Submission to Parliament

under Section 45(4)

of the *Land Administration Act 1997*

PROPOSAL

Submission No: 6/2016

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.

HON TERRY REDMAN MLA
MINISTER FOR LANDS

EXCISION OF LAND FROM CLASS 'A' RESERVE 18735 UNDER SECTION 45(4) OF THE *LAND ADMINISTRATION ACT* 1997 (LAA)

Class A Reserve 18735 is set aside for "Water and Conservation of Flora and Fauna" purposes and is the subject a Management Order in favour of the Department of Water (DoW). It is proposed to excise a 4.6484ha portion of Graham Rock Road that currently traverses Class A Reserve 18735 to be dedicated as public road. That portion of Class A Reserve 18735 to be dedicated is identified as Lot 3174 on Deposited Plan 32316 (Annexure 1).

DoW has advised that Class A Reserve 18735 is surplus to requirements and subsequently, the Department of Parks and Wildlife (DPaW) was offered management of the land. DPaW declined and recommended that Reserve 18735 be managed by the Shire of Kondinin (Shire) for 'Landscape Protection'. The Shire has accepted management of Reserve 18735 for "Landscape Protection" purposes.

Additionally, adjoining "Recreation" Reserve 21430 managed by the Shire was inspected and found to be covered in natural bushland of conservation value. The Shire has requested that the whole of Reserve 21430 (12.138ha) is cancelled and amalgamated into Reserve 18735. A Smartplan and an aerial map of the subject land are attached (Annexure 2).

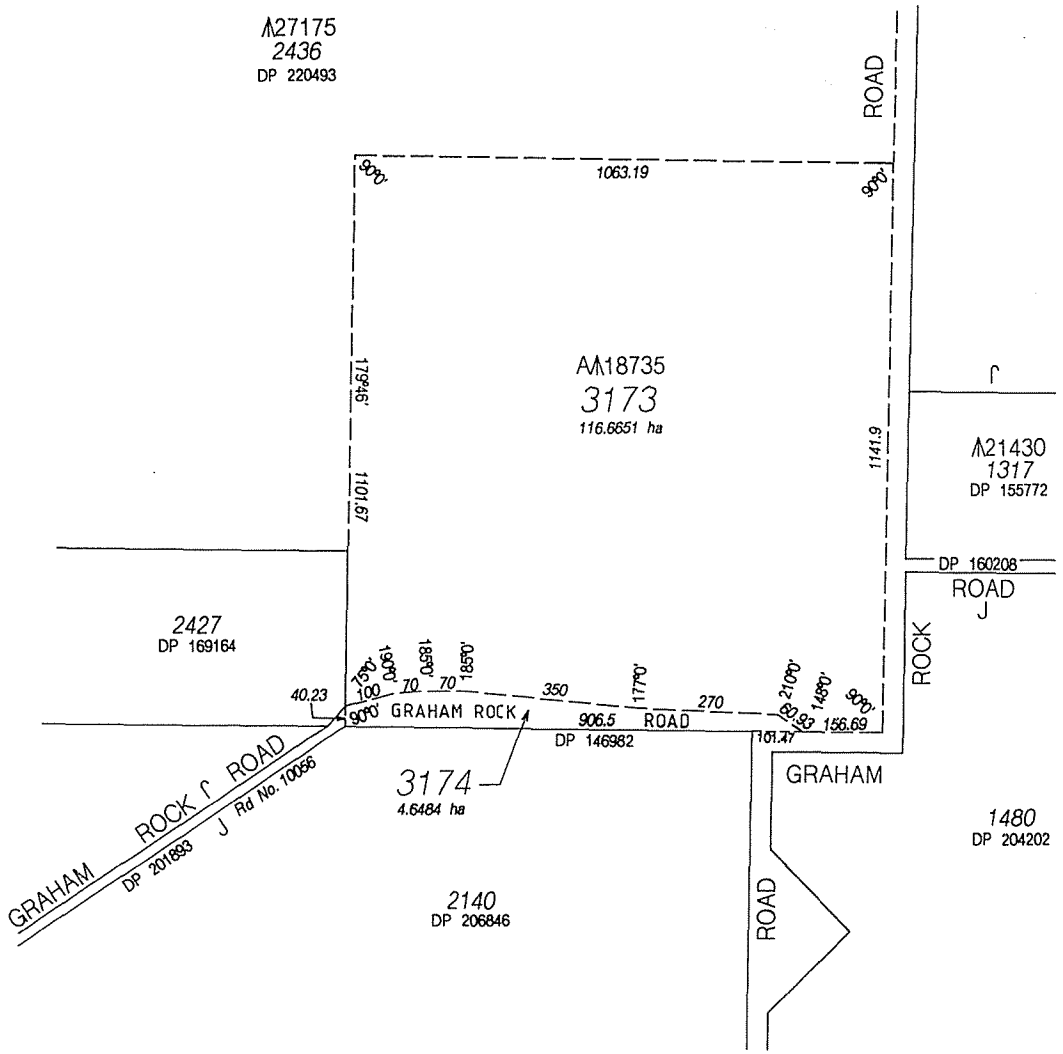
In accordance with section 42(5) of the LAA, the proposal was advertised in The West Australian newspaper on 3 August 2016. At the conclusion of the thirty day notification period, no objections and/or enquiries were received.

As Reserve 18735 has a Class 'A' status, it is necessary to obtain the approval of both Houses of Parliament to the proposed excision from the Reserve.

ELECTORAL DISTRICT OF CENTRAL WHEATBELT
AGRICULTURAL REGION
SHIRE OF KONDININ

ANNEXURE 1

ED/VER	AMENDMENT	BY	SIGNATURE	DATE	APPROVED Authorized Land Officer Date



TYPE	CROWN
PURPOSE	SUBDIVISION
PLAN OF	LOT 3173 & ROAD (LOT 3174)

DP 32316

DISTRICT ROE	DOLA FILE 1056/935 & 4702/924
TOWNSITE	
LOCAL AUTHORITY	SHIRE OF KONDININ
LOCALITY	

FORMER TENURE	ON	REFERENCE
ROE LOC 821	INDEX LAKE O'CONNOR (50)	

SCALE: ALL DISTANCES ARE IN METRES 1:10000 0 100 200 300 400 500

SUBJECT TO SURVEY
NOT FOR ALIENATION PURPOSES

LODGED	TYPE OF VALIDATION	SURVEY FIRM
DATE 11. 6. 02	FULL AUDIT	DOLA - AS GREEN - 7/6/2002
FEE PAID N/C	LEGAL COMPONENT	
ASSESS No.	CERTIFIED CORRECT [signature] 11/6/02 Manager Statutory Services	

IN ORDER FOR DEALINGS

SUBJECT TO Redescription of A18735 and dedication of road.

[signature] 18/6/02
FOR AUTHORIZED LAND OFFICER DATE

APPROVED

AUTHORIZED LAND OFFICER DATE

DOLA
Department of LAND ADMINISTRATION

DEPOSITED PLAN

32316

SHEET 1 OF 1
EDITION 1 VERSION 1

LANDGATE USE ONLY, COPY OF ORIGINAL, NOT TO SCALE

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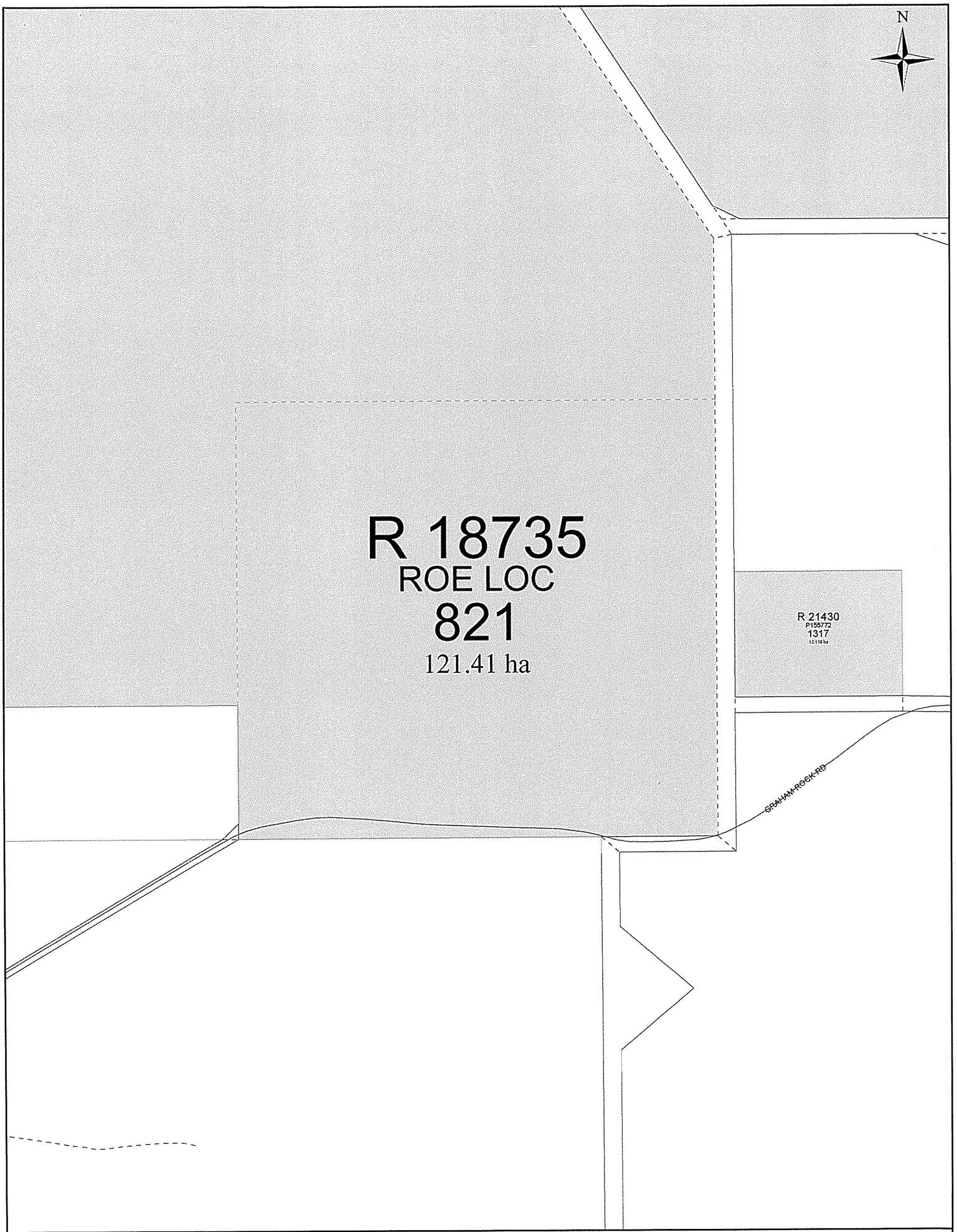
ANNEXURE 2



Scale : 1:10000 (Geographical)
MGA : SW=691735.3E,6405171.4N Zone 50 / NE=693895.5E,6408331.3N Zone 50
Lat/Long : 119°02'25.047", -32°28'26.992" / 119°03'45.415", -32°26'43.087" H 271mm by W 210mm

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