



New South Wales

# Royal Botanic Gardens and Domain Trust Amendment Bill 2024

## 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 *Royal Botanic Gardens and Domain Trust Act 1980* (*the Act*) to—

- (a) include all land that the Royal Botanic Gardens and Domain Trust (the *Trust*) oversees at certain sites to ensure ongoing maintenance and improvement of the lands, and
- (b) extend the length of certain leases and licences over Trust land.

## 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.

## Schedule 1      Amendment of Royal Botanic Gardens and Domain Trust Act 1980 No 19

**Schedule 1[2]** extends the length of a lease of any part of Trust lands for a commercial purpose (a *lease*) from 8 years to 50 years. **Schedule 1[3]** makes it clear that a lease or a licence under the Act, Schedule 2 (a *licence*) may not be granted for a term of more than 5 years unless the Minister for Planning and Public Spaces has consented to the lease or licence. **Schedule 1[4]** makes it clear that a lease or licence over a part of Trust land for 10 years or more must not be granted by the Trust unless the granting of the lease or licence has been the subject of an open tender process. **Schedule 1[1] and [5]** make consequential amendments.

**Schedule 1[6]** makes it clear that certain land situated in the Blue Mountains Botanic Garden Mount Tomah and Australian Botanic Garden Mount Annan is land vested in the Trust.