

1361

GOVERNMENT RAILWAYS AMENDMENT BILL 1998  
COMMITTEE STAGE NOTES

Clause 1  
*Short Title.*

The title of the Act which authorises lease of railway land at Subiaco, Joondalup and to Cooperative Bulk Handling Ltd (CBH) for a period not exceeding 99 years.

Also, the Bill authorises CBH to have an option to purchase land which is the subject of a lease.

Clause 2  
*Commencement.*

This legislation will be operative on the day it receives the Royal Assent.

Clause 3  
*Principal Act.*

The Principal Act which is the subject of this legislation, is the Government Railways Act 1904, as re-printed and amended.

Clause 4  
*Sections 63A and 63B inserted.*

This Clause specifies the railway land at Joondalup and Subiaco which is the subject of this legislation and which can be leased for up to 99 years.

Also, this Clause describes the nature of land, buildings and structures which can be leased to CBH for up to 99 years. By this legislation CBH has an option to purchase railway land which is the subject of a lease.

With respect to the Subiaco and Joondalup land, and that which is leased to CBH, leases for up to 99 years may only occur if the land is not required for railway purposes.

Clause 5  
*Section 88 amended.*

This Clause replaces the existing Clause 88 (2) of the Government Railways Act with a new clause.

The existing Clause 88 (2) provides that railway land which is leased is rateable land for the purpose of the Local Government Act 1995, except when it is leased to CBH.

The amendment to Clause 88 (2) of the Government Railways Act retains the rates exemption for CBH and provides that land leased at Subiaco and Joondalup as described in Clause 4 of this legislation is rateable land for the purpose of the Local Government Act 1995.

