

**Submission to Parliament  
under Section 42(4)  
of the *Land Administration Act 1997***

# **PROPOSAL**

**Submission No: 1/2015**

**Submitted by the  
Minister for Lands**

on ..... of ..... 20 .....  
(day) (month) (year)

**SUBMISSION TO PARLIAMENT  
UNDER SECTIONS 42(4), 44(1) OR 45(4)  
OF THE LAND ADMINISTRATION ACT 1997**

*The proposal detailed in this report is required by the above provisions to be laid before each House of Parliament.*

Section 43 of the *Land Administration Act 1997* provides as follows:

43(1) *If, after a proposal is laid before each House of Parliament under Sections 42(4), 44(1) or 45(4) notice of a resolution disallowing the proposal –*

- (a) is not given in either House of Parliament within 14 sitting days of that House after the proposal was laid before it, the proposed reduction, excision, cancellation, change, grant or permission may be implemented by order after the last day of the later of those periods of 14 sitting days;*
  - (b) is given in either or both of the Houses of Parliament within 14 sitting days of that House, or each of those Houses, after the proposal was laid before it, but that resolution is not lost in that House or each of those Houses within 30 sitting days after the proposal was laid before it, the proposed reduction, excision, cancellation, change, grant or permission lapses; or*
  - (c) is given in either or both of the Houses of Parliament within 14 sitting days of that House, or each of those Houses, after the proposal was laid before it, but that resolution is lost in that House or each of those Houses within 30 sitting days after the proposal was laid before it, the proposed reduction, excision, cancellation, change, grant or permission may be implemented by order after that loss or after the later of those losses, as the case requires.*
- (2) It does not matter whether or not a number of sitting days referred to in subsection (1) or some of them occur during –*
- (a) the same session of Parliament; or*
  - (b) the same Parliament,*

*as that in which the relevant proposal is laid before the House of Parliament concerned.*

The proposal set out in this report is accordingly tabled in this House on this.....<sup>31<sup>st</sup></sup> day of .....<sup>MARCH</sup>.....2015



**HON DONALD TERRENCE REDMAN MLA**  
**MINISTER FOR LANDS (or his representative in the Legislative Council)**

**EXCISION FROM PORTION OF CLASS A RESERVE 27581 FOR ROAD  
WIDENING OF PINJARRA ROAD TO FACILITATE THE CONSTRUCTION OF A  
NEW MANDURAH TRAFFIC BRIDGE PURSUANT TO SECTION 42(4) OF THE  
LAND ADMINISTRATION ACT 1997 (LAA)**

Class 'A' Reserve 27581 known as Hall Park is set aside for the purpose of 'Recreation Act 105-1970' under the care, control and management of the City of Mandurah (City).

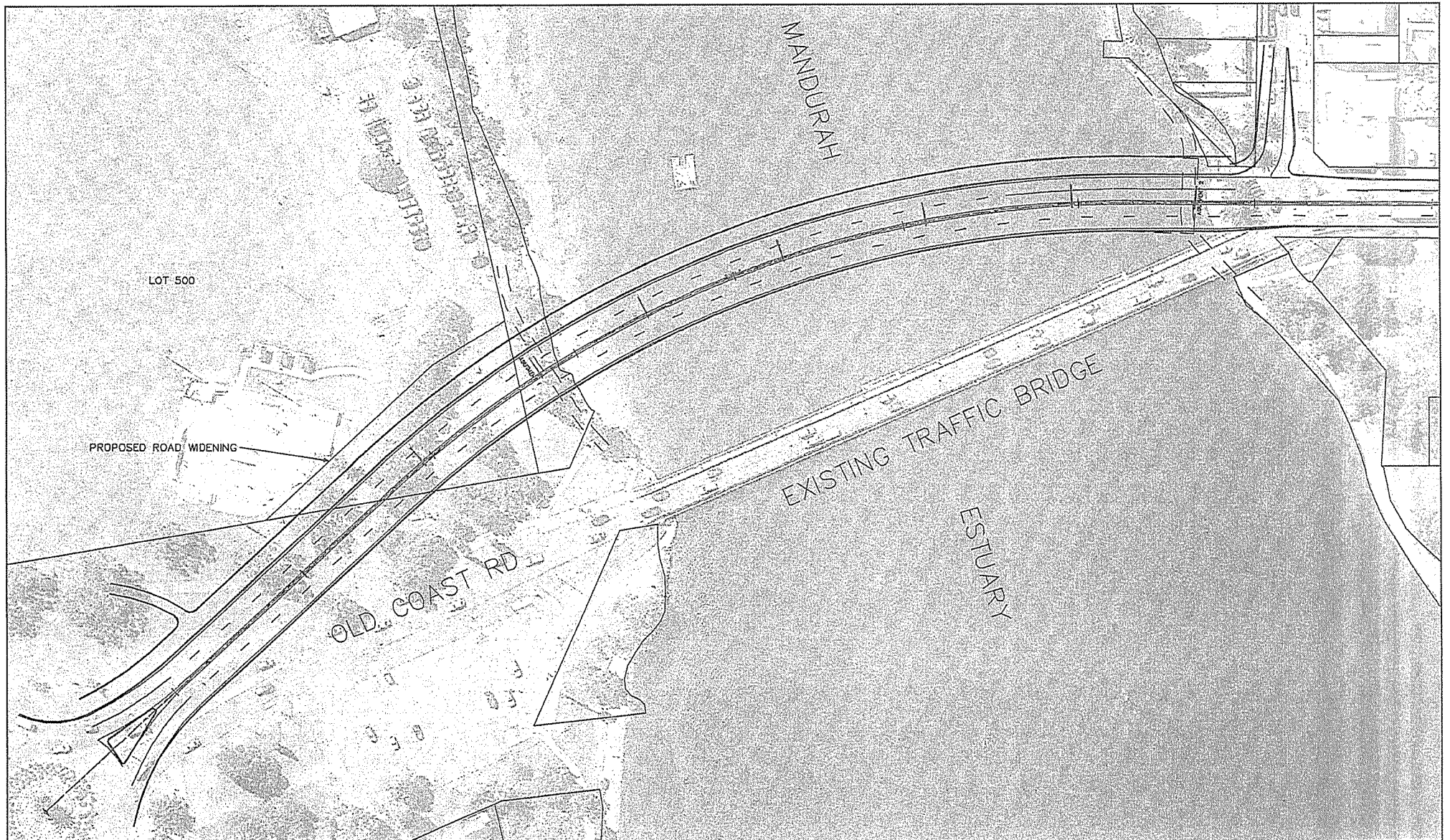
Main Roads Western Australia and City have requested the excision for a portion of Reserve 27581 to enable the road widening of Pinjarra Road and to facilitate the construction of a new Mandurah Traffic Bridge. The new Mandurah Traffic Bridge will be located north of the Old Mandurah Traffic Bridge (Annexure 1). The new Mandurah Traffic Bridge will replace the existing Old Mandurah Traffic Bridge as it is considered to be at the end of its operational life and no longer meeting the needs of local traffic demand. The proposed works require the excision of 0.1902 hectares from Class 'A' Reserve 27581 as shown depicted on Deposited Plan 403190 (Annexure 2).

In accordance with section 42(5) of the LAA, the proposal was advertised in The West Australian newspaper on 6 February 2015. Prior to advertising, the proposal was also referred to the six Members for the South West Region and the Member for Mandurah. At the conclusion of the designated period for comments, no submissions were received. A copy of the approved advertisement is at Annexure 3.

As Reserve 27581 has a Class 'A' status, it is necessary to obtain the approval of both Houses of Parliament to excise the subject land and dedicate for road purposes.

**ELECTORAL DISTRICT OF MANDURAH  
SOUTH WEST REGION  
CITY OF MANDURAH**

## ANNEXURE 1

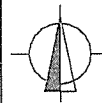


PROJECT :  
 OLD MANDURAH TRAFFIC BRIDGE,  
 PROPOSED BRIDGE DESIGN AND ROAD  
 WIDENING - HALLS HEAD, WA 6210  
 CLIENT : DOL

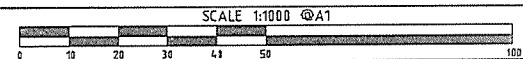
DRAWN BY : PB 06/03/2015  
 CHECKED BY : SH 06/03/2015  
 SURVEYED BY : N/A  
 JOB No. : S15-041  
 DRAWING No. : 01

NOT TO BE USED FOR CONSTRUCTION  
 UNTIL SIGNED APPROVED.

APPROVED .....  
 POSITION .....  
 DATE .....  
 FILE PATH : G:\Survey Data\Mandurah South West\AutoCAD\S15-041  
 Q1010 & NEW DESIGN WITH PROPOSED CAD BOUNDARIES.dwg

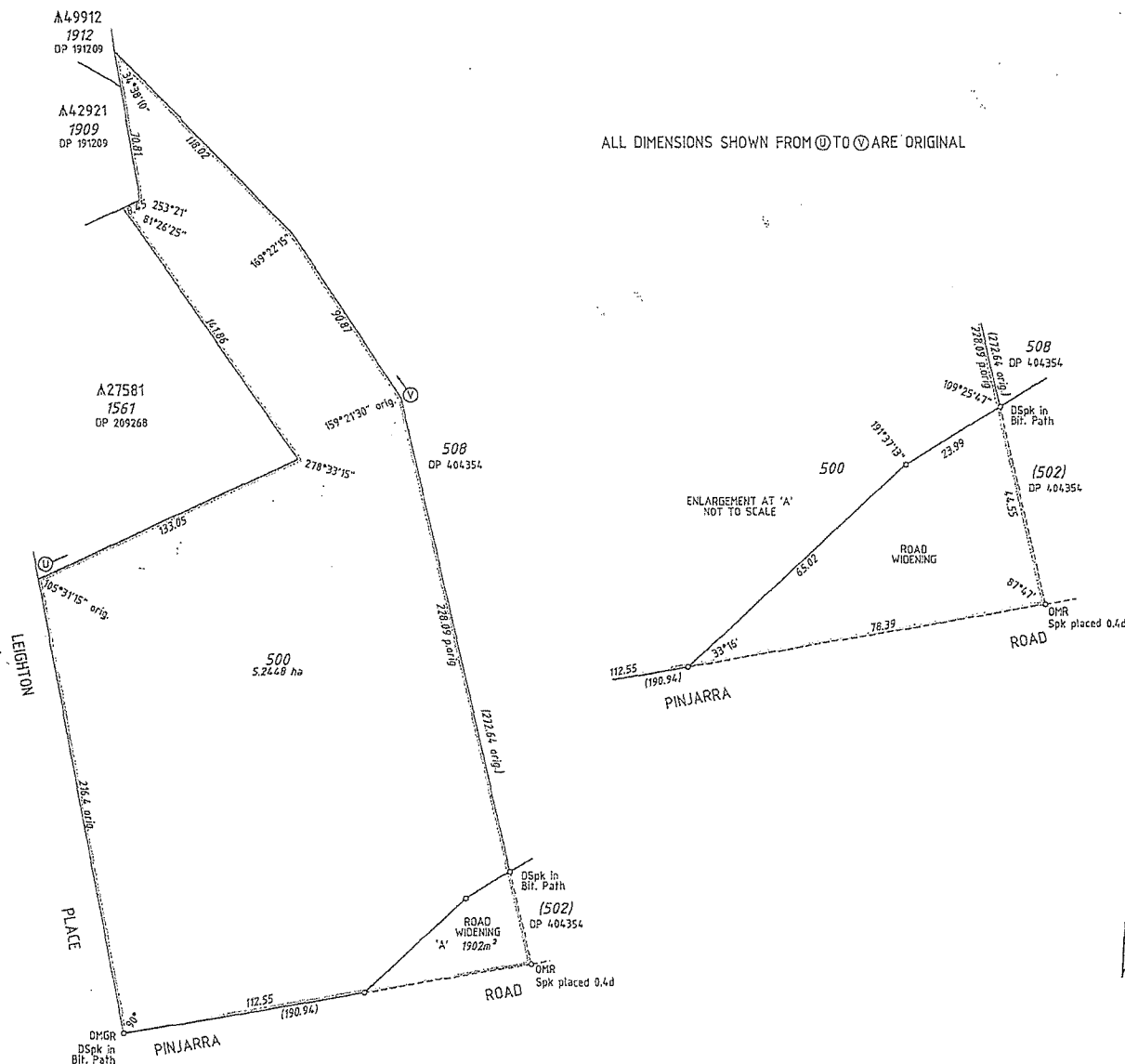


NOTES:  
 1. HORIZONTAL DATUM IS PC694  
 2. CADASTRAL BOUNDARIES DERIVED FROM LANDGATE INFORMATION, DIMENSIONS SUBJECT TO SURVEY BY LICENCE SURVEYOR



## ANNEXURE 2

<div style="display: flex; justify-content: space-between;"> <span>TYPE</span> <span>DATE</span> </div>	
<div style="display: flex; justify-content: space-between;"> <span>PURPOSE</span> <span>SUBDIVISION</span> </div>	
PLAN OF	
<h1 style="margin: 0;">LOT 500 &amp; ROAD WIDENING</h1>	
<div style="display: flex; justify-content: space-between;"> <div style="width: 70%;"> DISTRICT . . . MURRAY  TOWNSITE . . . MANDURAH  DOL FILE . . . 0512-2014  LOCAL AUTHORITY . . . CITY OF MANDURAH  LOCALITY . . . HALLS HEAD  INDEX . . . ON  . . . SEE SMART PLAN </div> <div style="width: 25%; text-align: right;"> SSA YES/NO   FORMER TENUR  LOT 1562  OP 209269  LR3014/635   FIELD BOOK  128918  (SAM 6376) </div> </div>	
<div style="display: flex; justify-content: space-between;"> <span>20</span> <span>0</span> <span>20</span> <span>40</span> <span>60</span> <span>80</span> <span>100</span> </div>	
SCALE: 1:500 AT A2 SIZE	
ALL DISTANCES ARE IN METRES	
<div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> SURVEYOR'S CERTIFICATE - Reg 54  I, PATRICK JAMES BURTON,  do hereby certify that this plan is accurate and  is a correct representation of the  land surveyed; and that  the calculations from measurements recorded  on this field record,  inadequate if supplemented  understand for the purposes of this plan and  that it complies with the relevant written law  in relation to what it is lodged.    <i>Patrick James Burton</i>  <i>16/09/2014</i>  Lodged Surveyor Date </div> <div style="width: 45%;"> SURVEYOR'S CERTIFICATE - Completed  I, hereby certify that this completed plan  is a correct and accurate  representation of the survey(s) of  subject land 2 and  is in accordance with the relevant  law in relation to what it is lodged.      Lodged Surveyor Date </div> </div>	
SURVEYING & DRAFTING BY <b>WHELAN AUSTRALIA PTY LTD</b> (08) 6745 3333 <a href="http://www.wheLAN.com.au">www.wheLAN.com.au</a>	
<div style="display: flex; justify-content: space-between;"> <div style="width: 30%;"> LODGED   DATE . . . 0-Dec-2014   FEE PAID . . . \$0.00   ASSESSED IN  16396022 </div> <div style="width: 40%;"> TYPE OF VALIDATION  FIELD AIDS  COMPONENT . . . DJH  DOCUMENT . . . TRIM  CORRECTED  CONTACT . . .  ISC . . .  PSC . . . </div> <div style="width: 30%;"> APPROVED BY  WESTERN AUSTRALIAN  PLANNING COMMISSION   FILE  EXEMPT FROM  WAPE APPROVAL  Delegated Under S.W.P &amp; G ACT  DATE </div> </div>	
IN ORDER FOR DEALINGS	
SUBJECT TO RESERVE ACTION SIC 2011 LAA AUTO DEO,	
FOR INSPECTOR OF PLANS & SURVEYS / AUTHORIZED LAND OFFICER DATE 11/12/14	
APPROVED	
INSPECTOR OF PLANS & SURVEYS / AUTHORIZED LAND OFFICER DATE	
 <b>Landgate</b> Western Australian Land Information Authority	
DEPOSITED PLAN 404353	
SHEET 1 OF 1 (PLUS SURVEY SHEET(S))	



HELD BY LANDGATE  
IN DIGITAL FORM ONLY

## ANNEXURE 3



1. Participant must be accompanied by a parent or guardian at the time of registration and claiming and collecting their prize. Photo identification may be required upon collection of the prize.

2. The major prize winners will be drawn at 10am on Monday 10th November 2008.

3. The first valid entry form drawn at random will be the winner. If a draw is held to receive the following prize:

6. A \$55 Hisense TV valued at \$1,399.00.

7. The winner will be notified by telephone after the prize draw. The winner or their winner can be contacted on the phone number provided with the prize. If, for any reason, the prize will be forfeited and a new winner will be drawn.

8. It will be the winner's responsibility to redeem the prize from the promoter. No cash prize will be paid out. Included in the prize.

9. The prize/s must be taken as supplied and is/are neither returned nor cashed in or transferable. No responsibility is accepted for any variation in prize.

10. It is the winner's responsibility to make their own way to the West Australian Newspaper House.

11. It is a condition of entry that all winners must be present to have their name and suburb published for publicly purchased prizes. If a winner is not participating in this competition, competitors signify their acceptance of all terms and conditions and their requirement to participate in promotional activity if required.

12. The promoter will release from, and indemnify City Toyota Nedlands/City Toyota Northbridge/Phoenix Holden and West Australian Newspaper Limited against all liabilities incurred by the promoter arising out of acceptance of any prize(s) or participation in the promotion including but not limited to: income, personal injury and damage to property and whether direct or indirect, arising out of or due to some negligent act or omission or otherwise.

13. City Toyota Nedlands/City Toyota Northbridge/Phoenix Holden, West Australian Newspaper Limited and associated entities will accept no responsibility for any loss, damage, accident, death or injury resulting from the promotion.

14. The promoter reserves the right to disqualify any individual who's the promoters believe have breached any of these terms and conditions, or engaged in any unlawful or other improper misconduct or behaviour that breaches legal rights to recover damages or other compensation from the promoter or its agents.

15. The Promoters' decision will be final and cannot be appealed. The promoter's decision will be entered into. The Promoters reserve the right to limit entry or amend rules and conditions necessary without notice.

16. The Entrant consents to the use of their name in West Australian Newspapers Limited, its related corporations (as defined by the Corporations Act 2001) and City Toyota Nedlands/City Toyota Northbridge/Phoenix Holden, or any of them, for any purpose it acknowledges that West Australian Newspapers Limited, its related corporations (as defined by the Corporations Act 2001) and City Toyota Nedlands/City Toyota Northbridge/Phoenix Holden may use and use those details for the purpose of providing them with goods or services, and for any purpose of planning, research, product and business development and sales and marketing (whether target direct or indirectly of their businesses, services, products or otherwise) and a third party which it believes may be of benefit to them.

17. The Entrant does not want their details to be used for the purposes stated in the above sub-clause 16. The Entrant's consent to City Toyota Nedlands/City Toyota Northbridge/Phoenix Holden to perform any of the above sub-clause 16 or this or any other agreement and to ensure that an Entrant performs their obligations under this or any other agreement.

18. To access personal information held by the West Australian Media please refer to the Privacy Policy. Please note that information with personal information will be released to a third party upon request detailed and current photographic identification may be required to access this or any other personal information.

20. Seven West Media Privacy Policy applies. If any version can be viewed online at: [www.thewest.com.au/privacy-policy](http://www.thewest.com.au/privacy-policy).

21. Collection of the prize draw, all entries will be stored for a 12 month period at the discretion of the promoter. The mandatory requirement of the Gaming and Wagering Commission Act 1987 is that all entries are West Australian Newspapers Limited Group of 60 Hender Road, Nedlands WA 6009, 98 008 657 632 and Premier Entries to 31 Sarah Court, Nedlands WA 6009.



Investor Plus Insurance  
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