



New South Wales

National Parks and Wildlife Amendment (Adjustment of Areas) Act 2010 No 77

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New South Wales

National Parks and Wildlife Amendment (Adjustment of Areas) Act 2010 No 77

Act No 77, 2010

An Act to amend the *National Parks and Wildlife Act 1974* to revoke the reservation of certain land currently reserved as part of Beni State Conservation Area and Gwydir River State Conservation Area. [Assented to 25 October 2010]

The Legislature of New South Wales enacts:

1 Name of Act

This Act is the *National Parks and Wildlife Amendment (Adjustment of Areas) Act 2010*.

2 Commencement

This Act commences on the date of assent to this Act.

Schedule 1 Amendment of National Parks and Wildlife Act 1974 No 80

Schedule 2

Insert before Schedule 3:

Schedule 2 Revocation of reservation or dedication of certain land

Part 1 Revocations under the National Parks and Wildlife Amendment (Adjustment of Areas) Act 2010

1 Revocation in Beni State Conservation Area

- (1) The reservation under this Act as state conservation area of land within Lot 2, DP 1155597, being part of Beni State Conservation Area, is revoked.
- (2) On the revocation of the reservation as state conservation area of land described in subclause (1), that land is vested in Dubbo City Council for an estate in fee simple, freed and discharged from all trusts, obligations, estates, interests, rights of way or other easements.

2 Revocation in Gwydir River State Conservation Area

- (1) The reservation under this Act as state conservation area of land within Lot 3, DP 1156300, being part of Gwydir River State Conservation Area, is revoked.
- (2) On the revocation of the reservation as state conservation area of land described in subclause (1), that land is vested in the State Water Corporation for an estate in fee simple, freed and discharged from all trusts, obligations, estates, interests, rights of way or other easements.
- (3) The revocation and vesting referred to in this clause do not have effect until a day appointed by the Minister by notice published in the Gazette.
- (4) The Minister must not publish a notice under subclause (3) unless other land has been transferred into the national park estate as compensation for the excision of the land described in subclause (1) (being other land that is, in the opinion of the Minister, of equal or greater conservation value).

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Schedule 1 Amendment of National Parks and Wildlife Act 1974 No 80

- (5) For the purposes of subclause (4), the national park estate comprises land reserved under this Act or land acquired by the Minister under Part 11 of this Act for the purposes of its reservation under this Act.

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Amendment of Native Title (New South Wales) Act 1994 No 45

Schedule 2

Schedule 2 Amendment of Native Title (New South Wales) Act 1994 No 45

Section 104A Saving of native title rights and interests with respect to national parks and other reservations, dedications or declarations

Omit “or the *National Parks and Wildlife (Adjustment of Areas) Act 2006*,”
from section 104A (1) (a).

Insert instead “, the *National Parks and Wildlife (Adjustment of Areas) Act
2006* or Schedule 2 to the *National Parks and Wildlife Act 1974*,”.

[Agreement in principle speech made in Legislative Assembly on 9 September 2010
Second reading speech made in Legislative Council on 19 October 2010]

BY AUTHORITY