

Western Australia

## Land Administration Amendment Bill 2009

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Western Australia

LEGISLATIVE ASSEMBLY

## **Land Administration Amendment Bill 2009**

**A Bill for**

**An Act to amend the *Land Administration Act 1997*.**

The Parliament of Western Australia enacts as follows:

**s. 1**

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1   **1.     Short title**

2           This is the *Land Administration Amendment Act 2009*.

3   **2.     Commencement**

4           This Act comes into operation as follows —

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

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

8   **3.     Act amended**

9           This Act amends the *Land Administration Act 1997*.

10 **4.     Section 123 amended**

11           In section 123(1) delete “section” and insert:

12

13           sections 124A and

14

15 **5.     Section 124A inserted**

16           After section 123 insert:

17

18       **124A.   Phasing in of increased rents after determination by**  
19           **Valuer-General**

20       (1)   In this section —

21           *annual rent*, for a pastoral lease, includes the rent  
22           determined under section 123 for the purposes of  
23           section 124(1)(a);

24           *determination* means a determination by the  
25           Valuer-General under section 123;

26           *determined annual rent* means the annual rent for a  
27           pastoral lease that may be phased in by regulations  
28           made for the purposes of subsection (2).

- 1 (2) The regulations may provide for the phasing in of the  
2 annual rent for a pastoral lease that, as the result of a  
3 determination, is greater than the annual rent for the  
4 lease that applied immediately before the  
5 determination.
- 6 (3) Regulations made for the purposes of subsection (2)  
7 may provide that the annual rent payable for the  
8 pastoral lease is, instead of the determined annual rent,  
9 an amount —
- 10 (a) that is less than the determined annual rent; and  
11 (b) that is calculated as set out in the regulations.
- 12 (4) Regulations made for the purposes of subsection (2)  
13 must have the effect that, within a period not greater  
14 than 3 years after the determination, the annual rent  
15 payable for the pastoral lease is an amount equal to the  
16 determined annual rent.
- 17 (5) Regulations made for the purposes of subsection (2) in  
18 relation to a determination as at 1 July 2009 may be  
19 expressed to have effect from that day despite that day  
20 being earlier than —
- 21 (a) the day on which the regulations are published  
22 in the *Gazette*; or  
23 (b) the day on which the *Land Administration*  
24 *Amendment Act 2009* section 5 comes into  
25 operation.  
26

27 **6. Section 143 amended**

28 Delete section 143(2), (3) and (4).

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