

Forestry (Darling Mills State Forest Revocation) Bill 2004

New South Wales

Explanatory note

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

Overview of Bill

The objects of this Bill are:

- (a) to revoke the dedication of Darling Mills State Forest as a State forest (and part of a national forest) pursuant to section 19A of the *Forestry Act 1916*, and
- (b) to dedicate that land as part of the Bidjigal Reserve.

In accordance with the terms of the *Bidjigal Reserve Deed of Agreement*, executed on 4 December 2003, and pursuant to section 82 of the *Crown Lands Act 1989*, an abstract of the proposed dedication of land (apart from the Darling Mills State Forest) comprising the Bidjigal Reserve, was tabled before both Houses of Parliament on 31 August 2004. The proposed dedication of land for the preservation of Aboriginal cultural heritage, preservation of flora and fauna and public recreation was published in the Gazette on 13 August 2004. An erratum notice correcting the description of the land was published in the Gazette on 10 September 2004 and tabled before both Houses of Parliament on 19 October 2004.

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 a day or days to be appointed by proclamation.

Clause 3 defines a term used in the proposed Act.

Clause 4 revokes the dedication as a State forest of Darling Mills State Forest (being part of a national forest).

Clause 5 confirms that the land the subject of that revocation is vested in the Crown as Crown land.

Clause 6 dedicates the land the subject of that revocation as part of the Bidjigal Reserve and validates the dedication of the other land comprising the Bidjigal Reserve.

Clause 7 provides that any *existing interest*, such as any lease, licence or permit, will continue in force under the *Forestry Act 1916* until that interest is cancelled, suspended or expires.

Clause 8 provides that the proposed Act binds the Crown.

Clause 9 provides that the proposed Act applies despite the provisions of the *Forestry Act 1916* and the *Crown Lands Act 1989*.

Clause 10 provides that a revocation effected by the proposed Act does not affect anything done or omitted before the commencement of the proposed section.

Schedule 1 Addition to Bidjigal Reserve

Schedule 1 describes the land comprising the Darling Mills State Forest.