



New South Wales

Luna Park Site Regulation 2009

under the

Luna Park Site Act 1990

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Luna Park Site Act 1990*.

KRISTINA KENEALLY, MP
Minister for Planning

Explanatory note

The object of this Regulation is to remake, with minor changes, the provisions of the *Luna Park Site Regulation 2004*, which is repealed on 1 September 2009 by section 10 (2) of the *Subordinate Legislation Act 1989*.

This Regulation makes it clear that the continued dedication of the Luna Park site for the purposes specified in the *Luna Park Site Act 1990* and the uses for which the site is authorised to be used by that Act are not affected by any inconsistent provisions of the *Crown Lands Act 1989* (which is applied to the site subject to the *Luna Park Site Act 1990* and the regulations under that Act). The inconsistent provisions include section 84 of the *Crown Lands Act 1989*, which enables the dedication of Crown lands to be revoked by notification of the Minister in the Gazette.

This Regulation is made under sections 6 and 23 (the general regulation-making power) of the *Luna Park Site Act 1990*.

This Regulation comprises or relates to matters set out in Schedule 3 to the *Subordinate Legislation Act 1989*, namely matters of a machinery nature.

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Clause 1 Luna Park Site Regulation 2009

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1 Name of Regulation

This Regulation is the *Luna Park Site Regulation 2009*.

2 Commencement

This Regulation commences on 1 September 2009 and is required to be published on the NSW legislation website.

Note. This Regulation replaces the *Luna Park Site Regulation 2004* which is repealed on 1 September 2009 by section 10 (2) of the *Subordinate Legislation Act 1989*.

3 Notes

Notes included in this Regulation do not form part of this Regulation.

4 Application of Crown Lands Act 1989

For the avoidance of doubt, the provisions of section 84 and other provisions of the *Crown Lands Act 1989* do not apply to or in respect of the land comprising the Luna Park site to the extent that those provisions are inconsistent with:

- (a) the continued dedication of the Luna Park site for the purposes for which it is dedicated in accordance with section 5 of the *Luna Park Site Act 1990*, and
- (b) the continued use of the Luna Park site for any use authorised by or under the *Luna Park Site Act 1990*.