



New South Wales

# Local Government (General) Amendment (Community Land) Regulation 2004

under the

Local Government Act 1993

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Local Government Act 1993*.

ANTHONY BERNARD KELLY, M.L.C.,  
Minister for Local Government

## Explanatory note

Currently the *Local Government (General) Regulation 1999* allows a council to grant a short-term casual lease in respect of community land to allow the use of existing roads or fire trails on the community land for the purpose of transporting materials and other equipment that is to be used for building work on land adjoining the community land and the removal of any consequential waste materials.

The object of this Regulation is to extend the power of a council to grant a short-term casual lease to include any community land (as opposed to community land with existing roads and fire trails) provided that the building work on the land adjoining the community land is for the purpose of providing goods, services, facilities, or activities, that are appropriate in relation to the physical, cultural, social or intellectual welfare or development of the local community and the wider public.

This Regulation is made under the *Local Government Act 1993*, including section 46 and section 748 (the general regulation-making power).

**2004 No 837**

Local Government (General) Amendment (Community Land) Regulation  
Clause 1 2004

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**Local Government (General) Amendment (Community  
Land) Regulation 2004**

under the

Local Government Act 1993

**1 Name of Regulation**

This Regulation is the *Local Government (General) Amendment (Community Land) Regulation 2004*.

**2 Amendment of Local Government (General) Regulation 1999**

The *Local Government (General) Regulation 1999* is amended as set out in Schedule 1.

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## **Schedule 1      Amendment**

(Clause 2)

### **Clause 24 Leases, licences and other estates in respect of community land**

Insert after clause 24 (3):

- (3A) For the purposes of section 46 (1) (b) (iii) of the Act, the use of any community land that does not have an existing road or fire trail:
  - (a) to transport building materials and equipment required in relation to building work that is to be, or is being, carried out on land adjoining the community land, or
  - (b) to remove waste that is consequential on such work, is prescribed as a short-term, casual purpose if such work is for a purpose referred to in section 46 (4) (a) (ii) of the Act.