

**House of Assembly—No 126**

As laid on the table and read a first time, 14 September 2005

South Australia

**Crown Lands (Glenelg River Shack Sites)  
Amendment Bill 2005**

A BILL FOR

An Act to amend the *Crown Lands Act 1929*.

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## The Parliament of South Australia enacts as follows:

### Part 1—Preliminary

#### 1—Short title

This Act may be cited as the *Crown Lands (Glenelg River Shack Sites) Amendment Act 2005*.

#### 5 2—Amendment provisions

In this Act, a provision under a heading referring to the amendment of a specified Act amends the Act so specified.

### Part 2—Amendment of *Crown Lands Act 1929*

#### 3—Insertion of section 78C

10 After section 78B insert:

#### **78C—Certain shack lessees entitled to surrender lease for perpetual lease**

(1) Despite any other provision of this Act or any other Act or law, or the terms of any lease—

- 15 (a) the lessee of a prescribed shack site is entitled to surrender the lease under Part 11 and to obtain a perpetual lease over the lands comprised in the surrendered lease; and
- (b) a perpetual lease so obtained—
  - 20 (i) must not require the payment of rent in excess of the rent payable under the surrendered lease; and
  - (ii) may be transferred without the consent of the Minister,

but otherwise may contain such terms, conditions, covenants and reservations as the Minister thinks fit.

(2) In this section—

***prescribed shack site*** means an area—

- (a) that was, immediately before the commencement of this section, leased from the Crown; and
- (b) that encompasses subjacent land underlying, or land immediately adjacent to, the Glenelg River (or both); and
- (c) on which, or on part of which, has been constructed a shack.

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