

Governor General's Residence (Grant) Amendment Bill 2005

Explanatory note

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

Overview of Bill

The *Governor General's Residence (Grant) Act 1945* (the ***Principal Act***) enabled the Crown to grant land at Kirribilli Point, North Sydney, to the Commonwealth of Australia for the purpose of the official residence of the Governor General of the Commonwealth in Sydney. The land was granted by the Crown in pursuance of the Act exclusively as and for the official residence of the Governor General and on condition that it be used solely for that purpose and no other purpose whatsoever. Under the Crown Grant, breach of this condition renders the land subject to forfeiture to the Crown.

The object of this Bill is to amend the Principal Act to enable the State and the Commonwealth to agree to variation of the terms of the Crown Grant to enable the Governor General to permit the use of the land, without risk of it being subject to forfeiture, for certain charitable, educational and other public purposes so long as it is primarily used for the purpose of being the Governor General's official residence in Sydney. The Bill also authorises the Registrar General to make such entries, cancellations and corrections to the register kept under the *Real Property Act 1900* and the relevant certificate of title and Crown Grant as may be advisable to give effect to the agreement.

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 to be appointed by proclamation.

Clause 3 is a formal provision that gives effect to the amendments to the *Governor General's Residence (Grant) Act 1945* set out in Schedule 1.

Schedule 1 Amendments

Schedule 1 contains the amendments described in the Overview above.