

[Act 2010 No 77]



New South Wales

# National Parks and Wildlife Amendment (Adjustment of Areas) Bill 2010

## Explanatory note

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

## Overview of Bill

The object of this Bill is to amend the *National Parks and Wildlife Act 1974* (the *Principal Act*) to revoke the reservation of certain land currently reserved as part of Beni State Conservation Area and Gwydir River State Conservation Area.

## 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 the date of assent to the proposed Act.

## Schedule 1      **Amendment of National Parks and Wildlife Act 1974 No 80**

**Schedule 1** inserts proposed Schedule 2 into the Principal Act, which revokes the reservation or dedication of certain land under the Principal Act. It also inserts proposed Part 1 of Schedule 2, which contains the provisions specifically relating to

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the proposed Act. Proposed clause 1 of Schedule 2 revokes the reservation of land that is part of Beni State Conservation Area (being approximately 1.47 hectares) and vests that land in Dubbo City Council.

Proposed clause 2 of Schedule 2 revokes the reservation of land that is part of Gwydir River State Conservation Area (being approximately 140 hectares) and vests that land in the State Water Corporation. However, proposed clause 2 (3) of Schedule 2 provides that the revocation and vesting do not have effect until a day appointed by the Minister by notice published in the Gazette. Proposed clause 2 (4) and (5) of Schedule 2 provide that the Minister must not publish such a notice until other land has been transferred into the national park estate as compensation for the excision of the land within Gwydir River State Conservation Area.

## **Schedule 2      Amendment of Native Title (New South Wales) Act 1994 No 45**

**Schedule 2** makes a consequential amendment to section 104A of the *Native Title (New South Wales) Act 1994*, which saves native title rights and interests with respect to the vesting of land in state conservation areas.