



New South Wales

# Canterbury Park Racecourse (Sale and Redevelopment Moratorium) Bill 2021

## Explanatory note

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

## Overview of Bill

The object of this Bill is to provide for a 5 year moratorium on the sale or disposal of certain infrastructure at Canterbury Park Racecourse and the carrying out of certain redevelopment activities on Canterbury Park Racecourse land.

## 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.

**Clause 3** defines certain words and expressions used in the proposed Act.

**Clause 4** provides that the Australian Turf Club Limited may not sell or otherwise dispose of any of the racing infrastructure of Canterbury Park Racecourse during the period of 5 years beginning on the date of commencement of the proposed Act (the *moratorium period*).

**Clause 5** provides that development for any purpose that would prevent the future use of Canterbury Park Racecourse for the conduct of race meetings at the racecourse is prohibited during the moratorium period. More specifically, the carrying out of residential development on land that was owned by the Australian Turf Club at Canterbury at the time the proposed Act was enacted is prohibited during the moratorium period. The *Environmental Planning and Assessment Act 1979* applies to the proposed provisions as if they were contained in an environmental planning instrument to allow the proposed provisions to be enforced under that Act.

**Clause 6** enables the Governor to make regulations for the purposes of the proposed Act.



New South Wales

# Canterbury Park Racecourse (Sale and Redevelopment Moratorium) Bill 2021

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New South Wales

# Canterbury Park Racecourse (Sale and Redevelopment Moratorium) Bill 2021

No. , 2021

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## **A Bill for**

An Act to provide for a 5 year moratorium on the sale or disposal of certain infrastructure at Canterbury Park Racecourse and the carrying out of certain redevelopment activities on Canterbury Park Racecourse land.

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<b>The Legislature of New South Wales enacts—</b>	1
<b>1 Name of Act</b>	2
This Act is the <i>Canterbury Park Racecourse (Sale and Redevelopment Moratorium) Act 2021</i> .	3 4
<b>2 Commencement</b>	5
This Act commences on the date of assent to this Act.	6
<b>3 Definitions</b>	7
In this Act—	8
<i>Australian Turf Club</i> means the Australian Turf Club Limited (ACN 148 157 288).	9
<i>Canterbury Park Racecourse</i> means the racecourse known as Canterbury Park Racecourse that was owned by the Australian Turf Club at the time this Act was enacted, and includes any buildings, structures, fixtures, fittings and other improvements on the racecourse.	10 11 12 13
<i>moratorium period</i> means the period of 5 years beginning on the date of commencement of this Act.	14 15
<b>4 Sale or disposal of racing infrastructure of Canterbury Park Racecourse prohibited during moratorium period</b>	16 17
(1) The Australian Turf Club may not, during the moratorium period, sell or otherwise dispose of any of the racing infrastructure of Canterbury Park Racecourse.	18 19
(2) In this section, <i>racing infrastructure of Canterbury Park Racecourse</i> means the lands, buildings or other facilities, including racetracks, training grounds, spectator or member stands, stabling areas and car parks, owned by the Australian Turf Club at Canterbury at the time that this Act was enacted.	20 21 22 23
(3) The regulations may make provision for or about the kinds of lands, buildings or facilities, other than racetracks, training grounds, spectator or member stands, stabling areas and car parks, that are, or are not, taken to be the racing infrastructure of Canterbury Park Racecourse for the purposes of subsection (1).	24 25 26 27
<b>5 Certain development at Canterbury Park Racecourse prohibited during moratorium period</b>	28 29
(1) Development for any purpose that would prevent the future use of Canterbury Park Racecourse for the conduct of race meetings at the racecourse is prohibited during the moratorium period.	30 31 32
(2) To avoid doubt, the carrying out of residential development on land that was owned by the Australian Turf Club at Canterbury at the time that this Act was enacted is prohibited during the moratorium period.	33 34 35
(3) The <i>Environmental Planning and Assessment Act 1979</i> , other than Part 3, applies to subsections (1) and (2) as if the provisions were contained in an environmental planning instrument.	36 37 38

**6 Regulations**

The Governor may make regulations, not inconsistent with this Act, for or with respect to any matter that by this Act is required or permitted to be prescribed or that is necessary or convenient to be prescribed for carrying out or giving effect to this Act.

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