



New South Wales

# Crown Lands Amendment (Public Ownership of Beaches and Coastal Lands) Bill 2014

## 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 *Crown Lands Act 1989* to ensure that, to the greatest extent possible, beaches and other coastal land that is Crown land remain in public ownership.

## 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 to the proposed Act.

## Schedule 1 Amendment of Crown Lands Act 1989 No 6

**Schedule 1** amends the *Crown Lands Act 1989* to achieve the object described in the Overview above by:

- (a) defining as *Crown beach and coastal land* the beaches and other coastal land that is Crown land to which the Bill relates (**proposed section 44F—Schedule 1 [6]**), and
- (b) prohibiting the sale, exchange, transfer or disposal of Crown beach and coastal land without preventing leases and certain other dealings or arrangements and agreements being entered into and given effect in relation to the land (**proposed section 44G—Schedule 1 [6]**), and
- (c) preventing the Minister from selling, exchanging, transferring or disposing of Crown beach and coastal land (**Schedule 1 [3]–[5]**), and

- (d) providing that Division 2 of Part 2 (Claimable Crown lands) of the *Aboriginal Land Rights Act 1983* does not apply to or in respect of Crown beach and coastal land and that no land claim may be made or granted in respect of it and that such land must not be transferred or otherwise alienated (**Schedule 1 [2]** and **proposed section 44H—Schedule 1 [6]**).

**Schedule 1 [8]** inserts savings and transitional provisions with respect to existing land claims and ensures that no compensation is payable as a consequence of the amendments.

**Schedule 1 [1]** and **[7]** make consequential amendments.