

LEGISLATIVE COUNCIL

TRADITIONAL OWNER SETTLEMENT BILL 2010

(Amendments and New Clause to be proposed in Committee by Mr RICH-PHILLIPS)

1. Clause 12, page 14, after line 5 insert—
 - "(10) A land agreement does not take effect in relation to—
 - (a) public land within the meaning of paragraph (b) or (c) of the definition of *public land* in section 11; or
 - (b) land that is permanently reserved under the **Crown Land (Reserves) Act 1978** and that is public land within the meaning of paragraph (a) or (e) of the definition of *public land* in section 11—unless ratified by Parliament in accordance with section 91."
2. Clause 30, page 32, after line 22 insert—
 - "(5) A land use activity agreement does not take effect in relation to—
 - (a) public land within the meaning of paragraph (b) or (c) of the definition of *public land* in section 3; or
 - (b) land that is permanently reserved under the **Crown Land (Reserves) Act 1978** and that is public land within the meaning of paragraph (a) or (e) of the definition of *public land* in section 3—unless ratified by Parliament in accordance with section 91."
3. Clause 108, line 27, omit "106" and insert "107".

NEW CLAUSE
4. Insert the following New Clause to follow the heading to Part 7—

"AA Procedure for ratification of certain agreements

 - (1) The Minister must cause any regulated agreement to be laid before each House of Parliament within 7 sitting days of that House after the agreement is entered into.
 - (2) Despite anything to the contrary in this Act, a regulated agreement does not take effect unless it is ratified by a resolution passed by each House of Parliament within 10 sitting days after it is laid before that House.
 - (3) The Minister must publish notice of the ratification of any regulated agreement under subsection (2) in the Government Gazette.

- (4) A regulated agreement that has been ratified under this section comes into effect—
 - (a) when the notice of ratification of the agreement is published in the Government Gazette; or
 - (b) on any later day specified in the notice.
- (5) In this section, ***regulated agreement*** means the following—
 - (a) a land agreement to which section 12(10) applies;
 - (b) a land use activity agreement to which section 30(5) applies."