Submission to Parliament
under section 44(1)
of the *Land Administration Act 1997*

PROPOSAL

Submission No: 01/2022

Submitted by the

Minister for Lands

on 5 **of** September **20** 22

SUBMISSION TO PARLIAMENT
UNDER SECTIONS 44(1)
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; or

(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 5 day of September 2022

HON JOHN CAREY MLA
MINISTER FOR LANDS
(or his representative in the Legislative Council)

EASEMENT IN CLASS 'A' RESERVE 18324 UNDER SECTION 44(1) OF THE *LAND ADMINISTRATION ACT 1997 (LAA)*

Class 'A' Reserve 18324, being Yokine Reginal Open Space, is set aside for the purpose of 'Recreation' and managed by the City of Stirling.

The Water Corporation manage a drainage pumping station and associated infrastructure on a portion of Class 'A' Reserve 18324. An easement for the purpose of 'Drainage Pump Station' is required to protect the Water Corporation infrastructure and allow formal access for maintenance.

The easement will cover a 2,189m^2 portion of Class 'A' Reserve 18324 as shown on the parliamentary sketch.

In accordance with section 44(2) of the *Land Administration Act 1997* (Act), the proposal was advertised in *The West Australian* newspaper on 21 October 2021. At the conclusion of the designated period for comments, no comments or objections were received.

As Yokine Regional Open Space is Class 'A' status, it is necessary to obtain the approval of both Houses of Parliament to amend the Reserve per section 44(1) of the Act.

ELECTORAL DISTRICT OF MOUNT LAWLEY
EAST METROPOLITAN REGION
CITY OF STIRLING

Department of **Planning, Lands and Heritage**

GOVERNMENT OF WESTERN AUSTRALIA

Legend

- Cadastre (View 1)
- Roads
  - Minor
  - Laneway

Notes:

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.

Aerial Map- Proposed Easement over Reserve 18324

DPLH BUSINESS USE ONLY

Internal Spatial Viewer

N

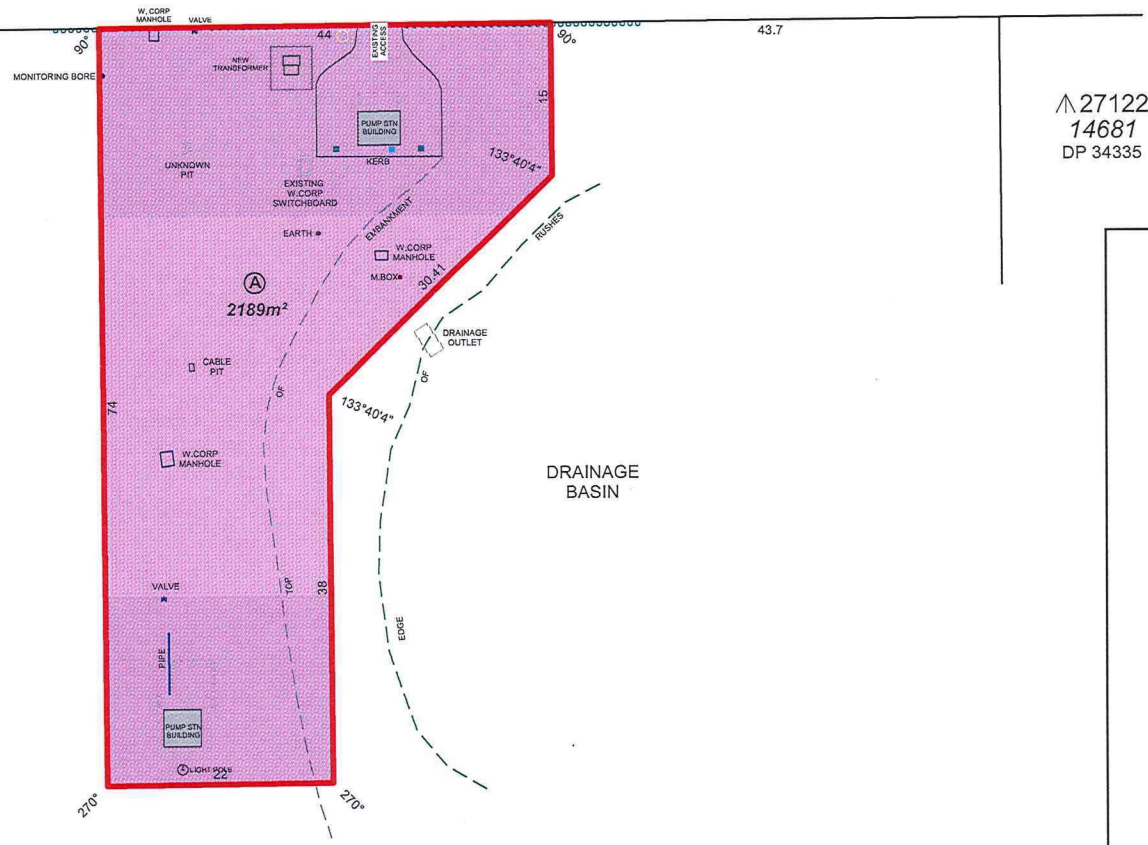
0 0.11 0.2 Kilometres

1:4,514 at A4

Projection: WGS 1984 Web Mercator Auxiliary Sphere

Date produced: 01-Oct-2020

WORDSWORTH AVENUE

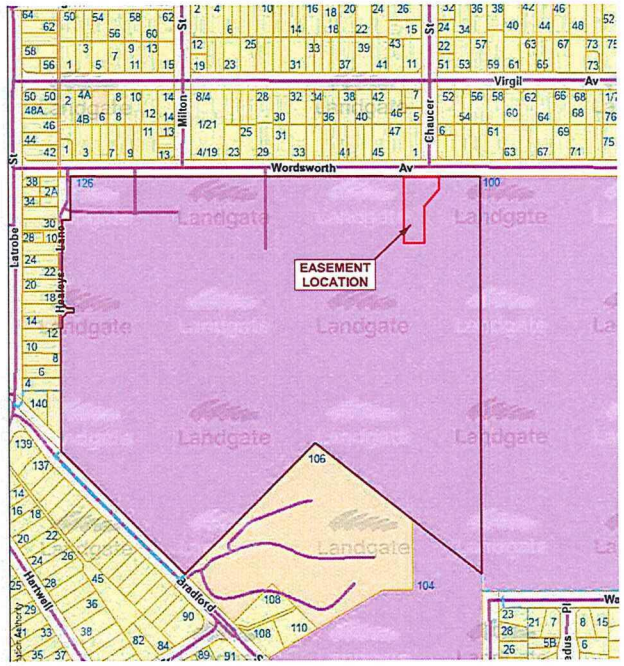


A 27122
14681
DP 34335

A 18324
14921
DP 36223
LR 3130-741

DRAINAGE BASIN

LOCATION PLAN



PROPOSED EASEMENT OVER CLASS A RESERVE 18324 WORDSWORTH AVENUE, YOKINE

0 10 20 30 40 50

SCALE 1:500 @ A3	DWG No. : 299-A-1	SURVEYED : CPA
DATE : 3-12-2020	OUR REF : 299-20	DRAWN : CPA

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