

Aboriginal Land (Coranderrk Cemetery) Bill

EXPLANATORY MEMORANDUM

The purpose of the Bill is to grant the Coranderrk aboriginal cemetery site to the local aboriginal community and to make provision for the management of that land.

Clause 1 states the purpose of the Bill.

Clause 2 provides for commencement of the Act on the day of receiving the Royal Assent.

Clause 3 sets out the definitions of—

Aborigine
Board of Directors
The land
Day of the grant
Healesville and District Aboriginal Co-operative Ltd.

Clause 4:

Sub-clause (1) empowers the Governor in Council to make a grant of the Coranderrk land to the Healesville and District Aboriginal Co-operative Ltd.

Sub-clause (2) revokes the reservation over the Coranderrk land and removes from office the members of the Committee of Management of the reserve.

Clause 5 stipulates the powers which the grant of the Coranderrk land gives to the Co-operative and the limitations which apply to the grant.

Clause 6 provides power for the Co-operative to make by-laws and sets out the procedure for making them with which the Co-operative must comply. The matters for which by-laws may be made are listed in the clause.

Clause 7 empowers the Co-operative to enter into agreements with a Minister of the State in relation to the protection or management of the Coranderrk land.

Clause 8 provides for the Coranderrk land to revert to the Crown if the Co-operative in wound up and for the granting of the land to another Aboriginal group.

Clause 9 provides that where the Coranderrk land is transferred or granted to another Aboriginal group, the Act applies to that group in relation to the land in the same way as it does to the Co-operative, and the transferee or grantee is deemed to be the successor in law of the Co-operative for the purposes of this Act.

Clause 10:

Sub-clause (1) states that certain sections of *Forests Act 1958* apply to the Coranderrk land as if that land were protected public land within the meaning of that Act.

Sub-clause (2) provides that the Coranderrk land is exempt from land tax.

Sub-clause (3) enables the Coranderrk land or any part of it to be declared a special rateable property within the meaning of Part XI. of the *Local Government Act 1958*.

Sub-clause (4) excepts from the care and control of the Co-operative certain wildlife, wild flowers and native plants.

Sub-clause (5) says that the land is to be treated as a cemetery under section 301 of the *Mines Act* 1958.

The Schedule sets out two plans, the first showing the location of the Coranderrk land and the second showing the Coranderrk land itself.