under subsection (4) —

10 (a) if paragraph (a) of that subsection applies,  
a notice of the disallowance of the whole of  
the amendment; or

15 (b) if paragraph (b) of that subsection applies,  
a notice showing particulars of the partial  
disallowance.

(7) The Commission may make clerical changes to  
an amendment that are necessary as a consequence of  
a partial disallowance under subsection (4) (b).

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