



New South Wales

National Parks and Wildlife Amendment (Kosciuszko National Park Roads) Bill 2003

Explanatory note

This explanatory note relates to this Bill as introduced into Parliament.

Overview of Bill

The objects of this Bill are:

- (a) to excise certain land from Kosciuszko National Park and vest it in the Roads and Traffic Authority of New South Wales (*the RTA*) so that public authority will be responsible for the development of the land for the purpose of roads, and
- (b) to make ancillary provisions that will facilitate use of that land for that purpose.

Outline of provisions

Clause 1 sets out the name (also called the short title) of the proposed Act.

Clause 2 provides for the commencement of the proposed Act on a day to be appointed by proclamation.

Clause 3 is a formal provision giving effect to the amendments to the *National Parks and Wildlife Act 1974* set out in Schedule 1.

Schedule 1 Amendments

Schedule 1 [1] inserts a new section 184A into the *National Parks and Wildlife Act 1974* which excises the land within Kosciuszko National Park intended to be used for the Kosciuszko Road and the Alpine Way and vests that land in the RTA. On the vesting, the reservation of that land as national park is revoked and any other existing estates or interests that affected the land, other than any native title rights and interests, are discharged. The land is also excepted from any existing leases that would otherwise affect it, and no compensation is payable in that regard.

A right to enter adjoining or adjacent land is conferred on persons authorised by the RTA to carry out activities concerned with road building, drainage and maintenance, including the setting up of monitoring devices.

Provisions of the *National Parks and Wildlife Act 1974* that relate to the collection of fees for use of the national park will continue to apply to the excised land.

Schedule 1 [2] inserts a new Schedule 16 into the Act which specifies the excised land.