

LEGISLATIVE COUNCIL

**Residential Parks Amendment (Register) Bill 2011**

**First Print**

**Proposed amendments**

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- No. 1 Page 3, Schedule 1. Insert after line 11:
- [2] Section 3 (1)**
- Insert in alphabetical order:
- park land owner*, in relation to a residential park, means any person who jointly or severally, whether at law or in equity, is entitled to the land comprising the residential park for any estate of freehold in possession.
- No. 2 Page 3, Schedule 1 [2], proposed section 142A. Insert after line 22:
- (3) The park owner or park manager of a residential park is required to provide to the Director-General registrable information about the residential park:
- (a) within 6 months after the commencement of this Part, or
- (b) if the residential park concerned commenced operating after the commencement of this Part, within 6 months after the park's operations commenced.
- (4) A park owner or park manager is not required to provide registrable information under subsection (3) if the park owner or park manager has provided the registrable information to the Director-General under subsection (1).
- No. 3 Page 3, Schedule 1 [2], proposed section 142A (6) (b), line 34. Insert "and, if not the same person or persons, the name and contact details of the park land owner or owners" after "owners".
- No. 4 Page 4, Schedule 1 [2], proposed section 142A (6) (e), line 6. Omit "name and site number of at least one member". Insert instead "names of all the members".
- No. 5 Page 4, Schedule 1 [2], proposed section 142A (6) (f), lines 9 and 10. Omit "name and site number of at least one resident member". Insert instead "names of all the resident members".
- No. 6 Page 4, Schedule 1 [2], proposed section 142A (6) (g), line 12. Insert the following after "residential park,":
- including the following information:

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- (i) the number of long-term sites, short term-sites and camp sites located on the residential park and the number of any such short term sites that are occupied by long-term casual occupants (within the meaning of the *Holiday Parks (Long-term Casual Occupation) Act 2002*),
  - (ii) details of the relevant approval to operate the residential park under Chapter 7 of the *Local Government Act 1993*, including the date that the approval lapses and whether the park is approved to operate as a caravan park, camping ground or manufactured home estate (or one or more of those),
  - (iii) a copy of the residential park's community map,
  - (iv) whether any development application has been lodged in relation to the residential park and, if so, details of that application,
  - (v) whether any proceedings are being taken by a mortgagee under a mortgage for an order for foreclosure or to take possession of the residential park.
- No. 7 Page 4, Schedule 1 [2], proposed section 142A. Insert after line 19:
- (7) The Director-General must send notices under subsection (1) to the park owner or park manager of each residential park within 6 months of the commencement of this Part.
- No. 8 Page 4, Schedule 1 [2], proposed section 142A. Insert after line 19:
- (7) In this section, **camp site**, **community map**, **long-term site** and **short-term site** have the same meanings as those terms have in the *Local Government (Manufactured Home Estates, Caravan Parks, Camping Grounds and Moveable Dwellings) Regulation 2005*.
- No. 9 Page 4, Schedule 1 [2], proposed section 142B (5) (b), line 35. Insert "or park land owner or owners" after "owners".
- No. 10 Page 4, Schedule 1 [2], proposed section 142B (5) (c), line 36. Insert "or the contact details of the park manager" after "park manager".
- No. 11 Page 5, Schedule 1 [2], proposed section 142B (5). Insert after line 4:
- (g) the initial convening of a Park Liaison Committee for the residential park or the expiry of a period of 6 months during which such a committee has failed to meet,
  - (h) the establishment of a residents committee for the residential park or the expiry of a period of 6 months during which such a committee has failed to meet,
  - (i) a change in the membership of any residents committee or Park Liaison Committee for the residential park,
  - (j) any amendment of the relevant approval to operate the residential park under Chapter 7 of the *Local Government Act 1993*,
  - (k) a change to the residential park's community map (within the meaning of the *Local Government (Manufactured Home Estates, Caravan Parks, Camping Grounds and Moveable Dwellings) Regulation 2005*),
  - (l) the lodgment of any development application in relation to the residential park,

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- (m) the commencement of any proceedings by a mortgagee under a mortgage for an order for foreclosure or to take possession of the residential park or the making of any such order.

No. 12 Page 5, Schedule 1 [2], proposed section 142B (7), line 11. Insert “during any calendar year” after “10% or 10”.

No. 13 Page 5, Schedule 1 [2], proposed section 142D (3), line 30. Omit “may”. Insert instead “is to”.

No. 14 Page 5, Schedule 1 [2], proposed section 142D (3). Insert after line 34:

- (d) information about the residential park’s approval to operate the residential park under Chapter 7 of the *Local Government Act 1993*, including the approval’s date of issue and date of lapse,
- (e) the residential park’s community map (within the meaning of the *Local Government (Manufactured Home Estates, Caravan Parks, Camping Grounds and Moveable Dwellings) Regulation 2005*),
- (f) whether the residential park is located in a Crown reserve,
- (g) whether any development application has been lodged in relation to the residential park and, if so, details of that application,
- (h) whether any proceedings are being taken by a mortgagee under a mortgage for an order for foreclosure or to take possession of the residential park.