

Western Australia

LEGISLATIVE COUNCIL

(Introduced by Hon. Norm Kelly)

(As amended in Committee)

**Metropolitan Region Town Planning
Scheme Amendment Bill 2000**

A Bill for

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

The Parliament of Western Australia enacts as follows:

1. Short title

This Act may be cited as the *Metropolitan Region Town
Planning Scheme Amendment Act 2000.*

s. 2

2. Commencement

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

3. The Act amended

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

[* Reprinted as at 7 March 1996.

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

10 **4. Section 33 amended**

(1) After section 33(2)(a) the following paragraph is inserted —

“

15 (aa) If the Commission, when formulating the amendment, is of the opinion that the propositions contained in the amendment can be considered as 2 or more separate groups, the Commission shall arrange and identify those groups in the amendment. A group may consist of a single proposition or of 2 or more propositions that bear a relationship to each other such that they should be considered
20 together for planning purposes.

”.

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

“

(2a) Without limiting subsection (2)(g) or (l), a
modification of the amendment may modify the
manner in which propositions contained in the
amendment are arranged into groups under
subsection (2)(aa).

”.

(3) Section 33 (4) is amended —

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

“ 14 ”; and

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

“

pass a resolution —

(a) disallowing the whole of the
amendment; or

(b) disallowing one or more groups of
propositions determined pursuant to
section 33(2)(aa), (g) or (l)

”.

s. 4

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

“

(5a) If any group of propositions is disallowed under subsection (4) (b) the amendment, subject to the deletion of the group, shall have effect as mentioned in subsection (5).

”.

(5) Section 33 (6) is repealed and the following subsections are inserted instead —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

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

(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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