



Australian Capital Territory

Land Acquisition (Northbourne Oval) Act 1996 No 84

Republication No 1

Republication date: 16 May 2002

Last amendment made by Act 2001 No 44

Amendments incorporated to 12 September 2001

Authorised by the ACT Parliamentary Counsel

About this republication

The republished law

This is a republication of the *Land Acquisition (Northbourne Oval) Act 1996* as in force on 16 May 2002. It includes any amendment, repeal or expiry affecting the republished law to 12 September 2001 and any amendment made under the *Legislation Act 2001*, part 11.3 (Editorial changes).

The legislation history and amendment history of the republished law are set out in endnotes 3 and 4.

Kinds of republications

The Parliamentary Counsel's Office prepares 2 kinds of republications of ACT laws (see the ACT legislation register at www.legislation.act.gov.au):

- authorised republications to which the *Legislation Act 2001* applies
- unauthorised republications.

The status of this republication appears on the bottom of each page.

Editorial changes

The *Legislation Act 2001*, part 11.3 authorises the Parliamentary Counsel to make editorial amendments and other changes of a formal nature when preparing a law for republication. Editorial changes do not change the effect of the law, but have effect as if they had been made by an Act commencing on the republication date (see *Legislation Act 2001*, s 115 and s 117). The changes are made if the Parliamentary Counsel considers they are desirable to bring the law into line, or more closely into line, with current legislative drafting practice.

This republication includes amendments made under part 11.3 (see endnote 1).

Uncommenced provisions and amendments

If a provision of the republished law has not commenced or is affected by an uncommenced amendment, the symbol **U** appears immediately before the provision heading. The text of the uncommenced provision or amendment appears only in the last endnote.

Modifications

If a provision of the republished law is affected by a current modification, the symbol **M** appears immediately before the provision heading. The text of the modifying provision appears in the endnotes. For the legal status of modifications, see *Legislation Act 2001*, section 95.

Penalties

The value of a penalty unit for an offence against this republished law at the republication date is—

- (a) if the person charged is an individual—\$100; or
- (b) if the person charged is a corporation—\$500.

Amendments incorporated to
12 September 2001



Australian Capital Territory

Land Acquisition (Northbourne Oval) Act 1996

Contents

	Page
1 Name of Act	2
3 Interpretation for Act	2
4 Acquisition of land	2
5 Possession of land	3
6 Conversion of interests into claims for compensation	3
7 Notices to owners	3
8 Registration of acquisition	3
9 Compensation for acquisition	4
10 Application of provisions of Lands Acquisition Act	4
11 Disposal of interests	4
12 Effect of Lands Acquisition Act	4

Contents

	Page
Endnotes	
1 About the endnotes	5
2 Abbreviation key	5
3 Legislation history	6
4 Amendment history	6

Amendments incorporated to
12 September 2001



Australian Capital Territory

Land Acquisition (Northbourne Oval) Act 1996

An Act relating to the acquisition for the Commonwealth of certain land in
the ACT

1 Name of Act

This Act is the *Land Acquisition (Northbourne Oval) Act 1996*.

3 Interpretation for Act

- (1) In this Act:

Note A definition applies except so far as the contrary intention appears (see *Legislation Act 2001*, s 155).

interest, in relation to land, means—

- (a) any legal or equitable estate or interest in the land; or
- (b) any restriction on the use of the land, whether or not annexed to other land; or
- (c) any other right (including a right under an option and a right of redemption), charge, power or privilege over or in connection with the land or an interest in the land.

Lands Acquisition Act means the *Lands Acquisition Act 1994*.

person does not include the Commonwealth.

relevant land means the land comprising block 1, section 30, division of Braddon, Canberra Central district, being the land where the sporting facility known as Northbourne Oval is situated.

- (2) In the provisions of the Lands Acquisition Act applied by this Act, a reference to that Act includes a reference to this Act.

4 Acquisition of land

- (1) The Executive may, in writing, declare that the relevant land (other than the interests of the Commonwealth in the land) is acquired for the Commonwealth.
- (2) A declaration is a notifiable instrument.

Note A notifiable instrument must be notified under the *Legislation Act 2001*.

- (3) On the notification under the *Legislation Act 2001* of the declaration, the relevant land is—
- (a) vested in the Commonwealth; and
 - (b) freed and discharged from all other interests and from all trusts, restrictions, dedications, reservations, obligations, mortgages, encumbrances, contracts, licences, charges and rates.

5 Possession of land

The Executive is entitled to vacant possession of the relevant land 7 days after notification under the *Legislation Act 2001* of a declaration under section 4 (1).

6 Conversion of interests into claims for compensation

On the notification under the *Legislation Act 2001* of a declaration under section 4 (1), each interest of a person in the relevant land is converted into a right to compensation under this Act.

7 Notices to owners

The Executive shall, as soon as practicable after the acquisition of the relevant land under section 4 (1), serve a copy of the declaration of the acquisition, in the form the Executive determines, on each person who had an interest in the land immediately before it was acquired, or on such of them as can, after diligent inquiry, be ascertained.

8 Registration of acquisition

- (1) As soon as practicable, and in any event, within 28 days, after the notification under the *Legislation Act 2001* of a declaration under section 4 (1), the chief executive shall lodge with the registrar-general a memorandum setting out particulars of the declaration.
- (2) The registrar-general shall—
 - (a) deal with and give effect to the declaration as if it were a grant, conveyance or transfer of the acquired interest to the

Commonwealth duly executed under the laws of the Territory;
and

- (b) make the entries in the records kept by the registrar-general that are necessary having regard to the effect of section 4 (3).

9 Compensation for acquisition

The Lands Acquisition Act, part 6 applies in relation to interests in the relevant land that have been acquired on behalf of the Commonwealth under this Act as if the relevant land had been acquired by compulsory process under the Lands Acquisition Act on the day the declaration of the acquisition under section 4 (1) was notified under the *Legislation Act 2001*.

10 Application of provisions of Lands Acquisition Act

The Lands Acquisition Act, sections 105, 106, 107, 110 and 112 to 116 apply in relation to interests in the relevant land that have been acquired on behalf of the Commonwealth under this Act as if the relevant land had been acquired by compulsory process under the Lands Acquisition Act on the day the declaration of the acquisition under section 4 (1) was notified under the *Legislation Act 2001*.

11 Disposal of interests

- (1) The Executive may dispose of an interest in land acquired under this Act in any way authorised by the *Land (Planning and Environment) Act 1991*.
- (2) The Executive is not required to comply with the provisions of the Lands Acquisition Act, part 9 in disposing of an interest in land acquired under this Act.

12 Effect of Lands Acquisition Act

This Act has effect despite anything contained in the Lands Acquisition Act.

Endnotes

1 About the endnotes

Amending and modifying laws are annotated in the legislation history and the amendment history. Current modifications are not included in the republished law but are set out in the endnotes.

Not all editorial amendments made under the *Legislation Act 2001*, part 11.3 are annotated in the amendment history. Full details of any amendments can be obtained from the Parliamentary Counsel's Office.

Uncommenced amending laws and expiries are listed in the legislation history and the amendment history. These details are underlined. Uncommenced provisions and amendments are not included in the republished law but are set out in the last endnote.

If all the provisions of the law have been renumbered, a table of renumbered provisions gives details of previous and current numbering.

The endnotes also include a table of earlier republications.

If the republished law includes penalties, current information about penalty unit values appears on the republication inside front cover.

2 Abbreviation key

am = amended	ord = ordinance
amdt = amendment	orig = original
ch = chapter	p = page
cl = clause	par = paragraph
def = definition	pres = present
dict = dictionary	prev = previous
disallowed = disallowed by the Legislative Assembly	(prev...) = previously
div = division	prov = provision
exp = expires/expired	pt = part
Gaz = Gazette	r = rule/subrule
hdg = heading	reg = regulation/subregulation
ins = inserted/added	renum = renumbered
LA = Legislation Act 2001	reloc = relocated
LR = legislation register	R[X] = Republication No
LRA = Legislation (Republication) Act 1996	s = section/subsection
mod = modified / modification	sch = schedule
No = number	sdiv = subdivision
num = numbered	sub = substituted
o = order	SL = Subordinate Law
om = omitted/repealed	<u>underlining</u> = whole or part not commenced or to be expired

Endnotes

3 Legislation history

3 Legislation history

Land Acquisition (Northbourne Oval) Act 1996 No 84

notified 20 December 1996 (Gaz 1996 No S328)

commenced 20 December 1996 (s 2)

as amended by

Legislation (Consequential Amendments) Act 2001 No 44 pt 206

notified 26 July 2001 (Gaz 2001 No 30)

s 1, s 2 commenced 26 July 2001 (IA s 10B)

pt 206 commenced 12 September 2001 (s 2 and Gaz 2001 No S65)

4 Amendment history

Commencement

s 2 om 2001 No 44 amdt 1.2324

Acquisition of land

s 4 am 2001 No 44 amdt 1.2325-1.2327; ss renum R1 LA (see 2001 No 44 amdt 1.2328)

Possession of land

s 5 am 2001 No 44 amdt 1.2329

Conversion of interests into claims for compensation

s 6 am 2001 No 44 amdt 1.2329

Notices to owners

s 7 am 2001 No 44 amdt 1.2330

Registration of acquisition

s 8 am 2001 No 44 amdt 1.2331

Compensation for acquisition

s 9 am 2001 No 44 amdt 1.2332

Application of provisions of Lands Acquisition Act

s 10 am 2001 No 44 amdt 1.2332

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