

TABLE COPY

Metropolitan Redevelopment Authority Act 2011

Ministerial Statement under section 82

PREAMBLE

The Metropolitan Redevelopment Authority Act 2011 (the Act) commenced on 31 December 2011. It repealed the Acts constituting the Armadale, East Perth, Midland and Subiaco redevelopment authorities and constituted a new Metropolitan Redevelopment Authority (MRA) to take over those authorities' ongoing projects. The Act enables the planning and development control functions of the MRA to be delegated to LRCs established in relation to each declared redevelopment area.

Section 26 of the Act provides for the establishment of Land Redevelopment Committees (LRCs) by the MRA. Under section 80 of the Act, LRCs have five members, including one (but no more than two) Board members nominated by the Board, a person selected by the Minister after a local government nomination process, and other members with identified relevant qualifications. Section 81 of the Act deals with nominations from local governments.

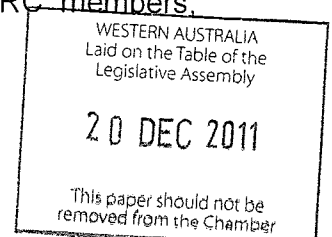
Section 82 of the Act requires the responsible Minister to appoint members to a Land Redevelopment Committee within a specified period ("the appointment period"). In relation to local government representative members appointed under section 81, the appointment period is **72 days** from the date on which the local government's nomination is sought.

Under section 82(2) of the Act, if the Minister does not appoint a member of an LRC before the end of the appointment period in respect of that member, the Minister must prepare a statement as to the reasons and cause a copy of it to be laid before each House of Parliament, or dealt with under section 132 of the Act, not later than 10 days after the date on which the appointment period ends.

STATEMENT

For the purposes of section 82(2) of the Act, I advise each House of Parliament:

1. I approached each affected local government seeking nominations for LRC appointments under section 81 of the Act on 6 October 2011. The appointment period for each member appointed as a result of those nominations was accordingly 72 days from that date, which was 16 December 2011.
2. Appointments of those members were not made before the end of the applicable appointment period for the following reasons:
 - (a) Because of the need to ensure a timely transition, local government nominations for LRC members were sought well in advance of the actual establishment of LRCs by the MRA Board.
 - (b) The complexities of the transition project meant that the MRA Board was not appointed until late November 2011, and the Board did not meet to establish LRCs until 2 December 2011. It has been necessary, in the ensuing period, to settle appointments of 19 proposed LRC members, including local government members.



- (c) As a matter of administrative expediency, I determined that it was appropriate to approach Cabinet for its consideration of all proposed LRC appointments, including Board nominees, local government representatives and the other qualified members, at the one time.

The alternative was to require Cabinet to consider the local government nominees in the absence of any information about the other proposed members, which would have been unsatisfactory in terms of efficiency and in terms of ensuring Cabinet had available all the information about the proposed constitution of each LRC. However, the effect was that the local government nominated member of each LRC was not appointed before the end of the applicable appointment period.



**JOHN DAY
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