

Portarlington Land Bill

No.

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LEGISLATIVE ASSEMBLY

Read 1° 10 October 1991

(Brought in by Mr Crabb and Mr Roper)

A BILL

to revoke the reservation of land at Portarlinton and for other purposes.

Portarlinton Land Act 1991

Preamble:

The foreshore at Portarlinton is permanently reserved for public purposes:

5 It is proposed to revoke the reservation of part of that land so that it can be sold to or leased to or used by the owners of neighbouring residential land:

The Parliament of Victoria therefore enacts as follows:

1. Purpose

10 The purpose of this Act is to revoke the reservation of land at Portarlinton.

Section headings appear in bold italics and are not part of the Act (see **Interpretation of Legislation Act 1984**).

2. Commencement

This Act comes into operation on the day on which it receives the Royal Assent.

3. Revocation of reservation

The Order in Council specified in Schedule 1 is revoked to the extent that it applies to the land shown hatched on the plan in Schedule 2. 5

4. Consequences of revoking reservation

On the revocation by this Act of an Order in Council reserving land— 10

(a) the land in respect of which the Order is revoked is deemed to be unalienated land of the Crown, freed and discharged from all trusts, limitations, reservations, restrictions, encumbrances, estates and interests; 15

(b) the appointment of any committee of management is revoked to the extent that it relates to the land;

(c) any regulations made under section 13 of the **Crown Land (Reserves) Act 1978** are revoked to the extent that they apply to the land. 20

5. No compensation is payable by Crown

No compensation is payable by the Crown in respect of anything done under or arising out of this Act.

6. Supreme Court—Limitation of jurisdiction

It is the intention of this section to alter or vary section 85 of the **Constitution Act 1975** to the extent necessary to prevent the Supreme Court awarding compensation in respect of anything done under or arising out of this Act. 25



SCHEDULES

SCHEDULE 1

Land in Respect of Which the Reservation is Revoked

<i>Situation and area of land</i>	<i>Instrument and date of reservation</i>	<i>Description of Land by reference to Government Gazette</i>	<i>Purpose of reservation</i>	<i>Extent of revocation</i>
Township of Portarlington, Parish of Paywit, County of Grant being Land on the shore of Port Phillip Bay	Order in Council 26 May 1873	Government Gazette 15 November 1872 page 2086 and 13 June 1873 page 1059	Site for Public Purposes	See Schedule 2

SCHEDULE 2

Portarlington Land

