

## Hope Valley-Wattleup Redevelopment Amendment Bill 2010

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Western Australia

LEGISLATIVE ASSEMBLY

**Hope Valley-Wattleup Redevelopment  
Amendment Bill 2010**

**A Bill for**

**An Act to amend the *Hope Valley-Wattleup Redevelopment Act 2000*.**

The Parliament of Western Australia enacts as follows:

**s. 1**

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1    **1.       Short title**

2           This is the *Hope Valley-Wattleup Redevelopment Amendment*  
3           *Act 2010*.

4    **2.       Commencement**

5           This Act comes into operation as follows —

6           (a)   sections 1 and 2 — on the day on which this Act  
7           receives the Royal Assent;

8           (b)   the rest of the Act — on the day after that day.

9    **3.       Act amended**

10           This Act amends the *Hope Valley-Wattleup Redevelopment*  
11           *Act 2000*.

12   **4.       Section 2 deleted**

13           Delete section 2.

14   **5.       Section 3 amended**

15           (1)   In section 3(1) delete the definition of *FRIARS Final Strategy*  
16           *document*.

17           (2)   Delete section 3(2).

18   **6.       Section 10 amended**

19           Delete section 10(1) and insert:

20  
21           (1)   The Authority must perform its functions under this  
22           Act in accordance with any master plan.  
23

1 **7. Section 11 amended**

2 (1) In section 11 delete “A master” and insert:

3

4 (1) A master

5

6 (2) At the end of section 11 insert:

7

8 (2) A master plan must not be inconsistent with any  
9 regulations made under this Act.

10 (3) If a provision in a master plan is inconsistent with  
11 regulations made under this Act, the provision is void  
12 to the extent of the inconsistency.

13

14 **8. Part 3 Division 5 inserted**

15 At the end of Part 3 insert:

16

17 **Division 5 — Effect of master plan**

18 **22A. Master plan’s effect**

19 (1) A master plan has legislative effect.

20 (2) To avoid doubt, a master plan is, for all purposes  
21 including those of the *Interpretation Act 1984*,  
22 subsidiary legislation made under this Act.

23 (3) The *Interpretation Act 1984* section 41 does not apply  
24 to a master plan.

25 **22B. Contravening a master plan**

26 A person must not contravene a master plan.

27 Penalty: \$50 000, and a daily penalty of \$5 000.

28

1    **9.       Section 28 amended**  
2       Delete section 28(1)(b).

3    **10.      Part 6 replaced**  
4       Delete Part 6 and insert:

5

6                                   **Part 6 — Miscellaneous provisions**

7       **37.      Effect of master plan and validity of things done**  
8                                   **under it before *Hope Valley-Wattleup Redevelopment***  
9                                   ***Amendment Act 2010***

- 10           (1)   In this section —  
11                                   *commencement day* means the day on which the *Hope*  
12                                   *Valley-Wattleup Redevelopment Amendment Act 2010*,  
13                                   other than sections 1 and 2 of it, comes into operation.
- 14           (2)   If a master plan came into operation before the  
15                                   commencement day, it is taken to have had legislative  
16                                   effect from and including the day it came into  
17                                   operation until but not including the commencement  
18                                   day.
- 19           (3)   An act done or omission made pursuant to a master  
20                                   plan before the commencement day has, and is taken to  
21                                   always have had, the same validity as it would have  
22                                   had if subsection (2) had been in operation at the time  
23                                   of the act or omission.

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