

Callan Park (Special Provisions) Bill 2002

Explanatory note

Overview of Bill

The objects of this Bill are:

- (a) to ensure that the whole of Callan Park remains in public ownership, and
- (b) to ensure the preservation of the areas of open space at Callan Park that were in existence immediately before the commencement of this Act, and that extend to and include the foreshore of Iron Cove on the Parramatta River, and
- (c) to allow public access to that open space, including that foreshore, for public recreational purposes of both an active and a passive nature, and
- (d) to preserve the heritage significance of Callan Park, including its historic buildings, gardens and other landscape features, and
- (e) to impose appropriate controls on the future development of Callan Park.

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.

Clause 3 defines Callan Park by reference to a lot in a Deposited Plan.

Clause 4 declares the objects of the proposed Act, which are listed above in the Overview.

Clause 5 prohibits the sale or other alienation, or the encumbering, of Callan Park or any part of it, but allows it to be vested in a statutory body representing the Crown that is subject to the direction and control of the Minister administering the proposed Act.

Clause 6 allows a lease or licence to be granted of a building or land within Callan Park, but only with the consent of the Minister and after the main terms of the lease or licence have been subject to public scrutiny and comment. Management agreements may be entered into subject to parallel restrictions with the local council or a body established particularly for the purpose.

Clause 7 restricts development at Callan Park. Health and aged care facilities or educational or community facilities are allowed with development consent, but buildings (except temporary structures) must be confined to the footprints of existing buildings and no increase in total floor space is allowed.

Clause 8 provides that regulations under the proposed Act may set up a community consultation committee for Callan Park.

Clause 9 provides that the proposed Act does not affect the application of the *Heritage Act 1977* to Callan Park.

Clause 10 allows the Governor-in-Council to make regulations for the purposes of the proposed Act.

Clause 11 prevents the proposed Act from affecting rights conferred by any easement, lease or licence that was in force immediately before the proposed Act commences.