

TASMANIA

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**HOUSING LAND SUPPLY AMENDMENT BILL  
2021**

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**CONTENTS**

1. Short title
2. Commencement
3. Principal Act
4. Section 3 amended (Interpretation)
5. Section 5 amended (Land that may be declared to be housing supply land)
6. Section 6 amended (Inclusion of intended zones in housing land supply orders)
7. Repeal of Act



# HOUSING LAND SUPPLY AMENDMENT BILL 2021

*(Brought in by the Minister for Housing, the Honourable  
Roger Charles Jaensch)*

## A BILL FOR

### **An Act to amend the *Housing Land Supply Act 2018***

Be it enacted by Her Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:

#### **1. Short title**

This Act may be cited as the *Housing Land Supply Amendment Act 2021*.

#### **2. Commencement**

This Act commences on the day on which this Act receives the Royal Assent.

#### **3. Principal Act**

In this Act, the *Housing Land Supply Act 2018*\* is referred to as the Principal Act.

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\*No. 8 of 2018

*Housing Land Supply Amendment Act 2021*  
*Act No. of 2021*

s. 4

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**4. Section 3 amended (Interpretation)**

The definition of *government land* in section 3 of the Principal Act is amended as follows:

- (a) by inserting in paragraph (b) “or” after “land;”;
- (b) by inserting the following paragraph after paragraph (b):
  - (c) land that is owned in fee simple by the body corporate continued under section 4 of the *Tasmanian Development Act 1983*;

**5. Section 5 amended (Land that may be declared to be housing supply land)**

Section 5 of the Principal Act is amended by inserting after subsection (4) the following subsections:

- (5) The Minister must not, in a housing land supply order, declare to be housing supply land an area of land that is owned in fee simple by the body corporate continued under section 4 of the *Tasmanian Development Act 1983*, without the consent of the Board, within the meaning of that Act.
- (6) The reference to public transport in subsection (2)(b) does not apply in relation to land within the municipality of Flinders.

**6. Section 6 amended (Inclusion of intended zones in housing land supply orders)**

Section 6 of the Principal Act is amended as follows:

- (a) by omitting paragraph (a) from subsection (1) and substituting the following paragraph:

- (a) the Minister is satisfied that to assign the intended zone to the area of land or part –

- (i) would be consistent with the State Policies; and

- (ii) would be, as far as practicable, consistent with the regional land use strategy in relation to the area of land or part; and

- (iii) satisfies the relevant criteria in relation to the TPPs, within the meaning of the *Land Use Planning and Approvals Act 1993*; and

- (b) by inserting the following subsections after subsection (2):

- (3) Subsection (2)(a) does not apply in relation to land within the municipality of Flinders.

*Housing Land Supply Amendment Act 2021*  
*Act No. of 2021*

s. 7

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(4) The Minister may include in a housing land supply order in relation to an area of land, or part of an area of land, that is within the municipality of Flinders, a provision, referred to in section 4(2), declaring –

- (a) the Residential Zone under the Flinders Planning Scheme 2000; or
- (b) the Low Density Residential Zone under the Tasmanian Planning Scheme; or
- (c) the Village Zone under the Tasmanian Planning Scheme –

to be the intended zone in relation to the area or part, if the Minister is satisfied that the area, or part, can be adequately supplied with a water supply and wastewater treatment and that stormwater can be appropriately managed.

## **7. Repeal of Act**

This Act is repealed on the first anniversary of the day on which it commenced.