

South Australia

# **Planning, Development and Infrastructure (Transitional Provisions) Regulations 2017**

under the *Planning, Development and Infrastructure Act 2016*

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### **1—Short title**

These regulations may be cited as the *Planning, Development and Infrastructure (Transitional Provisions) Regulations 2017*.

### **2—Commencement**

These regulations will come into operation on 1 April 2017.

### **3—Interpretation**

In these regulations, unless the contrary intention appears—

*Act* means the *Planning, Development and Infrastructure Act 2016*.

### **4—Greater Adelaide**

Until the first proclamation is made under section 5 of the Act, a reference to Greater Adelaide in the Act will be taken to be a reference to Greater Adelaide as described in section 5(2) of the Act.

### **5—Transitional provisions relating to extension of operation of section 7 under repealed Act**

- (1) For the purposes of clause 5(4)(d) of Schedule 8 of the Act, the following transitional provisions will apply on account of the commencement of section 7 of the Act on 1 April 2017 and in relation to the application of section 7 as if it formed part of the repealed Act:
  - (a) a reference in section 7 to a relevant authority will be taken to be a reference to a relevant authority under the repealed Act;
  - (b) a reference in section 7 to a development authorisation will be taken to be a reference to a development authorisation under the repealed Act;
  - (c) a reference to the Commission being a relevant authority will be taken to be a reference to the Development Assessment Commission, subject to the operation of clause 6 of Schedule 8 of the Act.

- (2) Schedule 7 of the Act will apply in relation to the operation of section 7 of the Act as it applies under the repealed Act on account of the commencement of that section and the operation of clause 5(4)(c) of Schedule 8 of the Act.
- (3) In connection with the operation of subregulation (2), a reference in Schedule 7 of the Act to a development authorisation will be taken to include a reference to a development authorisation under the repealed Act.

**Note—**

As required by section 10AA(2) of the *Subordinate Legislation Act 1978*, the Minister has certified that, in the Minister's opinion, it is necessary or appropriate that these regulations come into operation as set out in these regulations.

**Made by the Governor**

with the advice and consent of the Executive Council  
on 28 March 2017

No 25 of 2017

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