

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

PROPOSAL

Submission No: 03/2021

**Submitted by the
Minister for Lands**

on 1st of JUNE 2021

**SUBMISSION TO PARLIAMENT
UNDER SECTION 42(4)
OF THE LAND ADMINISTRATION ACT 1997**

The proposal detailed in this report is required by the above provision 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.....1st..... day ofJUNE.....2021



**Dr TONY BUTI MLA
MINISTER FOR LANDS
(or his representative in the Legislative Council)**

AMENDMENT TO CLASS ‘A’ RESERVES 24547 AND 26177, ALBANY, TO CHANGE THE PURPOSE OF RESERVE 24547 IN ADDITION TO EXCISING A PORTION OF RESERVE 24547 FOR AMALGAMATION WITH ADJOINING RESERVE 26177 (CITY OF ALBANY)

Class ‘A’ Reserve 24547 is currently set aside for the purpose of ‘Camping and Recreation’ and is subject to a Management Order held by the City of Albany (Attachment 1).

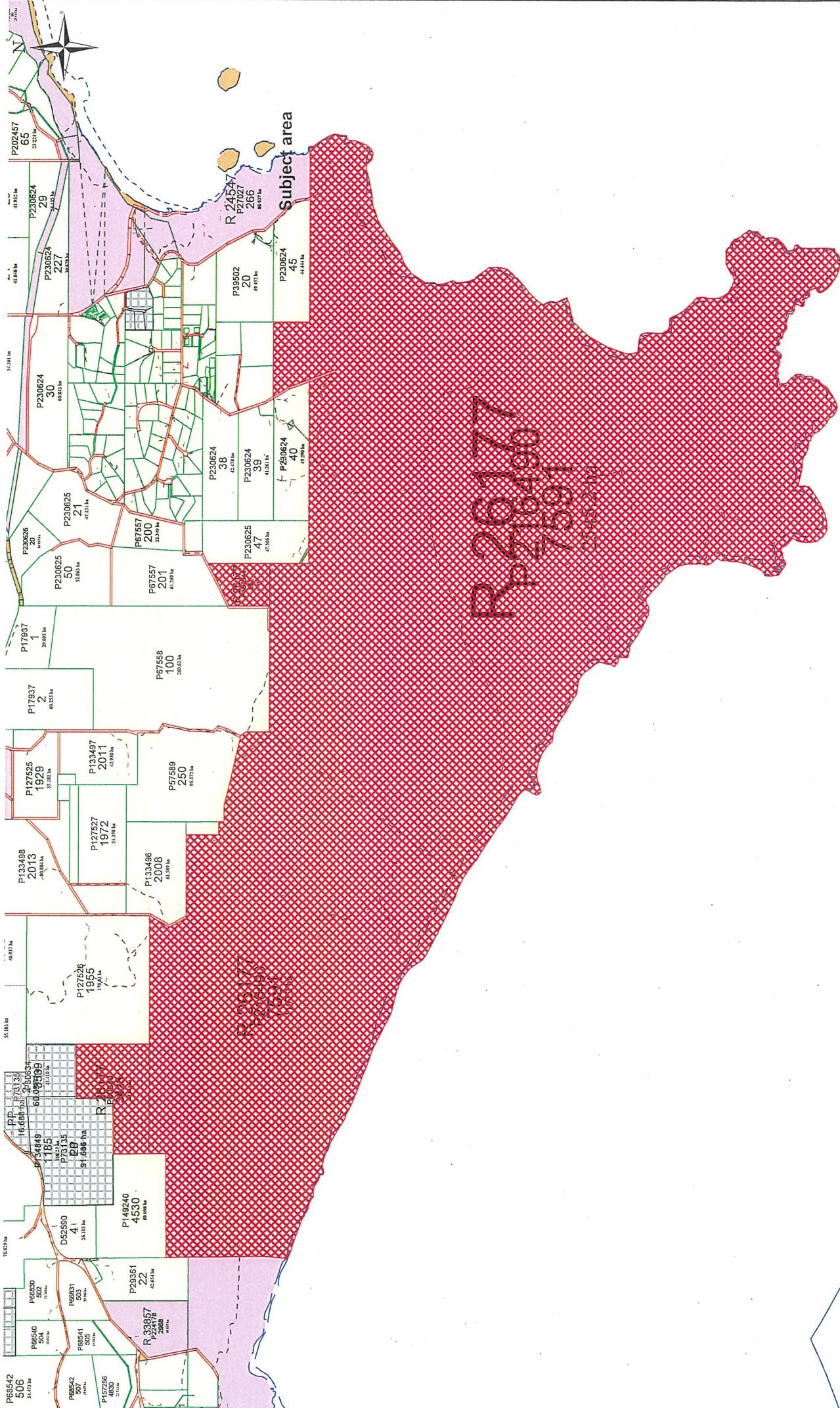
Class ‘A’ Reserve 26177 is vested in the Conservation and Parks Commission under the Conservation and Land Management Act 1984 for the purpose of “National Park” (Attachment 2).

It is proposed to amend the aforementioned Reserves by:

- Excising a portion of Class ‘A’ Reserve 24547, shown as Lot 368 on Deposited Plan 410052 (Attachment 3), for amalgamation into the adjoining ‘A’ Class National Park Reserve 26177;
- Amending the purpose of ‘A’ Class Reserve 24547 from “Camping and Recreation” to “Recreation and Bushland Management”.

In accordance with section 42(5) of the *Land Administration Act 1997*, an advertisement was placed in the West Australian newspaper on 17 September 2019. At the conclusion of the thirty day period no comments or objections were received. A copy of the approved advertisement is attached (Attachment 4).

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

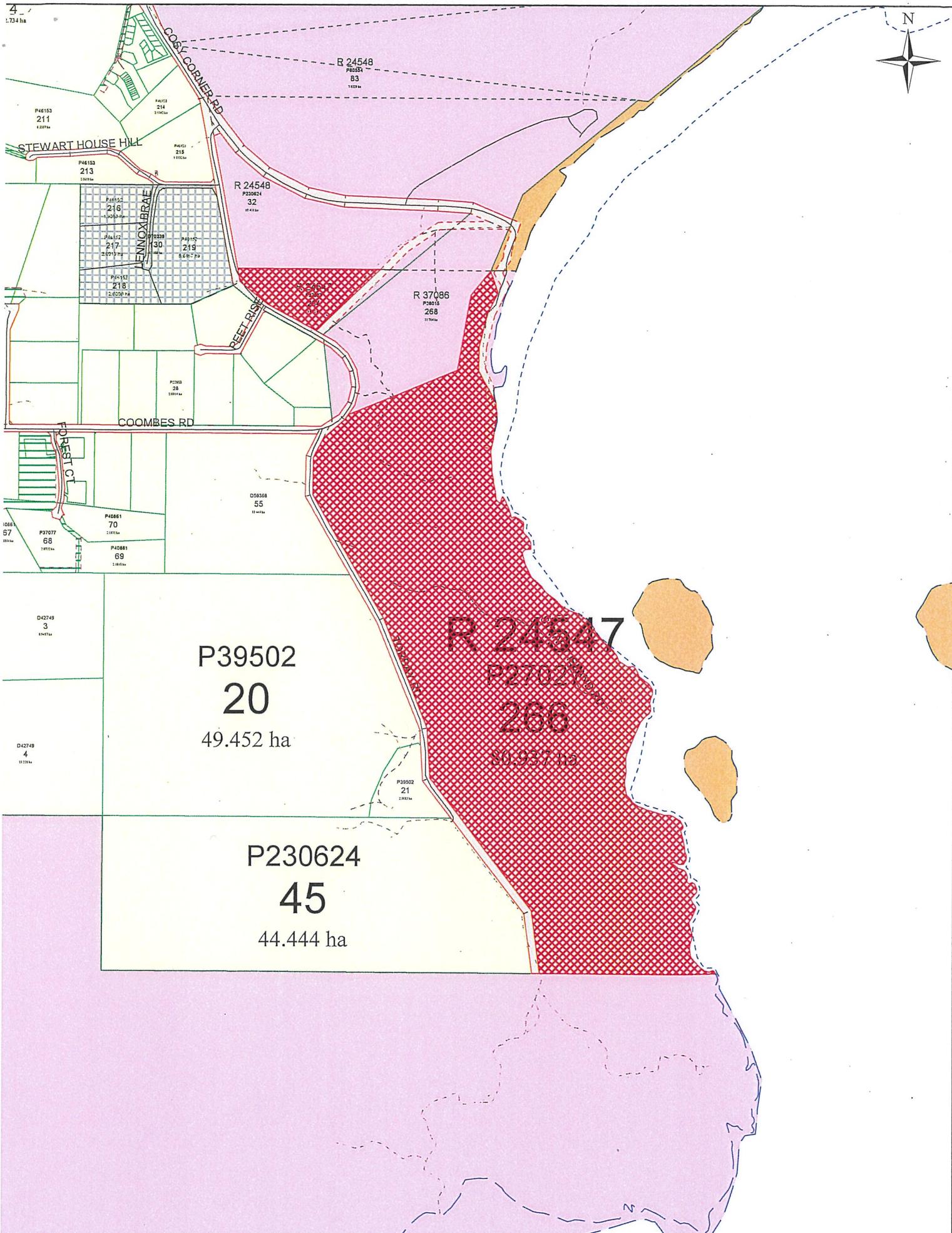


Scale
MGA

45000 (Geographical)
W=547287.2E,6111361.8N Zone 50 / NE=560707.5E,6121365.6N Zone 50

Printed : 08:02 Tue 8/Sep/2015
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Scale : 1:12200 (MGA)
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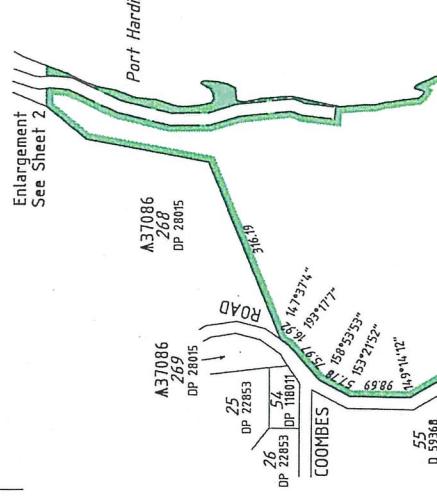
Printed : 11:47 Tue 21/Apr/2015
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AMENDMENT	
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FOR HEADING SEE SHEET 1



ENLARGEMENT NOT TO SCALE



DEPOSITED PLAN

410052

SHEET 2 OF 2 VERSION 1



Department of Planning, Lands and Heritage

AMENDMENT OF 'A' CLASS RESERVES 24547 and 26177

(City of Albany)

I, Ben Wyatt MLA, Minister of Lands, give notice pursuant to sections 42(5) and 45(5) of the *Land Administration Act* 1997, that it is intended to act in relation to 'A' Class Reserves 24547 and 26177 (West Cape Howe National Park). It is proposed to amend 'A' Class Reserves 24547 and 26177 by:

1. excising approximately 32.54 hectares from 'A' Class Reserve 24547 for amalgamation into the adjoining 'A' Class National Park Reserve 26177; and
2. changing the purpose of 'A' Class Reserve 24547 from 'Camping and Recreation' to 'Recreation and Bushland Management'.

The amendments are consistent with the recommendations of the City of Albany's *Cosy Corner Management Plan*.

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. Your comments can be submitted to fmead@dpah.wa.gov.au, or to the Department of Planning, Lands and Heritage, Locked Bag 2505, Perth WA 6001 or telephone (08) 9791 0836.

File No: 03731-1960

Case Number 150259
HON BEN WYATT MLA
MINISTER FOR LANDS

DPLH.02274