

Save Callan Park Bill 2002

Explanatory note

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

Overview of Bill

The objects of this Bill are:

- (a) to require Callan Park to be retained as a public asset, and
- (b) to promote its conservation, and
- (c) to place restrictions on its use.

Outline of provisions

Clause 1 sets out the name (also called the long 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 registered by the Registrar-General.

Clause 4 declares that Callan Park can not be lawfully granted, sold, leased, mortgaged, charged or otherwise alienated or encumbered, and that licences can not be granted allowing the use of Callan Park, except as provided by the proposed Act.

Clause 5 restricts development of Callan Park. The restrictions allow it to be used by the public for passive recreation without development consent, and for the purpose of a public health care service, a public educational facility or a community facility with development consent. Minor works and limited building work may also be carried out with development consent to facilitate those uses.

Clause 6 allows buildings within Callan Park to be leased, and for a person to be licensed to use those buildings, for up to 10 years, but only after the public has had an opportunity to comment on the content of the proposed lease or licence.

Clause 7 saves any leases or licences that affected Callan Park immediately before the Bill for the proposed Act was introduced into the Legislative Council.

Clause 8 provides that the proposed Act does not affect the application of the *Heritage Act 1977* to Callan Park.