LAND AND ENVIRONMENT COURT (AMENDMENT) BILL, 1980

EXPLANATORY NOTE

(This Explanatory Note relates to this Bill as introduced into Parliament)

This Bill is cognate with the Local Government (Amendment) Bill, 1980.

The objects of this Bill are-

- (a) to make certain amendments to the Land and Environment Court Act, 1979, as a consequence of the enactment of the Local Government (Amendment) Act, 1980 (Schedule 1 (1), (2) and (4)); and
- (b) to enable certain claims for compensation under the Western Lands Act, 1901, or the Public Roads Act 1902 (in addition to any such claims under the Crown Lands Consolidation Act, 1913, or the Closer Settlement Acts) to continue to be dealt with by the local land board in the first instance (Schedule 1 (3)).

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- (b) Io control cert in Courts for any generation under the Western Lands Act 1901, or the Public Roads Act 1902 (in addition to any such chains under the Court Lands Congolidation Act 1913, or the Court Scalement Action to continue to be dealt with by the Load land boardin the first instance (Schedule 1 (3)).

LAND AND ENVIRONMENT COURT (AMENDMENT) BILL, 1980

No. , 1980.

A BILL FOR

An Act to amend the Land and Environment Court Act, 1979, as a consequence of the enactment of the Local Government (Amendment) Act, 1980; and for other purposes.

[MR JENSEN-19 March, 1980.]

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Act No. , 1980.

Land and Environment Court (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 :—

5 1. This Act may be cited as the "Land and Environment Court Short title. (Amendment) Act, 1980".

2. The Land and Environment Court Act, 1979, is amended Amendment in the manner set forth in Schedule 1.

SCHEDULE 1.

Sec. 2.

10 Amendments to the Land and Environment Court Act, 1979.

(1) (a) Section 20 (1) (c)—

Omit "and" where secondly occurring.

(b) Section 20 (1) (d), (e)—

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- Omit section 20 (1) (d), insert instead :---
 - (d) proceedings under section 317JB of the Local Government Act, 1919; and
 - (e) proceedings referred to in subsection (2).

Land and Environment Court (Amendment).

SCHEDULE 1—continued.

AMENDMENTS TO THE LAND AND ENVIRONMENT COURT ACT, 1979—continued.

(2) (a) Section 21 (f)—

Omit "and" where secondly occurring.

(b) Section 21 (g), (h)-

Omit section 21 (g), insert instead :---

- (g) proceedings under section 3171 of the Local Government Act, 1919; and
- (h) any other proceedings which an Act provides may be taken before the Court in its summary jurisdiction.

(3) Section 24 (1) (a) (ii)—

Omit "or the Closer Settlement Acts", insert instead "the Closer Settlement Acts, the Western Lands Act, 1901, or the Public Roads Act 1902".

(4) Section 71—

Omit "20 (1) (d)", insert instead "20 (1) (e)".

BY AUTHORITY

D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES-1980

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Cand and Environment Court (Amendustent).

SCHEDULE 1-continued.

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(4) Section 71-

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- (2) to more certain encondensatis to the Lord and Shvirtun ant Court Act. (9.5), as a consequence of the multiplic of the Local Government (Amendanish) Act, 1950 (2011) [2] (and (4.1), and
- (b) It cannot a chains for compensation traffer the Western Lands Act. 1901, or the Paula R rule Net 1902 (br addition) to any such chains under the Orran Lands Corpolitication Act. 1913, or the Order Suthement Acts) to continue to be dealt with by the Paul land boardin the first instance (tendule 1 (3)).



LAND AND ENVIRONMENT COURT (AMENDMENT) ACT, 1980, No. 77

New South Wales



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Act No. 77, 1980.

An Act to amend the Land and Environment Court Act, 1979, as a consequence of the enactment of the Local Government (Amendment) Act, 1980; and for other purposes. [Assented to, 29th April, 1980.]

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Land and Environment Court (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 "Land and Environment Court (Amendment) Act, 1980".

Amendment of Act No. 204, 1979. In the manner set forth in Schedule 1.

Sec. 2.

SCHEDULE 1.

Amendments to the Land and Environment Court Act, 1979.

(1) (a) Section 20 (1) (c)—

Omit "and" where secondly occurring.

(b) Section 20 (1) (d), (e)—

Omit section 20 (1) (d), insert instead :--

(d) proceedings under section 317JB of the Local Government Act, 1919; and

(e) proceedings referred to in subsection (2).

Act No. 77, 1980.

Land and Environment Court (Amendment).

SCHEDULE 1—continued.

AMENDMENTS TO THE LAND AND ENVIRONMENT COURT ACT, 1979—continued.

(2) (a) Section 21 (f)-

Omit "and" where secondly occurring.

(b) Section 21 (g), (h)—

Omit section 21 (g), insert instead :-

- (g) proceedings under section 3171 of the Local Government Act, 1919; and
- (h) any other proceedings which an Act provides may be taken before the Court in its summary jurisdiction.
- (3) Section 24 (1) (a) (ii)-

Omit "or the Closer Settlement Acts", insert instead "the Closer Settlement Acts, the Western Lands Act, 1901, or the Public Roads Act 1902".

(4) Section 71—

Omit "20 (1) (d)", insert instead "20 (1) (e)".

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

A. R. CUTLER,

Governor.

Government House, Sydney, 29th April, 1980.

> BY AUTHORITY D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES-1980

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