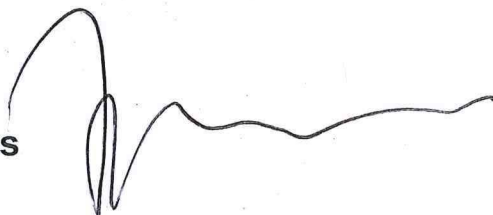


**Submission to Parliament  
under section 44(1)  
of the *Land Administration Act 1997***

# **PROPOSAL**

**Submission No: 2/2022**

Submitted by the  
Minister for Lands



on 10 of August 2022

**SUBMISSION TO PARLIAMENT  
UNDER SECTIONS 44(1)  
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>10</sup> day of .....<sup>August</sup>.....2022.

  
**HON JOHN CAREY MLA**  
**MINISTER FOR LANDS**  
**(or his representative in the Legislative Council)**

**PROPOSED EASEMENT TO DEPARTMENT OF FIRE AND EMERGENCY SERVICES,  
CLASS A RESERVE 13012 UNDER 44(1) OF THE *LAND ADMINISTRATION ACT 1997***

Class A Reserve 13012 is set aside for the purpose of 'Botanical Gardens, Park and Recreation' and managed by the City of Perth.

As a result of the DoubleTree Hilton Perth Waterfront hotel being constructed at Barrack Square, the Department of Fire and Emergency Services has requested the Department of Planning, Lands and Heritage grant an easement over a portion of the Reserve for the purpose of 'Emergency Vehicle Access and Hardstand' (Attachment 1).

In accordance with section 44(2) of the *Land Administration Act 1997*, the proposal was advertised in *The West Australian* newspaper on 2 April 2022. At the conclusion of the designated period for comments, no comments or objections were received.

As Reserve 13012 has Class A status, it is necessary to obtain the approval of both Houses of Parliament to amend the Reserve in accordance with section 44(2) of the *Land Administration Act 1997*.

**ELECTORAL DISTRICT OF PERTH  
NORTH METROPOLITAN REGION  
CITY OF PERTH**



Legend

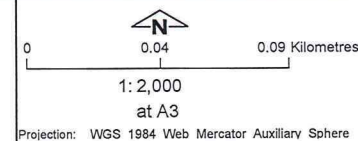
- Cadastre
- Reserve 13012  
Area = 9028m<sup>2</sup>
- Easement  
Area = 793m<sup>2</sup>



Notes:

- \* The data that appears on the map may be out of date, not intended to be used at the scale displayed, or subject to license agreements. The map should only be used in matters related to Department of Planning, Lands and Heritage business.
- \* This map is not intended to be used for measurement purposes.

## Proposed easement over R13012





Plan Information	
Tenure Type	Crown
Plan Type	Deposited Plan
Plan Purpose	Interest Only

Plan Heading  
EASEMENT AND / OR OTHER INTEREST OVER LOT 642 ON DP 220927

Locality & Local Government	
Locality	PERTH
Local Government	CITY OF PERTH

Department of Planning, Lands and Heritage	
File Number	Xxx

Examination

Examined	Date
----------	------

Planning Approval	
Planning Authority	
Reference	

Delegated under S. 16 P&D Act 2005	Date
------------------------------------	------

In Order For Dealings	
Subject To	

For Registrar of Titles	Date
-------------------------	------

Plan Approved

Inspector of Plans and Surveys	Date
--------------------------------	------

Survey Details	
Field Records	
Declared as Special Survey Area	No

Survey and Plan Notation  
FOR INTEREST PURPOSES ONLY

Survey Certificate - Regulation 54  
I, **Keith L. BOWYER**  
hereby certify that this plan is accurate and is a correct representation of the -  
(a) survey; and  
(b) calculations from measurements recorded in the field records,  
undertaken for the purposes of this plan and that it complies with the relevant  
written law(s) in relation to which it is lodged.

Licensed Surveyor	7-Oct-21
-------------------	----------

Survey Organisation	
Name	RM SURVEYS
Address	PO Box 832 WILLETTON WA 6955
Phone	9457 7900
Fax	9457 7922
Email	cadastral@rmsurveys.com.au
Reference	SKS - WATER

Amendments				
Version	Lodgement Type	Amendment Description	Authorised By	Date

Former Tenure				
New Lot / Land	Parent Plan Number	Parent Lot Number	Title Reference	Subject Land Description

Former Tenure Interests and Notifications						
Subject	Purpose	Statutory Reference	Origin	Land Burdened	Benefit To	Comments

New Interests						
Subject	Purpose	Statutory Reference	Origin	Land Burdened	Benefit To	Comments
Ⓐ	EASEMENT	Sec 144 of the L.A.A.	Doc	LOT 642 ON DP 220927	SEE DOCUMENT	

New Notifications and Memorials						
Subject	Purpose	Statutory Reference	Origin	Land Burdened	Benefit To	Comments

Vesting Lots				
Lot	Purpose	Statutory Reference	Origin	Comments



ADDITIONAL SHEETS

SHEET 1 OF 2 SHEETS

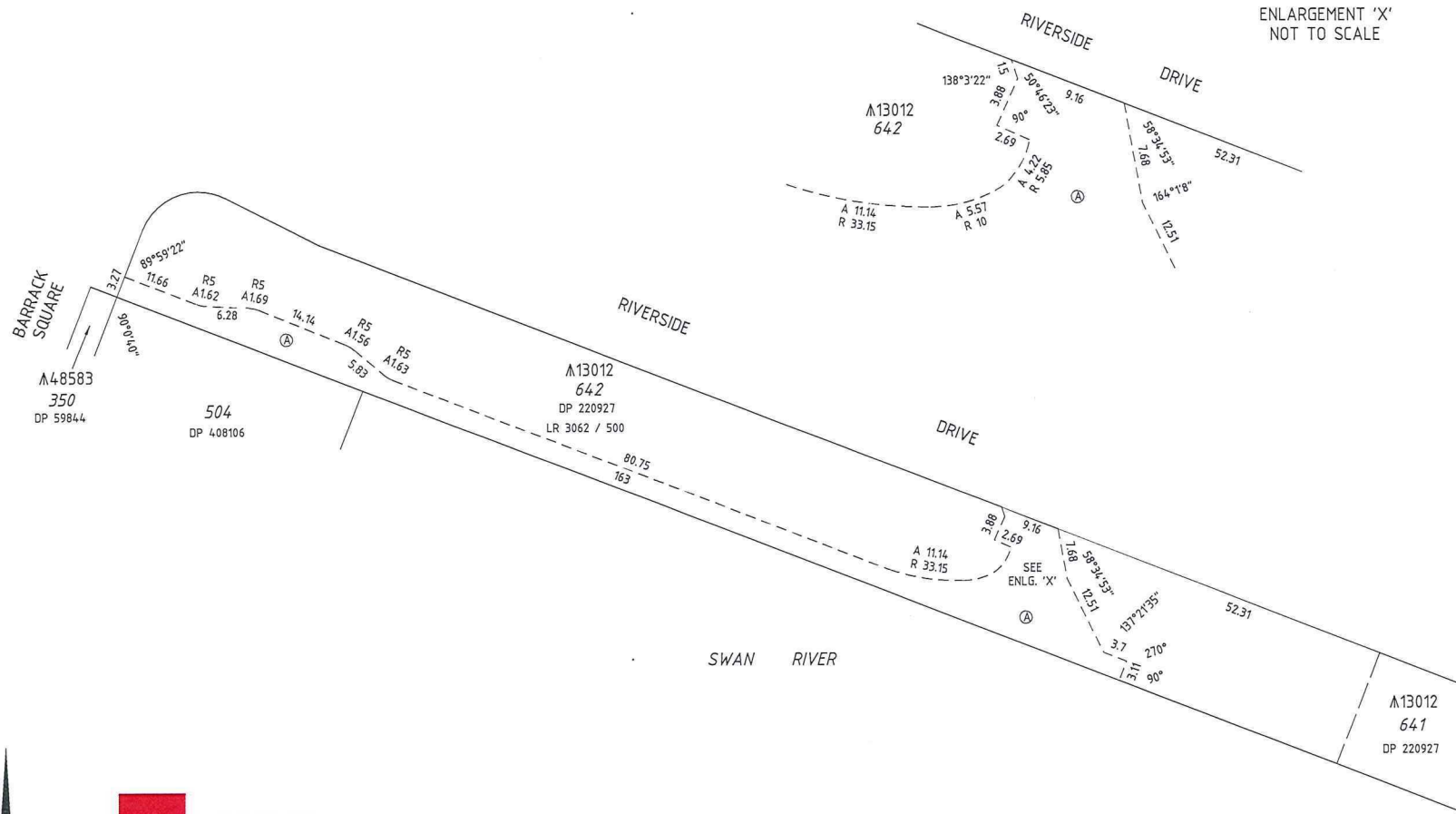
VERSION NUMBER

1

DEPOSITED PLAN

422444

A2 ORIGINAL



ENLARGEMENT 'X'  
NOT TO SCALE

**RM SURVEYS**  
LICENSED SURVEYORS  
(OR) 0457 7900 RMSURVEYS.COM.AU  
RMS REF: SKS - WATER

10 0 SCALE 1 : 500 40  
ALL DISTANCES ARE IN METRES

 LICENSED SURVEYOR		7-Oct-21 DATE
 GOVERNMENT OF WESTERN AUSTRALIA		 <b>Landgate</b>
DEPOSITED PLAN <b>422444</b> SHEET 2 OF 2 SHEETS VERSION 1		