

## LEGISLATIVE COUNCIL

### Statute Law (Miscellaneous Provisions) Bill 2017

#### First Print

#### Instruction to Committee of the Whole

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I move, according to the instructions of the House: That the Bill be divided into 2 Bills, and that Schedule 1.4 [4], 1.12 [4], 1.17 [5], 1.25 [5], 1.26 [4], 1.27 [4], 1.28 [4], 1.29 [4], 1.30 [7] and 1.33 [5] be incorporated in a separate Bill (the *Universities Legislation Amendment (Planning Agreements) Bill 2017*) with the following long title and provisions:

A Bill for an Act to amend universities legislation with respect to planning agreements.

#### **The Legislature of New South Wales enacts:**

##### **1 Name of Act**

This Act is the *Universities Legislation Amendment (Planning Agreements) Act 2017*.

##### **2 Commencement**

This Act commences on 1 July 2017.

#### **Schedule 1 Amendment of universities legislation**

##### **1.1 Charles Sturt University Act 1989 No 76**

###### **Section 21 (4A)**

Insert after section 21 (4):

- (4A) The Council may enter into a voluntary planning agreement under the *Environmental Planning and Assessment Act 1979*:
- (a) except as provided by paragraph (b)—without the approval of the Minister, or
  - (b) in the case of an agreement requiring any lands acquired by the University from the State at nominal or less than market value to be dedicated free of cost—only with the approval of the Minister.

##### **1.2 Macquarie University Act 1989 No 126**

###### **Section 18 (4A)**

Insert after section 18 (4):

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- (4A) The Council may enter into a voluntary planning agreement under the *Environmental Planning and Assessment Act 1979*:
- (a) except as provided by paragraph (b)—without the approval of the Minister, or
  - (b) in the case of an agreement requiring any lands acquired by the University from the State at nominal or less than market value to be dedicated free of cost—only with the approval of the Minister.

### **1.3 Southern Cross University Act 1993 No 69**

#### **Section 18 (4A)**

Insert after section 18 (4):

- (4A) The Council may enter into a voluntary planning agreement under the *Environmental Planning and Assessment Act 1979*:
- (a) except as provided by paragraph (b)—without the approval of the Minister, or
  - (b) in the case of an agreement requiring any lands acquired by the University from the State at nominal or less than market value to be dedicated free of cost—only with the approval of the Minister.

### **1.4 University of New England Act 1993 No 68**

#### **Section 18 (4A)**

Insert after section 18 (4):

- (4A) The Council may enter into a voluntary planning agreement under the *Environmental Planning and Assessment Act 1979*:
- (a) except as provided by paragraph (b)—without the approval of the Minister, or
  - (b) in the case of an agreement requiring any lands acquired by the University from the State at nominal or less than market value to be dedicated free of cost—only with the approval of the Minister.

### **1.5 University of New South Wales Act 1989 No 125**

#### **Section 17 (4A)**

Insert after section 17 (4):

- (4A) The Council may enter into a voluntary planning agreement under the *Environmental Planning and Assessment Act 1979*:
- (a) except as provided by paragraph (b)—without the approval of the Minister, or
  - (b) in the case of an agreement requiring any lands acquired by the University from the State at nominal or less than market value to be dedicated free of cost—only with the approval of the Minister.

### **1.6 University of Newcastle Act 1989 No 68**

#### **Section 18 (4A)**

Insert after section 18 (4):

- (4A) The Council may enter into a voluntary planning agreement under the *Environmental Planning and Assessment Act 1979*:

- 
- (a) except as provided by paragraph (b)—without the approval of the Minister, or
  - (b) in the case of an agreement requiring any lands acquired by the University from the State at nominal or less than market value to be dedicated free of cost—only with the approval of the Minister.

## **1.7 University of Sydney Act 1989 No 124**

### **Section 18 (4A)**

Insert after section 18 (4):

- (4A) The Senate may enter into a voluntary planning agreement under the *Environmental Planning and Assessment Act 1979*:
  - (a) except as provided by paragraph (b)—without the approval of the Minister, or
  - (b) in the case of an agreement requiring any lands acquired by the University from the State at nominal or less than market value to be dedicated free of cost—only with the approval of the Minister.

## **1.8 University of Technology Sydney Act 1989 No 69**

### **Section 18 (4A)**

Insert after section 18 (4):

- (4A) The Council may enter into a voluntary planning agreement under the *Environmental Planning and Assessment Act 1979*:
  - (a) except as provided by paragraph (b)—without the approval of the Minister, or
  - (b) in the case of an agreement requiring any lands acquired by the University from the State at nominal or less than market value to be dedicated free of cost—only with the approval of the Minister.

## **1.9 University of Wollongong Act 1989 No 127**

### **Section 18 (4A)**

Insert after section 18 (4):

- (4A) The Council may enter into a voluntary planning agreement under the *Environmental Planning and Assessment Act 1979*:
  - (a) except as provided by paragraph (b)—without the approval of the Minister, or
  - (b) in the case of an agreement requiring any lands acquired by the University from the State at nominal or less than market value to be dedicated free of cost—only with the approval of the Minister.

## **1.10 Western Sydney University Act 1997 No 116**

### **Section 24 (4A)**

Insert after section 24 (4):

- (4A) The Board may enter into a voluntary planning agreement under the *Environmental Planning and Assessment Act 1979*:
  - (a) except as provided by paragraph (b)—without the approval of the Minister, or

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- (b) in the case of an agreement requiring any lands acquired by the University from the State at nominal or less than market value to be dedicated free of cost—only with the approval of the Minister.