



New South Wales

Unhealthy Building Land Regulation 1996

under the

Unhealthy Building Land Act 1990

His Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Unhealthy Building Land Act 1990*.

PAM ALLAN, M.P.,

Minister for the Environment

Explanatory note

The object of this Regulation is to repeal and remake, with minor changes in substance, the *Unhealthy Building Land Regulation 1991*. The new Regulation prescribes the form in which an application for an unhealthy building land certificate is to be made and prescribes a fee of \$10 for the issue of such a certificate.

This Regulation is made under the *Unhealthy Building Land Act 1990*, including section 15 (the general regulation making power) and section 8.

This Regulation comprises or relates to matters of a machinery nature.

This Regulation is made in connection with the staged repeal of subordinate legislation under the *Subordinate Legislation Act 1989*.

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Unhealthy Building Land Regulation 1996

1 Name of Regulation

This Regulation is the *Unhealthy Building Land Regulation 1996*.

2 Commencement

This Regulation commences on 1 July 1996.

3 Definitions

In this Regulation:

EPA means the Environment Protection Authority.

the Act means the *Unhealthy Building Land Act 1990*.

4 Certificate relating to declaration of land as unhealthy building land

- (1) For the purposes of section 8 (2) of the Act, an application for a certificate is to be made:
 - (a) by means of a written application lodged at or sent to the office of the EPA, or
 - (b) by means of electronic data transmission to the computer facilities of the EPA.
- (2) The application must furnish the following information:
 - (a) the name and address of the applicant,
 - (b) the postal address of the land to which the application relates,
 - (c) the name of the local government area (if any) within which the land to which the application relates is situated,
 - (d) the description by which the land to which the application relates is identified in the documents that evidence legal title to that land (such as lot 1 Deposited Plan 12345 or Portion 1, Parish of X, County of Y).
- (3) In the case of a written application, the information referred to in subclause (2) may be furnished by means of a computer disk accompanying the application.

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- (4) The EPA may require the applicant to furnish such further information as the EPA requires to enable it to identify the land to which the application relates.
 - (5) For the purposes of section 8 (2) of the Act, the prescribed fee for an application for a certificate is \$10.

5 Repeal

- (1) The *Unhealthy Building Land Regulation 1991* is repealed.
- (2) Any act, matter or thing that, immediately before the repeal of the *Unhealthy Building Land Regulation 1991*, had effect under that Regulation continues to have effect under this Regulation.