Submission to Parliament under section 42(4) of the Land Administration Act 1997

PROPOSAL

Submission No: 04/2021

Submitted by the Minister for Lands on 4th of August 2021
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 4th day of August 2021

DR TONY BUTI MLA
MINISTER FOR LANDS
(or his representative in the Legislative Council)
PROPOSED EXCISION FROM CLASS ‘A’ RESERVE 20091 TO EXCLUDE THE MARANGAROO GOLF COURSE, UNDER SECTION 42(4) OF THE LAND ADMINISTRATION ACT 1997 – CITY OF WANNEROO

Class ‘A’ Reserve 20091 currently comprises the Marangaroo Golf Course and Bush Forever Site 328. It is currently set aside for the purpose of ‘Recreation and Parklands’ and is managed by the City of Wanneroo (City).

The City proposes to excise the golf course from Class ‘A’ Reserve 20091 in order to create a new Class ‘C’ Reserve, set aside for ‘Recreation, Golf Course and Community Purposes’. The balance of Class ‘A’ Reserve 20091 will then comprise 26.7921 hectares of native vegetation, aligning with Bush Forever Site 328.

To facilitate redevelopment and revitalisation of the golf course, a management order will be granted in favour of the City with the power to lease for any term up to 21 years, subject to the consent of the Minister for Lands.

In accordance with section 42(5) of the Land Administration Act 1997, the proposal was advertised in The West Australian newspaper on 3 June 2020. At the conclusion of the designated period for comments, two comments were received with no objections.

As Reserve 20091 has Class ‘A’ status, it is necessary to obtain the approval of both Houses of Parliament to amend the Reserve per section 42(4) of the Land Administration Act 1997.