

PLANNING REGULATIONS

TABLE OF PROVISIONS

Regulation

1. Citation
2. Interpretation
3. Forms
4. Excluded subdivisions
5. Town areas
6. Consultation—draft planning instrument
7. Prescribed subdivision application
8. Consultation—prescribed subdivision application
9. Prescribed development application
10. Consultation—prescribed development application
11. Service
12. Witnesses' expenses
13. Inspection of registers
14. Fees

SCHEDULE 1

SCHEDULE 2

SCHEDULE 3

SCHEDULE 4

SCHEDULE 5

REGULATIONS 1979, No 13*

Regulations under the *Planning Act*

I, JOHN ARMSTRONG ENGLAND, the Administrator of the Northern Territory of Australia, acting with the advice of the Executive Council, hereby make the following Regulations under the *Planning Act*.

Dated this thirty-first day of July, 1979.

J. A. ENGLAND
Administrator

PLANNING REGULATIONS

1. These Regulations may be cited as the Planning Regulations.

Citation

2.(1) In these Regulations, "the *Gazette*" has the meaning ascribed to it in section 17 of the *Acts Interpretation Act* 1901 of the Commonwealth.

Interpretation

(2) A reference in these Regulations to a form by number is a reference to a form so numbered in Schedule 1.

3. For the purposes of the sections of the Act specified in each of the following paragraphs the form specified in that paragraph is the prescribed form:

Forms

- (a) section 49(2)(a)—Form 1;
- (b) section 71(2)(a)—Form 2;
- (c) section 77(2)(a)—Form 3;
- (d) section 87(a)—Form 4;
- (e) section 90(4)(a)—Form 5;
- (f) section 102(2)(a)—Form 2;
- (g) section 104(a)—Form 6;
- (h) section 107(4)(a)—Form 7;
- (j) section 117(2)(a)—Form 2;
- (k) section 132(a)—Form 8;
- (m) section 136(2)(a)—Form 9;
- (n) section 151(1)(a)—Form 10;
- (p) section 151(3)(a)—Form 11;
- (q) section 153(2)(a)—Form 12; and
- (r) section 155(2)(a)—Form 13.

4. For the purposes of section 4 of the Act, the subdivisions specified in Schedule 2 are prescribed as excluded subdivisions.

Excluded
subdivisions

* Notified in the *Northern Territory Government Gazette* on 3 August, 1979.

Town areas

5. For the purposes of section 4 of the Act, the several areas of land specified in Schedule 3 are specified to be areas which are to be treated as towns.

Consultation—
draft planning
instrument

6. For the purposes of section 43(1)(c) of the Act, the Secretary of the Department of Lands and Housing is prescribed as the person with whom the Authority shall consult in the preparation of a draft planning instrument.

Prescribed
subdivision
application

7. For the purposes of section 88(1)(a) of the Act, the subdivision applications specified in Schedule 4 are prescribed as prescribed subdivision applications.

Consultation—
prescribed
subdivision
application

8. For the purposes of section 91 of the Act, the Secretary of the Department of Lands and Housing is prescribed as the person with whom the Authority shall consult when considering a prescribed subdivision application.

Prescribed
development
application

9. For the purposes of section 105(1)(a) of the Act, the development applications specified in Schedule 5 are prescribed as prescribed development applications.

Consultation—
prescribed
development
application

10. For the purposes of section 108 of the Act, the Secretary of the Department of Lands and Housing is prescribed as the person with whom the Authority shall consult when considering a prescribed development application.

Service

11. For the purposes of section 136(1)(b) of the Act, the manner of service of an order requiring the attendance of any person before or the production of any documents to the Appeals Committee is personal service or service by leaving the order with a person apparently over the age of 15 years at the normal place of residence or business of the person on whom service is to be effected.

Witnesses'
expenses

12. Fees and expenses to be paid to witnesses under the Act to attend and give evidence shall be at the same rates, and subject to the same conditions, as the witnesses' expenses that are, from time to time, provided for under the Rules of Court made under section 86 of the *Judiciary Act 1903* of the Commonwealth.

Inspection of
registers

13. A register kept by a consent authority may be inspected by any person on payment of a fee of 50 cents to the consent authority.

Fees

- 14.(1) For the purposes of section 87(b) of the Act, the prescribed fee is \$50.
 (2) For the purposes of section 151(1)(b) of the Act, the prescribed fee is \$20.
 (3) For the purposes of section 153(2)(b) of the Act, the prescribed fee for—
 (a) a certified copy of a sheet or part of a sheet of the map or plan accompanying a planning instrument is \$20; and
 (b) a certified copy of a page containing only writing from a planning instrument is \$1.

SCHEDULE 1

FORM 1

Regulation 3(a)

THE NORTHERN TERRITORY OF AUSTRALIA

Planning Act

Section 49(2)(a)

SUBMISSION ON DRAFT PLANNING INSTRUMENT

The Chairman,
Northern Territory Planning Authority,
P.O. Box 1680,
DARWIN, N.T. 5794.

Draft
Regional/Town Plan*
Amendment No. *

I,
(name)

of
(address)

make the following submission:

.....
.....
.....

Signature
/ /19

*Delete if inapplicable

OFFICE USE ONLY:

FORM 2

Regulation 3(b), (f)
and (j)

THE NORTHERN TERRITORY OF AUSTRALIA

Planning Act

Sections 71(2)(a),
102(2)(a) and
117(2)(a)

APPLICATION

The Chairman,
Northern Territory Planning Authority,
P.O. Box 1680,
DARWIN, N.T. 5794.I,
(name)of
(address)

apply—

* for an extension of time in relation to an existing use under section 71(2)(a)—
Date use commenced:

Nature of use:

* for an extension under section 102(2)(a) of the period of 2 years from the
date of the subdivision consent;* for an extension under section 117(2)(a) of the period of 2 years from the
date of the development consent.

Description of land:

Date consent granted:*

The following reasons are offered in support of this application:

.....
.....
.....
.....

Signature

/ /19

*Delete if inapplicable

OFFICE USE ONLY:

FORM 3

Regulation 3(c)

THE NORTHERN TERRITORY OF AUSTRALIA

Planning Act

Section 77(2)(a)

APPLICATION FOR DARWIN RECONSTRUCTION
COMMISSION CERTIFICATE

The Chairman,
Planning Appeals Committee,
P.O. Box 1680,
DARWIN, N.T. 5794.

I,
(name)

of
(address)

apply for a certificate under section 76 of the *Planning Act* in relation to the following
land:

Lot No.:

Street:

Town/Hundred:*

I am the owner of this land/I attach an authorization by the owner of this land.*

.....
Signature

/ /19

*Delete if inapplicable

OFFICE USE ONLY:

FORM 4

Regulation 3(d)

THE NORTHERN TERRITORY OF AUSTRALIA

Planning Act

Section 87(a)

APPLICATION FOR SUBDIVISION CONSENT

The Chairman,
Northern Territory Planning Authority,
P.O. Box 1680,
DARWIN, N.T. 5794.

I,
(name)
of
(address)

apply to subdivide the following land:

Lot No.:

Street:

Town/Hundred:*

The proposed use of each proposed lot is:

.....
.....

I enclose—

- (a) one copy of title documents;
- (b) 5 copies of locality plans at a scale not larger than 1:25,000 and not smaller than 1:100,000, showing the location of the subject land with respect to surrounding roads, services, watercourses and other natural features;
- (c) 5 copies of sketch plans of subdivision not larger than 1:500 and not smaller than 1:10,000 showing—
 - (i) proposed and existing lot boundaries and roads;
 - (ii) the location and nature of any improvements on the subject land;
 - (iii) the location of any electricity supply wires and water supply pipes on or adjacent to the subject land;
 - (iv) the location of any existing and proposed easements and reserves; and
 - (v) the location of any land which it is proposed to transfer to the Territory Government for open space or roads;
- (d) Environmental Impact Statement;* and
- (e) a fee of \$

Signature

***Delete if inapplicable**

OFFICE USE ONLY:

FORM 5

Regulation 3(e)

THE NORTHERN TERRITORY OF AUSTRALIA

Planning Act

Section 90(4)(a)

NOTICE OF APPLICATION FOR
SUBDIVISION CONSENTI,
(name)of
(address)have applied to the Northern Territory Planning Authority for consent to
subdivide Lot No.

Section Portion of

Hundred of Town of

into lots of hectares each/or

lots varying from hectares to

hectares* and to construct metres
of public road.

Details of the proposal are available for inspection at

.....

.....

Submissions in relation to the proposed subdivision may be lodged with the Authority
within 21 days.

Copies of submissions are made available to the applicant.

.....
Signature

/ /19

*Delete if inapplicable

FORM 6

Regulation 3(g)

THE NORTHERN TERRITORY OF AUSTRALIA

Planning Act

Section 104(a)

APPLICATION FOR DEVELOPMENT CONSENT

The Chairman,
Northern Territory Planning Authority,
P.O. Box 1680,
DARWIN, N.T. 5794.

I,
(name)

of
(address)

apply to develop the following land:

Lot No.:

Street:

Town/Hundred:*

The current use of the land is

The proposed use of the land is

I enclose—

- (a) one copy of title documents;
- (b) 3 copies of locality plans at a scale not larger than 1:1,000 and not smaller than 1:10,000 showing location of the subject land with respect to surrounding roads, land and buildings;
- (c) 3 copies of elevations;
- (d) 3 copies of site plans at a scale not smaller than 1:100 and not larger than 1:500 showing—
 - (i) lot boundaries and road frontages;
 - (ii) the location and nature of existing improvements;
 - (iii) the location and nature of proposed improvements;
 - (iv) the location of any easements;
 - (v) the location and dimensions of any car parking bays and loading areas; and
 - (vi) the location and description of any landscaped areas;
- (e) Environmental Impact Statement;* and
- (f) a fee of \$

Signature

OFFICE USE ONLY:

FORM 7

Regulation 3(h)

THE NORTHERN TERRITORY OF AUSTRALIA

Planning Act

Section 107(4)(a)

NOTICE OF APPLICATION FOR
DEVELOPMENT CONSENT

I,
(name)

of
(address)

have applied to the Northern Territory Planning Authority for consent to—

*the use of
(description of land)

*the erection of buildings or structures on
(description of land)

for the purposes of

Details of the proposal are available for inspection at

.....
.....

Submissions in relation to the proposed development may be lodged with the Authority within 21 days.

Copies of submissions are made available to the applicant.

.....
Signature / /19

*Delete if inapplicable

FORM 8

Regulation 3(k)

THE NORTHERN TERRITORY OF AUSTRALIA

Planning Act

Section 132(a)

NOTICE OF APPEAL

To: The Planning Appeals Committee

I,
(name)of
(address)

appeal against the decision of the Northern Territory Planning Authority in relation to the attached application.

The instrument of determination issued by the Authority is attached.

I do/do not* intend to call oral evidence at the hearing of this appeal.

I request the Committee to hear this appeal at Darwin

or*

Reason(s) for requesting hearing of appeal elsewhere than at Darwin:*

.....
.....

Signature

/ /19

*Delete if inapplicable
(Att.)

OFFICE USE ONLY:

FORM 9

Regulation 3(m)

THE NORTHERN TERRITORY OF AUSTRALIA

Planning Act

Section 136(2)(a)

ORDER

Appeal by:

I,

Chairman of the Planning Appeals Committee hereby order

that

(name)

of

(address)

appear before the Committee at a.m./p.m.*

on the day of, 19

*and produce the document(s) as set out in the Schedule.

SCHEDULE*

- 1.
- 2.
- 3.

.....
Chairman,
Planning Appeals Committee
/ /19

NOTE: Section 136(3) of the Act states:

“A person shall not fail to comply with an order served on him under sub-section (2)(b).

Penalty: \$1,000 or imprisonment for 6 months.”

*Delete if inapplicable

OFFICE USE ONLY:

FORM 10

Regulation 3(n)

THE NORTHERN TERRITORY OF AUSTRALIA

Planning Act

Section 151(1)(a)

APPLICATION FOR PLANNING CERTIFICATE

The Chairman,
 Northern Territory Planning Authority,
 P.O. Box 1680,
 DARWIN, N.T. 5794.

I,
 (name)

of
 (address)

apply to the Authority for a certificate under section 147(1) of the *Planning Act* in
 relation to the following land:

Lot No.:

Street:

Town/Hundred:*

.....
 Signature

/ /19

*Delete if inapplicable

OFFICE USE ONLY:

FORM 11

Regulation 3(p)

THE NORTHERN TERRITORY OF AUSTRALIA

Planning Act

Section 151(3)(a)

PLANNING CERTIFICATE

To:
(name)

of
(address)

Description of land:

Lot No.:

Street:

Town/Hundred:*

It is hereby certified that:

1. The following planning instrument applies to the said land:

.....
.....

2. The land is not reserved for acquisition by the Territory.*

The land is reserved for acquisition by the Territory to implement the following proposal.*

.....
.....
.....

3. In general terms, the effect of the restrictions and prohibitions on the use or development of the land is:

.....
.....
.....

4. The following subdivision application(s) was/were* determined in relation to the said land within 2 years of your application:*

Name of applicant:

Date of application :

Number of proposed lots:

Determination:

Consent refused/granted:*
(date)

Conditions of consent:
.....
.....

Drawing No. of submitted plan:

5. The following development application(s) was/were* determined in relation to the said land within 2 years of your application:*

Name of applicant:

Date of application:

Use of land proposed in application:

.....

Determination:

Consent refused/granted:*
(date)

Conditions of consent:
.....
.....

.....
Signature

/ /19

*Delete if inapplicable

FORM 12

Regulation 3(q)

THE NORTHERN TERRITORY OF AUSTRALIA

Planning Act

Section 153(2)(a)

APPLICATION FOR COPY OF
PLANNING INSTRUMENT

The Chairman,
Northern Territory Planning Authority,
P.O. Box 1680,
DARWIN, N.T. 5794.

I,
(name)

of
(address)

apply for a certified copy/extract* of the

..... Regional/Town Plan.*
(name of plan)

If extract required, description of sheet/page* number, or extract required:

.....
.....

.....
Signature

/ /19

*Delete if inapplicable

OFFICE USE ONLY:

FORM 13

Regulation 3(r)

THE NORTHERN TERRITORY OF AUSTRALIA

Planning Act

Section 155(2)(a)

NOTICE OF PROPOSED REVOCATION
OR MODIFICATION CONSENT

In accordance with section 155(1) of the *Planning Act*, I now inform you that I propose to revoke/modify* the following consent:

Date consent granted:

Subdivision/development* consent in relation to—

Lot No.:

Street:

Town/Hundred:*

Proposed modification:*

.....

.....

.....

.....
Minister

NOTE: Your attention is directed to—

- (a) section 155(2) of the Act which provides that a full inquiry will be held into the matter. You will be advised of the date of this inquiry; and
- (b) section 156 of the Act which imposes heavy penalties on persons carrying out work in pursuance of the above consent after having been served with this notice.

*Delete if inapplicable

SCHEDULE 2

Regulation 4

EXCLUDED SUBDIVISIONS

1. Any subdivision of land to be used for agricultural or pastoral purposes.
2. Any subdivision of land carried out only for the purposes of road widening.
3. Any subdivision of a building or part of a building.
4. Any subdivision which creates not more than 2 lots where one of the lots is or is intended to be a park or reserve within the meaning of the *Territory Parks and Wildlife Conservation Act*.

SCHEDULE 3

Regulation 5

LAND TO BE TREATED AS TOWNS

PART I—DARWIN

ALL THAT piece of land in the Hundreds of Ayers Bagot Bray Cavenagh Colton Guy Hughes Hutchison Parsons Paton and Strangways County of Palmerston, Northern Territory of Australia containing an area of 4350 km² more or less bounded by lines described as follows:

Commencing at the intersection of low water mark of Port Darwin with a line west of Emery Point; thence generally northerly northeasterly easterly again northerly and southeasterly by the low water mark of Port Darwin Shoal Bay South Channel of Clarence Strait and Adam Bay to a point north of the intersection of the sea coast of Adam Bay with the right bank of the Adelaide River; thence south to the said intersection; thence generally southeasterly and southwesterly by the right bank of the Adelaide River to its intersection with the easterly prolongation of the southern boundary of former Section 1017 Hundred of Colton; thence westerly by the said prolongation to the southeastern corner of former Section 1017; thence northerly westerly again northerly again westerly again northerly again westerly again northerly again westerly again northerly again westerly and southerly by eastern northern eastern northern eastern northern eastern northern eastern northern and western boundaries of Woolnough Reserve as notified in *Gazette* No. 68 of 13 September 1951 to the northeastern corner of Section 1044 Hundred of Cavenagh; thence westerly by the northern boundaries of Sections 1044 and 1045 to the northwestern corner of Section 1045; thence westerly by the westerly prolongation of the northern boundary of Section 1045 to the northeastern corner of Section 921; thence generally westerly by the northern boundaries of Sections 921 and 922 to the northwestern corner of Section 922; thence westerly by the westerly prolongation of the northern boundary of Section 922 to the northeastern corner of Section 850; thence westerly by the northern boundaries of Sections 850, 849, 848 and 847 to the northwestern corner of Section 847; thence westerly by the westerly prolongation of the northern boundary of Section 847 to the northeastern corner of Section 826; thence westerly by the northern boundaries of Sections 826, 825, 824 and 823 to the most eastern northwestern corner of Section 823; thence westerly by the westerly prolongation of a northern boundary of Section 823 to the most western northeastern corner of Section 823; thence westerly by a northern boundary of Section 823 and its westerly prolongation to the northeastern corner of Section 814; thence westerly by the northern boundary of Section 814 and a northern boundary of Section 813 to the most eastern northwestern corner of Section 813; thence westerly by the westerly prolongation of a northern boundary of Section 813 to the most western northeastern corner of Section 813; thence westerly by a northern boundary of Section 813 and northern boundaries of Sections 812 and 811 to the northwestern corner of Section 811; thence westerly by the westerly prolongation of the northern boundary of Section 811 to the northeastern corner of Section 2199; thence westerly by the northern boundaries of Sections 2199, 2198, 2197 and 2196 to the northwestern corner of Section 2196; thence westerly by the westerly prolongation of the northern boundary of Section 2196 to the northeastern corner of Section 2195 Hundred of Hughes; thence westerly by

the northern boundaries of Sections 2195 and 2194 to the northwestern corner of Section 2194; thence westerly by the westerly prolongation of the northern boundary of Section 2194 to the northeastern corner of Section 2729; thence westerly by the northern boundary of Section 2729 and its westerly prolongation to its intersection with the southerly prolongation of the eastern boundary of Section 2200; thence northerly by the said prolongation and the eastern boundaries of Section 2200 and 2272 to the northeastern corner of Section 2272; thence northerly by the northerly prolongation of the eastern boundary of Section 2272 to the southeastern corner of Section 990; thence northerly by the eastern boundaries of Sections 990 and 2260 to the northeastern corner of Section 2260; thence westerly by the northern boundaries of Sections 2260, 2259, 2258 and 2257 to the northwestern corner of Section 2257; thence westerly by the westerly prolongation of the northern boundary of Section 2257 to the northeastern corner of Section 986; thence northerly by the northerly prolongation of the eastern boundary of Section 986 to the southeastern corner of Section 2504; thence northerly by the eastern boundaries of Sections 2504 and 2503 to the northeastern corner of Section 2503; thence northerly by the northerly prolongation of the eastern boundary of Section 2503 to the southeastern corner of Section 2512; thence northerly by the eastern boundaries of Sections 2512 and 2513 to the northeastern corner of Section 2513; thence westerly by the northern boundaries of Sections 2513 and 2514 to the northwestern corner of Section 2514; thence southerly by part of the western boundary of Section 2514 to its intersection with the left bank of the Charlotte River; thence generally northwesterly by the left bank of the said River to its intersection with the sea coast of Bynoe Harbour; thence northwest by a line to its intersection with the low water mark of Bynoe Harbour; thence generally northwesterly northerly and southeasterly by the low water mark of Bynoe Harbour Turnbull Bay Port Patterson and Beagle gulf to its intersection with a line east of West Point; thence southeasterly by a line to the point of commencement and including those parts above low water mark of Crocodile Island but excluding therefrom the Town of Darwin as notified in *Gazettes* No. 47 of 5 July 1923, No. 4 of 19 January 1950, No. 86 of 4 November 1965, the Town of Nightcliff as notified in *Gazettes* No. 20 of 10 March 1949, No. 8 of 16 February 1956, No. 82 of 8 December 1960, No. 64 of 21 July 1966, No. 98 of 16 November 1967 and the Town of Sanderson as notified in *Gazette* No. 67 of 27 July 1972.

PART II—ALICE SPRINGS

ALL THAT piece of land near Alice Springs, Northern Territory of Australia containing an area of 295 km² more or less bounded by lines described as follows:

Commencing at the northwestern corner of Reserve No. 1098 as notified in *Gazette* No. 29 of 28 March 1963 thence easterly by a southern boundary of Pastoral Lease 563 (Bond Springs) to its intersection with a southwestern side of the North South Stock Route thence easterly across the said Stock Route and the Stuart Highway to a northeastern side of the said Stock Route thence easterly southerly again easterly by southern and western boundaries of Pastoral Lease 563 (Bond Springs) and part of a southern boundary of the said Pastoral lease to a northwestern corner of Pastoral lease 573 (Undoolya) thence southerly by a western boundary of the said Pastoral Lease and the western boundary of Reserve No. 1159 as notified in *Gazette* No. 66 of 12 August 1965 and its prolongation southerly to the northeastern corner of Reserve No. 1065 as notified in *Gazette* No. 49 of 8 June 1961 thence southerly by a western boundary of Pastoral Lease 673 (Undoolya) to the southeastern corner of Northern Territory Portion 1474 as delineated on Survey Plan S73/96 lodged with the Surveyor-General, Darwin thence westerly and northerly by southern and western boundaries of the said Portion to the northwestern corner of the said Portion thence westerly by the westerly prolongation of the northern boundary of Northern Territory Portion 1474 to the most eastern southeastern corner of Reserve No. 925 as notified in *Gazette* No. 55 of 28 July 1949 thence westerly by a southern boundary of the said Reserve to its intersection with a southeastern side of the Stuart Highway thence westerly across the said Highway to a northwestern side of the said Highway thence westerly by part of a southern boundary of Reserve No. 925 to the eastern corner of Northern Territory Portion 934 thence generally southwesterly and northwesterly by southeastern and southwestern boundaries of the said Portion to the western corner of the said Portion thence westerly northerly again westerly by southern western and southern boundaries of Reserve No. 925 to the southeastern corner of Northern Territory Portion 469 thence by lines bearing 359 degrees 58 minutes 15 seconds 3233.94 m 315 degrees 4 minutes 40 seconds 315.87 m 359 degrees 37 minutes 10 seconds 317.86 m 32 degrees 18 minutes 45 seconds 420.64 m to a point on a western boundary of Reserve No. 1437 as notified in *Gazette* No. 143 of 11 October 1973 thence northerly by part of a western boundary of the said Reserve to the most western northwestern corner of the said Reserve thence easterly and northerly by northern and western boundaries of Reserve No. 1437 to the most northern northwestern corner of the said Reserve thence northerly by the northerly prolongation of a western boundary of reserve No. 1437 to the most western southwestern corner of Reserve No. 1098 thence northerly by the western boundary of the said Reserve to the point of commencement but excluding therefrom the Town of Alice Springs; as notified in *Gazette* No. 64 of 10 September 1974.

PART III—TENNANT CREEK

ALL THAT piece of land near Tennant Creek, Northern Territory of Australia containing an area of 240 km² more or less bounded by lines described as follows:

Commencing at the intersection of a northwestern side of the Stuart Highway with the westerly prolongation of the northern boundary of reserve No. 1060 as notified in *Gazette* No. 33 of 20 April 1961; thence easterly by the said prolongation and part of the northern boundary of the said Reserve to its intersection with the middle thread of Tennant Creek; thence generally northeasterly by the middle thread of the said Creek to a point 3 km west of the meridian of east longitude passing through Trigonometrical Station NTS 161 (Lone Star); thence south by the said meridian to its intersection with a southern boundary of Pastoral Lease 779 (Tennant Creek); thence easterly by the said boundary for a distance of 7 km; thence southerly by a line to its intersection with the easterly prolongation of the northern boundary of Northern Territory Portion 1717; thence westerly by the said prolongation to its intersection with a northeastern side of the North South Stock Route; thence southeasterly by the said side of the Stock Route to its intersection with the easterly prolongation of the southern boundary of Northern Territory Portion 1717; thence westerly by the said prolongation across the North South Stock Route and the Stuart Highway to the southeastern corner of the said Portion; thence westerly by the southern boundary of the said Portion and its westerly prolongation to its intersection with the southerly prolongation of an eastern boundary of Pastoral Lease 779 (Tennant Creek); thence northerly and easterly by the said prolongation of the said eastern boundary and a southern boundary of the said Pastoral Lease to its intersection with a western side of the North South Stock Route; thence easterly by the easterly prolongation of the said southern boundary across the said Stock Route to its intersection with a northwestern side of the Stuart Highway; thence generally northeasterly by the said side of the Stuart Highway to the point of commencement but excluding therefrom the Town of Tennant Creek as notified in *Gazette* No. 57 of 9 July 1970.

PART IV—KATHERINE

ALL THAT piece of land near Katherine, Northern Territory of Australia containing an area of 650 km² more or less bounded by lines described as follows:

Commencing at the northern corner of Northern Territory Portion 1059; thence generally south-easterly by the northern boundaries of the said Portion to the western corner of Northern Territory Portion 1060; thence northeasterly by the northern boundary of the said Portion to the northwestern corner of Northern Territory Portion 1061; thence easterly by the northern boundary of the said Portion and across McAdden Road to a point 1 000 m from the most eastern corner of the said Portion; thence by a line to a point on a western boundary of Northern Territory Portion 1594 (part Reserve No. 1606 as notified in *Gazette* No. G43 of 1 November 1977) and being 1 500 m north of the most southern southwestern corner of the said Portion; thence southerly by part of a western boundary of the said Portion to the most southern southwestern corner of the said Portion; thence generally easterly northerly and northwesterly by southern eastern and northeastern boundaries of Northern Territory Portion 1594 to its intersection with the southwestern boundary of Reserve No. 1090 Katherine Gorge National Park as notified in *Gazette* No. 91 of 8 November 1962; thence southeasterly by part of the southwestern boundary of the said Reserve to the most northern corner of Northern Territory Portion 1026; thence southeasterly easterly and generally southerly by the northwest northern and eastern boundaries of the said Portion to the northwestern corner of Northern Territory Portion 1596 (part Reserve No. 1606 as notified in *Gazette* No. G43 of 1 November 1977); thence easterly and southerly by the northern and eastern boundaries of the said Portion to the southern corner of the said Portion; thence southerly by the prolongation of the eastern boundary of Northern Territory Portion 1596 to its intersection with a northeastern boundary of Northern Territory Portion 1026; thence by a line to the most eastern northeastern corner of Northern Territory Portion 1549; thence southerly and westerly by eastern and southern boundaries of the said Portion to the most northern northeastern corner of Northern Territory Portion 1275; thence southeasterly and generally southwesterly by the northeastern and southeastern boundaries of the said Portion and across the Stuart Highway and North Australia Railway to the southern corner of the said Portion; thence due west by a line to its intersection with the middle thread of the Katherine River; thence generally southwesterly by the middle thread of the said River to its intersection with the southerly prolongation of the western boundary of Block 167; thence northerly by the said prolongation to the southwestern corner of Block 167; thence northerly by the western boundaries of the said Block to the most western northwestern corner of the said Block; thence easterly by the northern boundary of Block 167 and across a 20.12 m road to the most eastern northeastern corner of the said Block; thence northerly by the western boundary of Block 166 to the northwestern corner of the said Block; thence by a line across Florina road to the most southern southwestern corner of Northern Territory Portion 1021; thence northwesterly westerly northerly and northeasterly by the southwestern southern western and northwestern boundaries of the said Portion; thence northerly by the western boundary of Northern Territory

Portion 450 to the most eastern northeastern corner of Northern Territory Portion 1402; thence westerly and northwesterly by a northern and northeastern boundary of the said Portion to its intersection with the southeastern boundary of Northern Territory Portion 1401; thence generally northeasterly by the southeastern boundaries of the said Portion to the most eastern corner of the said Portion; thence by a line across the Stuart Highway and North Australia Railway to the point of commencement but excluding therefrom the Town of Katherine as notified in *Gazette* No. 66 of 13 August 1970.

SCHEDULE 4

Regulation 7

PREScribed SUBDIVISION APPLICATIONS

1. Any subdivision of land which is outside a planning area declared under section 10 of the Act and—

- (a) which involves the creation of—
 - (i) not less than 50 lots; or
 - (ii) the opening of not less than one km of road;
- (b) more than 50 per cent of which is subject to seasonal inundation exceeding 72 hours;
- (c) which is more than 60 ha in area and which involves the creation of not less than 30 lots; or
- (d) is within 100 m of a lake, billabong, river or foreshore.

SCHEDULE 5

Regulation 9

PREScribed DEVELOPMENT APPLICATIONS

1. Any development application in respect of land not within a municipality within the meaning of the *Local Government Act* and within 100 m of land within a park or a reserve within the meaning of the *Territory Parks and Wildlife Conservation Act*.

2. Any development application in respect of development within 100 m of a lake, billabong, river or foreshore (development for the purpose of a park or reserve within the meaning of the *Territory Parks and Wildlife Conservation Act* excepted).
