

# ROYAL BOTANIC GARDENS AND DOMAIN TRUST AMENDMENT BILL

Amendments agreed to in the Committee of the Whole  
on 9 November 1999

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- GRNS** No. 1 Page 3, Schedule 1 [1], lines 4-15. Omit all words on those lines.  
Insert instead:
- Omit “not prejudicial to” from section 20 (2) (a).  
Insert instead “that would directly or indirectly assist in attaining”.
- GRNS** No. 2 Page 3, Schedule 1. Insert before line 16:
- [2] **Section 20 (2) (c)**  
Insert “, or for any other purpose that would directly or indirectly assist in the attainment of its objects” after “section”.
- GOVT** No. 3 Page 3, Schedule 1 [3], line 18. Omit “20A and 20B”. Insert instead “20A-20C”.
- GOVT** No. 4 Page 5, Schedule 1 [3]. Insert after line 22:
- (5) Further, the Trust must not, after the commencement of this section, grant a lease of any Trust lands unless:
- (a) it has given public notice of the proposed lease in accordance with subsections (6) and (7), and
- (b) it has considered any submissions duly made to it under subsection (8), and
- (c) it has given to the Minister, when seeking the Minister's approval of the terms and conditions of the proposed lease, copies of any submissions objecting to the proposed lease.
- (6) The Trust must:
- (a) give public notice of a proposed lease by means of a notice published in a newspaper circulating generally in New South Wales, and
- (b) exhibit notice of the proposed lease on the Trust lands concerned.
- (7) A notice of a proposed lease must include the following:
- (a) information sufficient to identify the Trust lands concerned,
- (b) the purpose for which the Trust lands will be used under the proposed lease,
- (c) the term of the proposed lease (including particulars of any options for renewal),
- (d) the name of the person to whom it is proposed to grant the proposed lease (if known),
- (e) a statement that submissions in writing concerning the proposed lease may be made to the Trust during the period (which must be at least 28 days) specified in the notice.
- (8) Any person may make a submission in writing to the Trust during the period specified for the purpose in the notice.
- GOVT** No. 5 Page 5, Schedule 1 [3]. Insert after line 28:
- (iii) if copies of any submissions relating to a proposed lease of that land have been given to the Minister under subsection (5) (c) - the substance of those submissions, and
- GOVT** No. 6 Page 6, Schedule 1 [3]. Insert after line 3:  
(including Grns amdts to Govt amdt)
- 20C Requirements relating to grant of licence or easement**
- (1) No later than 3 months after the commencement of this section, the Trust must publish on the Internet site maintained by the Trust a statement that:
- (a) outlines the criteria by which the Trust assesses proposals or requests for grants of licences for the use of, or easements through, on or in, Trust lands, and
- (b) states that any person may, at any time, make a submission in writing to the Trust in relation to those criteria, and

- (c) specifies the number of licences and easements granted by the Trust during the immediately preceding financial year, categorised according to their purpose and impact on Trust lands and (additionally, in the case of licences) their duration.
  - (2) The statement must be permanently available on the Internet and a written copy of the statement must be permanently available for inspection by the public at the offices of the Trust during ordinary business hours.
  - (3) The Trust may update the statement as it sees fit, and must update it at least once in every financial year.
  - (4) In updating the statement, the Trust must take into consideration any submissions received.
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