

## EXPLANATORY MEMORANDUM

### RAILWAY DISCONTINUANCE BILL 2005

The purpose of this Bill is to formally discontinue sections of the Midland Junction – Welshpool Railway and the Fremantle – Kwinana Railway.

Following are the contents of the Bill described clause by clause:

- Section 1:** Short title is the “Railway Discontinuance Act 2005”
- Section 2:** Commencement date is to be the date that the Act receives royal assent
- Section 3:** This section defines the terms used in the act.
- Section 4:** This section authorises discontinuance and disposal of material from the discontinued railways and the ways disposal may be effected.
- Section 5:** This section provides for land within the scheduled railways that becomes Crown land, to be transferred by the Minister for Lands without payment to the Public Transport Authority.
- Section 6:** This section authorises the Public Transport Authority of Western Australia, with the approval of the Minister, to sell or otherwise dispose of any land transferred to it by the Minister for Lands and to credit any proceeds to the Public Transport Authority’s bank account.
- Schedule 1** Schedule 1 describes the whole of the section of the Fremantle – Kwinana railway to be discontinued.
- Schedule 2:** Schedule 2 describes the whole of the section of the Midland Junction – Welshpool railway to be discontinued.