

# Policy

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**Title:** Planning and Development Control – Subdivisions

**Category:** Environment, Planning and Development Control

**Date Last Adopted:** 26 April 2021

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## 1. Objectives

To fulfil the Council's obligations under Section 104 of the *Local Government (Building and Miscellaneous Provisions) Act 1993*.

## 2. Background

Amendments of sealed survey plans require all interested parties to the sealed plan to be formally notified of the amendment to allow objections to be made. Any party with an estate or interest at law affected by the proposed amendment may request to be heard by the Council prior to it making a determination. The City Planning Committee terms of reference make it the appropriate committee to hear such matters and to make the final determination.

## 3. Policy

That where, pursuant to Section 104 of the *Local Government (Building and Miscellaneous Provisions) Act 1993*, a proposal to amend a sealed plan is objected to, within 28 days after the giving of the last prescribed notice, the hearing of any persons who have asked to be heard shall be carried out by the City Planning Committee, in accordance with the provisions of sub-section (2) and that Committee shall act for the Council in all matters pertaining to making a determination.

## 4. Legislation, Terminology and References

*Local Government (Building and Miscellaneous Provisions) Act 1993*

<b>Responsible Officer:</b>	Director City Life
<b>Policy first adopted by the Council:</b>	25/3/1985
<b>History</b>	
Amended by Council	September 2013
Amended by Council	8/9/2014
Amended by Council	7/3/2016
Approved by Council	23/9/2019
Biannual Policy Review	26/04/2021
<b>Next Review Date:</b>	April 2023
<b>File Reference:</b>	F16/65275