

LEGISLATIVE ASSEMBLY

Read 1° 26 October 1989

(Brought from the Legislative Council)

A BILL

for

An Act to amend the *Cultural and Recreational Lands Act 1963* to include certain land as recreational lands and for other purposes.

Cultural and Recreational Lands (Amendment) Act 1989

The Parliament of Victoria enacts as follows:

Purpose

1. The purpose of this Act is to bring certain land within the definition of “**Recreational lands**” for the purposes of the *Cultural and Recreational Lands Act 1963*.

Commencement

2. (1) This Act (other than section 4 (1)) comes into operation on the day on which it receives the Royal Assent.

(2) Section 4 (1) is deemed to have come into operation on 10 October 1989.

Principal Act

3. In this Act, the *Cultural and Recreational Lands Act 1963* is called the Principal Act. No. 7101.

Definition of “Recreational lands”

4. (1) In section 2 of the Principal Act, in the definition of “Recreational lands”, after paragraph (b) insert—

“; or

- (c) the Melbourne Cricket Ground (which has the same meaning as “Ground” has in section 2 of the *Melbourne Cricket Ground Act 1933*); or 5
- (d) the Flemington Racecourse (being the land leased to the chairman for the time being of the committee of The Victoria Racing Club for a term of 99 years from 19 August 1958 by a lease granted under *The Victoria Racing Club Act 1956* and entered in the Register Book of the Office of Titles in volume 1205 folium 019); or 10
- (e) the national tennis centre land within the meaning of section 4 of the *National Tennis Centre Act 1985*—”. 15

(2) In section 2 of the Principal Act, in the definition of “Recreational lands”, after paragraph (e) insert—

“; or

- (f) lands (whether or not otherwise rateable) which are declared by Order of the Governor in Council under section 2A to be recreational lands—”. 20

New section 2A inserted

5. After section 2 of the Principal Act, insert—

Orders declaring recreational lands

“2A. (1) The Governor in Council may by Order published in the *Government Gazette*, declare lands specified in the Order which comply with paragraph (a) (i) of the definition of “Recreational lands” in section 2 to be recreational lands. 25

(2) An Order under sub-section (1)—

- (a) takes effect from the date on which it is made; and 30
- (b) is not invalidated by a failure to publish it in the *Government Gazette*.”.

Rates

6. (1) In section 4 (1) of the Principal Act, omit “(not exceeding the amount that would otherwise have been payable by way of rates)”. 35

(2) In section 4 (2) of the Principal Act for “may determine” substitute “must determine”.