

**LAND AND ENVIRONMENT COURT (FURTHER
AMENDMENT) ACT, 1980, No. 153**

New South Wales



ANNO VICESIMO NONO

ELIZABETHÆ II REGINÆ

Act No. 153, 1980.

**An Act to amend section 20 of the Land and Environment Court
Act, 1979, with respect to the jurisdiction of the Land and
Environment Court. [Assented to, 10th December, 1980.]**

Land and Environment Court (Further Amendment).

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows :—

Short title. **1.** This Act may be cited as the "Land and Environment Court (Further Amendment) Act, 1980".

Commence- **2.** (1) Except as provided in subsection (2), this Act shall
ment. commence on the date of assent to this Act.

(2) Section 3 shall be deemed to have commenced on 1st September, 1980.

Amendment **3.** The Land and Environment Court Act, 1979, is amended
of Act No. by omitting section 20 (3) and by inserting instead the following
204, 1979. subsection :—
Sec. 20.
(Class 4—
environ-
mental
planning
and
protection
civil en-
forcement.)

(3) For the purposes of subsection (2), a planning or environmental law is—

(a) Part XI, XII, XIIA or XIIB of the Local Government Act, 1919, the Clean Air Act, 1961, the Clean Waters Act, 1970, the Waste Disposal Act, 1970, the Noise Control Act, 1975, the Heritage Act, 1977, the Environmental Planning and Assessment Act, 1979, or Schedule 3 to the Miscellaneous Acts (Planning) Repeal and Amendment Act, 1979; or

(b) any statutory instrument made or having effect thereunder or made for the purposes thereof, including any deemed environmental planning instrument within the meaning of the Environmental Planning and Assessment Act, 1979,

as respectively in force at any time, whether before, on or after 1st September, 1980.

Land and Environment Court (Further Amendment).

4. (1) The amendment made by this Act applies in relation to acts and omissions occurring, and causes of action arising, before 1st September, 1980, as well as on or after that date.

Savings
and trans-
itional
provisions.

(2) Notwithstanding subsection (1), nothing in this Act affects any proceedings commenced in the Supreme Court before the date of assent to this Act, nor does it have the effect of extending the operation of section 71 of the Land and Environment Court Act, 1979, in such a way as to affect any such proceedings so commenced.