

Queensland



**LOCAL GOVERNMENT
(SPRINGFIELD ZONING)
BILL 1997**



LOCAL GOVERNMENT (SPRINGFIELD ZONING) BILL 1997

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1997

A BILL

FOR

**An Act to rezone certain land in the City of Ipswich, and for related
purposes**

The Parliament of Queensland enacts—

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Short title

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1. This Act may be cited as the *Local Government (Springfield Zoning) Act 1997*.

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Definitions

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2. In this Act—

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“**council**” means the Council of the City of Ipswich.

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“**development control plan**” means the Springfield development control plan, as approved by the order.¹

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“**order**” means the *Ipswich City Council (Approval in Part of a Development Control Plan) Order (No. 6) 1997* published in the gazette on 24 January 1997 at page 205.

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“**Planning Act**” means the *Local Government (Planning and Environment) Act 1990*.

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“**planning scheme**” means the planning scheme that, under the Planning Act and because of the *Local Government (Brisbane, Esk, Ipswich, Logan and Moreton) Regulation 1994*, is the planning scheme of the Ipswich City Council applying to the part of the area of the former Shire of Moreton now included in the City of Ipswich.

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“**Springfield land**” means the land to which the development control plan applies.

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Zoning of Springfield land

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3. The Springfield land is included in the particular development zone of

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¹ A copy of the development control plan may be inspected at the head office of the Department of Local Government and Planning or at the public office of the Ipswich City Council.

the planning scheme and is taken to have been included on and from 1
24 January 1997. 2

Effect of zoning under s 3 3

4.(1) Section 3 amends the planning scheme. 4

(2) The council and the department may do anything necessary or 5
convenient to be done to carry out or give effect to this Act. 6

Example for subsection (2)— 7

The particular development zoning of the Springfield land may be noted on the 8
planning scheme's maps. 9

Subsequent change of zoning 10

5. This Act does not prevent an action to change, under the Planning Act, 11
the zoning of the Springfield land or part of the Springfield land. 12

Act does not limit other lawful purposes 13

6. This Act does not limit the purposes for which the Springfield land 14
may be lawfully used apart from this Act. 15

No rights to compensation 16

7. Compensation is not payable by the State or the council merely 17
because of— 18

(a) the enactment or operation of this Act; or 19

(b) anything done to carry out or give effect to this Act. 20

Preservation of existing use rights and approvals 21

8.(1) Each approval, consent, permission, authority or permitted use 22
under the Planning Act in respect of the Springfield land in force 23
immediately before 24 January 1997, continues to have force and effect 24
despite the commencement of the order and this Act, and takes effect as if 25
the order and this Act had not commenced. 26

(2) If an application of any kind was duly made under the Planning Act but not finally dealt with before the commencement of this Act, the application must be dealt with as if neither the order nor this Act had commenced.

(3) If the application is approved, the application takes effect as if neither the order nor this Act had commenced.

(4) An approval, consent, permission, or authority under the development control plan in respect of the Springfield land for the use of premises as a service station, in combination with a specified use within the meaning of section 8.4² of the Planning Act, is a lawful use of premises despite section 8.4 of that Act.

Application of Acts Interpretation Act 1954, s 20A

9. This Act is a law to which the *Acts Interpretation Act 1954*, section 20A³ applies.

Regulation-making power

10. The Governor in Council may make regulations under this Act.

Expiry of Act

11. This Act expires 2 years after this section commences.

² Section 8.4 (Combined use of premises for service station and shop)

³ Section 20A (Repeal does not end saving, transitional or validating effect etc.)