Submission to Parliament
Under Section 42(4)(a)
Of the Land Administration Act 1997

PROPOSAL

Submission No: 5/2017

Submitted by the
Minister for Lands

on ................ of .................................. 20 ..........
(day) (month) (year)
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............. day of .............. 2017

HON RITA SAFFIOTI MLA
MINISTER FOR LANDS
(or her representative in the Legislative Council)
EXCISION FROM CLASS ‘A’ RESERVE 29911 UNDER SECTION 42(4(a) OF THE LAND ADMINISTRATION ACT 1997 (LAA)

St John Ambulance Western Australia (SJA) has identified the need to expand its Boyup Brook Sub Centre. To facilitate the expansion SJA has requested the excision of approximately 1 000 square metres from Class “A” Reserve 29911 for inclusion into the adjoining Reserve 29739. The proposed excision is shown in Annexure 1.

Class “A” Reserve 29911 is set aside for the purpose of “Park” under the management of the Shire of Boyup Brook (Shire). Reserve 29739 is set aside for the purpose of “St John Ambulance Association Operations” under the management of SJA.

The expansion will provide a larger training area for volunteer officer training, address structural issues at the rear of the existing building, provide safe off street parking for volunteer officers on call and improve disability access to the facility (Annexure 2).

The Shire has agreed to the excision (Annexure 3).

The proposal was published in The West Australian newspaper in accordance with section 42(5) of the Land Administration Act 1997 (LAA) on 21 September 2017. There were no submissions received during the required thirty day advertising period.

As Reserve 29911 has Class ‘A’ status, the proposal is tabled under section 42(4) (a) of the LAA.

ELECTORAL DISTRICT OF WARREN-BLACKWOOD
SOUTH WEST REGION
SHIRE OF BOYUP BROOK
Subject: Boyup Brook
Date: 4 February 2016
File: BOYBRSCB

Summary
The Boyup Brook Sub Centre has identified the need for an expansion of their current parcel of land to accommodate an extension of their facility.

The acquisition of the additional land will allow the sub centre to commence planning the extension to the existing facility, which will:
- Provide a larger training area for the monthly volunteer officer training
- Address the current structural issues at the rear of the building
- Provide safe off street parking for volunteer officers on call
- Offer improved disability access to the facility

The existing Sub Centre is located at Lot 341 Reserve 29739 and built on State Land with St John holding a management order. To allow for the Sub Centre expansion, the Sub Centre has requested approximately 754m² of the adjacent Lot 342, Reserve 29911 on Abel Street currently held under a management order by the Shire of Boyup Brook.

The shire of Boyup Brook has agreed to excise the nominated portion of land stated above and amalgamate it with Reserve 29739 under a management order in consultation with the Department of Lands.

The Shire of Boyup Brook has agreed to the land excision which has been endorsed by their CEO and council with the condition that all costs associated would be borne by St John (i.e. survey and document preparation). The Boyup Brook sub centre committee have agreed to cover these costs.

The land acquisition has the support of the South West Regional office and the South West Country operations manager Wil White.

Recommendation
That the Board endorses and supports the proposal of excising 754m² from the Shire of Boyup Brook Site (Reserve 29911) for the purpose of amalgamation with Lot 341 (Reserve 29739) to enable the Sub Centre to build an extension on their existing facility.

Clay McCarthy
Country Project Advisor

Michael Longman
Manager – Property & Development
11 URGENT BUSINESS BY APPROVAL OF THE PRESIDENT OR A MAJORITY OF COUNCILLORS PRESENT

11.1.1 Reserve 29911 – relinquishing a portion to enlarge Reserve 29739

<table>
<thead>
<tr>
<th>Location:</th>
<th>Lots 341 and 342 Abel Street Sandakan Park</th>
</tr>
</thead>
<tbody>
<tr>
<td>Applicant:</td>
<td>Boyup Brook Sub Branch St John</td>
</tr>
<tr>
<td>File:</td>
<td></td>
</tr>
<tr>
<td>Disclosure of Officer Interest:</td>
<td>None</td>
</tr>
<tr>
<td>Date:</td>
<td>10 July 2015</td>
</tr>
<tr>
<td>Author:</td>
<td>Alan Lamb</td>
</tr>
<tr>
<td>Authorizing Officer:</td>
<td>Chief Executive Officer</td>
</tr>
<tr>
<td>Attachments:</td>
<td>Copy of letter of request</td>
</tr>
</tbody>
</table>

SUMMARY

The purpose of this report is to put before Council the Boyup Brook St John request with the recommendation that Council support in principal the proposal to a portion of Reserve 29911 Lot 342 being transferred to Reserve 29739 Lot 341.

BACKGROUND

The Boyup Brook Sub Branch seeks to enlarge the Reserve it manages to allow for future building extensions.

COMMENT

The Sub Branch notes that the adjoining DFES establishment on Reserve 24011 increased its land holding at some time, from 1012 sqm to 1766 sqm, a 35.12 m frontage.

The additional land sought will enable the Sub Branch to better plan for future improvements to its facility.

At some point a survey or the like will be required to clearly establish what part of Reserve 29911 they seek but in the interim it is recommended that Council agree to the request.

CONSULTATION

The author has spoke with the applicant and Council staff.
MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD ON 16 JULY 2015

STATUTORY OBLIGATIONS
Nil

POLICY IMPLICATIONS
Nil

BUDGET/FINANCIAL IMPLICATIONS
Nil

STRATEGIC IMPLICATIONS
The local St John service is vital to the district and the request should pose no difficulties or loss to Council.

SUSTAINABILITY IMPLICATIONS

➤ Environmental
   There are no known significant environmental issues.

➤ Economic
   There are no known significant economic issues.

➤ Social
   There are no known significant social issues.

VOTING REQUIREMENTS
Simple majority

COUNCIL DECISION & OFFICER RECOMMENDATION – ITEM 11.1.1

MOVED: Cr O’Hare  SECONDED: Cr Moir

That Council support in principle transferring a portion of Reserve 29911, managed by the Shire, to Reserve 29739, managed by the Boyup Brook St John Ambulance.

CARRIED 8/0  Res 73/15