

Western Australia

Land Administration Amendment Bill 2009

CONTENTS

1.	Short title	2
2.	Commencement	2
3.	Act amended	2
4.	Section 123 amended	2
5.	Section 124A inserted	2
	124A. Phasing in of increased rents after determination by Valuer-General	2
6.	Section 143 amended	3

Western Australia

LEGISLATIVE ASSEMBLY

Land Administration Amendment Bill 2009

A Bill for

An Act to amend the *Land Administration Act 1997*.

The Parliament of Western Australia enacts as follows:

s. 1

1 **1. Short title**

2 This is the *Land Administration Amendment Act 2009*.

3 **2. Commencement**

4 This Act comes into operation as follows —

5 (a) sections 1 and 2 — on the day on which this Act
6 receives the Royal Assent;

7 (b) the rest of the Act — on the day after that day.

8 **3. Act amended**

9 This Act amends the *Land Administration Act 1997*.

10 **4. Section 123 amended**

11 In section 123(1) delete “section” and insert:

12

13 sections 124A and

14

15 **5. Section 124A inserted**

16 After section 123 insert:

17

18 **124A. Phasing in of increased rents after determination by**
19 **Valuer-General**

20 (1) In this section —

21 *annual rent*, for a pastoral lease, includes the rent
22 determined under section 123 for the purposes of
23 section 124(1)(a);

24 *determination* means a determination by the
25 Valuer-General under section 123;

26 *determined annual rent* means the annual rent for a
27 pastoral lease that may be phased in by regulations
28 made for the purposes of subsection (2).

- 1 (2) The regulations may provide for the phasing in of the
2 annual rent for a pastoral lease that, as the result of a
3 determination, is greater than the annual rent for the
4 lease that applied immediately before the
5 determination.
- 6 (3) Regulations made for the purposes of subsection (2)
7 may provide that the annual rent payable for the
8 pastoral lease is, instead of the determined annual rent,
9 an amount —
- 10 (a) that is less than the determined annual rent; and
11 (b) that is calculated as set out in the regulations.
- 12 (4) Regulations made for the purposes of subsection (2)
13 must have the effect that, within a period not greater
14 than 3 years after the determination, the annual rent
15 payable for the pastoral lease is an amount equal to the
16 determined annual rent.
- 17 (5) Regulations made for the purposes of subsection (2) in
18 relation to a determination as at 1 July 2009 may be
19 expressed to have effect from that day despite that day
20 being earlier than —
- 21 (a) the day on which the regulations are published
22 in the *Gazette*; or
23 (b) the day on which the *Land Administration*
24 *Amendment Act 2009* section 5 comes into
25 operation.
26

27 **6. Section 143 amended**

28 Delete section 143(2), (3) and (4).

29