

This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

I. P. K. VIDLER,
Clerk of the Legislative Assembly.

*Legislative Assembly Chamber,
Sydney, 21 March, 1972.*

New South Wales



ANNO VICESIMO PRIMO

ELIZABETHÆ II REGINÆ

Act No. , 1972.

An Act to make further provision with respect to the construction of a parking station on or near the site of the Sydney Opera House; to empower the Minister for Public Works to grant a lease of the parking station to the Australian Mutual Provident Society; to make further provision with respect to the vesting of the Sydney Opera House in the Trust constituted by the Sydney Opera House Trust Act, 1961; for these purposes to amend the Sydney Opera House Act, 1960, and the Sydney Opera House Trust Act, 1961; and for purposes connected therewith.

BE

Sydney Opera House (Amendment).

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows :—

1. This Act may be cited as the "Sydney Opera House (Amendment) Act, 1972". Short title.

2. The Sydney Opera House Act, 1960, is amended— Amendment of Act No. 29, 1960.

(a) by inserting in subsection four of section one next before the definition of "Sydney Opera House Executive Committee" the following new definition :— Sec. 1. (Short title and commencement.)

"Society" means the Australian Mutual Provident Society incorporated by the Australian Mutual Provident Society's Act, 1910.

(b) by inserting next after section two the following new sections :— New secs. 2A-2E.

2A. (1) Without prejudice to the generality of the provisions of Division 6 of Part VI of the Public Works Act, 1912, the constructing authority and all persons acting under him may, for the purpose of carrying out such part of the work described in the Schedule to this Act as is therein described as comprising the construction of a parking station on or near the site of the Sydney Opera House and for

purposes

Sydney Opera House (Amendment).

5 purposes incidental thereto, enter upon and occupy the lands shown by distinctive colouring or edging on the location plan of two sheets titled: "Sydney Cove Car Park" provided by Ove Arup and Partners and signed by the Minister for Public Works and countersigned by the Director of Public Works and filed in the office of that Minister.

10 (2) Notwithstanding the provisions of Division 6 of Part VI of the Public Works Act, 1912, relating to the payment of compensation, the constructing authority and any person acting under him shall not be liable for the payment of any compensation by reason of the exercise of the powers conferred by subsection one of this section or that
15 Division except to the extent that the surface of adjacent and superjacent land entered upon and occupied by them pursuant to those powers is not required to be restored pursuant to the terms of the agreement referred to in section 2B of this Act.

20 2B. (1) The Minister for Public Works may, in consideration of the Society offering to undertake at its own cost the construction of the parking station, and the restoration of the adjacent and
25 superjacent lands, in accordance with the numbered plans marked "A" and "B" respectively and the bills of quantities titled: "Specified Bills of Quantities" and marked "C" and "D" respectively and filed in the office of that Minister under the miscellaneous number "292" or in accordance with those plans
30 and bills of quantities as varied, modified or added to from time to time by agreement between that Minister and the Society, agree that upon the completion of the parking station he will, at the request of the Society, grant to the Society a lease
35 of the lands occupied by the parking station together with such easements and rights over adjacent

Agreement
for con-
struction
of parking
station.

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adjacent and superjacent lands (including a right to enter upon and dig up the surface of such lands to gain access to the parking station for any purpose the Minister may approve) as may be expedient.

5 (2) The lease referred to in subsection one of this section shall be identified as a schedule to the agreement between the Society and the Minister.

10 (3) The agreement shall in so far as it relates to the construction of the parking station, and the restoration of the adjacent and superjacent lands, be deemed for the purposes of this Act and the Public Works Act, 1912, to be an agreement by the constructing authority for the construction of the parking station and the restoration of the
15 adjacent and superjacent lands.

20 2c. (1) Upon the completion of the parking station (not including the restoration works referred to in the agreement entered into in pursuance of section 2B of this Act) the constructing authority shall cause a survey to be made of the land occupied by the parking station and, by notification to be published in the Gazette, declare that the land so surveyed, together with such easements and rights as may be expedient, and described in the notification, is appropriated (if Crown land) or resumed (if private property) for the purpose of a parking station. Acquisition of land.

25 (2) Subject to this section, the notification shall, upon its publication in the Gazette, have the same effect and operation as a notification referred to in section forty-two of the Public Works Act, 1912, except that a reference in sections forty-three, forty-four and forty-five of that Act to the "Constructing Authority" shall be read and construed as
30 a reference to the Minister for Public Works.
35

(3)

Sydney Opera House (Amendment).

5 (3) Any compensation payable as a result of the resumption of any land pursuant to this section shall be assessed on the basis that the land resumed was in the same state as it was immediately before the commencement of the construction of the parking station.

10 2D. Upon acquiring the land and any easement or right pursuant to section 2C of this Act, the Minister for Public Works may, on behalf of Her Majesty, grant to the Society at its request a lease of the acquired land, together with such easements and rights as may be expedient, with such rights of renewal as may be specified in the lease. Power to lease certain land.

15 2E. Any such lease may be varied or altered by agreement between the Minister for Public Works and the Society and no provision of any such lease shall be varied or altered nor the powers and rights of the Society under the lease be derogated from except in such manner. Variation of lease.

20 3. The Sydney Opera House Trust Act, 1961, is amended— Amendment of Act No. 9, 1961.

25 (a) by omitting from paragraph (b) of subsection two of section five the word "as" and by inserting in lieu thereof the words "or such specified part or parts of the work and the site thereof as may be"; Sec. 5. (Vesting of Sydney Opera House in the Trust.)

(b) by inserting in subsection three of the same section after the word "thereof" the words "or such specified part or parts of the work and the site thereof as may be";

(c)

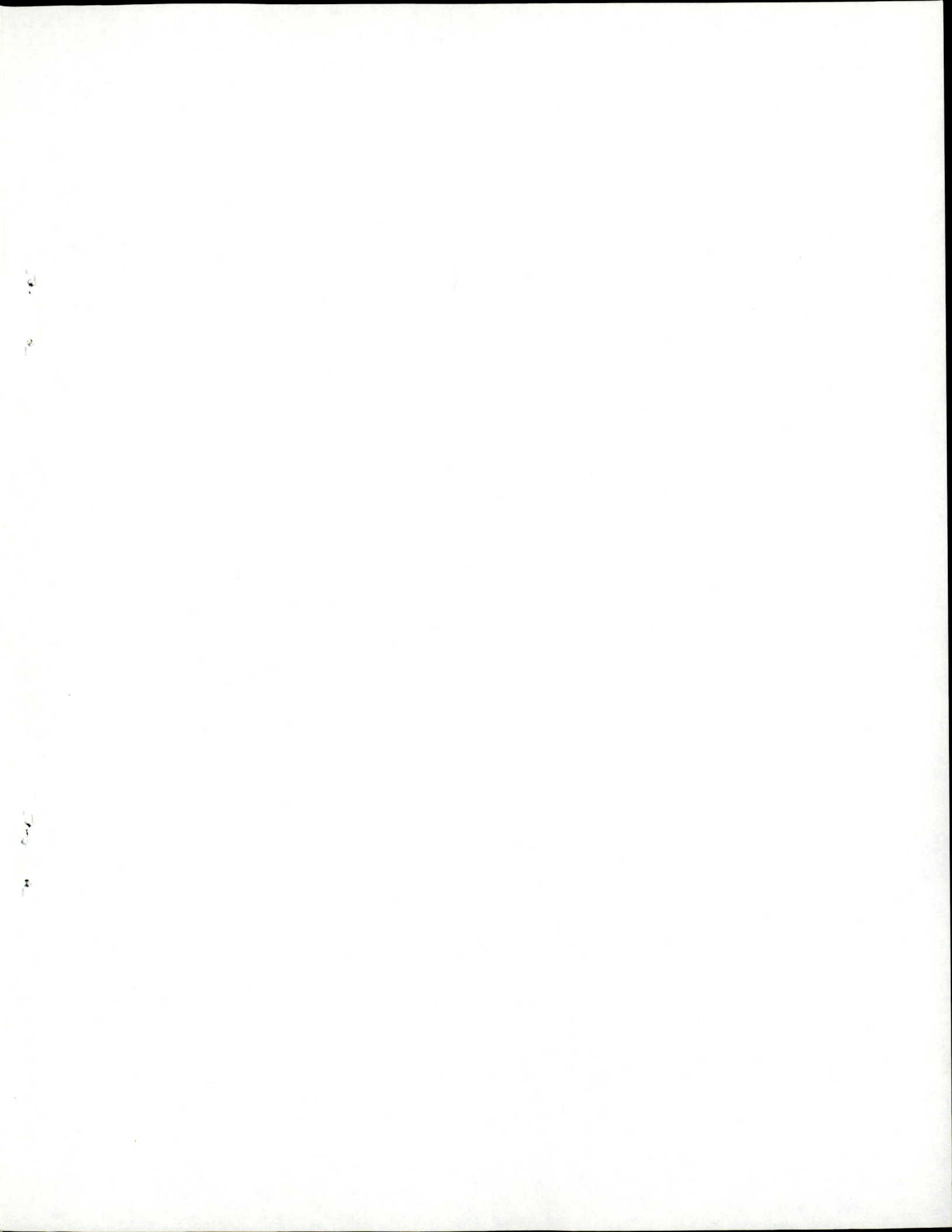
Sydney Opera House (Amendment).

(c) by inserting at the end of the same section the following new subsection :—

5 (4) Where a lease of that part of the work and
the site thereof as is comprised in the construction
of a parking station is granted pursuant to the
provisions of section 2D of the Sydney Opera House
Act, 1960, the Governor may, upon the expiration
10 of the term of the lease or its sooner determination,
vest the administration, care, control, management
and maintenance of such work and the site thereof
in the Trust in the manner provided in subsection
two of this section.

BY AUTHORITY

V. C. N. BLIGHT, GOVERNMENT PRINTER, NEW SOUTH WALES—1972
[5c]



No. , 1972.

A BILL

To make further provision with respect to the construction of a parking station on or near the site of the Sydney Opera House; to empower the Minister for Public Works to grant a lease of the parking station to the Australian Mutual Provident Society; to make further provision with respect to the vesting of the Sydney Opera House in the Trust constituted by the Sydney Opera House Trust Act, 1961; for these purposes to amend the Sydney Opera House Act, 1960, and the Sydney Opera House Trust Act, 1961; and for purposes connected therewith.

[MR HUGHES—16 *March*, 1972.]

BE

Sydney Opera House (Amendment).

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows :—

1. This Act may be cited as the "Sydney Opera House (Amendment) Act, 1972". Short title.

2. The Sydney Opera House Act, 1960, is amended— Amendment of Act No. 29, 1960.

(a) by inserting in subsection four of section one next before the definition of "Sydney Opera House Executive Committee" the following new definition :— Sec. 1. (Short title and commencement.)

"Society" means the Australian Mutual Provident Society incorporated by the Australian Mutual Provident Society's Act, 1910.

(b) by inserting next after section two the following new sections :— New secs. 2A-2E.

2A. (1) Without prejudice to the generality of the provisions of Division 6 of Part VI of the Public Works Act, 1912, the constructing authority and all persons acting under him may, for the purpose of carrying out such part of the work described in the Schedule to this Act as is therein described as comprising the construction of a parking station on or near the site of the Sydney Opera House and for

purposes

Sydney Opera House (Amendment).

5 purposes incidental thereto, enter upon and occupy the lands shown by distinctive colouring or edging on the location plan of two sheets titled: "Sydney Cove Car Park" provided by Ove Arup and Partners and signed by the Minister for Public Works and countersigned by the Director of Public Works and filed in the office of that Minister.

10 (2) Notwithstanding the provisions of Division 6 of Part VI of the Public Works Act, 1912, relating to the payment of compensation, the constructing authority and any person acting under him shall not be liable for the payment of any compensation by reason of the exercise of the powers conferred by subsection one of this section or that
 15 Division except to the extent that the surface of adjacent and superjacent land entered upon and occupied by them pursuant to those powers is not required to be restored pursuant to the terms of the agreement referred to in section 2B of this Act.

20 2B. (1) The Minister for Public Works may, in consideration of the Society offering to undertake at its own cost the construction of the parking station, and the restoration of the adjacent and superjacent lands, in accordance with the numbered
 25 plans marked "A" and "B" respectively and the bills of quantities titled: "Specified Bills of Quantities" and marked "C" and "D" respectively and filed in the office of that Minister under the miscellaneous number "292" or in accordance with those plans
 30 and bills of quantities as varied, modified or added to from time to time by agreement between that Minister and the Society, agree that upon the completion of the parking station he will, at the request of the Society, grant to the Society a lease
 35 of the lands occupied by the parking station together with such easements and rights over adjacent

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adjacent and superjacent lands (including a right to enter upon and dig up the surface of such lands to gain access to the parking station for any purpose the Minister may approve) as may be expedient.

5 (2) The lease referred to in subsection one of this section shall be identified as a schedule to the agreement between the Society and the Minister.

10 (3) The agreement shall in so far as it relates to the construction of the parking station, and the restoration of the adjacent and superjacent lands, be deemed for the purposes of this Act and the Public Works Act, 1912, to be an agreement by the constructing authority for the construction of the parking station and the restoration of the
15 adjacent and superjacent lands.

20 2c. (1) Upon the completion of the parking station (not including the restoration works referred to in the agreement entered into in pursuance of section 2B of this Act) the constructing authority shall cause a survey to be made of the land occupied by the parking station and, by notification to be published in the Gazette, declare that the land so surveyed, together with such easements and rights as may be expedient, and described in the notification, is appropriated (if Crown land) or resumed (if private property) for the purpose of a parking station. Acquisition of land.

25 (2) Subject to this section, the notification shall, upon its publication in the Gazette, have the same effect and operation as a notification referred to in section forty-two of the Public Works Act, 1912, except that a reference in sections forty-three, forty-four and forty-five of that Act to the "Constructing Authority" shall be read and construed as
30 a reference to the Minister for Public Works.
35

(3)

Sydney Opera House (Amendment).

5 (3) Any compensation payable as a result of the resumption of any land pursuant to this section shall be assessed on the basis that the land resumed was in the same state as it was immediately before the commencement of the construction of the parking station.

10 2D. Upon acquiring the land and any easement or right pursuant to section 2C of this Act, the Minister for Public Works may, on behalf of Her Majesty, grant to the Society at its request a lease of the acquired land, together with such easements and rights as may be expedient, with such rights of renewal as may be specified in the lease. ^{Power to lease certain land.}

15 2E. Any such lease may be varied or altered by agreement between the Minister for Public Works and the Society and no provision of any such lease shall be varied or altered nor the powers and rights of the Society under the lease be derogated from except in such manner. ^{Variation of lease.}

20 3. The Sydney Opera House Trust Act, 1961, is amended— ^{Amendment of Act No. 9, 1961.}

25 (a) by omitting from paragraph (b) of subsection two of section five the word "as" and by inserting in lieu thereof the words "or such specified part or parts of the work and the site thereof as may be"; ^{Sec. 5. (Vesting of Sydney Opera House in the Trust.)}

(b) by inserting in subsection three of the same section after the word "thereof" the words "or such specified part or parts of the work and the site thereof as may be";

(c)

Sydney Opera House (Amendment).

(c) by inserting at the end of the same section the following new subsection :—

5 (4) Where a lease of that part of the work and
the site thereof as is comprised in the construction
of a parking station is granted pursuant to the
provisions of section 2D of the Sydney Opera House
Act, 1960, the Governor may, upon the expiration
of the term of the lease or its sooner determination,
10 vest the administration, care, control, management
and maintenance of such work and the site thereof
in the Trust in the manner provided in subsection
two of this section.

BY AUTHORITY

V. C. N. BLIGHT, GOVERNMENT PRINTER, NEW SOUTH WALES—1972

[5c]

PROOF

SYDNEY OPERA HOUSE (AMENDMENT) BILL, 1972

EXPLANATORY NOTE

THE objects of this Bill are—

- (a) to empower the Minister for Public Works and contractors acting under him to enter and occupy certain lands for the purpose of constructing a parking station on or near the site of the Sydney Opera House;
- (b) to empower the Minister to enter into an agreement with the Australian Mutual Provident Society (hereinafter referred to as "the Society") for the construction of the parking station at the Society's cost in accordance with approved plans and specifications, such agreement providing for the grant of a lease of the parking station on its completion to the Society substantially in or to the effect of the terms specified in a draft of the proposed lease to be scheduled to the agreement;
- (c) to require the Minister, on completion of the parking station, to acquire the lands occupied by the parking station together with such easements and rights over adjacent and superjacent lands as may be expedient for the purposes of the parking station;
- (d) to empower the Minister to grant a lease of the parking station to that Society;
- (e) to enable the Governor to specify in respect of the work sanctioned by the Sydney Opera House Act, 1960, that different parts of the completed work may be vested pursuant to the Sydney Opera House Trust Act, 1961, in the Sydney Opera House Trust constituted by that Act at different times;
- (f) to make other provisions of a minor, consequential or ancillary character.

PROOF

THE UNIVERSITY OF CHICAGO

THE UNIVERSITY OF CHICAGO
DIVISION OF THE PHYSICAL SCIENCES
DEPARTMENT OF CHEMISTRY

THE UNIVERSITY OF CHICAGO
DIVISION OF THE PHYSICAL SCIENCES
DEPARTMENT OF CHEMISTRY
5708 SOUTH CAMPUS DRIVE
CHICAGO, ILLINOIS 60637

THE UNIVERSITY OF CHICAGO
DIVISION OF THE PHYSICAL SCIENCES
DEPARTMENT OF CHEMISTRY
5708 SOUTH CAMPUS DRIVE
CHICAGO, ILLINOIS 60637

THE UNIVERSITY OF CHICAGO
DIVISION OF THE PHYSICAL SCIENCES
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5708 SOUTH CAMPUS DRIVE
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THE UNIVERSITY OF CHICAGO
DIVISION OF THE PHYSICAL SCIENCES
DEPARTMENT OF CHEMISTRY

PROOF

No. , 1972.

A BILL

To make further provision with respect to the construction of a parking station on or near the site of the Sydney Opera House; to empower the Minister for Public Works to grant a lease of the parking station to the Australian Mutual Provident Society; to make further provision with respect to the vesting of the Sydney Opera House in the Trust constituted by the Sydney Opera House Trust Act, 1961; for these purposes to amend the Sydney Opera House Act, 1960, and the Sydney Opera House Trust Act, 1961; and for purposes connected therewith.

[MR HUGHES—16 *March*, 1972.]

BE

Sydney Opera House (Amendment).

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows :—

1. This Act may be cited as the "Sydney Opera House (Amendment) Act, 1972". Short title.

2. The Sydney Opera House Act, 1960, is amended— Amendment of Act No. 29, 1960.

(a) by inserting in subsection four of section one next before the definition of "Sydney Opera House Executive Committee" the following new definition :— Sec. 1. (Short title and commencement.)

"Society" means the Australian Mutual Provident Society incorporated by the Australian Mutual Provident Society's Act, 1910.

(b) by inserting next after section two the following new sections :— New secs. 2A-2E.

2A. (1) Without prejudice to the generality of the provisions of Division 6 of Part VI of the Public Works Act, 1912, the constructing authority and all persons acting under him may, for the purpose of carrying out such part of the work described in the Schedule to this Act as is therein described as comprising the construction of a parking station on or near the site of the Sydney Opera House and for

purposes

Sydney Opera House (Amendment).

5 purposes incidental thereto, enter upon and occupy the lands shown by distinctive colouring or edging on the location plan of two sheets titled: "Sydney Cove Car Park" provided by Ove Arup and Partners and signed by the Minister for Public Works and countersigned by the Director of Public Works and filed in the office of that Minister.

10 (2) Notwithstanding the provisions of Division 6 of Part VI of the Public Works Act, 1912, relating to the payment of compensation, the constructing authority and any person acting under him shall not be liable for the payment of any compensation by reason of the exercise of the powers conferred by subsection one of this section or that
15 Division except to the extent that the surface of adjacent and superjacent land entered upon and occupied by them pursuant to those powers is not required to be restored pursuant to the terms of the agreement referred to in section 2B of this Act.

20 2B. (1) The Minister for Public Works may, in consideration of the Society offering to undertake at its own cost the construction of the parking station, and the restoration of the adjacent and superjacent lands, in accordance with the numbered plans marked "A" and "B" respectively and the bills of quantities titled: "Specified Bills of Quantities" and marked "C" and "D" respectively and filed in the office of that Minister under the miscellaneous number "292" or in accordance with those plans and bills of quantities as varied, modified or added to from time to time by agreement between that Minister and the Society, agree that upon the completion of the parking station he will, at the request of the Society, grant to the Society a lease of the lands occupied by the parking station together with such easements and rights over
25 adjacent
30
35

Agreement for construction of parking station.

Sydney Opera House (Amendment).

adjacent and superjacent lands (including a right to enter upon and dig up the surface of such lands to gain access to the parking station for any purpose the Minister may approve) as may be expedient.

5 (2) The lease referred to in subsection one of this section shall be identified as a schedule to the agreement between the Society and the Minister.

10 (3) The agreement shall in so far as it relates to the construction of the parking station, and the restoration of the adjacent and superjacent lands, be deemed for the purposes of this Act and the Public Works Act, 1912, to be an agreement by the constructing authority for the construction of the parking station and the restoration of the
15 adjacent and superjacent lands.

20 2c. (1) Upon the completion of the parking station (not including the restoration works referred to in the agreement entered into in pursuance of section 2B of this Act) the constructing authority shall cause a survey to be made of the land occupied by the parking station and, by notification to be published in the Gazette, declare that the land so surveyed, together with such easements and rights as may be expedient, and described in the notification, is appropriated (if Crown land) or resumed (if private property) for the purpose of a parking station. Acquisition of land.

30 (2) Subject to this section, the notification shall, upon its publication in the Gazette, have the same effect and operation as a notification referred to in section forty-two of the Public Works Act, 1912, except that a reference in sections forty-three, forty-four and forty-five of that Act to the "Constructing Authority" shall be read and construed as
35 a reference to the Minister for Public Works.

(3)

Sydney Opera House (Amendment).

5 (3) Any compensation payable as a result of the resumption of any land pursuant to this section shall be assessed on the basis that the land resumed was in the same state as it was immediately before the commencement of the construction of the parking station.

10 2D. Upon acquiring the land and any easement or right pursuant to section 2C of this Act, the Minister for Public Works may, on behalf of Her Majesty, grant to the Society at its request a lease of the acquired land, together with such easements and rights as may be expedient, with such rights of renewal as may be specified in the lease. ^{Power to lease certain land.}

15 2E. Any such lease may be varied or altered by agreement between the Minister for Public Works and the Society and no provision of any such lease shall be varied or altered nor the powers and rights of the Society under the lease be derogated from except in such manner. ^{Variation of lease.}

20 3. The Sydney Opera House Trust Act, 1961, is amended— ^{Amendment of Act No. 9, 1961.}

25 (a) by omitting from paragraph (b) of subsection two of section five the word "as" and by inserting in lieu thereof the words "or such specified part or parts of the work and the site thereof as may be"; ^{Sec. 5. (Vesting of Sydney Opera House in the Trust.)}

(b) by inserting in subsection three of the same section after the word "thereof" the words "or such specified part or parts of the work and the site thereof as may be";

(c)

Sydney Opera House (Amendment).

(c) by inserting at the end of the same section the following new subsection :—

5 (4) Where a lease of that part of the work and
the site thereof as is comprised in the construction
of a parking station is granted pursuant to the
provisions of section 2D of the Sydney Opera House
Act, 1960, the Governor may, upon the expiration
10 of the term of the lease or its sooner determination,
vest the administration, care, control, management
and maintenance of such work and the site thereof
in the Trust in the manner provided in subsection
two of this section.

BY AUTHORITY

V. C. N. BLIGHT, GOVERNMENT PRINTER, NEW SOUTH WALES—1972

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1771, 1772

I certify that this PUBLIC BILL, which originated in the LEGISLATIVE ASSEMBLY, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of NEW SOUTH WALES.

I. P. K. VIDLER,
Clerk of the Legislative Assembly.

*Legislative Assembly Chamber,
Sydney, 23 March, 1972, A.M.*

New South Wales



ANNO VICESIMO PRIMO

ELIZABETHÆ II REGINÆ

Act No. 43, 1972.

An Act to make further provision with respect to the construction of a parking station on or near the site of the Sydney Opera House; to empower the Minister for Public Works to grant a lease of the parking station to the Australian Mutual Provident Society; to make further provision with respect to the vesting of the Sydney Opera House in the Trust constituted by the Sydney Opera House Trust Act, 1961; for these purposes to amend the Sydney Opera House Act, 1960, and the Sydney Opera House Trust Act, 1961; and for purposes connected therewith. [Assented to, 11th April, 1972.]

BE

I have examined this Bill, and find it to correspond in all respects with the Bill as finally passed by both Houses.

L. A. PUNCH,
Chairman of Committees of the Legislative Assembly.

Sydney Opera House (Amendment).

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows :—

Short title. **1.** This Act may be cited as the "Sydney Opera House (Amendment) Act, 1972".

Amendment of Act No. 29, 1960. **2.** The Sydney Opera House Act, 1960, is amended—

Sec. 1. (Short title and commencement.) (a) by inserting in subsection four of section one next before the definition of "Sydney Opera House Executive Committee" the following new definition :—

"Society" means the Australian Mutual Provident Society incorporated by the Australian Mutual Provident Society's Act, 1910.

New secs. 2A-2E. (b) by inserting next after section two the following new sections :—

Power of constructing authority to enter and occupy certain lands. 2A. (1) Without prejudice to the generality of the provisions of Division 6 of Part VI of the Public Works Act, 1912, the constructing authority and all persons acting under him may, for the purpose of carrying out such part of the work described in the Schedule to this Act as is therein described as comprising the construction of a parking station on or near the site of the Sydney Opera House and for

purposes

Sydney Opera House (Amendment).

purposes incidental thereto, enter upon and occupy the lands shown by distinctive colouring or edging on the location plan of two sheets titled: "Sydney Cove Car Park" provided by Ove Arup and Partners and signed by the Minister for Public Works and countersigned by the Director of Public Works and filed in the office of that Minister.

(2) Notwithstanding the provisions of Division 6 of Part VI of the Public Works Act, 1912, relating to the payment of compensation, the constructing authority and any person acting under him shall not be liable for the payment of any compensation by reason of the exercise of the powers conferred by subsection one of this section or that Division except to the extent that the surface of adjacent and superjacent land entered upon and occupied by them pursuant to those powers is not required to be restored pursuant to the terms of the agreement referred to in section 2B of this Act.

2B. (1) The Minister for Public Works may, in consideration of the Society offering to undertake at its own cost the construction of the parking station, and the restoration of the adjacent and superjacent lands, in accordance with the numbered plans marked "A" and "B" respectively and the bills of quantities titled: "Specified Bills of Quantities" and marked "C" and "D" respectively and filed in the office of that Minister under the miscellaneous number "292" or in accordance with those plans and bills of quantities as varied, modified or added to from time to time by agreement between that Minister and the Society, agree that upon the completion of the parking station he will, at the request of the Society, grant to the Society a lease of the lands occupied by the parking station together with such easements and rights over adjacent

Agreement for construction of parking station.

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adjacent and superjacent lands (including a right to enter upon and dig up the surface of such lands to gain access to the parking station for any purpose the Minister may approve) as may be expedient.

(2) The lease referred to in subsection one of this section shall be identified as a schedule to the agreement between the Society and the Minister.

(3) The agreement shall in so far as it relates to the construction of the parking station, and the restoration of the adjacent and superjacent lands, be deemed for the purposes of this Act and the Public Works Act, 1912, to be an agreement by the constructing authority for the construction of the parking station and the restoration of the adjacent and superjacent lands.

**Acquisition
of land.**

2c. (1) Upon the completion of the parking station (not including the restoration works referred to in the agreement entered into in pursuance of section 2B of this Act) the constructing authority shall cause a survey to be made of the land occupied by the parking station and, by notification to be published in the Gazette, declare that the land so surveyed, together with such easements and rights as may be expedient, and described in the notification, is appropriated (if Crown land) or resumed (if private property) for the purpose of a parking station.

(2) Subject to this section, the notification shall, upon its publication in the Gazette, have the same effect and operation as a notification referred to in section forty-two of the Public Works Act, 1912, except that a reference in sections forty-three, forty-four and forty-five of that Act to the "Constructing Authority" shall be read and construed as a reference to the Minister for Public Works.

(3)

Sydney Opera House (Amendment).

(3) Any compensation payable as a result of the resumption of any land pursuant to this section shall be assessed on the basis that the land resumed was in the same state as it was immediately before the commencement of the construction of the parking station.

2D. Upon acquiring the land and any easement or right pursuant to section 2C of this Act, the Minister for Public Works may, on behalf of Her Majesty, grant to the Society at its request a lease of the acquired land, together with such easements and rights as may be expedient, with such rights of renewal as may be specified in the lease. ^{Power to lease certain land.}

2E. Any such lease may be varied or altered by agreement between the Minister for Public Works and the Society and no provision of any such lease shall be varied or altered nor the powers and rights of the Society under the lease be derogated from except in such manner. ^{Variation of lease.}

3. The Sydney Opera House Trust Act, 1961, is amended— ^{Amendment of Act No. 9, 1961.}

- (a) by omitting from paragraph (b) of subsection two of section five the word "as" and by inserting in lieu thereof the words "or such specified part or parts of the work and the site thereof as may be"; ^{Sec. 5. (Vesting of Sydney Opera House in the Trust.)}
- (b) by inserting in subsection three of the same section after the word "thereof" the words "or such specified part or parts of the work and the site thereof as may be";

(c)

Sydney Opera House (Amendment).

(c) by inserting at the end of the same section the following new subsection :—

(4) Where a lease of that part of the work and the site thereof as is comprised in the construction of a parking station is granted pursuant to the provisions of section 2D of the Sydney Opera House Act, 1960, the Governor may, upon the expiration of the term of the lease or its sooner determination, vest the administration, care, control, management and maintenance of such work and the site thereof in the Trust in the manner provided in subsection two of this section.

In the name and on behalf of Her Majesty I assent to this Act.

L. J. HERRON, C.J.
By Deputation from
His Excellency the Governor.

Government House,
Sydney, 11th April, 1972.

