Submission to Parliament 
under sections 42(4) and 42(5) 
of the Land Administration Act 1997

PROPOSAL

Submission No: 7/2020

Submitted by the 
Minister for Lands

on 11th of August 2020
SUBMISSION TO PARLIAMENT
UNDER SECTIONS 42(4), 44(1) OR 45(4)
OF THE LAND ADMINISTRATION ACT 1997

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 …………… 2020

BEN WYATT MLA
MINISTER FOR LANDS
(or his representative in the Legislative Council)
EXCISION FROM CLASS A RESERVE 1669 FOR INCLUSION INTO KINDERGARTEN SITE AND ROAD DEDICATION, CITY OF NEDLANDS

The City of Nedlands (City) is proposing to excise an 811 square metre portion of Class ‘A’ ‘Recreation’ Reserve 1669 (Reserve) for amalgamation into adjoining Reserve 27668 (Kindergarten site) to accommodate increasing pupil numbers.

It is proposed to excise an additional 2,076 square metre portion of the Reserve to be dedicated as road to formalise legal access to the Kindergarten site.

The subject portion of the Reserve, comprising of Lots 122 and 123 on Deposited Plan 222793, and the Kindergarten site, being Lot 203 on Plan 170153, are both under management by the City and located on the corner of Melvista Avenue and Bruce Street (Melvista Park), Nedlands.

In accordance with section 42(5) of the *Land Administration Act 1997* (the Act), the proposal was advertised in *The West Australian* newspaper on 7 April 2020. At the conclusion of the designated period for comments, no objections were received.

As the Reserve 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 Act.

ELECTORAL DISTRICT OF NEDLANDS
NORTH METROPOLITAN REGION
CITY OF NEDLANDS
Map was produced using DPLH's InQuiry.

The data that appears on the map may be out of date, not intended to be used at the scale displayed, or subject to license agreements. The map should only be used in matters related to Department of Planning, Lands and Heritage business.

Map was produced using DPLH's InQuiry.

Notes: