

FACT SHEET

Youth Justice Facility Development Bill 2025

The *Youth Justice Facility Development Bill 2025* (the Bill) gives effect to the Government's commitment to close the Ashley Youth Detention Centre as soon as possible by introducing legislation to provide for the accelerated delivery of the new Tasmanian Youth Justice Facility (the Facility).

The Bill creates a new Act with the following elements:

- A section that covers the declaration of the project such that the act will only apply to development:
 - for the purpose of constructing a youth justice facility for, or on behalf of, the State
 - up to a certain size (both floor area and height)
 - where appropriate setbacks are provided
 - where on-site waste water treatment is below a certain threshold

This section is important as it provides confidence that the Bill cannot be used for other purposes.

- A section emphasising that the *Aboriginal Heritage Act 1975* applies to the project and that all works performed on the relevant site, or adjacent land, in relation to the declared project are to be performed in a manner that minimises, as far as is practicable, the impact on Aboriginal heritage.
- A section allowing for the Minister to direct the Recorder of Titles to create, amend, re-arrange or extinguish a folio of the Register in relation to land that is affected, directly or indirectly, by the declared project to facilitate adhesion of the 466 Brighton Road title (the site) and the 36 Rifle Range Road title (for the access road).
- A section providing for assessment to be undertaken under the *Land Use and Planning Approvals Act 1993* but providing for certainty of the outcome of such an assessment by not allowing the Planning Authority to refuse the development, nor for there to be third party appeals.
- A section providing certainty to the construction commencement date by removing the need for notifications prior to protection work being undertaken under the *Building Act 2016* as well as removing the ability for disagreements on protection works to delay construction.
- A section providing for a resolution of both Houses of Parliament such that the project would be exempt from the *Public Works Committee Act 1914*.

The Act would commence on the day on which the Act receives the Royal Assent, and administration of this Act would be assigned to the Minister for Children and Youth and the Department responsible to the Minister in relation to the administration of this Act is the Department for Education, Children and Young People.