



New South Wales

# National Parks and Wildlife (Adjustment of Areas) Bill 2006

## Explanatory note

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

## Overview of Bill

The objects of this Bill are as follows:

- (a) to revoke the reservation of certain land in Bargo State Conservation Area for the purposes of establishing a shooting complex,
- (b) to vest that land as part of the corporate lands vested under the *Sporting Venues Management Act 2002* in the Minister administering that Act,
- (c) to reserve certain Crown land as Bargo River State Conservation Area and as part of Yengo National Park respectively.

## 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 a day or days to be appointed by proclamation.

**Clause 3** revokes the reservation under the *National Parks and Wildlife Act 1974* of certain land as part of Bargo State Conservation Area. A shooting complex, to be

known as the Southern Highlands Shooting Complex, is proposed to be established on the land concerned.

**Clause 4** reserves certain Crown land as Bargo River State Conservation Area or as part of Yengo National Park.

**Clause 5** enables the Governor to make regulations for the purposes of the proposed Act.

**Clause 6** amends the *Native Title (New South Wales) Act 1994* to preserve native title rights and interests in respect of a reservation or vesting of land or waters by the operation of the proposed Act.

**Clause 7** is a formal provision that gives effect to the amendments to the *Sporting Venues Management Act 2002* set out in Schedule 1.

## **Schedule 1      Amendment of Sporting Venues Management Act 2002**

**Schedule 1 [4]** vests certain land in the Minister administering the *Sporting Venues Management Act 2002*. The land concerned is the land whose reservation under the *National Parks and Wildlife Act 1974* as part of Bargo State Conservation Area is revoked by the proposed Act.

**Schedule 1 [1]–[3]** make consequential amendments to the *Sporting Venues Management Act 2002*.



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## **National Parks and Wildlife (Adjustment of Areas) Bill 2006**

No. , 2006

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### **A Bill for**

An Act to revoke the reservation under the *National Parks and Wildlife Act 1974* of certain land in Bargo State Conservation Area and to vest that land in the Minister administering the *Sporting Venues Management Act 2002*; to reserve certain Crown land as Bargo River State Conservation Area and as part of Yengo National Park; and for other purposes.

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<b>The Legislature of New South Wales enacts:</b>	1
<b>1 Name of Act</b>	2
This Act is the <i>National Parks and Wildlife (Adjustment of Areas) Act 2006</i> .	3 4
<b>2 Commencement</b>	5
This Act commences on a day or days to be appointed by proclamation.	6
<b>3 Revocation of reservation of certain land in Bargo State Conservation Area</b>	7 8
The reservation under the <i>National Parks and Wildlife Act 1974</i> as state conservation area of land within Lot 100 in DP 1088254 is revoked.	9 10
<b>4 Reservation of certain Crown land as state conservation area or national park</b>	11 12
(1) The land shown coloured pink on the map catalogued Misc R 00105 in the Department of Environment and Conservation is reserved under the <i>National Parks and Wildlife Act 1974</i> as Bargo River State Conservation Area.	13 14 15 16
(2) Land within Lots 9 and 10 in DP 753788 is reserved under the <i>National Parks and Wildlife Act 1974</i> as part of Yengo National Park.	17 18
<b>5 Regulations</b>	19
(1) The Governor may make regulations, not inconsistent with this Act, for or with respect to any matter that by this Act is required or permitted to be prescribed or that is necessary or convenient to be prescribed for carrying out or giving effect to this Act.	20 21 22 23
(2) The regulations may contain provisions of a savings or transitional nature consequent on the enactment of this Act.	24 25
(3) Any such provision may, if the regulations so provide, take effect from the date of assent to this Act or a later date.	26 27
(4) To the extent to which any such provision takes effect from a date that is earlier than the date of its publication in the Gazette, the provision does not operate so as:	28 29 30
(a) to affect, in a manner prejudicial to any person (other than the State or an authority of the State), the rights of that person existing before the date of its publication, or	31 32 33
(b) to impose liabilities on any person (other than the State or an authority of the State) in respect of anything done or omitted to be done before the date of its publication.	34 35 36

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

The *Native Title (New South Wales) Act 1994* is amended by omitting from section 104A (1) (a) the words “or the *National Park Estate (Reservations) Act 2005*” and by inserting instead the words “, the *National Park Estate (Reservations) Act 2005* or the *National Parks and Wildlife (Adjustment of Areas) Act 2006*”.

**7 Amendment of Sporting Venues Management Act 2002 No 56**

The *Sporting Venues Management Act 2002* is amended as set out in Schedule 1.

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<b>Schedule 1</b>	<b>Amendment of Sporting Venues Management Act 2002</b>	1
		2
	(Section 7)	3
<b>[1] Section 9 Vesting of additional land</b>		4
	Insert “, whether by proclamation under this section or by another Act,” after “Schedule 1” in section 9 (2).	5
		6
<b>[2] Section 9 (2)</b>		7
	Insert “or other Act” after “that Schedule”.	8
<b>[3] Section 10 Effect of vesting of land</b>		9
	Omit “If an interest in land of a person (other than a public or local authority) is divested by the operation of section 8 (1) or 9 (2):” from section 10 (2).	10
		11
	Insert instead “If an interest in land of a person (other than a public or local authority) is divested by the operation of section 8 (1) or, in the case where the land concerned has been added to Schedule 1 by proclamation, by the operation of section 9 (2):”.	12
		13
		14
		15
<b>[4] Schedule 1 Land vested in Corporation</b>		16
	Insert after “Sydney International Shooting Centre”:	17
	Land within Lot 100 DP 1088254	18