

GREATER SYDNEY PARKLANDS TRUST BILL 2021

Schedule of the amendment referred to in the Legislative Council's message of 24 March 2022.

No. 1 **OPP No.1 [c2022-010I]**

Page 3, clause 9(1)(b), line 28. Insert "and conservation" after "environmental".

No. 2 **OPP No.2 [c2022-010I]**

Page 4, clause 10(2), line 5. Insert "in writing" after "Trust".

No. 3 **GRNS No.1 [c2022-022A]**

Page 6, clause 15(1)(a), line 5. Omit "and enhance the". Insert instead ", enhance and ensure no reduction in the extent of the net existing".

No. 4 **OPP No.3 [c2022-010I]**

Page 7. Insert after line 23—

16A Exercise of functions in conjunction with community trustee boards

- (1) This section applies if the Trust is exercising functions in relation to—
 - (a) the granting of a lease, licence or easement over land within the GSPT state under section 20, or
 - (b) the preparation or approval of a plan of management under section 23.
- (2) The Trust must—
 - (a) have regard to the views of a community trustee board for the relevant parkland, and
 - (b) for a plan of management—obtain the community trustee board's agreement to the plan of management before submitting the plan to the Minister.

No. 5 **GRNS No.2 [c2022-022A]**

Page 8, clause 20(1), lines 37 and 38. Omit all words on those lines. Insert instead—

- (1) The Trust may grant a lease, licence or easement over land within the GSPT estate if the lease, licence or easement—
 - (a) is consistent with the objects of this Act, and
 - (b) will not reduce the extent of the net existing natural environment of the GSPT estate.

No. 6 **OPP No.4 [c2022-010I]**

Page 9, clause 20(4), lines 6—8. Omit all words on those lines. Insert instead—

- (4) The Trust must give public notice, in the way prescribed by the regulations, of the following—
 - (a) that the Trust proposes to grant a lease, licence or easement under this section,
 - (b) that a lease, licence or easement has been granted under this section.

No. 7 **OPP No.5 [c2022-010I]**

Page 9, clause 23(3)(a). Insert after line 40—

- (ia) the maximum amount of land to be used for each activity and use of land permitted in the park to which the plan relates,

No. 8 **OPP No.6 [c2022-010I]**

Page 10, clause 23. Insert after line 12—

- (6) The Trust's annual report under the *Annual Reports (Statutory Bodies) Act 1984* must include information about the maximum amount of land used for each activity and use of land permitted in each park—
 - (a) within the associated Trust's estate, and
 - (b) acquired and owned by the Trust under Part 3, Division 2.

No. 9 **OPP No.7 [c2022-010I]**

Page 11, clause 27, lines 2—8. Omit all words on those lines.

No. 10 **OPP No. 8 [c2022-010I]**

Page 13, clause 37(1), line 20. Omit "Trust". Insert instead "Minister".

No. 11 **OPP No. 9 [c2022-010I]**

Page 13, clause 37(2), line 30. Omit "Trust may". Insert instead "Minister may, on the recommendation of the Trust,".

No. 12 **GRNS No. 5 [c2022-001F]**

Page 13, clause 38(1), lines 33 and 34. Omit all words on those lines. Insert instead—

- (1) A community trustee board has—
 - (a) a member nominated by each relevant local council, or chosen by the Minister under subsection (1A), as a community representative, and
 - (b) the number of other members, not more than 6, appointed by the Minister on the advice of the Trust.
- (1A) For subsection (1)(a), if more than 3 persons are nominated by relevant local councils as community representatives—
 - (a) the Minister must choose at least 3 members from the persons nominated, and
 - (b) the persons nominated, but not chosen by the Minister, may attend meetings of the board but—
 - (i) are not members of the board, and
 - (ii) are not entitled to vote at a meeting of the board.

No. 13 **OPP No. 11 [c2022-010I]**

Page 13, clause 38(2), line 35. Omit "Trust". Insert instead "Minister".

No. 14 **GRNS No. 6 [c2022-001F]**

Page 13, clause 38(2), line 35. Insert “under subsection (1)(b)” after “members”.

No. 15 **OPP No. 12 [c2022-010I]**

Page 13, clause 38(2), line 36. Omit "chief executive". Insert instead "Trust".

No. 16 **OPP No. 13 [c2022-010I]**

Page 13, clause 38(3), line 38. Omit "chief executive". Insert instead "Trust".

No. 17 **OPP No. 14 [c2022-010I]**

Page 13, clause 39, line 21. Insert "and approve the plan of management for the relevant parkland" after "relevant parkland".

No. 18 **GRNS No. 7 [c2022-001F]**

Page 14, clause 38(3)(b)(iii), lines 11–13. Omit all words on those lines.

No. 19 **GRNS No. 8 [c2022-001F]**

Page 14, clause 38. Insert after line 17—

(5) In this section—

relevant local council means a local council in whose area the part of the relevant part of the parklands estate is located, or whose area adjoins the relevant part of the parklands estate.

No. 20 **OPP No. 15 [c2022-010I]**

Page 14, clause 40, lines 36—41. Omit all words on those lines. Insert instead—

40 Power to change part of parklands estate for which the community trustee board is established

If a community trustee board is established for part of the parklands estate, the Minister may, at any time on the recommendation of the Trust, change the part of the parklands estate for which the community trustee board is established.

40A Dissolution of community trustee board

- (1) The Minister may, on the recommendation of the Trust, dissolve a community trustee board.
- (2) A community trustee board is dissolved by written notice given to each member of the board.
- (3) The written notice must state—
 - (a) the reasons for the dissolution of the board, and
 - (b) the date on which the dissolution takes effect.
- (4) If the Minister dissolves a community trustee board (the *previous board*) established for a part of the parklands estate, the Minister must establish a new community trustee board for the part of the parklands estate within 3 months after the day the previous board was dissolved.

No. 21 **OPP No. 16 [c2022-010I]**

Page 16, clause 42, line 7. Omit "Trust.". Insert instead—

Trust, and

- (c) the Entertainment Quarter.

No. 22 **OPP No. 17 [c2022-010I]**

Page 16, clause 43. Insert after line 16—

- (3A) Money received by the Trust as result of a lease granted over land in the Entertainment Quarter is to be paid into the separate account within the Fund established for the Entertainment Quarter.

No. 23 **GRNS No. 11 [c2022-001F]**

Page 16, clause 45(2), line 29. Omit “The”. Insert instead “Subject to subsection (3), the”.

No. 24 **OPP No. 18 [c2022-010I]**

Page 16, clause 45(3), lines 32—34. Omit all words on those lines. Insert instead—

- (3) Subject to subsection (4), the Trust must ensure that, in allocating money from a separate account in the Fund, priority is given to—
 - (a) for a separate account established for an associated Trust or park—the associated Trust or park for which the separate account was established, or
 - (b) for the separate account established for the Entertainment Quarter—the Trust lands, within the meaning of the *Centennial Park and Moore Park Trust Act 1983*.

No. 25 **GRNS No. 12 [c2022-001F]**

Page 16, clause 45(3), lines 32–34. Omit all words on those lines. Insert instead—

- (3) The Trust must ensure that, in allocating money from a separate account in the Fund—
 - (a) priority is given to the associated Trust or park for which the separate account was established, and
 - (b) if the Trust proposes to allocate money from the separate account to an associated Trust or park other than the associated Trust or park for which the separate account was established—
 - (i) a community trustee board established for the part of the parklands estate administered by the associated Trust or park has been given written notice of the proposal to allocate money in that way, and
 - (ii) the community trustee board has not, within 14 days after receiving the notice, objected to the allocation of the money in that way.
- (3A) To avoid doubt, if a community trustee board objects under subsection (3)(b) to the allocation of money in a way, the Trust must not under subsection (3) allocate the money in that way.

No. 26 **OPP No. 19 [c2022-010I]**

58A Review of Act

- (1) A Joint Select Committee of the Parliament is to be established in relation to the Greater Sydney Parklands Trust.
- (2) The Joint Select Committee is to review the Act to determine whether—
 - (a) the policy objectives of the Act remain valid, and
 - (b) the terms of the Act remain appropriate for securing those objectives.

- (3) The review is to be undertaken as soon as practicable after the period of 2 years from the commencement of this Act.
- (4) A report on the outcome of the review is to be tabled in each House of Parliament within 12 months after the end of the period of 2 years.

No. 27 **OPP No.20 [c2022-010I]**

Page 24, Schedule 1. Insert after line 11—

10A Public notice of meeting

The Board must, at least 7 days before each meeting of the Board is held, publish on a website kept by the Trust notice that the meeting is to be held.

No. 28 **Opp No.21 [c2022-010I]**

Page 24, Schedule 1. Insert after line 39—

14A Requirement to keep and publish certain records regarding meetings

The Board must—

- (a) keep minutes of all meetings of the Board, and
- (b) publish, on a website kept by the Trust, a report summarising the matters discussed at a meeting of the Board within 21 days after the meeting.

No. 29 **Opp No.22 [c2022-010I]**

Page 25, Schedule 2, clause 2(2), line 12. Omit "2". Insert instead "5".

No. 30 **Opp No.23 [c2022-010I]**

Page 25, Schedule 2, clause 4(1)(d), line 24. Omit "Chairperson of the Trust". Insert instead "Minister".

No. 31 **Opp No.24 [c2022-010I]**

Page 25, Schedule 2, clause 4(2), lines 38 and 39. Omit all words on those lines. Insert instead—

- (2) The Minister may, on the recommendation of the Chairperson of the Trust, remove a member from office at any time.

No. 32 **Opp No.25 [c2022-010I]**

Page 28, Schedule 2, clause 14, lines 1—3. Omit all words on those lines. Insert instead—

14 First meeting

- (1) The first meeting of the board must be held within 3 months after the appointment of the board.
- (2) The Trust must, before the first meeting of the board is held, provide each of the board members with all relevant documents and information relating to the relevant parkland.

No. 33 **Opp No.26 [c2022-010I]**

Page 28, Schedule 2. Insert after line 3—

Part 4 Miscellaneous

15 Assistance from staff

The Trust must ensure the persons employed in the Public Service to enable the Trust to exercise its functions are available to assist each board exercise its functions, including conducting meetings, by providing information to and answering queries from members.

Note. See section 14 of this Act which provides that persons may be employed in the Public Service under the *Government Sector Employment Act 2013* to enable the Trust to exercise its functions.

No. 34 **Opp No.27 [c2022-010I]**

Page 29, Schedule 3. Insert before line 25—

1A First meeting

The Minister must establish the community trustee boards mentioned in section 37(1) within 6 months after the commencement of section 5.

No. 35 **Govt No.1 [c2022-024H as amended]**

Page 29, Schedule 3. Insert before line 34—

4 Assessment of suitability of certain parks becoming part of the parklands estate

- (1) The Trust must, as soon as practicable after the commencement, conduct a review to assess the suitability of the following parks becoming part of the parklands estate—
 - (a) Chipping Norton Lake,
 - (b) Millennium Parklands,
 - (c) Mt Annan Botanic Gardens,
 - (d) Lake Gillawarna.
- (2) A report on the outcome of the review is to be tabled in each House of Parliament within 2 years after the commencement. (3) In this section—commencement means the date of assent to this Act.

No. 36 **Govt No. 2 [c2022-024H]**

Page 30, Schedule 4, line 8. Insert “under the associated Trusts legislation” after “the associated Trusts”.

No. 37 **Opp No.28 [c2022-010I]**

Page 30, Schedule 4. Insert before line 28—

Entertainment Quarter means the land located at 122 Lang Road, Moore Park known as "The Entertainment Quarter".

Note. A map showing the land located within the Entertainment Quarter is available at entertainmentquarter.com.au

No. 38 **Govt No. 3 [c2022-024H]**

Page 32, Schedule 5.1[2], lines 9–16. Omit all words on those lines.

No. 39 **Govt No. 4 [c2022-024H]**

Page 37, Schedule 5.2[7], proposed section 18AA, lines 26—37. Omit all words on those lines.

No. 40 **Govt No. 5 [c2022-024H as amended]**

Page 40, Schedule 5.2. Insert after line 20—

[15A] Section 20AA

Insert after section 20—

20AA Restrictions on parking in Moore Park East

- (1) The following areas of the Trust lands are closed to parking of vehicles—
 - (a) the non-parking areas,
 - (b) from 31 December 2023—carpak 2, Lower Kippax,
 - (c) from 31 December 2025—non-parking grass areas that are not referred to in paragraph (b).

- (2) In this section—

non-parking areas means the areas of the Trust lands that are—

- (a) shown on a map, included in the regulations, as being areas in or on which parking is not allowed,
- (b) otherwise described in the regulations as being areas in or on which parking is not allowed.

carpark 2, Lower Kippax means the part of the non-parking grassy area shown on the map in Schedule 3 and marked 'Car park 2 - Lower Kippax'.

non-parking grass areas means grassy areas shown on the maps set out in Schedule 3 as being areas in Moore Park East in or on which parking is not allowed.

No. 41 **Govt No. 6 [c2022-024H]**

Page 39, Schedule 5.2[9] and [10], lines 26–29. Omit all words on those lines.

No. 42 **Govt No. 7 [c2022-024H]**


Page 40, Schedule 5.2[20], line 36. Omit “18AA(2)”. Insert instead “20AA(2)”.


No. 43 **GRNS No. 3 [c2022-033A]**

Page 41, proposed map, omit the map on the page. Insert instead—




Planning, Industry & Environment
 Centennial Park and Moore Park Trust Act 1983
 Non-Parking Grass Area Map
 Sheet NPGA_001

 Non-parking area
 Cadastre
 Created: 28/10/2021 © Spatial Services


 SYDNEY LGA
 Scale: 1:1,500 @ A3
 Date: 28/10/2021
 File: NPGA_001_202108

- No. 44 **Govt No. 8 [c2022-024H]**
 Page 43, Schedule 5.3[1]. Omit “parking offences”. Insert instead “restrictions on parking”.
- No. 45 **Govt No. 9 [c2022-024H]**
 Page 43, Schedule 5.3[1]. Omit “18AA(2)”. Insert instead “20AA(2)”.
- No. 46 **Govt No. 10 [c2022-024H]**
 Page 45, Schedule 5.4[4], lines 18–25. Omit all words on those lines.