



THE COUNCIL HOWEVER ALWAYS INTENDED
"THAT THE REQUIREMENTS WERE
"SECRETLY STILL ON FOOT"

8. A plan of subdivision must be sealed or rejected by a council within 100 days of its submission to the council. A council will no longer be able to hold up the sealing of the plan until roads are made but the power to require full or part construction of roads is continued. However, the plan must be sealed before the requirement is carried out so that the subdivider can proceed with his application to have the plan registered by the Registrar of Titles. The council's position will be protected by providing that the Registrar of Titles is not to register the plan until the requirement has been carried out.

9. Where complex problems have arisen under the existing laws which cannot be solved by application of the standards provisions of the Bill, provision is made for the parties to apply to an arbitrator who will be able to make whatever orders he thinks necessary to sort out the complications.

Mr. Rylan.

(HANSARD [ASSEMBLY] 1962)
Page 1058

BUT WITHOUT AUTHORITY OF LAW.

Para. (d)
amended by
Nos. 7052 s. 3
(c); 7272 s. 6 (d)
(iii).

Para. (e)
substituted by
No. 7052 s. 3 (d),
amended by
Nos. 7272 s. 6
(d) (iv), 9512 s. 2
(i).

(d) When every requirement has been either complied with by the owner or withdrawn by the council the council shall cause to be lodged in the Office of Titles a statement to that effect and a minute of that statement shall thereupon be endorsed on the plan;

(e) The Registrar of Titles shall not approve the plan until a statement as required by the last preceding paragraph or a statement by the Planning Appeals Board that the requirement has been satisfied has been lodged in the Office of Titles.

569 £
(3)

L.G.F.

of the subsection. Consequently, upon the plan of subdivision having been approved by the Registrar of Titles Mr Buchanan was released from any statutory obligation to carry out street construction or waterworks under the terms of the requirement.

4/JO/E2
Thomson

(Judgment of R 23F 1987 - Page 9)