

**LAND COMMISSION (HOUSING) AMENDMENT BILL
1985**

EXPLANATORY NOTE

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

This Bill is cognate with the Housing Bill 1985.

The objects of this Bill are to amend the Land Commission Act 1976 so as—

- (a) to omit provisions constituting the Land Commission;
 - (b) to confer certain functions formerly exercised by the Land Commission on the New South Wales Land and Housing Corporation proposed to be constituted by the Housing Bill 1985; and
 - (c) to omit certain other provisions that are no longer necessary or that are dealt with by cognate legislation.
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The Bill contains the following provisions:

Clause 1 specifies the short title of the proposed Act.

Clause 2 provides that the proposed Act will, with minor exceptions, commence on 1 January 1986.

Clause 3 is a formal provision that gives effect to the Schedule of amendments to the Principal Act.

Schedule 1 (1) amends the long title of the Principal Act so as to reflect the new legislative arrangements, whereby the Corporation proposed to be constituted under the Housing Bill 1985 will exercise, among other matters, functions under the Principal Act.

Schedule 1 (2) amends the short title of the Principal Act so that it may be referred to as the "Housing Act 1976".

Schedule 1 (3) repeals various sections of the Principal Act which are no longer operative or which have been adopted by the proposed Housing Act 1985.

Schedule 1 (4) (a) repeals various definitions which are no longer operative.

Schedule 1 (4) (b) inserts a definition of "Corporation".

Schedule 1 (4) (c) inserts a definition of "Housing Acts", which is defined to mean the Housing Act 1976, the Housing Act 1912 and the Housing Act 1985.

Schedule 1 (5) repeals Parts of the Principal Act containing various sections which are no longer operative.

Schedule 1 (6) is a consequential amendment to the heading of Part III of the Principal Act.

Schedule 1 (7) amends various sections of the Principal Act so as to substitute references to the Corporation for references to the Land Commission.

Schedule 1 (8) and (9) amend various sections of the Principal Act so that they apply also in relation to the other Housing Acts.

Schedule 1 (10) repeals various subsections of the Principal Act which are no longer operative.

Schedule 1 (11) effects an amendment to a section of the Principal Act concerned with research or investigation by the Corporation into matters connected with urban development.

Schedule 1 (12) omits Schedule 1 to the Principal Act, which relates to the constitution and procedure of the Land Commission.

**LAND COMMISSION (HOUSING) AMENDMENT BILL
1985**

No. , 1985

A BILL FOR

An Act to amend the Land Commission Act 1976 as a consequence of, and in connection with, the enactment of the Housing Act 1985, and in certain other respects.

Land Commission (Housing) Amendment 1985

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 Short title

1. This Act may be cited as the "Land Commission (Housing) Amendment Act 1985".

Commencement

2. (1) Sections 1 and 2 shall commence on the date of assent to this
10 Act.

(2) Except as provided by subsection (1), this Act shall commence on 1 January 1986.

Amendment of Act No. 62, 1976

3. The Land Commission Act 1976 is amended in the manner set forth
15 in Schedule 1.

SCHEDULE 1

(Sec. 3)

AMENDMENTS TO THE LAND COMMISSION ACT 1976

(1) Long title—

20 Omit the long title, insert instead:

*Land Commission (Housing) Amendment 1985*SCHEDULE 1—*continued*AMENDMENTS TO THE LAND COMMISSION ACT 1976—*continued*

An Act to provide for the exercise by the New South Wales Land and Housing Corporation of certain functions relating to housing and land supply; and for other purposes.

5 (2) Section 1—

Omit “Land Commission”, insert instead “Housing”.

(3) Sections 3, 26–32, 34, 36—

Omit the sections.

10 (4) (a) Section 4, definitions of “Chairman”, “Commission”, “commissioner”, “part-time commissioner”—

Omit the definitions.

(b) Section 4, definition of “Corporation”—

Before the definition of “council”, insert:

15 “Corporation” means the New South Wales Land and Housing Corporation constituted by the Housing Act 1985;

(c) Section 4, definition of “Housing Acts”—

After the definition of “functions”, insert:

“Housing Acts” means this Act, the Housing Act 1912 and the Housing Act 1985;

Land Commission (Housing) Amendment 1985

SCHEDULE 1—*continued*

AMENDMENTS TO THE LAND COMMISSION ACT 1976—*continued*

(5) Parts II, IV—

Omit the Parts.

(6) Part III, heading—

Omit “COMMISSION”, insert instead “CORPORATION”.

5 (7) Sections 9, 10, 11 (1), 12 (2), 13, 14, 14A, 14B, 14C, 15, 16, 17,
18, 19—

Omit “Commission” wherever occurring, insert instead
“Corporation”.

(8) (a) Section 9 (2)—

10 Before “are” where firstly occurring, insert “under this Act”.

(b) Section 9 (2) (e)—

Omit “by or under this or any other Act”, insert instead “by the
Housing Acts”.

(c) Section 9 (3) (a)—

15 Omit “Commission’s”, insert instead “Corporation’s”.

(9) Sections 10, 11 (1), 12, 13, 17—

Omit “this Act” wherever occurring, insert instead “the Housing
Acts”.

(10) Sections 11 (2)–(5), 12 (5)—

20 Omit the subsections.

(11) Section 18 (2)—

Omit “under section 9 (2) (c)”, insert instead “into matters
connected with urban development”.

Land Commission (Housing) Amendment 1985

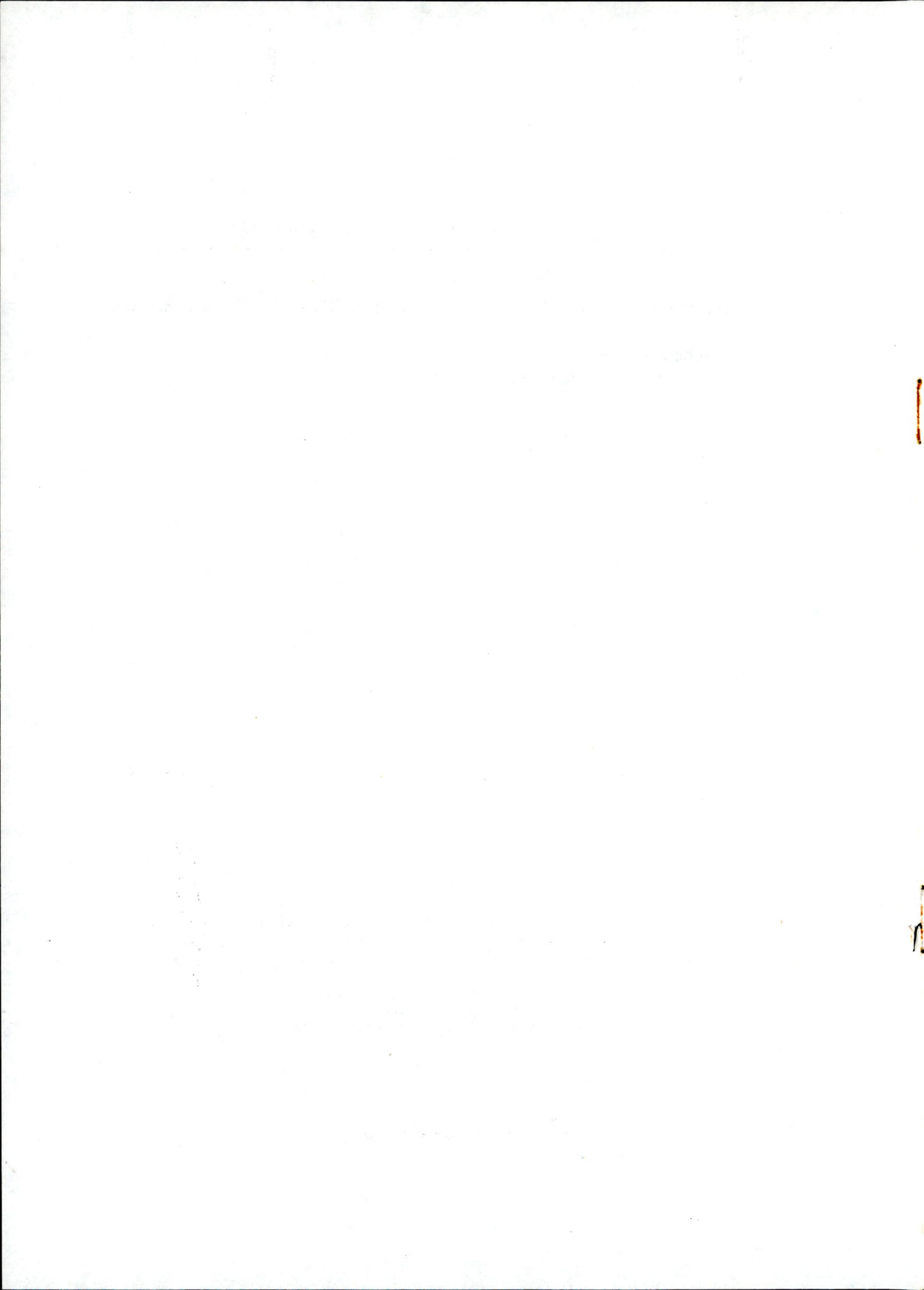
SCHEDULE 1—*continued*

AMENDMENTS TO THE LAND COMMISSION ACT 1976—*continued*

- (12) Schedule 1—
Omit the Schedule.

BY AUTHORITY

D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES—1985



LAND COMMISSION (HOUSING) AMENDMENT ACT 1985 No. 165

New South Wales



ANNO TRICESIMO QUARTO

ELIZABETHÆ II REGINÆ

* * * * *

Act No. 165, 1985

An Act to amend the Land Commission Act 1976 as a consequence of, and in connection with, the enactment of the Housing Act 1985, and in certain other respects. [Assented to, 3rd December, 1985.]

Land Commission (Housing) Amendment 1985

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 Commission (Housing) Amendment Act 1985".

Commencement

2. (1) Sections 1 and 2 shall commence on the date of assent to this Act.

(2) Except as provided by subsection (1), this Act shall commence on 1 January 1986.

Amendment of Act No. 62, 1976

3. The Land Commission Act 1976 is amended in the manner set forth in Schedule 1.

SCHEDULE 1

(Sec. 3)

AMENDMENTS TO THE LAND COMMISSION ACT 1976

(1) Long title—

Omit the long title, insert instead:

Land Commission (Housing) Amendment 1985

SCHEDULE 1—*continued*

AMENDMENTS TO THE LAND COMMISSION ACT 1976—*continued*

An Act to provide for the exercise by the New South Wales Land and Housing Corporation of certain functions relating to housing and land supply; and for other purposes.

(2) Section 1—

Omit “Land Commission”, insert instead “Housing”.

(3) Sections 3, 26–32, 34, 36—

Omit the sections.

(4) (a) Section 4, definitions of “Chairman”, “Commission”, “commissioner”, “part-time commissioner”—

Omit the definitions.

(b) Section 4, definition of “Corporation”—

Before the definition of “council”, insert:

“Corporation” means the New South Wales Land and Housing Corporation constituted by the Housing Act 1985;

(c) Section 4, definition of “Housing Acts”—

After the definition of “functions”, insert:

“Housing Acts” means this Act, the Housing Act 1912 and the Housing Act 1985;

Land Commission (Housing) Amendment 1985

SCHEDULE 1—*continued*

AMENDMENTS TO THE LAND COMMISSION ACT 1976—*continued*

- (5) Parts II, IV—
Omit the Parts.
- (6) Part III, heading—
Omit “COMMISSION”, insert instead “CORPORATION”.
- (7) Sections 9, 10, 11 (1), 12 (2), 13, 14, 14A, 14B, 14C, 15, 16, 17, 18, 19—
Omit “Commission” wherever occurring, insert instead “Corporation”.
- (8) (a) Section 9 (2)—
Before “are” where firstly occurring, insert “under this Act”.
- (b) Section 9 (2) (e)—
Omit “by or under this or any other Act”, insert instead “by the Housing Acts”.
- (c) Section 9 (3) (a)—
Omit “Commission’s”, insert instead “Corporation’s”.
- (9) Sections 10, 11 (1), 12, 13, 17—
Omit “this Act” wherever occurring, insert instead “the Housing Acts”.
- (10) Sections 11 (2)–(5), 12 (5)—
Omit the subsections.
- (11) Section 18 (2)—
Omit “under section 9 (2) (c)”, insert instead “into matters connected with urban development”.

Land Commission (Housing) Amendment 1985

SCHEDULE 1—*continued*

AMENDMENTS TO THE LAND COMMISSION ACT 1976—*continued*

(12) Schedule 1—

Omit the Schedule.

BY AUTHORITY

D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES—1985





