

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

PROPOSAL

Submission No: 6/2015

**Submitted by the
Minister for Lands**

on 8 of January 20 16
(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.....^{8th} day of*January*.....2015 2016



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

**EXCISION OF LAND FROM CLASS 'A' RESERVE 17456 UNDER SECTION 42(4)
OF THE *LAND ADMINISTRATION ACT 1997 (LAA)***

Class 'A' Reserve 17456 is set aside for the purpose of "Preservation of Indigenous Timber and Camping" with a management order issued to the Shire of Harvey.

An upgrade of the South Western Highway is required by Main Roads Western Australia to accommodate the creation of turning pockets in the vicinity of Logue Brook Dam Road and Riverdale Road. This will allow safer interaction between turning vehicles and through traffic movements. The works require the excision of 1118 square metres from Class 'A' Reserve 17456 with its area being recalculated and reduced from about 3.1464 hectares to 3.0391 hectares. Deposited Plan 402215 and a locality plan are at Annexures 1 and 2.

In accordance with section 42(5) of the LAA, the proposal was advertised in The West Australian newspaper on 8 July 2015. At the conclusion of the designated period for comments/objections, no submissions were received. A copy of the approved advertisement is at Annexure 3.

**ELECTORAL DISTRICT OF MURRAY-WELLINGTON
SOUTH WEST REGION
SHIRE OF HARVEY**

ANNEXURE 1

ANNEXURE 2



Scale : 1:2933 (Geographical)
MGA : SW=398492.8E,6348085.6N Zone 50 / NE=399098.5E,6349036.1N Zone 50
Lat/Long : 115°54'48.236", -33°00'03.350" / 115°55'11.949", -32°59'32.693" H 271mm by W 210mm

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ANNEXURE 3

CLASS "A" RESERVE 17456

I, Colin Slattery, Director General, Department of Lands under delegation of Minister for Lands, gives notice pursuant to section 42(5) of the *Land Administration Act 1997*, that it is intended to act in relation to Class "A" Reserve 17456 in the Shire of Harvey.

The reserve is to be amended to comprise Lot 100 as surveyed on Deposited Plan 402215, its area being recalculated and reduced from about 3.1464 hectares to 3.0391 hectares, accordingly.

The excision is required for widening of the South Western Highway at the intersection of Logue Brook Dam Road.

Prior to proceeding with this action, you have the opportunity to provide comments on the proposal within 30 days of the publication of this notice. To enable your comments to be taken into account, please submit your reply to Cherylynne Forrest, cherylynne.forrest@lands.wa.gov or Department of Lands, PO Box 1143 West Perth WA 6873 or telephone (08) 97910837, quoting the following reference numbers:

File Number: 02481-1920

Job Number: 133187

DIRECTOR GENERAL
DEPARTMENT OF LANDS

For and on behalf of the Minister for Lands, under delegation.