



New South Wales

Cabonne Local Environmental Plan 1991 (Amendment No 22)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (S02/01077/S69)

FRANK SARTOR, M.P.,
Minister for Planning

2005 No 570

Clause 1 Cabonne Local Environmental Plan 1991 (Amendment No 22)

Cabonne Local Environmental Plan 1991 (Amendment No 22)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Cabonne Local Environmental Plan 1991 (Amendment No 22)*.

2 Aims of plan

This plan aims to reclassify the public land to which this plan applies, being land owned by the Orange City Council, from community land to operational land within the meaning of the *Local Government Act 1993*.

3 Land to which plan applies

This plan applies to land situated in the local government area of Cabonne, being Lot 10, DP 1034198, Euchareena Road, Molong, as shown edged heavy black on the map marked “Cabonne Local Environmental Plan 1991 (Amendment No 22)” deposited in the office of Cabonne Council.

4 Amendment of Cabonne Local Environmental Plan 1991

Cabonne Local Environmental Plan 1991 is amended as set out in Schedule 1.

Schedule 1 Amendments

(Clause 4)

[1] Clause 41

Insert after clause 40:

41 Classification and reclassification of public land as operational land

- (1) The public land described in Schedule 5 is classified, or reclassified, as operational land for the purposes of the *Local Government Act 1993*, subject to this clause.
- (2) Land described in Part 1 of Schedule 5:
 - (a) to the extent (if any) that the land is a public reserve, does not cease to be a public reserve, and
 - (b) continues to be affected by any trusts, estates, interests, dedications, conditions, restrictions or covenants by which it was affected before its classification, or reclassification, as the case requires, as operational land.
- (3) Land described in Columns 1 and 2 of Part 2 of Schedule 5, to the extent (if any) that it is a public reserve, ceases to be a public reserve on the commencement of the relevant amending plan and, by the operation of that plan, is discharged from all trusts, estates, interests, dedications, conditions, restrictions and covenants affecting the land or any part of the land except:
 - (a) those (if any) specified for the land in Column 3 of Part 2 of Schedule 5, and
 - (b) any reservations that except land out of a Crown grant relating to the land, and
 - (c) reservations of minerals (within the meaning of the *Crown Lands Act 1989*).
- (4) ... In this clause, *the relevant amending plan*, in relation to land described in Part 2 of Schedule 5, means the local environmental plan that inserted the land description in that Part.
- (5) Before the relevant amending plan inserted a description of land into Part 2 of Schedule 5, the Governor approved of subclause (3) applying to the land.

2005 No 570

Cabonne Local Environmental Plan 1991 (Amendment No 22)

Schedule 1 Amendments

[2] Schedule 5

Insert after Schedule 4:

Schedule 5 Classification and reclassification of public land as operational land

(Clause 41)

Part 1 Interests not changed

Locality	Description
Molong	
Euchareena Road	Lot 10, DP 1034198, as shown edged heavy black on the map marked "Cabonne Local Environmental Plan 1991 (Amendment No 22)".

Part 2 Interests changed

Column 1	Column 2	Column 3
Locality	Description	Any trusts etc not discharged

BY AUTHORITY
