

TASMANIA

---

**ACCESS TO NEIGHBOURING LAND  
REGULATIONS 2024**

**STATUTORY RULES 2024, No. 56**

---

**CONTENTS**

1. Short title
2. Commencement
3. Substituted service



## **ACCESS TO NEIGHBOURING LAND REGULATIONS 2024**

I, the Governor in and over the State of Tasmania and its Dependencies in the Commonwealth of Australia, acting with the advice of the Executive Council, make the following regulations under the *Access to Neighbouring Land Act 1992*.

Dated 8 October 2024.

**B. BAKER**  
Governor

By Her Excellency's Command,

**GUY BARNETT**  
Minister for Justice

### **1. Short title**

These regulations may be cited as the *Access to Neighbouring Land Regulations 2024*.

### **2. Commencement**

These regulations take effect on 21 November 2024.

### 3. Substituted service

- (1) An applicant for an access order may apply to the court for an order for substituted service of a notice under section 5(4)(a) of the *Access to Neighbouring Land Act 1992* if the owner of the subject land, or other person whose agreement to the entry on the subject land is required, cannot be found.
- (2) An application for an order for substituted service is to be –
  - (a) in writing; and
  - (b) supported by an affidavit setting out particulars of the applicant's efforts to find –
    - (i) the owner of the subject land; or
    - (ii) another person whose agreement to the entry on the subject land is required.
- (3) The court may make an order for substituted service if satisfied that the applicant cannot find the owner of the subject land, or other person whose agreement to the entry on the subject land is required, despite making a reasonable attempt to do so.

*Access to Neighbouring Land Regulations 2024*  
*Statutory Rules 2024, No. 56*

---

Printed and numbered in accordance with the *Rules Publication Act 1953*.

Notified in the *Gazette* on 16 October 2024.

These regulations are administered in the Department of Justice.

**EXPLANATORY NOTE**

*(This note is not part of the regulations)*

These regulations –

- (a) provide for the substituted service of a notice under section 5(4)(a) of the *Access to Neighbouring Land Act 1992* if the owner of the subject land, or other person whose agreement to the entry on the land is required, cannot be found; and
- (b) are made consequentially on the repeal of the *Access to Neighbouring Land Regulations 2014* under section 11 of the *Subordinate Legislation Act 1992*.