

**52.01****SUBDIVISION**

A person who proposes to subdivide land must make a contribution to the council for public open space in an amount specified in the schedule to this clause (being a percentage of the land intended to be used for residential, industrial or commercial purposes, or a percentage of the site value of such land, or a combination of both). If no amount is specified, a contribution for public open space may still be required under Section 18 of the Subdivision Act 1988.

The following classes of subdivision are exempt from a public open space requirement, in accordance with Section 18(8)(a) of the Subdivision Act 1988:

- Class 1: The subdivision of a residential building provided each lot contains part of the building. The building must have been constructed before 30 October 1989 or a planning permit must have been issued for the building before that date.
- Class 2: The subdivision of a commercial or industrial building provided each lot contains part of the building.