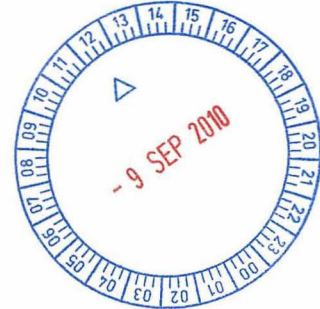


PUBLIC



**Minister for Planning; Culture & the Arts
Government of Western Australia**

Our Ref: 33-08963



Hon B Ellis MLC
Chairman
Standing Committee on Environment and Public Affairs
Parliament House
PERTH WA 6000

Dear Mr Ellis

**PETITION NO. 69 - UNALLOCATED CROWN LAND (DONAVAN STREET,
BUSHLAND AUGUSTA)**

Thank you for your letter dated 18 August 2010 requesting advice as to whether the 'Parks and Recreation' reservation under the Shire's recently approved Local Planning Scheme No. 1 (Scheme) will achieve the vesting of the above mentioned land as part of the National Estate.

The Shire's Scheme deals with land use, not land tenure and as such, the planning reservation of the land will not, in itself, result in the land being vested as part of the National Estate. However, the reservation of the land will afford it considerable protection, given that the Scheme requires the local government to have due regard to the ultimate purpose of the reservation, which in this case is for 'parks and recreation'.

Also, as the land is owned by the State and there is no intention to undertake any form of recreation development on the land, the conservation values of the land are not under any threat from development.

I understand that the issues of land tenure and management are being addressed by the Department of Environment and Conservation (DEC) in consultation with the Environmental Research Group Augusta, which is highlighted in DEC's letter dated 19 April 2010, a copy of which I understand has been provided to the Standing Committee.

DEC has recently advised that, upon receipt of a letter of support from the Shire of Augusta Margaret River it intends to seek, via the Department of Regional Development and Lands, the vesting of the land to a 'Conservation Park'. This reservation would then be managed by the Conservation Commission.

I trust the above information addresses your query.

Should the Committee have any further queries regarding future vesting or land tenure issues, you may wish to direct these to the Hon Donna Faragher MLC, Minister for Environment; Youth and/or the Hon Brendon Grylls MLA, Minister for Regional Development; Lands, who will be best placed to respond.

Yours sincerely

A handwritten signature in blue ink that reads "John Day". The signature is written in a cursive style with a prominent initial "J".

JOHN DAY
MINISTER FOR PLANNING;
CULTURE AND THE ARTS

cc Minister for Environment; Youth
Minister for Regional Development; Lands

8 SEP 2010