

Queensland



INTEGRATED PLANNING AMENDMENT ACT 2002

Act No. 44 of 2002

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Integrated Planning Amendment Act 2002

Act No. 44 of 2002

An Act to amend the *Integrated Planning Act 1997*

[Assented to 17 September 2002]

The Parliament of Queensland enacts—**1 Short title**

This Act may be cited as the *Integrated Planning Amendment Act 2002*.

2 Commencement

This Act, other than section 5, is taken to have commenced on 25 May 2001.

3 Act amended

This Act amends the *Integrated Planning Act 1997*.

4 Amendment of s 4.1.21 (Court may make declarations)

(1) Section 4.1.21(1)(a), after ‘Act’—

insert—

‘other than a matter under chapter 3, part 6, division 2¹’.

(2) Section 4.1.21—

insert—

‘(1A) However, an assessment manager may bring proceedings about a matter done, to be done or that should have been done for chapter 3, part 6, division 2 for a development application if, when the application was called in under that division, the assessment manager—

- (a) had not decided the application; or
- (b) had refused the application.’

5 Insertion of new ch 6, pt 1, div 11

After section 6.1.54—

1 Chapter 3 (Integrated Development Assessment System (IDAS)), part 6 (Ministerial IDAS powers), division 2 (Ministerial call in powers)

insert—

‘Division 11—Transitional provision for Integrated Planning Amendment Act 2002

‘6.1.55 Particular proceedings end

‘Without limiting the effect of the *Integrated Planning Amendment Act 2002*, a proceeding under section 4.1.21 for a declaration about a matter done, to be done or that should have been done under chapter 3, part 6, division 2,² that has not been finally decided on the commencement of this section must not be further dealt with by the court.’.

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2 Chapter 3 (Integrated Development Assessment System (IDAS)), part 6 (Ministerial IDAS powers), division 2 (Ministerial call in powers)