

1986

THE PARLIAMENT OF THE COMMONWEALTH
OF AUSTRALIA

HOUSE OF REPRESENTATIVES

ABORIGINAL LAND GRANT (JERVIS BAY TERRITORY)
BILL 1986

ADDITIONAL EXPLANATORY MEMORANDUM

(Circulated by authority of the
Minister for Aboriginal Affairs,
the Hon A.C. Holding, M.P.)

OUTLINE

The amendment to the Aboriginal Land Grant (Jervis Bay Territory) Bill 1986 is to provide that, where the Minister becomes satisfied that vacant Crown land which adjoins Aboriginal Land is of significance to Aboriginal members of the Community and it would appropriate to grant the land to the Council, the Minister may publish in the Gazette an instrument declaring the land Aboriginal Land and cause a copy of the instrument to be laid before both Houses of Parliament. Either House may disallow the instrument and the land will not then become Aboriginal Land.

FINANCIAL IMPACT

Nil.

NOTES ON CLAUSE

Clause 9 : Later grants of land

1. The Minister may by instrument in writing declare that the land become Aboriginal Land and shall cause a copy of the instrument to be published in the Gazette and also cause a copy to be laid before each House of the Parliament. The land will not become Aboriginal Land and the instrument will have been disallowed if, within 15 sitting days of the instrument being laid before Parliament, either House in pursuance of a motion upon notice passes a resolution disallowing the instrument or if a notice of motion is given and the relevant motion is not called on, withdrawn or otherwise disposed of. Otherwise the land will become Aboriginal Land on the day after the 15 sitting days.

2. Provision is made that if a House is dissolved, expires or is prorogued, the instrument will have been deemed to have been laid before the House on the first sitting day after the dissolution, expiry or prorogation.

3. Where the instrument is not disallowed and takes effect the Minister shall cause a notice to that effect to be published in the Gazette.