



New South Wales

Crown Land Management Amendment (Reservation and Vesting of Crown Land) Bill 2019

Explanatory note

This explanatory note relates to this Bill as introduced into Parliament.

Overview of Bill

The object of this Bill is to make further provision with respect to the reservation and vesting of Crown land.

Outline of provisions

Clause 1 sets out the name (also called the short title) of the proposed Act.

Clause 2 provides for the commencement of the proposed Act on the date of assent to the proposed Act.

Schedule 1 Amendment of Crown Land Management Act 2016 No 58

Schedule 1 [1] substitutes a provision requiring revocations of reserved Crown land to be tabled in both Houses of Parliament.

Schedule 1 [2] inserts a provision requiring a proposed notice to vest Crown land in a government agency to be tabled in both Houses of Parliament.



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Crown Land Management Amendment (Reservation and Vesting of Crown Land) Bill 2019

No. , 2019

A Bill for

An Act to amend the *Crown Land Management Act 2016* to make further provision with respect to the reservation and vesting of Crown land.

The Legislature of New South Wales enacts:

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1 Name of Act

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This Act is the *Crown Land Management Amendment (Reservation and Vesting of Crown Land) Act 2019*.

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2 Commencement

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

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Schedule 1	Amendment of Crown Land Management Act	1
	2016 No 58	2
[1] Section 2.11		3
	Omit the section. Insert instead:	4
2.11 Revocation of reservation		5
(1)	The Minister may, by notice published in the Gazette, revoke the reservation (or part of the reservation) of reserved Crown land.	6 7
(2)	However, a notice revoking a reservation must not be published unless:	8
(a)	the Minister has caused a proposal to revoke the reservation to be published in the Gazette (the <i>revocation proposal</i>), and	9 10
(b)	a copy of the revocation proposal is tabled in each House of Parliament within 10 sitting days after its publication, and	11 12
(c)	notice of a resolution disallowing the revocation proposal is not duly given under subsections (3) and (4) or, if it is, the resolution is not passed or the notice of the resolution is withdrawn or lapses.	13 14 15
(3)	Either House of Parliament may pass a resolution disallowing the revocation proposal after the copy of the proposal is tabled in that House.	16 17
(4)	Notice of a disallowance resolution must be given within 14 sitting days after the revocation proposal is tabled in the House.	18 19
(5)	A reservation of land may be revoked even if:	20
(a)	after reservation, a Crown grant has issued or a folio of the Register has been or is created, or	21 22
(b)	before reservation, the land had been alienated by the Crown and subsequently resumed, purchased or acquired in any other way by the Crown.	23 24 25
(6)	This section extends to land that has ceased to be Crown land but remains subject to a reservation.	26 27
[2] Section 4.12A		28
	Insert after section 4.12:	29
4.12A Vesting proposal must be tabled in Parliament		30
(1)	A government agency vesting notice must not be published unless:	31
(a)	the Minister has caused a proposal to vest the specified transferable Crown land in the government agency (including reasons for the proposed vesting) to be published in the Gazette (the <i>vesting proposal</i>), and	32 33 34 35
(b)	a copy of the vesting proposal is tabled in each House of Parliament within 10 sitting days after its publication, and	36 37

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|-----|--|---|
| (c) | notice of a resolution disallowing the vesting proposal is not duly given | 1 |
| | under subsections (2) and (3) or, if it is, the resolution is not passed or | 2 |
| | the notice of the resolution is withdrawn or lapses. | 3 |
| (2) | Either House of Parliament may pass a resolution disallowing the vesting | 4 |
| | proposal after the copy of the proposal is tabled in that House. | 5 |
| (3) | Notice of a disallowance resolution must be given within 14 sitting days after | 6 |
| | the vesting proposal is tabled in the House. | 7 |