

Authorised Version No. 043
Victorian Plantations Corporation Act 1993

No. 61 of 1993

Authorised Version incorporating amendments as at
7 June 2012

TABLE OF PROVISIONS

<i>Section</i>	<i>Page</i>
PART 1—PRELIMINARY	1
1 Purpose	1
2 Commencement	1
3 Definitions	1
PART 2—THE CORPORATION	4
4 Additional management powers	4
5 Additional powers relating to plantations	4
5A Application of State Owned Enterprises Act 1992 to Corporation	5
6 Arrangements with Secretary	5
PART 3—PLANTATIONS	6
Division 1—Vested land	6
7 Interpretation of plans	6
8 Vesting of Schedule 1 plantations	6
8A Further vesting of plantations	7
8B Divesting of land from the Corporation	8
8C Land deemed never to have been vested	9
8D Saving of status of land	9
8E Closure of roads	9
8F Divesting of land from Corporation	10
8G Removal of reservations	10
8H Additional vesting of plantations	11
9 Consequences of vesting	11
10 Access through Crown land	13
11 Access through vested land	13
12 Access to other land	13

<i>Section</i>	<i>Page</i>
13 Access generally	14
13A Rights under easements over private land extended to Corporation	15
14 Powers over roads	15
15 Secretary's powers concerning timber harvesting	17
Division 2—Acquisition and disposal of land	18
16 Surrender or transfer of land	18
17 Vested land may revert to the Crown	18
17A Land which is to revert to the Crown	19
18 Issue of Crown grant	19
19 Acquisition of interests in land	20
20 Disposal of interest in land	20
Division 3—Managed land	20
21 General management powers	20
Division 4—General	21
22 Property in forest produce	21
23 Application of Forests Act 1958	22
24 Taking forest produce without authority	22
25 Notice of timber harvesting proposals	23
26 Application of mineral resources legislation	23
27 No compensation payable by Crown or Corporation	24
PART 3A—PLANTATION LICENCES	25
Division 1—Definitions	25
27A Definitions	25
Division 2—Licences	26
27B Grant of licence for forestry business	26
27C Assignment of licence	27
27D Application of Act to licensee	27
27E Application of other enactments to licensee	28
27F Power of licensee to construct roads	28
27G Issue of Crown grant on surrender of licence	28
27H Cancellation of licence at request of licensee	29
27I Cancellation of licence by Governor in Council	29
27J No compensation	30
Division 3—Registrar and register	30
27K Appointment of registrar	30
27L Functions of registrar	30
27M Effect of registration	31
27N Creation etc. of interests in licences	32
27O Devolution of rights of licensee	32

<i>Section</i>	<i>Page</i>
27P Correction of register	32
27Q Disclosure of registered information	33
27R Survey standards	34
27S Evidence	34
27T Offence	34
PART 4—GENERAL	35
28 Assets and liabilities—personal property and vested land	35
29 Land management co-operative agreements	36
30 Forestry Acts and Wood Supply Agreements	36
31 Lease documents	38
32 General enforcement powers	39
33 Supreme Court—limitation of jurisdiction	39
33A Regulations	39
PART 5—TRANSFER OF CERTAIN PROPERTY AND STAFF OF CORPORATION	40
Division 1—Introductory	40
34 Definitions and application	40
35 Power to dispose of business undertaking	42
36 Treasurer may be party to agreements	42
Division 2—Allocation of property	43
37 Corporation to prepare allocation statement	43
38 Certificate of chief executive officer	44
Division 3—Transfer of property	45
39 Property transferred	45
40 Allocation of property etc. subject to encumbrances	45
41 Value of transferred property	46
42 Substitution of party to agreement	46
43 Corporation instruments	46
44 Proceedings	46
45 Interests in land	47
46 Amendment of Register	47
47 Evidence	48
48 Validity of things done under this Part	48
Division 4—Staff	49
49 List of Corporation staff	49
50 Transfer of Corporation staff	50
51 Future terms and conditions of transferred employees	51

<i>Section</i>	<i>Page</i>
SCHEDULES	52
SCHEDULE 1—Plantation Land	52
SCHEDULE 2—Land to which Access is Required	59
SCHEDULE 3—Co-operative Land Management Agreements	60
SCHEDULE 4—Forestry Acts and Agreements	61
SCHEDULE 5—Roads to be Closed	63
SCHEDULE 6—Land to be Divested from Corporation	69
SCHEDULE 7—Land to Cease to be Reserved	71
SCHEDULE 8—Certified Plans of Plantation Land	73
<hr/> <hr/>	
ENDNOTES	88
1. General Information	88
2. Table of Amendments	89
3. Explanatory Details	92

Authorised Version No. 043
Victorian Plantations Corporation Act 1993

No. 61 of 1993

Authorised Version incorporating amendments as at
7 June 2012

The Parliament of Victoria enacts as follows:

PART 1—PRELIMINARY

1 Purpose

The main purpose of this Act is to confer additional functions and powers on the Victorian Plantations Corporation, a State body established under the **State Owned Enterprises Act 1992** and to make further provision for the management of plantations.

2 Commencement

- (1) Part 1 comes into operation on the day on which this Act receives the Royal Assent.
- (2) The remaining provisions of this Act come into operation on a day or days to be proclaimed.

3 Definitions

In this Act—

Corporation means the Victorian Plantations Corporation established as a State body by Order of the Governor in Council published in the Government Gazette on 13 May 1993¹;

* * * * *

**S. 3 def. of
Director-
General
repealed by
No. 76/1998
s. 17(1)(a).**

Victorian Plantations Corporation Act 1993
No. 61 of 1993
Part 1—Preliminary

s. 3

S. 3 def. of
forest
produce
amended by
Nos 67/1995
s. 58(Sch. 1
item 15.1),
63/2006
s. 61(Sch.
item 33.1),
6/2009
s. 58(1).

forest produce means—

- (a) vegetation of any kind, whether living or dead; or
- (b) any produce or substance derived from vegetation; or
- (c) stone within the meaning of the **Mineral Resources (Sustainable Development) Act 1990**; or
- (d) honey or beeswax—

but does not include a mineral within the meaning of the **Mineral Resources (Sustainable Development) Act 1990**;

freehold land means land granted to or acquired by the Corporation under Division 2 of Part 3;

S. 3 def. of *key diagram*
inserted by
No. 92/1994
s. 4.

key diagram means any one of the plans numbered LEGL/93-179/1 to LEGL/93-182/1 in Schedule 1;

managed land means land to which Division 3 of Part 3 applies;

road includes—

- (a) Crown land proclaimed or reserved as a road under any Act; or
- (b) Crown land shown as a road on a map or plan lodged in the Central Plan Office—

irrespective of whether the road is, or is not, used or is, or is not, formed or sealed;

Victorian Plantations Corporation Act 1993
No. 61 of 1993
Part 1—Preliminary

s. 3

Secretary means the body corporate established
by Part 2 of the **Conservation, Forests and
Lands Act 1987**;

**S. 3 def. of
Secretary
inserted by
No. 76/1998
s. 17(1)(b).**

vested land means land vested in the Corporation
under Division 1 of Part 3.

PART 2—THE CORPORATION

4 Additional management powers

Without limiting the generality of other powers conferred on the Corporation—

- (a) the Corporation may—
 - (i) be a member of a body corporate, association, partnership, trust or other body; or
 - (ii) form, or participate in the formation of, a body corporate, association, partnership, trust or other body; or
 - (iii) enter into a joint venture with another person or other persons;
- (b) the Corporation may—
 - (i) accept gifts, grants, bequests and devises;
 - (ii) act as trustee.

5 Additional powers relating to plantations

The powers of the Corporation include the following—

- (a) to take or convert or permit the taking or conversion of forest produce from freehold land, managed land or vested land;
- (b) to sell or otherwise dispose of forest produce which it takes;
- (c) to charge royalties, rent or fees for—
 - (i) forest produce that the Corporation permits to be taken; or

- (ii) leases, licences, permits or other authorities granted by the Corporation;
or
- (iii) services provided by the Corporation.

5A Application of State Owned Enterprises Act 1992 to Corporation

S. 5A
inserted by
No. 35/1998
s. 4.

Despite anything to the contrary in the **State Owned Enterprises Act 1992**—

- (a) the board of directors of the Corporation may consist of 2, 3 or 4 directors; and
- (b) if the Treasurer so determines, the board is not required to prepare a corporate plan in respect of a year; and
- (c) sections 22 and 34 of that Act apply as if a reference in those sections to 2 or more directors were a reference to one or more directors.

6 Arrangements with Secretary²

The Corporation and the Secretary may enter into agreements or arrangements, including agreements or arrangements relating to—

S. 6
amended by
Nos 46/1998
s. 7(Sch. 1),
74/2000
s. 3(Sch. 1
item 140.1).

- (a) the supply of goods or services;
- (b) the prevention and suppression of fire.

PART 3—PLANTATIONS

Division 1—Vested land

7 Interpretation of plans

S. 7(1)
amended by
No. 92/1994
s. 5(a)(i)(ii).

(1) If an area shown on a plan referred to in Schedule 1 other than a key diagram is shown or described in that plan or on any of the key diagrams as extending over two or more plans, the boundaries of that area for the purposes of this Division must be taken to be the boundary shown on all the plans over which the area extends, and for that purpose those plans must be read as one plan.

S. 7(2)
amended by
No. 92/1994
s. 5(b)(i).

(2) For the purpose of area identification, the particular areas shown on plans referred to in Schedule 1 other than the key diagrams are—

S. 7(2)(a)
amended by
No. 92/1994
s. 5(b)(ii).

(a) generally described and shown bounded by broken lines and joined dotted lines on plan No. LEGL/93–182/1, in the case of Strzelecki Plantations; and

S. 7(2)(b)
amended by
No. 92/1994
s. 5(b)(iii).

(b) generally described and shown coloured black on plans LEGL/93–179/1 to LEGL/93–181/1, in the case of the other plantations.

8 Vesting of Schedule 1 plantations

(1) By force of this section, the following land vests in the Corporation—

(a) the land bordered in red on the plans listed in Schedule 1, excluding the lands coloured yellow and bordered in blue on those plans;

(b) the land bordered in green on plan LEGL/93–12;

(c) the land bordered in green on plan LEGL/93–120;

- (d) the land coloured brown on plans
LEGL/93–158, LEGL/93–159,
LEGL/93–162 and LEGL/93–169.
- (2) By force of this section, the land referred to in
subsection (1)(b) ceases to be a national park.
- (3) By force of this section, the land referred to in
subsection (1)(c) ceases to be a State park.
- (4) By force of this section, the land referred to in
subsection (1)(d) is divested from the Public
Transport Corporation.

8A Further vesting of plantations

S. 8A
inserted by
No. 92/1994
s. 6.

- (1) By force of this section—
- (a) upon a plan being listed in Schedule 1 by the
**Victorian Plantations Corporation
(Amendment) Act 1994**, land bordered in
red on the plan, excluding land coloured
yellow or bordered in blue on the plan, vests
in the Corporation; and
- (b) upon a plan being substituted in Schedule 1
by the **Victorian Plantations Corporation
(Amendment) Act 1994**, land bordered in
red on the plan, excluding land coloured
yellow or bordered in blue on the plan which
is not already vested in the Corporation,
vests in the Corporation.
- (2) By force of this section, upon plans
LEGL/93-14/1, LEGL/93-158/1, LEGL/93-162/1
and LEGL/93-169/1 being substituted in
Schedule 1, land coloured brown on those plans
divests from the Public Transport Corporation and
vests in the Corporation.

S. 8B
inserted by
No. 92/1994
s. 6.

8B Divesting of land from the Corporation

- (1) By force of this section—
- (a) upon plans LEGL/93-16/1, LEGL/93-113/1, LEGL/93-125/1, LEGL/93-128/1, LEGL/93-130/1, LEGL/93-131/1, LEGL/93-132/1, LEGL/93-133/1, and LEGL/93-134/1 being substituted in Schedule 1, land coloured pink on the plans divests from the Corporation and reverts to the Crown as unalienated Crown land; and
 - (b) upon plans LEGL/93-16/1, LEGL/93-40/1, LEGL/93-78/1, LEGL/93-125/1, LEGL/93-127/1, LEGL/93-132/1, LEGL/93-137/1 and LEGL/93-142/1 being substituted in Schedule 1, land coloured green on those plans divests from the Corporation and reverts to the Crown and is deemed to be reserved forest; and
 - (c) upon plans LEGL/93-124/1 and LEGL/93-132/1 being substituted in Schedule 1, land coloured light blue on those plans divests from the Corporation and reverts to the Crown and is deemed to be temporarily reserved under the **Crown Land (Reserves) Act 1978** for public purposes; and
 - (d) upon plan LEGL/93-132/1 being substituted in Schedule 1, the whole of the interest of the Corporation in land coloured golden brown on the plan vests in the Government Employee Housing Authority established under the **Government Employee Housing Authority Act 1981**.

8C Land deemed never to have been vested

Land coloured grey upon plans LEGL/93-22/1, LEGL/93-90/1, LEGL/93-91/1, LEGL/93-94/1, LEGL/93-100/1 and LEGL/93-108/1 listed in Schedule 1 is deemed never to have been vested in the Corporation and any folio of the Register kept under the **Transfer of Land Act 1958** and any registered interest or dealing with respect to that land is as effective and is deemed always to have been as effective as if that land had never been vested in the Corporation.

S. 8C
inserted by
No. 92/1994
s. 6.

8D Saving of status of land

Except as otherwise provided for in the amendments made to this Act by the **Victorian Plantations Corporation (Amendment) Act 1994**, the substitution of a plan in Schedule 1 by that Act does not affect the status of any land identified on the plan.

S. 8D
inserted by
No. 92/1994
s. 6.

8E Closure of roads

By force of this section, on the commencement of section 5 of the **Victorian Plantations Corporation (Amendment) Act 1998**—

- (a) the following lands are closed as roads—
- (i) the land coloured yellow on the plans listed in Part 1 of Schedule 5; and
 - (ii) the land coloured purple on plan LEGL/98-16 lodged at the Central Plan Office under the **Survey Co-ordination Act 1958**; and
 - (iii) the land shown hatched on the plans listed in Part 2 of Schedule 5; and
- (b) all rights, easements and privileges (existing or claimed in the land by the public or by any body or person as incident to any express or implied grant or past or supposed

S. 8E
inserted by
No. 35/1998
s. 5,
amended by
No. 74/2000
s. 3(Sch. 1
item 140.2).

s. 8F

dedication or by user, operation of law or otherwise) cease; and

- (c) the land is deemed to be unalienated land of the Crown and is discharged from any reservation affecting it; and
- (d) the land vests in the Corporation.

S. 8F
inserted by
No. 35/1998
s. 6.

8F Divesting of land from Corporation

By force of this section, upon the commencement of section 6 of the **Victorian Plantations Corporation (Amendment) Act 1998**, land in a Crown Allotment listed in Schedule 6 on a certified plan listed in that Schedule divests from the Corporation and reverts to the Crown as unalienated Crown land.

S. 8G
inserted by
No. 35/1998
s. 6.

8G Removal of reservations

- (1) This section applies to—
 - (a) the land shown hatched on a plan listed in Part 1 of Schedule 7; and
 - (b) the land in each Crown Allotment listed in Part 2 of Schedule 7 on a certified plan listed in that Part of that Schedule; and
 - (c) the land coloured red on plans LEGL/97-175 and LEGL/98-16 lodged at the Central Plan Office under the **Survey Co-ordination Act 1958**; and
 - (d) the land described on certified plans CP 117826 and CP 117803 lodged at the Central Plan Office under the **Survey Co-ordination Act 1958**.
- (2) By force of this section, upon the commencement of section 6 of the **Victorian Plantations Corporation (Amendment) Act 1998**, the land to which this section applies—

- (a) ceases to be subject to any permanent or temporary reservation applying to it under the **Crown Land (Reserves) Act 1978**; and
- (b) ceases to be reserved forest; and
- (c) except as otherwise provided in this Act, ceases to be subject to the **Forests Act 1958**; and
- (d) is deemed to be unalienated land of the Crown.

8H Additional vesting of plantations

S. 8H
inserted by
No. 35/1998
s. 6.

- (1) By force of this section, upon the commencement of section 6 of the **Victorian Plantations Corporation (Amendment) Act 1998**, land in a Crown Allotment listed in Schedule 8 on a certified plan listed in that Schedule which is not already vested in the Corporation, vests in the Corporation.
- (2) In determining the land in a Crown Allotment for the purposes of subsection (1), any notation on a certified plan listed in Schedule 8 to the effect that the plan is subject to road closures or subject to divestment from the Corporation or subject to the excision of land or subject to the creation of an easement (however described) is to be disregarded.

9 Consequences of vesting

- (1) On its vesting in the Corporation under this Division, vested land—
 - (a) ceases to be subject to any permanent or temporary reservation applying to it under the **Crown Land (Reserves) Act 1978**;
 - (b) ceases to be reserved forest;
 - (c) except as otherwise provided in this Act, ceases to be subject to the **Forests Act 1958**.

S. 9(2)(b)
amended by
Nos 67/1995
s. 58(Sch. 1
item 15.2),
96/1998
s. 257(6),
7/2005
s. 174(a),
63/2006
s. 61(Sch.
item 33.2),
61/2008 s. 322,
6/2009
s. 58(2).

- (2) This section does not—
- (a) affect the continuity of status or effect of any lease, licence, permit or authority existing over vested land immediately before its vesting under this Division; or
 - (b) affect the operation of the **Geothermal Energy Resources Act 2005**, the **Greenhouse Gas Geological Sequestration Act 2008**, **Petroleum Act 1998**, **Mineral Resources (Sustainable Development) Act 1990** or the **Water Act 1989**; or
 - (c) bring vested land under the operation of the **Transfer of Land Act 1958**; or
 - (d) prevent the issue of a Crown grant for vested land under Division 2; or
 - (e) affect any easement, interest, right, power or privilege existing over the vested land immediately before its vesting under this Division in favour of a body corporate created under an Act or an Act of the Commonwealth and relating to drainage, telephone or other communications, or the supply of electricity or gas.
- (3) A lease, licence, permit or authority referred to in subsection (2)(a) must be taken to have been granted by the Corporation, and, in relation to any period on or after the commencement of this section, a reference (however expressed) to the grantor of the lease, licence, permit or authority must be taken to be a reference to the Corporation.

(3A) Section 4(1) of the **Crown Land (Reserves) Act 1978** does not apply to vested land.

S. 9(3A)
inserted by
No. 35/1998
s. 7.

(4) Subject to this Division, the Corporation has the same rights and remedies in relation to the entry of persons on to vested land as it would have if it were the owner of that land.

10 Access through Crown land

(1) The Secretary must grant to the Corporation those rights over Crown land that are necessary to give the Corporation reasonable access to vested land.

S. 10(1)
amended by
No. 76/1998
s. 17(3).

(2) Subsection (1) applies despite anything to the contrary in the **Crown Land (Reserves) Act 1978** or in any Order under that Act.

11 Access through vested land

The Corporation must grant to the Minister or the Secretary (as the case requires) those rights over vested land that are necessary to give reasonable access through that land to—

S. 11
amended by
No. 76/1998
s. 17(3).

(a) Crown land; or

(b) land bordered in purple and shown by hatching on a plan referred to in Schedule 1; or

(c) land bordered in blue on the plans referred to in Schedule 1 and numbered LEGL/93–29 and LEGL/93–100/1.

S. 11(c)
amended by
No. 92/1994
s. 7(a)(b).

12 Access to other land

(1) The Corporation must grant to a person or body listed in Column 1 of an item in Schedule 2 those rights over vested land that are necessary to give reasonable access to the land listed in Column 2 of that item.

S. 12(2)
substituted by
No. 85/1998
s. 24(Sch.
item 64.1).

- (2) The rights may be recorded in the Register under the **Transfer of Land Act 1958**.

S. 12(3)
repealed by
No. 85/1998
s. 24(Sch.
item 64.1).

* * * * *

13 Access generally

- (1) An access right under section 10, 11 or 12 may be granted by way of lease, licence or permit or in any other way agreed between the person granting the right and the person to whom it is granted.
- (2) The nature and extent of that access right must be determined by agreement between the person granting the right and the person to whom it is granted or, failing that agreement, by the Minister.
- (3) If the Minister determines the nature and extent of an access right, the Minister may give any directions to the person who is to grant the right that the Minister considers necessary to implement that determination, and that person must comply with that direction.
- (4) An access right may be granted with or without fee or other consideration.
- (5) In determining the nature and extent of an access right, the factors which must be considered include, but are not limited to—
 - (a) whether there is a usable road giving practicable access;
 - (b) the means of access existing before the land became vested land;
 - (c) the use of the land over which access is proposed;

- (d) whether the land to which access is required is wholly or partially surrounded by the land through which access is to be given.
- (6) An access right is also exercisable by the servants, agents or invitees of the person granted the right and by any person with a lease, licence, permit or authority over the land to which access is required.

13A Rights under easements over private land extended to Corporation

S. 13A
inserted by
No. 92/1994
s. 8.

- (1) In instrument number 1671165 lodged in the Office of Titles, a reference to His Majesty King George VI is deemed to include a reference to the Corporation.
- (2) In Crown Grant Volume 7924 Folio 057, a reference to the Forests Commission is deemed to include a reference to the Corporation.
- (3) In instrument number 1636036 lodged in the Office of Titles, a reference to His Majesty King Edward VIII is deemed to include a reference to the Corporation.

14 Powers over roads

- (1) For the purposes of carrying out its functions and powers the Corporation—
- (a) may construct roads on freehold land or vested land or, with the consent of the land manager under Division 3, managed land;
- (b) may temporarily close to traffic roads on any of that land.
- (2) On the recommendation of the Minister after consultation with the Corporation, the Governor in Council, under section 25(3)(c) of the **Land Act 1958**, may proclaim any vested land or managed land to be a road and that paragraph and section 25(4) of that Act apply to that land as if

those provisions referred to vested land or managed land instead of Crown land.

- (3) On the recommendation of the Minister after consultation with the Corporation and, in the case of managed land, with the consent of the land manager, the Governor in Council, by Order published in the Government Gazette may declare that the whole or any part of a road on—
 - (a) land coloured yellow on a plan referred to in Schedule 1; or
 - (b) managed land—is closed as a road.
- (4) On the date of publication of the Order in the Government Gazette—
 - (a) the land to which the Order relates is closed as a road; and
 - (b) all rights, easements and privileges (existing or claimed by the public or by any body or person as incident to any express or implied grant or past or supposed dedication or by user, operation of law or otherwise) cease; and
 - (c) the land is deemed to be unalienated land of the Crown and is discharged from any reservation affecting it; and
 - (d) to the extent (if any) indicated in the Order, the land vests in the Corporation.
- (5) The powers in this section are in addition to and do not take away from any other powers to construct or close roads.
- (6) This section does not apply to a freeway or an arterial road within the meaning of the **Road Management Act 2004**.

S. 14(6)
amended by
No. 12/2004
s. 169.

15 Secretary's powers concerning timber harvesting

- (1) For the purposes of complying with sections 52A to 52C of the **Forests Act 1958**, the Secretary—
 - (a) may enter land bordered in purple and shown by hatching on the plans referred to in Schedule 1;
 - (b) may take, sell or otherwise dispose of forest produce from that land;
 - (c) may grant licences or permits over that land under the **Forests Act 1958** as if the land were reserved forest.
- (2) For the purposes of sections 52A to 52E and the Third Schedule of the **Forests Act 1958**, the land referred to in subsection (1)(a) must be taken to be State forest.
- (3) Subsections (1) and (2) cease to apply on the day after the date of expiry of the timber supply period which began on 1 July 1991.
- (4) Despite subsection (3) a licence or permit granted in accordance with provisions applied by subsections (1) and (2) and in force immediately before subsections (1) and (2) cease to apply, has effect from the date referred to in subsection (3) as if granted by the Corporation, and as if any reference in the licence or permit to the Secretary were a reference to the Corporation;
- (5) For the purpose of the provisions applied by subsections (1) and (2), the Secretary may charge and collect royalties and fees as if the forest produce concerned were owned by the Crown, and no royalties are payable by the Secretary to the Corporation for the taking of that forest produce.
- (6) In this section, *timber supply period* has the same meaning as in the **Forests Act 1958**.

S. 15(1)
amended by
No. 76/1998
s. 17(3).

S. 15(4)
amended by
No. 76/1998
s. 17(4).

S. 15(5)
amended by
No. 76/1998
s. 17(3).

S. 15(7)
inserted by
No. 48/2004
s. 138(1).

- (7) Despite the repeal of the definition of *timber supply period* in the **Forests Act 1958**, sections 52A to 52F of that Act and the Third Schedule to that Act by section 109 of the **Sustainable Forests (Timber) Act 2004**, for the purposes of this section, that definition, those sections and that Schedule continue to have effect as if they had not been repealed.

Division 2—Acquisition and disposal of land

16 Surrender or transfer of land

- (1) The Corporation may, with the approval of the Minister, surrender to the Crown any interest in—
- (a) any freehold land or vested land; or
 - (b) any managed land that is Crown land.
- (2) Without limiting subsection (1), the Corporation is an Authority for the purposes of the surrender, exchange or transfer of land under section 22A of the **Land Act 1958**.

17 Vested land may revert to the Crown

- (1) If the Minister considers that vested land—
- (a) is no longer suitable for plantations; or
 - (b) should revert to the Crown to enable it to be granted to the Corporation—
- the Minister may recommend to the Governor in Council that the land should revert to the Crown.
- (2) On the Minister's recommendation under subsection (1), the Governor in Council, by Order published in the Government Gazette, may divest the land from the Corporation and revest it in the Crown.

- (3) An Order under subsection (2) does not affect any lease, licence, permit or other authority existing over the land immediately before the date of publication of the Order, but from that date that lease, licence, permit or authority has effect as if granted by the Secretary.

S. 17(3)
amended by
No. 76/1998
s. 17(5).

17A Land which is to revert to the Crown

- (1) On 1 January 2015, or, if the Minister and the Corporation agree on an earlier date, on that date, land bordered in red on plans LEGL/94-10 and LEGL/94-13 is divested from the Corporation and reverts to the Crown as unalienated Crown land.

S. 17A
inserted by
No. 92/1994
s. 9.

- (2) Upon the completion of the final harvest of the plantation on the land bordered in red on plans LEGL/94-10 and LEGL/94-13—

S. 17A(2)
amended by
No. 76/1998
s. 17(5).

- (a) the land from which the timber has been harvested must be treated to a sufficient extent to enable the successful seeding of eucalypt species native to the general locality; and
- (b) that land must be seeded with such species—
to the standard agreed upon between the Corporation and the Secretary.

18 Issue of Crown grant

- (1) The Governor in Council, on behalf of the Crown, may grant to the Corporation for an estate in fee simple—
- (a) any unalienated Crown land that is not reserved under the **Crown Land (Reserves) Act 1978** and is not State forest within the meaning of the **Forests Act 1958**; or
- (b) any land that reverts or is surrendered to the Crown under this Division.

- (2) A Crown grant under this section is subject to any terms, conditions, covenants, exceptions, reservations and limitations that the Governor in Council may determine.
- (3) A Crown grant under this section may make any adjustments necessary to correct any defect in boundaries found on survey.

19 Acquisition of interests in land

- (1) For the purposes of carrying out its functions and powers, the Corporation may acquire any interest, right or privilege in land otherwise than by compulsory process.
- (2) An interest, right or privilege in land may be acquired under subsection (1) with or without consideration.

20 Disposal of interest in land

- (1) The Corporation may sell or otherwise dispose of any interest, right or privilege in freehold land on any terms and conditions it thinks fit.
- (2) For the purposes of this Act, the Corporation may grant leases, licences or permits over vested land.

Division 3—Managed land

21 General management powers

- (1) The Secretary may lease to the Corporation any Crown land (whether or not reserved under the **Crown Land (Reserves) Act 1978**) on any terms and conditions that the Secretary may determine.
- (2) A public statutory authority may lease to the Corporation any land vested in it and not immediately required for its purposes on any terms and conditions it may determine.

S. 21(1)
amended by
No. 76/1998
s. 17(5).

-
- (3) Subject to any lease under subsection (1) or (2)—
- (a) the Corporation must manage the land as if it were vested land; and
 - (b) without limiting its other powers, the Corporation has over that land the same powers as the land manager has; and
 - (c) the Corporation is entitled to receive and retain for its own use any fees, charges or royalties payable in respect of the land or any forest produce on the land as if it were the land manager, and is not liable to account to the land manager for that money.
- (4) Unless a lease under this section otherwise expressly provides, any relevant law (within the meaning of the **Conservation, Forests and Lands Act 1987**) applying to Crown land immediately before it is leased under this section continues to apply.
- (5) In this section *land manager* means a lessor of land under subsection (1) or (2).

Division 4—General

22 Property in forest produce

- (1) The Corporation owns forest produce on freehold land and vested land.
- (2) Property in forest produce owned by the Corporation passes from the Corporation to a person authorised to take the produce when the produce is taken in accordance with that authority and any appropriate royalty is paid.

23 Application of Forests Act 1958

S. 23(1)
amended by
No. 48/2004
s. 138(2).

- (1) Sections 54, 74 to 76, 78 to 80, 82 to 84 and 97 of the **Forests Act 1958**, and any regulations having effect for the purposes of those sections, apply to freehold land and vested land as if—
 - (a) they referred to freehold land or vested land instead of to reserved forest, protected forest or forest; and
 - (b) they referred to the Corporation instead of to the Secretary or the Crown—

S. 23(1)(b)
amended by
No. 76/1998
s. 17(5).

and as if a reference in those sections to "this Act" were a reference to the **Victorian Plantations Corporation Act 1993**.

- (2) If a provision of this Act is inconsistent with a provision applied by subsection (1), the provision of this Act prevails.

24 Taking forest produce without authority

- (1) A person must not take forest produce owned by the Corporation except in accordance with this Act and with a lease, licence permit or other authority authorising that taking.

Penalty: 50 penalty units or imprisonment for 12 months, or both.

- (2) Forest produce must be taken in accordance with any relevant approved code of practice under Part 5 of the **Conservation, Forests and Lands Act 1987**.

25 Notice of timber harvesting proposals

- (1) Before taking, or permitting the taking, of forest produce from land to which a planning scheme applies, the Corporation must give written notice of its proposal to—
 - (a) the municipal council, if the land is in a municipal district; or
 - (b) in any other case, the Minister administering the **Planning and Environment Act 1987**.
- (2) Before taking, or permitting the taking of, forest produce from land to which a planning scheme does not apply, the Corporation must give written notice of its proposal to the Secretary.
- (3) The Corporation must take into account comments on a proposal received from the Secretary not later than 28 days after notice of the proposal was given under subsection (2).

S. 25(2)
amended by
No. 76/1998
s. 17(5).

S. 25(3)
amended by
No. 76/1998
s. 17(5).

26 Application of mineral resources legislation

- (1) Operations under the **Geothermal Energy Resources Act 2005**, the **Greenhouse Gas Geological Sequestration Act 2008**, the **Mineral Resources (Sustainable Development) Act 1990** or the **Petroleum Act 1998** that involve the taking of forest produce are not to be carried out on vested land or managed land except with the Corporation's consent and on any terms or conditions that it imposes.
- (2) A person dissatisfied with a refusal of consent or a term or condition imposed under subsection (1) may appeal to the Premier, who may review the matter and may confirm, vary or quash the original decision or make a decision in substitution for it.

S. 26(1)
amended by
Nos 67/1995
s. 58(Sch. 1
item 15.2),
96/1998
s. 257(6),
7/2005
s. 174(b),
63/2006
s. 61(Sch.
item 33.2),
61/2008 s. 322,
6/2009
s. 58(3).

27 No compensation payable by Crown or Corporation

No compensation is payable by the Crown or the Corporation in respect of—

- (a) the vesting or divesting of land under Division 1; or
 - (b) the divesting of land under Division 2; or
 - (c) the revocation of a reservation or the closure of a road under this Part.
-

PART 3A—PLANTATION LICENCES

Division 1—Definitions

27A Definitions

In this Part—

plantation purposes means—

- (a) the establishment, maintenance or management of a timber plantation; and
- (b) the taking or conversion of forest produce—

and the doing of any thing necessary or convenient to be done for or in connection with, or incidental to, paragraph (a) or (b);

licence means a licence granted under this Part;

licensed land means land which is subject to a licence;

licensee includes an assignee of an interest in a licence and any person to whom an interest in a licence comes by operation of law;

register means the register of plantation licences kept under this Part;

registered means registered in the register of plantation licences;

registrar means the registrar of plantation licences appointed under this Part;

Tribunal means Victorian Civil and Administrative Tribunal established by the **Victorian Civil and Administrative Tribunal Act 1998**.

Pt. 3A
(Heading and
ss 27A–27T)
inserted by
No. 35/1998
s. 8.

S. 27A
inserted by
No. 35/1998
s. 8.

S. 27A def. of
Tribunal
substituted by
No. 52/1998
s. 311(Sch. 1
item 103.1).

Division 2—Licences

27B Grant of licence for forestry business

S. 27B
inserted by
No. 35/1998
s. 8.

- (1) Without limiting section 20(2), the Corporation may grant a perpetual licence over all or any part of vested land—
 - (a) to establish, maintain and manage timber plantations on that land; and
 - (b) to take or convert forest produce on that land—and to do all other things necessary or convenient to be done for or in connection with, or as incidental to, paragraph (a) or (b).
- (2) Despite section 22, on the granting of a licence under this section over vested land, forest produce on that vested land becomes the property of the licensee.
- (3) The Treasurer may give written directions to the Corporation in relation to the granting of a licence under this section.
- (4) The Corporation must comply with a direction of the Treasurer under this section.
- (5) A licence may be granted on any terms that are agreed between the Corporation and the person to whom it is granted, including terms setting out the circumstances in which the licence may be cancelled and terms providing for rights of access over the licensed land.
- (6) The Corporation and a licensee may by agreement vary the terms of a licence.
- (7) If a licence is cancelled or surrendered under this Act the ownership of the forest produce on the licensed land reverts to the Corporation.

27C Assignment of licence

- (1) A licensee may assign the whole or part of the licensee's interest in a licence in accordance with the terms of the licence.
- (2) A licensee must give the Minister at least 28 days written notice before an assignment of the licensee's interest in a licence.
- (3) Despite anything in any Act or law to the contrary, an assignment of part of a licensee's interest in a licence under this section is deemed not to be a subdivision of the land.

S. 27C
inserted by
No. 35/1998
s. 8.

27D Application of Act to licensee

- (1) Sections 9(4), 10, 12 and 13 apply in relation to licensed land, as if in those sections a reference to the Corporation were a reference to the licensee.
- (2) If a licence is granted in respect of land benefited by an easement referred to in section 13A, that section applies as if in that section a reference to the Corporation included a reference to the licensee.
- (3) Sections 5(a), 11, 14, 16, 17, 20(2) and 26 do not apply to licensed land.
- (4) If a licence is granted in respect of vested land to which section 17A applies—
 - (a) the licensee must ensure that on completion of the final harvest of the land before the land reverts to the Crown under that section—
 - (i) the land from which the timber has been harvested is treated to a sufficient extent to enable the successful seeding of eucalypt species native to the general locality; and

S. 27D
inserted by
No. 35/1998
s. 8.

s. 27E

- (ii) that land is seeded with those species;
and
- (b) the licence is cancelled to the extent that it relates to that land when the land reverts to the Crown under section 17A(1).

S. 27E
inserted by
No. 35/1998
s. 8.

27E Application of other enactments to licensee

- (1) Despite anything to the contrary in the **Water Act 1989**, a licensee of licensed land is liable to pay rates, levies, fees, charges and costs under that Act as if—
 - (a) the land was not Crown land; and
 - (b) the licensee was the owner of the land.
- (2) A licensee must comply with any relevant approved code of practice under Part 5 of the **Conservation, Forests and Lands Act 1987** in relation to the licensed land and to forest produce on the licensed land as if the land was private land.

S. 27F
inserted by
No. 35/1998
s. 8.

27F Power of licensee to construct roads

A licensee may construct roads on licensed land.

S. 27G
inserted by
No. 35/1998
s. 8.

27G Issue of Crown grant on surrender of licence

- (1) If vested land which was formerly licensed land is surrendered to the Crown under this Act, the Governor in Council, on behalf of the Crown, may grant that land to the former licensee of the land for an estate in fee simple.
- (2) A Crown grant under this section is subject to any terms, conditions, covenants, exceptions, reservations and limitations that the Governor in Council may determine.

- (3) A Crown grant under this section may make any adjustments necessary to correct any defect in boundaries found on survey.

27H Cancellation of licence at request of licensee

S. 27H
inserted by
No. 35/1998
s. 8.

- (1) A licensee may apply to the Corporation for the cancellation of a licence as to the whole or part of the vested land to which the licence applies.
- (2) The Corporation, with the approval of the Minister, may cancel the licence.

27I Cancellation of licence by Governor in Council

S. 27I
inserted by
No. 35/1998
s. 8.

- (1) If the Minister determines that vested land to which a licence applies is no longer used solely for plantation purposes, the Minister may recommend to the Governor in Council that the licence be cancelled to the extent that it applies to that land.
- (2) The Minister must, at least 90 days before making a recommendation under subsection (1), give notice—
- (a) to the licensee; and
 - (b) to any other person appearing from the register to have an interest in the licence or the forest produce on the licensed land.
- (3) The notice must—
- (a) set out the reasons for the proposed recommendation; and
 - (b) state that the person may make a submission to the Minister on the proposed recommendation within the period (not being less than 60 days after the date of the notice) set out in the notice; and
 - (c) state that if the recommendation is accepted the licence will be cancelled to the extent that it relates to the affected land.

s. 27J

- (4) Before making a recommendation under subsection (1), the Minister must give an opportunity to be heard to any person to whom a notice is given under subsection (2) who makes a submission within the period set out in the notice.

S. 27J
inserted by
No. 35/1998
s. 8.

27J No compensation

No compensation is payable by the Crown or the Corporation in respect of the cancellation of a licence under this Part.

Division 3—Registrar and register

S. 27K
inserted by
No. 35/1998
s. 8,
substituted by
No. 46/1998
s. 7(Sch. 1),
amended by
No. 108/2004
s. 117(1)(Sch.
3 item 227).

27K Appointment of registrar

There is to be a registrar of plantation licences employed under Part 3 of the **Public Administration Act 2004**.

S. 27L
inserted by
No. 35/1998
s. 8.

27L Functions of registrar

- (1) The registrar must establish and maintain a register of plantation licences.
- (2) The registrar must keep the register in the manner he or she considers appropriate.
- (3) The registrar must register the following documents—
 - (a) licences granted under this Part;
 - (b) instruments of cancellation of licences;
 - (c) instruments for creating, assigning or affecting interests in, or conferred by, licences;
 - (d) instruments for the devolution of licences or interests in, or conferred by, licences;

- (e) any document required under the **Conservation, Forests and Lands Act 1987** to be registered on the register;
 - (f) any other prescribed documents.
- (4) The registrar must—
- (a) record in the register as the case requires the prescribed information contained in any document registered under subsection (3); and
 - (b) endorse on the document and in the register the date and time of registration; and
 - (c) record in the register any other information required under this Act or any other Act to be recorded in the register.
- (5) The registrar may—
- (a) approve forms of documents referred to in subsection (3) for registration; and
 - (b) register a document by registering either the original or a copy; and
 - (c) determine the form of an extract from the register.
- (6) The registrar may refuse to accept for registration any document referred to in subsection (3) that does not contain the prescribed information or that is not in an approved form.

27M Effect of registration

- (1) A licence or an instrument of cancellation of a licence has no effect until it is registered.
- (2) An instrument referred to in section 27L(3)(c) or (d) is ineffective for creating, assigning or affecting any interest in or conferred by a licence, or for the devolution of a licence or any interest in or conferred by a licence, until it is registered.

S. 27M
inserted by
No. 35/1998
s. 8.

s. 27N

- (3) A licence when registered is not invalid only because of any defect or irregularity (other than one resulting from fraud) in any application or process leading up to the grant of the licence.
- (4) The registrar must make sure that documents relating to the same licence are registered in the order in which they are lodged for registration.
- (5) The approval or registration of a document does not give any right, interest or dealing that is evidenced by that document any force or effect that the right, interest or dealing would not have had if this Division had not been enacted.

S. 27N
inserted by
No. 35/1998
s. 8.

27N Creation etc. of interests in licences

A purported creation or assignment of an interest in, or conferred by, a licence, and any purported dealing affecting an interest in, or conferred by, a licence, has no effect until an instrument in a form approved by the registrar evidencing the creation, assignment or other dealing is registered.

S. 27O
inserted by
No. 35/1998
s. 8.

27O Devolution of rights of licensee

- (1) The devolution of any rights under a licence, or any interest in, or conferred by, a licence, that would, but for this section, occur by operation of law has no effect until an instrument in a form approved by the registrar evidencing the devolution is registered.
- (2) Subsection (1) applies despite anything in any Act or rule of law to the contrary.

S. 27P
inserted by
No. 35/1998
s. 8.

27P Correction of register

- (1) The registrar may correct any error or omission in the register by—
 - (a) inserting an entry; or
 - (b) amending an entry; or

- (c) omitting an entry—
if he or she decides that the correction is necessary.
- (2) The registrar may make the correction on his or her initiative or on the application of any person.
- (3) The registrar must notify the licensee of any correction made under this section that affects the licence.
- (4) A person whose interests are affected by a decision of the registrar about correcting the register may apply to the Tribunal for review of that decision.
- (4A) An application for review must be made within 28 days after the later of—
- (a) the day on which the decision is made; or
- (b) if, under the **Victorian Civil and Administrative Tribunal Act 1998**, the person requests a statement of reasons for the decision, the day on which the statement of reasons is given to the person or the person is informed under section 46(5) of that Act that a statement of reasons will not be given.
- (5) The registrar must make any correction to the register that is necessary to implement the decision of the Tribunal.

S. 27P(4A)
inserted by
No. 52/1998
s. 311(Sch. 1
item 103.2).

27Q Disclosure of registered information

- (1) The registrar must—
- (a) allow access at all reasonable times to the register; and
- (b) provide information from the register recorded under section 27L(4); and
- (c) provide a copy of a registered licence—
to any person who pays the prescribed fee (if any).

S. 27Q
inserted by
No. 35/1998
s. 8.

s. 27R

- (2) The registrar may provide information to a prescribed person in connection with—
- (a) the establishment of; or
 - (b) the operation of; or
 - (c) the satisfaction of enquiries to—
- the integrated computerised information retrieval project, relating to information about land, its ownership and use, that is known as Landata.

S. 27R
inserted by
No. 35/1998
s. 8.

27R Survey standards

The registrar may, subject to the regulations, specify standards for surveys and the circumstances in which surveys must be carried out before documents will be registered.

S. 27S
inserted by
No. 35/1998
s. 8.

27S Evidence

A certificate purporting to be issued by the registrar certifying as to any matter that appears in or can be ascertained from the register or other records kept by the registrar under this Part is admissible in evidence in any proceedings and, in the absence of evidence to the contrary, is proof of the matters stated in the certificate.

S. 27T
inserted by
No. 35/1998
s. 8.

27T Offence

A person must not knowingly make, or cause or allow to be made, a false or unauthorised entry in the register.

Penalty: 100 penalty units.

PART 4—GENERAL

28 Assets and liabilities—personal property and vested land

- (1) On the Minister's recommendation, the Governor in Council, by Order published in the Government Gazette, may transfer to the Corporation—
- (a) any personal property of the Crown or the Secretary that was used in connection with vested land immediately before its vesting in the Corporation, or in connection with managed land that is Crown land; or
 - (b) any liabilities of the Crown or the Secretary incurred in relation to personal property referred to in paragraph (a) and transferred to the Corporation, to the extent that those liabilities are capable of being transferred; or
 - (c) any liabilities of the Crown or the Secretary incurred in relation to vested land, to the extent that those liabilities are capable of being transferred.
- (2) The Corporation must indemnify the Crown or the Secretary (as the case requires) in respect of each specified liability.
- (3) In subsection (2) *specified liability* means a liability—
- (a) incurred by the Crown or the Secretary in relation to—
 - (i) personal property transferred to the Corporation under subsection (1); or
 - (ii) vested land; and
 - (b) that is not capable of being transferred or has not been transferred to the Corporation under this section; and

- (c) that is specified by the Treasurer after consultation with the Minister by notice published in the Government Gazette.

29 Land management co-operative agreements

S. 29(1)
amended by
Nos 92/1994
s. 10(a)(i)(ii),
76/1998
s. 17(5).

- (1) The Corporation has the same powers with respect to agreements as the Secretary has under Part 8 of the **Conservation, Forests and Lands Act 1987**.

S. 29(2)
amended by
Nos 92/1994
s. 10(b),
76/1998
s. 17(5).

- (2) Part 8 of the **Conservation, Forests and Lands Act 1987** applies to an agreement under subsection (1) as if that part referred to the Corporation instead of the Secretary.

S. 29(3)
amended by
No. 92/1994
s. 10(c)(i)(ii).

- (3) On and from the date of commencement of this section, a specified agreement has effect by force of this section as if the Director-General were the Corporation, and any reference in that agreement or in any instrument or document referring to that agreement or in a folio of the Register under the **Transfer of Land Act 1958** to the Director-General must be taken to be a reference to the Corporation.

S. 29(4)
amended by
No. 92/1994
s. 10(d).

- (4) In this section *specified agreement* means an agreement under Part 8 of the **Conservation, Forests and Lands Act 1987** between the Director-General and a person specified in Column 1 of Schedule 3 on the date specified opposite it in Column 2 of that Schedule.

30 Forestry Acts and Wood Supply Agreements

- (1) On and from the date of commencement of this section, a forestry agreement has effect by force of this section in so far as it relates to softwood, as if it had been entered into by the Corporation instead of the Director-General or the Forests Commission (as the case requires).

-
- (2) Despite anything to the contrary in a forestry Act or forestry agreement, in so far as it relates to softwood, the Corporation—
- (a) has the rights and powers conferred on the Director-General by the agreement; and
 - (b) is subject to the obligations of the Director-General under the agreement; and
 - (c) is responsible for carrying out the agreement.
- (3) To the extent that a forestry Act or forestry agreement relates to softwood, a reference to the Director-General or the Forests Commission (as the case requires) in—
- (a) a provision of a forestry Act authorising or requiring the Director-General or the Commission to carry out a forestry agreement; or
 - (b) a forestry agreement—
- must, on and from the date of commencement of this subsection, be taken to be a reference to the Corporation.
- (4) Despite anything to the contrary in a forestry Act or a forestry agreement, the Corporation may collect and retain for its own use any royalty, fee or charge payable in accordance with that Act or agreement in so far as it relates to softwood.
- (5) In this section—

forestry Act means an Act listed in Column 2 of an item in Schedule 4;

forestry agreement means an agreement listed in column 3 of that item;

Forests Commission means the Forests Commission established under the **Forests Act 1958** as in force before 1 July 1987.

31 Lease documents

(1) On and from the date of commencement of this section, a specified lease document has effect, by force of this section, in relation to leased land as if it had been entered into by the Corporation instead of the lessee as defined in that document, and any reference in that document or in any instrument, document or folio of the Register under the **Transfer of Land Act 1958** relating to that specified lease document to the lessee (however expressed), must be taken to be a reference to the Corporation.

(2) In this section—

leased land in relation to a specified lease document means the land included in Schedule A of that document at the date of commencement of this section;

specified lease document means—

- (a) the document called an agreement and lease, dated 28 January 1988 and expressed to be made between the Rural Water Commission (whose successor in law is now the Rural Water Corporation) and the Director-General of Conservation, Forests and Lands constituted under the provisions of the **Conservation, Forests and Lands Act 1987**; or
- (b) the document called an agreement and lease, dated 6 November 1991 and expressed to be made between the State Electricity Commission of Victoria and the Director-General of Conservation and Environment constituted under the provisions of the **Conservation, Forests and Lands Act 1987**.

32 General enforcement powers

- (1) For the purposes of this Act, the Corporation has the powers conferred on it by the **Conservation, Forests and Lands Act 1987**.
- (2) Fees and penalties under this Act are payable to the Corporation.
- (3) A document required or authorised to be served on the Corporation may be served—
 - (a) personally on a person apparently concerned in the management of the Corporation; or
 - (b) personally on a person apparently authorised to accept service of documents on behalf of the Corporation; or
 - (c) by post to the principal office of the Corporation.

33 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 the matters referred to in section 27.

33A Regulations

The Governor in Council may make regulations for or with respect to any matter or thing required or permitted to be prescribed or necessary to be prescribed to give effect to this Act.

S. 33A
inserted by
No. 35/1998
s. 9.

Pt 5
(Heading and
ss 34–37)
substituted as
Pt 5
(Heading and
ss 34–51) by
No. 35/1998
s. 10.

S. 34
substituted by
No. 35/1998
s. 10.

PART 5—TRANSFER OF CERTAIN PROPERTY AND STAFF OF CORPORATION

Division 1—Introductory

34 Definitions and application

(1) In this Part—

chief executive officer means chief executive officer of the Corporation;

Corporation instrument means an instrument (including a legislative instrument other than this Act) subsisting immediately before the relevant date—

- (a) to which the Corporation was a party; or
- (b) that was given to or in favour of the Corporation; or
- (c) that refers to the Corporation; or
- (d) under which—
 - (i) money is, or may become, payable to or by the Corporation; or
 - (ii) other property is to be, or may become liable to be, transferred to or by the Corporation;

Corporation transferee, in relation to former Corporation property, means the person to which the property has been transferred under this Part;

former Corporation property means property, rights or liabilities of the Corporation that, under this Part, have vested in, or become liabilities of another person;

liabilities means all liabilities, duties and obligations, whether actual, contingent or prospective;

new employer, in relation to a transferred Corporation employee, means the person by which, by virtue of section 50, the transferred Corporation employee is regarded as being employed with effect from the relevant date;

property means any legal or equitable estate or interest (whether present or future and whether vested or contingent) in real or personal property of any description;

relevant date—

- (a) in relation to an allocation statement or property, rights or liabilities allocated under an allocation statement, means the date fixed by the Treasurer under subsection (2) for the purposes of that statement;
- (b) in relation to a document referred to in section 49(1), means a date fixed by the Treasurer under subsection (2) for the purposes of that document;

transferred Corporation employee means a person who, by virtue of section 50, is regarded as being employed by a new employer with effect from the relevant date.

- (2) The Treasurer may, by notice published in the Government Gazette—
 - (a) fix the relevant date for the purposes of an allocation statement under section 37;
 - (b) fix the relevant date for the purposes of a document referred to in section 49(1).
- (3) Nothing in this Part permits the sale, transfer, assignment or disposal of any interest in a forestry agreement referred to in section 30.

S. 35
substituted by
No. 35/1998
s. 10.

35 Power to dispose of business undertaking

- (1) Despite anything to the contrary in the **State Owned Enterprises Act 1992** or an Order under that Act, the Corporation may, with the written consent of the Treasurer—
 - (a) sell, assign, transfer or dispose of all or any part of its business undertaking; and
 - (b) enter into any agreement necessary or incidental to that purpose.
- (2) The Treasurer may give written directions to the Corporation in relation to the sale, assignment, transfer or disposal of any part of its business undertaking.

S. 36
substituted by
No. 35/1998
s. 10.

36 Treasurer may be party to agreements

Without limiting, or taking away, any of his or her other powers, the Treasurer, for and on behalf of the Crown, may be a party to any agreement providing for the sale, assignment, transfer or disposal of all or any part of the property, rights, liabilities, undertaking or business of the Corporation or to any related agreement.

Division 2—Allocation of property

37 Corporation to prepare allocation statement

S. 37
substituted by
No. 35/1998
s. 10.

- (1) The Corporation must give to the Treasurer, within the period directed by the Treasurer, a statement or statements approved by the Treasurer relating to the property, rights and liabilities of the Corporation as at a date specified by the Treasurer for the purposes of the relevant statement.
- (2) A statement under this section—
 - (a) must allocate the property, rights and liabilities of the Corporation shown in the statement to, or between, the person or persons nominated in writing by the Treasurer;
 - (b) must be signed by the chief executive officer.
- (3) If a statement under this section is approved by the Treasurer—
 - (a) the Treasurer must sign the statement; and
 - (b) the statement is an allocation statement for the purposes of this Part.
- (4) The Treasurer may at any time direct the Corporation to amend a statement given to him or her under this section as specified in the direction.
- (5) An allocation statement under this section may be amended by writing signed by the Treasurer.
- (6) A direction under subsection (4) or an amendment under subsection (5) that would affect a person or persons nominated by the Treasurer under subsection (2) must not be given or made unless that person or those persons are, or are wholly owned by, the State or a statutory authority or have consented in writing to the direction or amendment.

- (7) In this section, *statement* and *allocation statement* include a statement or allocation statement amended in accordance with this section.

S. 38
inserted by
No. 35/1998
s. 10.

38 Certificate of chief executive officer

- (1) A certificate signed by the chief executive officer certifying that property, rights or liabilities of the Corporation specified in the certificate have been allocated under the allocation statement to a person so specified is, unless revoked under subsection (2), conclusive evidence—
- (a) that the property, rights or liabilities have been so allocated; and
 - (b) that the property, rights or liabilities vested in or became the property, rights or liabilities of the person on the relevant date.
- (2) If the Treasurer so directs the chief executive officer in writing, the chief executive officer must revoke a certificate given under subsection (1) by issuing another certificate or certificates in place of the first certificate.
- (3) The Secretary to the Department of Treasury and Finance—
- (a) must keep a register of certificates issued under this section; and
 - (b) must make the register reasonably available for inspection by an interested person.

Division 3—Transfer of property

39 Property transferred

On the relevant date—

- (a) all property and rights of the Corporation, wherever located, that are allocated under an allocation statement to a person, or any 2 or more persons, vest in that person or persons; and
- (b) all liabilities of the Corporation, wherever located, that are allocated under an allocation statement to a person, or to any 2 or more persons, become liabilities of that person or persons.

S. 39
inserted by
No. 35/1998
s. 10.

40 Allocation of property etc. subject to encumbrances

Unless an allocation statement under this Part otherwise provides, where, under this Part—

- (a) property and rights vest in; or
- (b) liabilities become liabilities of—
a person or 2 or more persons—
- (c) the property and rights so vested are subject to the encumbrances (if any) to which they were subject immediately before so vesting; and
- (d) the rights to which the Corporation was entitled in respect of those liabilities immediately before they ceased to be liabilities of the Corporation vest in the person or persons.

S. 40
inserted by
No. 35/1998
s. 10.

s. 41

S. 41
inserted by
No. 35/1998
s. 10.

41 Value of transferred property

- (1) The value to a Corporation transferee of former Corporation property as at the relevant date is the value shown in, or calculated in accordance with, the relevant allocation statement.
- (2) The consideration payable by a Corporation transferee in respect of former Corporation property vested in it under an allocation statement under this Part is an amount equal to the value shown in, or calculated in accordance with, the statement.

S. 42
inserted by
No. 35/1998
s. 10.

42 Substitution of party to agreement

If, under an allocation statement, the rights and liabilities of the Corporation under an agreement are allocated to a person—

- (a) the person becomes, on the relevant date, a party to the agreement in place of the Corporation; and
- (b) on and after the relevant date, the agreement has effect as if the person had always been a party to the agreement.

S. 43
inserted by
No. 35/1998
s. 10.

43 Corporation instruments

Each Corporation instrument relating to former Corporation property continues to have effect according to its tenor on and after the relevant date as if a reference in the instrument to the Corporation were a reference to the Corporation transferee.

S. 44
inserted by
No. 35/1998
s. 10.

44 Proceedings

If, immediately before the relevant date, proceedings relating to former Corporation property (including arbitration proceedings) to which the Corporation was a party were pending or existing in any court or tribunal, then, on and after that date, the Corporation transferee is

substituted for the Corporation as a party to the proceedings and has the same rights in the proceedings as the Corporation had.

45 Interests in land

S. 45
inserted by
No. 35/1998
s. 10.

Without prejudice to the generality of this Part and despite anything to the contrary in any other Act or law, if, immediately before the relevant date, the Corporation is, in relation to former Corporation property, the registered proprietor of an interest in land under the **Transfer of Land Act 1958**, then on and after that date—

- (a) the Corporation transferee is to be taken to be the registered proprietor of that interest in land; and
- (b) the Corporation transferee has the same rights and remedies in respect of that interest as the Corporation has.

46 Amendment of Register

S. 46
inserted by
No. 35/1998
s. 10.

- (1) The Registrar of Titles, on being requested to do so and on delivery of any relevant certificate of title or instrument and certificate of the chief executive officer, must make any amendments in the Register that are necessary because of the operation of this Part.
- (2) Despite subsection (1), it is not necessary to produce a certificate of title in the case of a request for an amendment to the Register in relation to former Corporation property that is an easement registered under the **Transfer of Land Act 1958**.

* * * * *

S. 46(3)(4)
repealed by
No. 85/1998
s. 24(Sch.
item 64.2).

s. 47

S. 47
inserted by
No. 35/1998
s. 10.

47 Evidence

(1) Documentary or other evidence that would have been admissible for or against the interests of the Corporation in relation to former Corporation property if this Part had not been enacted, is admissible for or against the interests of the Corporation transferee.

S. 47(2)
amended by
No. 69/2009
s. 54(Sch. Pt 1
item 61.1).

(2) The **Evidence Act 2008** applies with respect to the books of account of the Corporation and to entries made in those books of account before the relevant date, whether or not they relate to former Corporation property, as if those books of account and entries were business records.

S. 47(3)
repealed by
No. 69/2009
s. 54(Sch. Pt 1
item 61.2).

* * * * *

S. 48
inserted by
No. 35/1998
s. 10.

48 Validity of things done under this Part

(1) Nothing effected by this Part or done or suffered under this Part or the cessation of carrying on business by the Corporation—

(a) is to be regarded as placing the Corporation, the State, a Minister or another person in breach of contract or confidence or as otherwise making any of them guilty of a civil wrong; or

(b) is to be regarded as placing any of them in breach of or as constituting a default under any Act or other law or any provision in any agreement, arrangement or understanding including, without limiting the generality of the foregoing, any provision prohibiting, restricting or regulating the assignment or transfer of any property or the disclosure of any information; or

- (c) is to be regarded as fulfilling any condition which allows a person to exercise a right or remedy in respect of or to terminate any agreement or obligation; or
 - (d) releases any surety or other obligee wholly or in part from any obligation.
- (2) The validity of any act or transaction of the Corporation must not be called in question in any proceedings on the ground that any provision of this Act had not been complied with.

Division 4—Staff

49 List of Corporation staff

- (1) Before the relevant date, the Corporation must prepare and submit to the Treasurer a document signed by the chief executive officer listing officers and employees of the Corporation and specifying, in respect of each such officer or employee, the person by which he or she is to be regarded as having been employed by virtue of section 50 with effect from the relevant date.
- (2) The document may be amended by instrument signed by the chief executive officer and given to the Treasurer and the amendment is to be regarded as having effect, or having had effect, from the relevant date.
- (3) Nothing in this section prevents a person listed in the document as an officer or employee of the Corporation from resigning or being dismissed at any time before the relevant date in accordance with the terms and conditions of his or her appointment or employment.

S. 49
inserted by
No. 35/1998
s. 10.

S. 50
inserted by
No. 35/1998
s. 10.

50 Transfer of Corporation staff

- (1) A person listed as an officer or employee of the Corporation in a document under section 49 who was such an officer or employee immediately before the relevant date is to be regarded as—
 - (a) having been employed by the new employer with effect from the relevant date; and
 - (b) having been so employed on the same terms and conditions as those that applied to the person, immediately before the relevant date, as an officer or employee of the Corporation; and
 - (c) having accrued an entitlement to benefits, in connection with that employment by the new employer, that is equivalent to the entitlement that the person had accrued, as an officer or employee of the Corporation, immediately before the relevant date.
- (2) The service of a transferred Corporation employee as an employee of the new employer is to be regarded for all purposes as having been continuous with the service of the employee, immediately before the relevant date, as an officer or employee of the Corporation.
- (3) A transferred Corporation employee is not entitled to receive any payment or other benefit by reason only of having ceased to be an officer or employee of the Corporation because of this Act.
- (4) A certificate purporting to be signed by the chief executive officer certifying that a person named in the certificate was with effect from the relevant date employed, by virtue of this section, by a person named in the certificate is admissible in evidence in any proceedings and is conclusive proof of the matters stated in it.

51 Future terms and conditions of transferred employees

**S. 51
inserted by
No. 35/1998
s. 10.**

Nothing in section 50 prevents—

- (a) any of the terms and conditions of employment of a transferred Corporation employee from being altered by or under any law, award or agreement with effect from any time after the relevant date; or
 - (b) a transferred Corporation employee from resigning or being dismissed at any time after the relevant date in accordance with the then existing terms and conditions of his or her employment by the new employer.
-

SCHEDULES

SCHEDULE 1

PLANTATION LAND

Sch. 1
amended by
No. 92/1994
s. 11(1)(2).

(List of plans lodged at the Central Plan Office under the **Survey
Co-ordination Act 1958**)

<i>Plan No.</i>	<i>Plantation Name</i>
LEGL/93-1	Emerson Plantation, Glenaulin
LEGL/93-2	Lyons Plantation, Glenaulin
LEGL/93-3	Mt Richmond Plantation, Mt Richmond
LEGL/93-4	Kangaroo Park Plantation, Winyayung
LEGL/93-5	Slater/Porter Plantations, Mt Eccles
LEGL/93-6	Malseeds Plantation, Mt Eccles
LEGL/93-7	Simpkin/Weerona Plantations, Hotspur
LEGL/93-8	Brisbane Plantation, Hotspur
LEGL/93-9	Smokey Valley Plantation, Hotspur
LEGL/93-10	Kentbruck Plantation, Kentbruck
LEGL/93-11	Kentbruck Plantation, Kentbruck
LEGL/93-12	Kentbruck Plantation, Kentbruck
LEGL/93-13	Bahgallah Plantation, Killara
LEGL/93-14/1	Rennick Plantation, Rennick
LEGL/93-15	Rennick Plantation, Rennick
LEGL/93-16/1	Rennick Plantation, Rennick
LEGL/93-17	Rennick Plantation, Rennick
LEGL/93-18	Rennick Plantation, Rennick
LEGL/93-19	Rennick Plantation, Rennick
LEGL/93-20	Rennick Plantation, Rennick
LEGL/93-21	Lane Plantation, Weecurra
LEGL/93-22/1	Read Plantation, Weecurra

Victorian Plantations Corporation Act 1993
No. 61 of 1993

Sch. 1

<i>Plan No</i>	<i>Plantation Name</i>
LEGL/93-23	Mocamboro Plantation, Mocamboro
LEGL/93-24	Castlemaine Plantation, Campbells Creek
LEGL/93-26	Wylies Plantation, Enfield
LEGL/93-27	Mt Mercer Plantation, Enfield
LEGL/93-28	Happy Valley Plantation, Linton
LEGL/93-29	Scarsdale Plantation, Linton
LEGL/93-30	Cape Clear Plantation, Linton
LEGL/93-31	Carngham Plantation, Skipton
LEGL/93-32	Shepherds Flat Plantation, Durham
LEGL/93-33	Canadian Plantation, Warrenheip
LEGL/93-34	Yarrowee Plantation, Warrenheip
LEGL/93-35	Douglas Plantation, Mt Lonarch/Mt Cole
LEGL/93-36	Avoca River Plantation, Mt Lonarch
LEGL/93-37/1	Red Hill Plantation, Mt Lonarch
LEGL/93-38	Mt Beckworth Plantation
LEGL/93-39/1	Creswick Plantation, Springmount & VSF
LEGL/93-40/1	Cobblers Gully Plantation, Glen Park
LEGL/93-41	Petticoat Plantation, Glen Park
LEGL/93-42/1	Aire Valley Plantation
LEGL/93-43/1	Aire Valley Plantation
LEGL/93-44	Boonah Plantation, Retreat
LEGL/93-45	Boonah Plantation, Wormbete
LEGL/93-46	Otways Plantation, Yaugher
LEGL/93-47/1	Webster Hill Plantation
LEGL/93-48/1	Webster Hill Plantation
LEGL/93-49	Webster Hill Plantation
LEGL/93-50	Irrewillipe Plantation, Irrewillipe
LEGL/93-52	Bungal Plantation, Bungal
LEGL/93-53	Basalt Plantation, Hepburn
LEGL/93-54/1	Spargo Plantation, Barkstead

Victorian Plantations Corporation Act 1993
No. 61 of 1993

Sch. 1

<i>Plan No.</i>	<i>Plantation Name</i>
LEGL/93-55/1	Bells Reef Plantation, Barkstead
LEGL/93-57/1	Railway Plantation, Macedon
LEGL/93-58	Macedon Plantation, Macedon
LEGL/93-59	Campaspe Seed Orchard
LEGL/93-60	Piper Plantation, Piper
LEGL/93-61/1	Too-rour Plantation, Too-rour
LEGL/93-62	Warrenbayne Plantation
LEGL/93-63	Warrenbayne Plantation
LEGL/93-64	Blue Range Plantation
LEGL/93-65/1	Blue Range Plantation
LEGL/93-66/1	Mansfield Plantation, Holland, Upper/Lower Ryan
LEGL/93-67/1	Alexandra Plantation, Mohican East
LEGL/93-68	Alexandra Plantation, Glendale
LEGL/93-69	Toolangi Plantation, Mt Robertson
LEGL/93-70/1	Marysville Plantation, Narbethong
LEGL/93-71	Marysville Plantation, Robbies
LEGL/93-72	Giffard Plantation, Giffard
LEGL/93-73	Strzelecki Plantation, Darlimurla
LEGL/93-74	Strzelecki Plantation, Jeeralang
LEGL/93-75	Strzelecki Plantation, Jeeralang
LEGL/93-76	Strzelecki Plantation, Livingston
LEGL/93-77	Strzelecki Plantation, Livingston
LEGL/93-78/1	Strzelecki Plantation, Livingston
LEGL/93-79	Strzelecki Plantation, Boolarra South
LEGL/93-80	Strzelecki Plantation, Boolarra South
LEGL/93-81	Strzelecki Plantation, Turtons
LEGL/93-82	Strzelecki Plantation, Turtons
LEGL/93-83	Strzelecki Plantation, Woorarra
LEGL/93-84	Strzelecki Plantation, Woorarra

Victorian Plantations Corporation Act 1993
No. 61 of 1993

Sch. 1

<i>Plan No.</i>	<i>Plantation Name</i>
LEGL/93-85	Strzelecki Plantation, Woorarra
LEGL/93-86	Strzelecki Plantation, Woorarra
LEGL/93-87	Strzelecki Plantation, Woorarra
LEGL/93-88	Strzelecki Plantation, Albert
LEGL/93-89/1	Strzelecki Plantation, Albert
LEGL/93-90/1	Strzelecki Plantation, Albert
LEGL/93-91/1	Strzelecki Plantation, Albert
LEGL/93-92	Strzelecki Plantation, Jack
LEGL/93-93	Strzelecki Plantation, Jack
LEGL/93-94/1	Strzelecki Plantation, Jack
LEGL/93-95/1	Strzelecki Plantation, Jack
LEGL/93-96	Strzelecki Plantation, Macks
LEGL/93-97	Strzelecki Plantation, Macks
LEGL/93-98	Strzelecki Plantation, Macks
LEGL/93-99/1	Strzelecki Plantation, Bodman
LEGL/93-100/1	Strzelecki Plantation, Bodman
LEGL/93-101	Strzelecki Plantation, Bodman
LEGL/93-102	Gelliondale Nursery
LEGL/93-103	Mullungdung Plantation, Mullungdung
LEGL/93-104/1	Strzelecki Plantation, Mullungdung
LEGL/93-105	Strzelecki Plantation, Callignee
LEGL/93-106	Strzelecki Plantation, Callignee
LEGL/93-107	Strzelecki Plantation, Callignee
LEGL/93-108/1	Strzelecki Plantation, Callignee
LEGL/93-109	Strzelecki Plantation, Wonwron
LEGL/93-110	Strzelecki Plantation, Wonwron
LEGL/93-111	Strzelecki Plantation, Wonwron
LEGL/93-112	Strzelecki Plantation, Wonwron
LEGL/93-113/1	Strzelecki Plantation, Wonwron
LEGL/93-114	Strzelecki Plantation, Leongatha

Victorian Plantations Corporation Act 1993
No. 61 of 1993

Sch. 1

<i>Plan No.</i>	<i>Plantation Name</i>
LEGL/93-115	Strzelecki Plantation, Mullungdung
LEGL/93-116	Strzelecki Plantation, Callignee
LEGL/93-117	Allambee Plantation, Mt Worth
LEGL/93-118	Loch Valley Plantation, Loch
LEGL/93-119	Neerim East Plantation, Latrobe
LEGL/93-120	Moondarra Plantation, Moondarra
LEGL/93-121	Childers Plantation, Childers
LEGL/93-122	Ballas Plantation, Dutson
LEGL/93-123	Jeeralang Plantation, Traralgon
LEGL/93-124/1	Braithwaites and Junction Plantation
LEGL/93-125/1	Bright Plantations, Porepunkah and Havilah
LEGL/93-126	Bright Plantation, Running Creek/Havilah
LEGL/93-127/1	Porepunkah Plantation
LEGL/93-128/1	Two Mile Creek Plantation, Bright
LEGL/93-129	Water Reserve Plantation
LEGL/93-130/1	Morses Creek Plantation, Bright
LEGL/93-131/1	Morses Creek Plantation, Bright
LEGL/93-132/1	Hill and Racecourse Plantation
LEGL/93-133/1	Freeburgh Plantation, Freeburgh
LEGL/93-134/1	Smoko Plantation, Freeburgh
LEGL/93-135	Chiltern Water Reserve Plantation
LEGL/93-136	Beechworth Plantation, Magpie
LEGL/93-137/1	Beechworth Plantation, Stanley
LEGL/93-138	Beechworth Plantation, Stanley/Bruarong
LEGL/93-139/1	Beechworth Plantation, Bruarong
LEGL/93-140	Bruarong Plantation, Bruarong
LEGL/93-141	Beechworth Plantation, Dingle
LEGL/93-142/1	Myrtleford Plantation, Gapstead, Dingle, Bruarong
LEGL/93-143/1	Ovens Plantation, Ovens

Victorian Plantations Corporation Act 1993
No. 61 of 1993

Sch. 1

<i>Plan No.</i>	<i>Plantation Name</i>
LEGL/93-144	Ovens Plantation, Ovens
LEGL/93-145	Merriang Plantation, Merriang
LEGL/93-146	Merriang Plantation, Merriang
LEGL/93-147	Running Creek Plantation
LEGL/93-148	Long Corner Creek Plantation
LEGL/93-149	Hurdle Creek Plantation, Merriang/Emu
LEGL/93-150	Hurdle Creek Plantation, Merriang/Carboor
LEGL/93-151	Hurdle Creek Plantation
LEGL/93-152	Hurdle Creek Plantation
LEGL/93-153/1	Cropper Creek Plantation
LEGL/93-154/1	Cropper Creek Plantation
LEGL/93-155/1	Cropper Creek Plantation
LEGL/93-156	Rose Valley Plantation, Rose
LEGL/93-157/1	Shelley Plantation, Gould
LEGL/93-158/1	Shelley Plantation, Gould
LEGL/93-159/1	Shelley Plantation, Burrowye & Lawson
LEGL/93-160/1	Shelley Plantation, Burrowye
LEGL/93-161	Shelley Plantation, Burrowye & Koetong
LEGL/93-162/1	Shelley Plantation, Lucyvale
LEGL/93-163/1	Shelley Plantation, Jemba
LEGL/93-164/1	Shelley Plantation, Koetong
LEGL/93-165/1	Shelley Plantation, Koetong
LEGL/93-166	Shelley Plantation, Koetong, Jemba Walwa
LEGL/93-167/1	Shelley Plantation, Jinjelic
LEGL/93-168/1	Shelley Plantation, Jinjelic
LEGL/93-169/1	Shelley Plantation, Railway
LEGL/93-170	Shelley Plantation, Railway & Jemba
LEGL/93-171	Mitta Plantation, Bullhead and Mt Benambra
LEGL/93-172	Mitta Plantation, Eskdale
LEGL/93-173	Lucyvale Plantation, Wabba

Victorian Plantations Corporation Act 1993
No. 61 of 1993

Sch. 1

<i>Plan No.</i>	<i>Plantation Name</i>
LEGL/93-174	Shelley Plantation, Walwa
LEGL/93-175	Shelley Plantation, Bullioh
LEGL/93-176	Everton Plantation, Eldorado
LEGL/93-179/1	Locality Plan S. W. Sheet
LEGL/93-180/1	Locality Plan N. E. Sheet
LEGL/93-181/1	Locality Plan S. E. Sheet
LEGL/93-182/1	Locality Plan Strzelecki Plantations
LEGL/94-10	Victoria Valley (Billywing)
LEGL/94-11	Brisbane Ranges
LEGL/94-13	Mt. Alexander
LEGL/94-15	Bullarto Stewarts Creek
LEGL/94-16	Mansfield
LEGL/94-17	Delatite
LEGL/94-18	Delatite
LEGL/94-19	Delatite
LEGL/94-20	Delatite
LEGL/94-21	Latrobe Zone Office, Victorian Plantations Corporation

SCHEDULE 2

LAND TO WHICH ACCESS IS REQUIRED

<i>Item</i>	<i>Column 1 Person or body</i>	<i>Column 2 Particulars of land</i>
1	Registered proprietor for the time being	Crown allotment 8C Parish of Wensleydale
2	Registered proprietor for the time being	Crown allotment 3 Section E Parish of Wombat
3	Registered proprietor for the time being	Crown allotment 1 Section A Parish of Korweinguboora
4	Council of the Municipal District of Alberton	Land bordered in blue on plan LEGL/93-98
5	Registered proprietor for the time being	Folio of the Register Volume 1417 Folio 248
6	Registered proprietor for the time being	Folio of the Register Volume 171 Folio 015
7	Registered proprietor for the time being	Folio of the Register Volume 283 Folio 591
8	Registered proprietor for the time being	Folio of the Register Volume 9484 Folio 582
9	Registered proprietor for the time being	Folio of the Register Volume 293 Folio 583
10	Council of Mirboo North High School	Land bordered in blue on Plan LEGL/93-73

SCHEDULE 3

CO-OPERATIVE LAND MANAGEMENT AGREEMENTS

<i>Person</i>	<i>Date</i>
L W and B K Bragge	5 January 1989
D I and B W Hodgkinson	31 January 1989
E T and J C Graves	8 November 1989
D W and I C Hinkley	15 February 1990
J Thomson	26 March 1990
P A Mowat	31 January 1991
J E and M J Talbot	31 January 1991
R Svenson	31 January 1991
J A and C M Reid	31 January 1991
D L and P V Foster	31 January 1991
P Berchtold	31 January 1991
W DAN Pty Ltd	31 May 1991
Q D Young	30 May 1991
M J T Burston	31 May 1991
Latrobe Region Water Authority	25 November 1991
Mallacoota Water Board	19 December 1991
D S and M P Snell	27 December 1991
Orbost Water Board	23 November 1992
F J and J M Horvath	27 February 1992
Mount Bellevue Investments Pty Ltd	23 June 1992

SCHEDULE 4

FORESTRY ACTS AND AGREEMENTS

<i>Item</i>	<i>Forestry Acts</i>	<i>Forestry Agreements</i>
1	Forests (Wood Pulp Agreement) Act 1961	Agreement set out in Schedule (as amended by agreement set out in Schedule of Forests (Wood Pulp Agreement) Act 1966 and agreement set out in Schedule 1 of Forests (Wood Pulp Agreements) Act 1974)
2	Forests (Wood Pulp Agreements) Act 1974	Agreement set out in Schedule 2 (amended by agreement set out in Schedule of Forests (Wood Pulp Agreement) (Amendment) Act 1985)
3	Forests (Wood Pulp Agreement) (Amendment) Act 1985	Agreement set out in Schedule
4	Forests (Softwood Holdings Agreement) Act 1975	Agreement set out in Schedule
5	Forests (Australian Newsprint Mill Limited) Act 1980	Agreement set out in Schedule
6	Forests (Bowater–Scott Agreement) Act 1986	Agreement set out in Schedule
7	Forests (Dunstan Agreement) Act 1987	Agreement set out in Schedule
8	Forests (Laminex Industries Agreement) Act 1989	Agreement set out in Schedule
9	Forests (Victree Forests Agreement) Act 1989	Agreement set out in Schedule

Victorian Plantations Corporation Act 1993
No. 61 of 1993

Sch. 4

	<i>Item</i>	<i>Forestry Acts</i>	<i>Forestry Agreements</i>
Sch. 4 item 10 amended by No. 46/1998 s. 7(Sch. 1).	10		Agreement dated 14 April 1993 made between the Treasurer, the Minister for Natural Resources, and the body corporate established under Part 2 of the Conservation, Forests and Lands Act 1987 (under the name of Secretary to the Department of Natural Resources and Environment) and S.E.A.S. Sapfor Ltd.

SCHEDULE 5
ROADS TO BE CLOSED

Sch. 5
inserted by
No. 35/1998
s. 11.

PART 1

**(LIST OF PLANS LODGED AT THE CENTRAL PLAN
OFFICE UNDER THE SURVEY CO-ORDINATION ACT 1958.)**

Column 1	Column 2
<i>Plantation Name</i>	<i>Plan No.</i>
Emerson, Glenaulin	LEGL/97-75
Mt Richmond Plantation, Mt Richmond	LEGL/97-76
Kangaroo Park Plantation, Winyayung	LEGL/97-77
Slater/Porter Plantations, Mt Eccles	LEGL/97-78
Simpkin/Weerona Plantations, Hotspur	LEGL/97-79
Brisbane Plantation, Hotspur	LEGL/97-80
Smokey Valley Plantation, Hotspur	LEGL/97-81
Kentbruck Plantation, Kentbruck	LEGL/97-82
Kentbruck Plantation, Kentbruck	LEGL/97-83
Rennick Plantation, Rennick	LEGL/93-16/1
Rennick Plantation, Rennick	LEGL/97-84
Rennick Plantation, Rennick	LEGL/93-18
Rennick Plantation, Rennick	LEGL/93-20
Read Plantation, Weecurra	LEGL/97-85
Mocamboro Plantation, Mocamboro	LEGL/93-23
Castlemaine Plantation, Campbells Creek	LEGL/97-86
Wylies Plantation, Enfield	LEGL/97-87
Cape Clear Plantation, Linton	LEGL/97-88
Shepherds Flat Plantation, Durham	LEGL/93-32
Yarrowee Plantation, Warrenheip	LEGL/97-89
Red Hill Plantation, Mt Lonarch	LEGL/97-90

Victorian Plantations Corporation Act 1993
No. 61 of 1993

Sch. 5

Column 1	Column 2
<i>Plantation Name</i>	<i>Plan No.</i>
Cobblers Gully Plantation, Glen Park	LEGL/97-91
Petticoat Plantation, Glen Park	LEGL/97-92
Aire Valley Plantation	LEGL/97-93
Aire Valley Plantation	LEGL/97-94
Boonah Plantation, Wormbete	LEGL/97-95
Otways Plantation, Yaugher	LEGL/93-46
Webster Hill Plantation	LEGL/97-96
Webster Hill Plantation	LEGL/97-97
Webster Hill Plantation	LEGL/97-98
Bungal Plantation, Bungal	LEGL/93-52
Basalt Plantation, Hepburn	LEGL/93-53
Spargo Plantation, Barkstead	LEGL/97-99
Bells Reef Plantation, Barkstead	LEGL/97-100
Railway Plantation, Macedon	LEGL/97-101
Macedon Plantation, Macedon	LEGL/97-102
Piper Plantation, Piper	LEGL/97-103
Too-rour Plantation, Too-rour	LEGL/97-104
Warrenbayne Plantation	LEGL/97-105
Warrenbayne Plantation	LEGL/97-106
Blue Range Plantation	LEGL/97-107
Blue Range Plantation	LEGL/97-108
Mansfield Plantation, Holland, Upper/Lower Ryan	LEGL/97-109
Alexandra Plantation, Mohican East	LEGL/97-110
Toolangi Plantation, Mt Robertson	LEGL/97-111
Marysville Plantation, Narbethong	LEGL/97-112
Giffard Plantation, Giffard	LEGL/96-01
Strezlecki Plantation, Darlimurla	LEGL/96-02

Victorian Plantations Corporation Act 1993
No. 61 of 1993

Sch. 5

Column 1	Column 2
<i>Plantation Name</i>	<i>Plan No.</i>
Strezlecki Plantation, Jeeralang	LEGL/96-03
Strezlecki Plantation, Livingston	LEGL/96-04
Strezlecki Plantation, Livingston	LEGL/96-05
Strezlecki Plantation, Livingston	LEGL/96-06
Strezlecki Plantation, Boolara South	LEGL/96-07
Strezlecki Plantation, Boolara South	LEGL/96-08
Strezlecki Plantation, Turtons	LEGL/96-09
Strezlecki Plantation, Turtons	LEGL/96-10
Strezlecki Plantation, Woorarra	LEGL/96-11
Strezlecki Plantation, Woorarra	LEGL/96-12
Strezlecki Plantation, Woorarra	LEGL/96-13
Strezlecki Plantation, Woorarra	LEGL/96-14
Strezlecki Plantation, Albert	LEGL/96-15
Strezlecki Plantation, Albert	LEGL/96-16
Strezlecki Plantation, Albert	LEGL/96-17
Strezlecki Plantation, Albert	LEGL/96-18
Strezlecki Plantation, Jack	LEGL/96-19
Strezlecki Plantation, Jack	LEGL/96-20
Strezlecki Plantation, Jack	LEGL/96-21
Strezlecki Plantation, Macks	LEGL/96-23
Strezlecki Plantation, Macks	LEGL/96-24
Strezlecki Plantation, Bodman	LEGL/96-25
Strezlecki Plantation, Bodman	LEGL/96-26
Strezlecki Plantation, Bodman	LEGL/96-27
Strezlecki Plantation, Mullungdung	LEGL/96-28
Strezlecki Plantation, Callignee	LEGL/96-29
Strezlecki Plantation, Callignee	LEGL/96-30
Strezlecki Plantation, Callignee	LEGL/96-31

Victorian Plantations Corporation Act 1993
No. 61 of 1993

Sch. 5

Column 1	Column 2
<i>Plantation Name</i>	<i>Plan No.</i>
Strezlecki Plantation, Callignee	LEGL/96-32
Strezlecki Plantation, Wonwron	LEGL/96-33
Allambee Plantation, Mt Worth	LEGL/96-34
Loch Valley Plantation, Loch	LEGL/96-35
Neerim East Plantation, Latrobe	LEGL/96-36
Moondarra Plantation, Moondarra	LEGL/96-37
Childers Plantation, Childers	LEGL/96-38
Jeeralang Plantation, Traralgon	LEGL/96-39
Braithwaites and Junction Plantation	LEGL/93-124/1
Bright Plantations, Porepunkah & Havilah	LEGL/97-113
Porepunkah Plantation	LEGL/97-114
Morses Creek Plantation, Bright	LEGL/93-130/1
Morses Creek Plantation, Bright	LEGL/97-120
Hill and Racecourse Plantation	LEGL/93-132/1
Beechworth Plantation, Magpie	LEGL/97-115
Beechworth Plantation, Stanley	LEGL/97-116
Beechworth Plantation, Stanley/Bruarong	LEGL/97-117
Beechworth Plantation, Bruarong	LEGL/97-118
Bruarong Plantation, Bruarong	LEGL/93-140
Myrtleford Plantation, Gapstead, Dingle, Bruarong	LEGL/97-119
Running Creek Plantation	LEGL/93-147
Hurdle Creek Plantation, Merriang/Emu	LEGL/97-121
Hurdle Creek Plantation, Merriang/Carboor	LEGL/97-122
Cropper Creek Plantation	LEGL/97-123
Cropper Creek Plantation	LEGL/93-154/1
Rose Valley Plantation, Rose	LEGL/93-156
Shelley Plantation, Gould	LEGL/97-126

Victorian Plantations Corporation Act 1993
No. 61 of 1993

Sch. 5

Column 1	Column 2
<i>Plantation Name</i>	<i>Plan No.</i>
Shelley Plantation, Gould	LEGL/97-125
Shelley Plantation, Burrowye & Lawson	LEGL/97-127
Shelley Plantation, Burrowye	LEGL/97-128
Shelley Plantation, Burrowye & Koetong	LEGL/97-129
Shelley Plantation, Lucyvale	LEGL/97-130
Shelley Plantation, Jemba	LEGL/97-131
Shelley Plantation, Koetong	LEGL/97-132
Shelley Plantation, Koetong	LEGL/97-133
Shelley Plantation, Koetong, Jemba Walwa	LEGL/97-124
Shelley Plantation, Jinjelic	LEGL/97-134
Shelley Plantation, Jinjelic	LEGL/97-135
Shelley Plantation, Railway	LEGL/97-136
Shelley Plantation, Railway & Jemba	LEGL/93-170
Mitta Plantation, Bullhead and Mt Benambra	LEGL/97-137
Mitta Plantation, Eskdale	LEGL/93-172
Lucyvale Plantation, Wabba	LEGL/97-138
Shelley Plantation, Walwa	LEGL/93-174
Shelley Plantation, Bullioh	LEGL/97-139
Mansfield	LEGL/94-16
Delatite	LEGL/97-140
Delatite	LEGL/94-18
Delatite	LEGL/94-19

Victorian Plantations Corporation Act 1993
No. 61 of 1993

Sch. 5

PART 2

(List of plans lodged at the Central Plan Office under the **Survey
Co-ordination Act 1958**)

<i>Plantation Name</i>	<i>Plan No.</i>
Petticoat Plantation, Glen Park	GP 128
Aire Valley Plantation	GP 198K
Meehans Plantation	GP 165-E
Meehans Plantation	GP 165-A
Strezlecki Plantation, Turtons	GP 256
Strezlecki Plantation, Albert	GP 169
Strezlecki Plantation, Jack	GP 168
Warrenbayne	GP 75
Holland Plantation	GP 45
Running Creek Plantation	GP 253
Ovens Plantation	GP 167
Shelley Plantation, Gould	GP 100
Shelley Plantation, Bullioh	GP 255
Delatite	GP 254

SCHEDULE 6

LAND TO BE DIVESTED FROM CORPORATION

(List of certified plans lodged at the Central Plan Office under the **Survey Co-ordination Act 1958.**)

**Sch. 6
inserted by
No. 35/1998
s. 11.**

<i>Plantation name</i>	<i>Crown Allotment</i>	<i>Section</i>	<i>Parish</i>	<i>Certified Plan</i>
Cape Clear	2Q1	A	Mindai	CP116707-A
Durham Lead	7J, 7K, 7L	4	Clarendon	CP117795
Macedon	23H1, 23K1	C	Macedon	CP117029-A
Macedon	40B, 41B	F	Woodend	CP116768
Wylies	4J1 & 4J2		Enfield	CP117781
Yaugher	59F1		Gerangamete	CP117641
Darlimurla	34Q1, 34Q2, 34Q3, 34R1		Narracan South	CP117424
Livingston	90L1, 90L2, 90L3, 90L4, 90L5		Mirboo	CP117539
Woorarra	43C1	B	Woorarra	CP117817
Jack	157E2, 157E1		Devon	CP117593
Jack	157F1, 157F2		Devon	CP117564
Macks	65J		Wonwron	CP117528
Bodman	43C1	A	Boodyarn	CP117733
Callignee	21C1	A	Callignee	CP117664
Callignee	21D1	A	Callignee	CP117665
Loch Valley	2H1		Noojee East	CP117898
Too-rour	8A1	C	Too-rour	CP117943
Mohican	56A2, 56A4		Glendale	CP117968
Narbethong Robbies	12	B	Granton	CP117916-A
Junction	6F	7	Wandiligong	CP117474-A
Magpie	16A		Stanley	CP117909

Victorian Plantations Corporation Act 1993
No. 61 of 1993

Sch. 6

<i>Plantation name</i>	<i>Crown Allotment</i>	<i>Section</i>	<i>Parish</i>	<i>Certified Plan</i>
Merriang, Running Creek, Long Corner Creek	37E1		Bungamero	CP117783
Cropper Creek	3A		Winteriga	CP117783
Railway	33C	A	Berringama	CP118039
Mt Richmond	3A1	6	Mouzie	CP117019
Kentbruck	6A	3	Kentbruck	CP117431
Rennick	18B, 16D1		Palpara	CP118007
Rennick	48A, 49A		Wanwin	CP118007

SCHEDULE 7

LAND TO CEASE TO BE RESERVED

(List of plans lodged at the Central Plan Office under the **Survey Co-ordination Act 1958**.)

Sch. 7
inserted by
No. 35/1998
s. 11.

PART 1

<i>Plantation name</i>	<i>Plan No.</i>
Canadian	GP 127
Happy Valley	GP 81-A
Mt Lonarch	GP 74B, GP 74C, GP 74D
Creswick	GP 58, GP 58A, GP 58B
Petticoat	GP 128A, GP 128B
Aire Valley	GP 205-B
Boonah	GP 106, GP 106-A
Meehans	GP 165, GP 165-C, GP 165-D
Bells Reef	GP 54-B
Wonwron	GP 7A
Neerim East	GP 206C
Moondarra	GP 101
Jeeralang Traralgon	GP 259
Glendale	GP 125
Havilah Porepukah	GP 89
Running Creek, Bright	GP 252
Stanley Bruarong	GP 225
Spring Creek	GP 16, GP 16A
Dingle	GP 8
Gould	GP 226, GP 234
Koetong	GP 83-A, GP 83

Victorian Plantations Corporation Act 1993
No. 61 of 1993

Sch. 7

PART 2

(List of certified plans lodged at the Central Plan Office under the **Survey Co-ordination Act 1958.**)

<i>Plantation name</i>	<i>Crown Allotment</i>	<i>Section</i>	<i>Parish</i>	<i>Certified Plan</i>
Scarsdale	2A1	B	Argyle	CP117964
Mt Lonarch	10C1	B	Glenpatrick	CP118067
Petticoat	1	S	Creswick	CP117998
Campaspe	80A	D	Woodend	CP117648
Wonwron	8D		Boodyarn	CP117364
Mt Piper	15B1	E	Strathbogie	CP117635
McDonalds	4A1	E	Strathbogie	CP117363
Contes	4J1		Toombullup	CP117847
Mohican	56A1, 56A3		Glendale	CP117968
Bruarong	4E1	3	Bruarong	CP118632
Bruarong	5B	2	Bruarong	CP117314
Lucyvale	7V	1	Berringama	CP118006
Koetong	21B	1	Jinjellie	CP117977
Emerson	5A	14	Drik Drik	CP117495
Emerson	8A	12	Drik Drik	CP117496
Emerson	9A	12	Drik Drik	CP117497
Lyons	12A	B	Glenaulin	Plan117467
Warrenbayne	29A1	D	Lima	CP117947

SCHEDULE 8

CERTIFIED PLANS OF PLANTATION LAND

(List of certified plans lodged at the Central Plan Office under the **Survey Co-ordination Act 1958.**)

Sch. 8
inserted by
No. 35/1998
s. 11.

<i>Plantation</i>	<i>Crown Allotment</i>	<i>Section</i>	<i>Parish</i>	<i>Certified Plan</i>
Mt Mercer	82A		Enfield	CP116370
Cape Clear	6B3	G	Clarksdale	CP116707-A
Cape Clear	2Y	A	Mindai	CP116707-A
Carngham	10	2	Chepstowe	CP116535
Carngham	3A	8	Chepstowe	CP116535
Durham Lead	7H, 7G	4	Clarendon	CP117795
Durham Lead	3	5	Clarendon	CP117796
Canadian	A5, A6		Ballarat	CP117822
Canadian	A2		Ballarat	CP117064
Canadian	B6		Ballarat	CP117065
Yarrowee	2B	16	Ballarat	CP116651-A
Yarrowee	9C	14	Ballarat	CP116651-A
Yarrowee	10L, 10K	12	Ballarat	CP116651-A
Yarrowee	24A, 22A	17A	Ballarat	CP116651-A
Irrewillipe	47		Natte Murrang	CP116371
Macedon	23H, 23J, 23K, 23L	C	Macedon	CP117029-A
Macedon	19A	G	Woodend	CP117029-A
Macedon	10D, 10E	D	Macedon	CP116768
Macedon	40A 41A	F	Woodend	CP116768
Campbells Creek	10F	G3	Castlemaine	CP117642-A
Wylies	4J		Enfield	CP117781

Victorian Plantations Corporation Act 1993
No. 61 of 1993

Sch. 8

<i>Plantation</i>	<i>Crown Allotment</i>	<i>Section</i>	<i>Parish</i>	<i>Certified Plan</i>
Happy Valley	6	48	Scarsdale	CP117965
Scarsdale	3	47	Scarsdale	CP117964
Scarsdale	2F	B	Argyle	CP117964
Scarsdale	2G	B	Argyle	CP117966
Mt Lonarch	10C, 10D	B	Glenpatrick	CP118067
Mt Lonarch	10X, 10Y, 10Z	A	Raglan	CP118067
Mt Lonarch	10A, 10B	D	Langi-Kal-Kal	CP118067
Mt Lonarch	4C	C	Amphitheatre	CP118067
Mt Lonarch	5A1	63A	Raglan	CP118085
Mt Lonarch	10X1	A	Raglan	CP118616
Mt Beckworth	A8		Clunes	CP117806
Creswick	Y30A, Y30B, Y30C, Y30D		Creswick	CP117882
Creswick	Y29C, Y29D, Y29F, Y29E		Creswick	CP117866
Creswick	6	89	Creswick	CP117883
Cobblers Gully	5H	S	Creswick	CP117995
Long Point	2B	P	Creswick	CP117996
Bald Hill	3	7	Creswick	CP117997
Bald Hill	61, 62	17	Creswick	CP117997
Petticoat	87C		Ballarat	CP117998
Petticoat	2, 3	W	Ballarat	CP117998
Petticoat	16	X	Ballarat	CP117998
Petticoat	9D	P	Ballarat	CP117998
Aire Valley	15F		Olangolah	CP118068
Aire Valley	15G		Olangolah	CP118069

Victorian Plantations Corporation Act 1993
No. 61 of 1993

Sch. 8

<i>Plantation</i>	<i>Crown Allotment</i>	<i>Section</i>	<i>Parish</i>	<i>Certified Plan</i>
Aire Valley	15H		Olangolah	CP118070
Aire Valley	15L		Olangolah	CP118072
Aire Valley	29L		Olangolah	CP118073
Aire Valley	29M		Olangolah	CP118074
Aire Valley	36A		Wyelangta	CP118079
Aire Valley	36B		Wyelangta	CP118080
Aire Valley	34E		Weeaproinah	CP118083
Beechforest	15J, 15K		Olangolah	CP118071
Boonah	5D, 6H, 8E, 34J, 34K, 34L		Wensleydale	CP117851
Yaugher	59F		Gerangamete	CP117641
Stevensons Falls	74C, 74D, 78D		Barramunga	CP117762
Webster Hill	54D, 54E, 54F		Barramunga	CP117985
Webster Hill	2D		Olangolah	CP117985
McDevitt	17J		Moorbanool	CP117984
Meehans	66E		Barramunga	CP117849
Bungal	79B		Bungal	CP117797
Basalt	4A,4B,4C	E	Wombat	CP117859
Spargo	12A	A	Korweinguboora	CP117823
Spargo	12B	A	Korweinguboora	CP117824
Spargo	16C	A	Korweinguboora	CP117825
Spargo	19A	A	Korweinguboora	CP117827
Spargo	3	14	Moorarbool West	CP117829
Bells Reef	46B	2A	Wombat	CP117884
Campaspe Seed Orchard	80	D	Woodend	CP117648

Victorian Plantations Corporation Act 1993
No. 61 of 1993

Sch. 8

<i>Plantation</i>	<i>Crown Allotment</i>	<i>Section</i>	<i>Parish</i>	<i>Certified Plan</i>
Lal Lal Seed Orchard	21E		Borhoneyghurk	CP117342
Giffard	19A	C	Giffard	CP117021
Darlimurla	126F		Mirboo	CP117423
Darlimurla	34Q, 34R, 34S, 34M		Narracan South	CP117424
Jeeralang	8C	A	Budgerie	CP117096
Jeeralang	26B	A	Budgerie	CP117095
Livingston	19C	A	Budgerie	CP117166
Livingston	62E		Mirboo	CP117208
Livingston	90L		Mirboo	CP117539
Livingston	34B		Gunyah Gunyah	CP117293
Livingston	32E		Gunyah Gunyah	CP117209
Livingston	90C1		Mirboo	CP117118
Livingston	8B		Gunyah Gunyah	CP117119
Livingston	6A2		Gunyah Gunyah	CP117241
Livingston	44D		Gunyah Gunyah	CP117264-A
Livingston	25A		Wonyip	CP117290
Boolarra South	132E		Mirboo	CP117461
Boolarra South	133G		Mirboo	CP117462
Boolarra South	2B		Gunyah Gunyah	CP117167
Boolarra South	51A7		Mirboo South	CP117168
Turtons	54L		Mirboo South	CP117338
Turtons	52L		Mirboo South	CP117337
Turtons	52J		Mirboo South	CP117339
Turtons	51H1		Mirboo South	CP117075

Victorian Plantations Corporation Act 1993
No. 61 of 1993

Sch. 8

<i>Plantation</i>	<i>Crown Allotment</i>	<i>Section</i>	<i>Parish</i>	<i>Certified Plan</i>
Turtons	69A		Mirboo South	CP117023-A
Turtons	6B	A	Woorarra	CP117032
Turtons	6C	A	Woorarra	CP117033
Turtons	59G		Mirboo South	CP117031
Turtons	4D	A	Mirboo South	CP117030-A
Turtons	72B		Mirboo South	CP117074
Woorarra	68B		Gunyah Gunyah	CP117930
Woorarra	68C		Gunyah Gunyah	CP117931
Woorarra	37B	A	Woorarra	CP117269
Woorarra	34D	A	Woorarra	CP117270
Woorarra	9A	B	Woorarra	CP117816
Woorarra	43C	B	Woorarra	CP117817
Woorarra	43D	B	Woorarra	CP117818
Woorarra	12E	C	Woorarra	CP117820
Woorarra	11A	C	Woorarra	CP117819
Woorarra	79D		Wonyip	CP117815
Woorarra	68A		Wonyip	CP117814
Woorarra	68E		Wonyip	CP117845
Woorarra	1C		Wonyip	CP117813
Woorarra	39B	B	Wonga Wonga	CP116984
Woorarra	19Q, 19R, 19T, 19U, 19V, 19W	B	Toora	CP117367-A
Albert	57R1		Binginwarri	CP117662
Albert	58S		Binginwarri	CP117663
Albert	17E		Wonyip	CP117661
Albert	91F		Binginwarri	CP117478
Albert	92C		Binginwarri	CP117479
Albert	54F1		Binginwarri	CP117480

Victorian Plantations Corporation Act 1993
No. 61 of 1993

Sch. 8

<i>Plantation</i>	<i>Crown Allotment</i>	<i>Section</i>	<i>Parish</i>	<i>Certified Plan</i>
Albert	94D		Binginwarri	CP117706
Albert	94E		Binginwarri	CP117481
Albert	95G		Binginwarri	CP117483
Albert	95Q		Binginwarri	CP117484
Albert	95H		Binginwarri	CP117482
Albert	62L		Binginwarri	CP117595
Albert	62K		Binginwarri	CP117597
Albert	64E		Binginwarri	CP117598
Albert	66C		Binginwarri	CP117596
Jack	77H		Binginwarri	CP117538
Jack	92E		Binginwarri	CP117864
Jack	92F, 92G		Binginwarri	CP117865
Jack	8A	C	Bulga	CP117812
Jack	121H		Devon	CP117620
Jack	122C		Devon	CP117618
Jack	64J, 64K, 64L		Devon	CP117616
Jack	126B		Devon	CP117705
Jack	112A		Devon	CP117619
Jack	97D		Binginwarri	CP117617-A
Jack	157E		Devon	CP117593
Jack	157F		Devon	CP117564
Jack	73J		Binginwarri	CP117476
Jack	74N		Binginwarri	CP117541
Macks	6F	B	Bulga	CP117361
Macks	6H	B	Bulga	CP117362
Macks	3B	B	Bulga	CP117360
Macks	9F, 9G, 9J	A	Bulga	CP117359

Victorian Plantations Corporation Act 1993
No. 61 of 1993

Sch. 8

<i>Plantation</i>	<i>Crown Allotment</i>	<i>Section</i>	<i>Parish</i>	<i>Certified Plan</i>
Macks	76A		Wonwron	CP117565
Macks	65G, 65H		Wonwron	CP117528
Bodman	9B, 12A		Carrajung	CP117707
Bodman	32J		Carrajung	CP117708
Bodman	18B	A	Callignee	CP117709
Bodman	22B	A	Bulga	CP117683
Bodman	20A	A	Callignee	CP117684
Bodman	43C, 43D	A	Boodyarn	CP117733
Bodman	14C	B	Boodyarn	CP117734-A
Bodman	2D	B	Boodyarn	CP117637
Gelliondale	29B	A	Alberton West	CP117022
Mullungdung	70C	A	Stradbroke	CP116993
Mullungdung	71J		Willung	CP117368-A
Mullungdung	75J		Carrajung	CP117077-A
Callignee	34F		Callignee	CP117540-A
Callignee	49K		Willung	CP117434
Callignee	1Q, 1R	A	Callignee	CP117726
Callignee	18E	B	Callignee	CP117727
Callignee	29E		Callignee	CP117728
Callignee	49G		Willung	CP117731
Callignee	11B	A	Callignee	CP117725
Callignee	73F		Callignee	CP117729
Callignee	5A	A	Callignee	CP117730
Callignee	23D	A	Callignee	CP117732
Callignee	21C	A	Callignee	CP117664
Callignee	21D	A	Callignee	CP117665
Wonwron	55E, 55F		Carrajung	CP117350A
Wonwron	8C		Boodyarn	CP117364

Victorian Plantations Corporation Act 1993
No. 61 of 1993

Sch. 8

<i>Plantation</i>	<i>Crown Allotment</i>	<i>Section</i>	<i>Parish</i>	<i>Certified Plan</i>
Wonwron	8A		Boodyarn	CP117351
Wonwron	33F		Woranga	CP116992
Wonwron	1C		Woranga	CP117112
Leongatha	122M		Allambee East	CP117323-A
Leongatha	101E		Allambee East	CP117324
Mullungdung	57B		Willung	CP117537
Callignee	50A		Willung	CP110477-A
Allambee	19D, 19E, 19F		Allambee East	CP117382
Allambee	8C, 8D	A	Allambee East	CP117383
Allambee	118A		Warragul	CP117384
Allambee	16D		Allambee	CP117385
Loch Valley	2H		Noojee East	CP117899
Loch Valley	2J		Noojee East	CP117900
Loch Valley	2K		Noojee East	CP117901
Loch Valley	48L		Noojee East	CP117902
Loch Valley	49Q		Noojee East	CP117903
Neerim East	36K, 36L		Neerim	CP118010
Neerim East	54A		Neerim East	CP118010
Moondarra	64	A	Tanjil East	CP117763
Childers	26B, 26C, 30		Moe	CP117089
Ballas	53D	C	Wulla Wullock	CP116991
Jeeralang Traralgon	33J, 33K, 33M, 33N	A	Traralgon	CP117421-A
Latrobe Office	50E		Yarram Yarram	CP117941
Stockyard Creek	11D	9	Dorchap	CP116426 -A
Gardiners	20B	D	Strathbogie	CP116492

Victorian Plantations Corporation Act 1993
No. 61 of 1993

Sch. 8

<i>Plantation</i>	<i>Crown Allotment</i>	<i>Section</i>	<i>Parish</i>	<i>Certified Plan</i>
Mt Piper	15B	E	Strathbogie	CP117636
McDonalds	4A	E	Strathbogie	CP117363
Mystic	7	K	Bright	CP117026
Racecourse	14H	C	Bright	CP117120
Chiltern	19A	4	Barambogie	CP116947-A
Bullhead	1E, 5D	14	Mitta Mitta	CP117017
Bullhead	1J	14	Mitta Mitta	CP117048
Bullhead	9B	14	Mitta Mitta	CP117049
Rose Valley	9C, 11C		Matong North	CP117757
Too-rour	8A	C	Too-rour	CP117944
Warrenbayne	1C	D	Lima	CP117947
Warrenbayne	19C, 19D	A	Boho	CP117945
Warrenbayne	25B	A	Boho	CP117946
Fenns	20	C	Moorngag	CP117719 -A
Spring Creek	14, 14A, 14B	C	Moorngag	CP117721
Blue Range	10B, 10C, 10D	C	Dueran	CP117720
Kopps	10B	B	Dueran	CP117355
Kopps	10D	B	Dueran	CP117356
Kopps	10E	B	Dueran	CP117357
McRaes/ Tromps	4G,4H	C	Dueran	CP117553
McRaes/ Tromps	15A, 15B	B	Dueran	CP117553
Holland	4K, 4L		Toombullup	CP117848
Contes	4J		Toombullup	CP117847
Archerton	33B		Toombullup	CP117113
Archerton	32C		Toombullup	CP117165

Victorian Plantations Corporation Act 1993
No. 61 of 1993

Sch. 8

<i>Plantation</i>	<i>Crown Allotment</i>	<i>Section</i>	<i>Parish</i>	<i>Certified Plan</i>
15 Mile Creek	11, 12	3	Whitfield South	CP117894
15 Mile Creek	56C		Toombullup	CP117894
15 Mile Creek	13A, 13B	3	Whitfield South	CP118631
Boggy	4A	1	Whitfield South	CP117097
Mohican	56, 57, 58		Glendale	CP117968
Glendale	13A	A	Niagaroon	CP117969
Glendale	13B	A	Niagaroon	CP117970
Mt Robertson	5B	A	Derril	CP117833
Mt Robertson	9M	C	Flowerdale	CP117835
Mt Robertson	14F	C	Flowerdale	CP117836
Mt Robertson	4G		Kinglake	CP117838
Narbethong Robbies	9A, 10, 11, 13	B	Granton	CP117916-A
Junction	6D	7	Wandiligong	CP117474-A
Braithwaites	16	1A	Porepukah	CP117475
One Mile Creek	8A	1	Porepukah	CP118060
Havilah Porepukah	13B	F	Porepukah	CP118061
Havilah Porepukah	13A	F	Porepukah	CP118062
Havilah Porepukah	9E, 9F, 9G	23	Barwidgee	CP118063
Havilah Porepukah	14A	12	Tawanga	CP118064
Havilah Porepukah	22	15	Tawanga	CP118065
Running Creek Bright	14D	15	Tawanga	CP117532
Running Creek Bright	14E	15	Tawanga	CP117533

Victorian Plantations Corporation Act 1993
No. 61 of 1993

Sch. 8

<i>Plantation</i>	<i>Crown Allotment</i>	<i>Section</i>	<i>Parish</i>	<i>Certified Plan</i>
Bright Porepukah	14D	4	Porepukah	CP117471
Two Mile Creek & Morses Creek	3A	10A	Porepukah	CP117967
Two Mile Creek & Morses Creek	1C, 7A	K	Bright	CP117967
Two Mile Creek & Morses Creek	S23E, S23F, S23G, S23H, S30E		Bright	CP117967
Hill	17H	C	Bright	CP117764
Racecourse	19D	C	Bright	CP117654
Freeburgh	15B		Freeburgh	CP117457
Smoko	50H		Freeburgh	CP117458
Smoko	51		Freeburgh	CP117459
Smoko	52E		Freeburgh	CP117460
Magpie	15, 16		Stanley	CP117910
Magpie	17		Stanley	CP117911
Stanley	14		Stanley	CP117963
Stanley Bruarong	7A	14A	Stanley	CP117914
Stanley Bruarong	17C	11A	Stanley	CP117913
Stanley Bruarong	13B	11A	Stanley	CP117912
Stanley Bruarong	10A	1B	Bruarong	CP117906
Bruarong	4E	3	Bruarong	CP117907
Bruarong	2B	2	Bruarong	CP117314
Dingle	9, 10, 11	13A	Stanley	CP117675

Victorian Plantations Corporation Act 1993
No. 61 of 1993

Sch. 8

<i>Plantation</i>	<i>Crown Allotment</i>	<i>Section</i>	<i>Parish</i>	<i>Certified Plan</i>
Myrtleford– Circular Creek	16	16	Mudgeegonga	CP117455
Myrtleford– Granite Creek	14, 15	10	Mudgeegonga	CP117896
Myrtleford– Basin Creek	7	15	Mudgeegonga	CP117897
Ovens	12B	4	Myrtleford	CP118001
Ovens	8A, 8B	O	Myrtleford	CP118002
Merriang, Running Creek, Long Corner Creek	37E, 37F		Bungamero	CP117783
Hurdle Creek	4E, 5A, 7A	8	Bungamero	CP117783
Cropper Creek	3, 4, 5		Winteriga	CP117783
Cropper Creek	14A	A	Dandongadale	CP117783
Gould	41F		Granya	CP117358
Gould	11F	1	Berringama	CP118048
Gould	1D	1	Berringama	CP118044
Gould	66G, 66H		Granya	CP118041
Gould	7T	1	Berringama	CP118045
Gould	3J	1	Berringama	CP118047
Lawson– Burrowye	30A, 30B, 30C		Koetong	CP117950
Lawson– Burrowye	37L		Koetong	CP117952
Lawson– Burrowye	37M		Koetong	CP117953
Lawson– Burrowye	38J		Koetong	CP117954
Lawson– Burrowye	30D		Koetong	CP117955

Victorian Plantations Corporation Act 1993
No. 61 of 1993

Sch. 8

<i>Plantation</i>	<i>Crown Allotment</i>	<i>Section</i>	<i>Parish</i>	<i>Certified Plan</i>
Lawson–Burrowye	9C	A	Koetong	CP117956
Lawson–Burrowye	37N		Koetong	CP118561
Sullivans	20D, 20E, 20G, 20F		Koetong	CP117949
Napoleon Gully	13D		Koetong	CP117621
Lucyvale	7U	1	Berringama	CP118005
Jemba	4G	1	Jinjelic	CP117979
Koetong	49D		Koetong	CP117958
Koetong	21A	1	Jinjelic	CP117977
Walwa	14A, 14C	1	Jinjelic	CP117463
Walwa	13A, 25A	15	Burrowye	CP117464
Jinjelic	20A	2	Jinjelic	CP117980
Railway	17L	A	Berringama	CP118035
Railway	17M	A	Berringama	CP118036
Wabba	41D, 41E		Canabore	CP117699
Hardings	16B	15	Burrowye	CP117271
Bulloh	2E, 2F		Canabore	CP117579
Everton	5C	D	Murmungee	CP117242
Whisky	15B		Toombullup North	CP117846
Whisky	4M,4N		Toombullup	CP117846
Delatite	99L, 99M,101H, 101J, 108M, 108N,108P, 108Q, 108R, 108S		Howqua West	CP117472
Goughs Bay	99J		Howqua West	CP117473

Victorian Plantations Corporation Act 1993
No. 61 of 1993

Sch. 8

<i>Plantation</i>	<i>Crown Allotment</i>	<i>Section</i>	<i>Parish</i>	<i>Certified Plan</i>
Emerson	5A, 5B	11	Drik Drik	CP117504-A
Lyons	12	B	Glenaulin	CP117466
Lyons	13, 14	B	Glenaulin	CP117468
Mt Richmond	9	2	Mouzie	CP117019
Mt Richmond	3A, 4A	6	Mouzie	CP117019
Kangaroo Park	81G		Winyayung	CP117397
Slater	2F, 2G	12	Myamyn	CP117393
Porter	4A	21	Myamyn	CP117394
Malseeds	7	14	Greenhills	CP117024
Weerona	11B	A	Hotspur	CP117067
Simpkin	19C	A	Hotspur	CP117068
Brisbane	1A, 21A		Glenaulin	CP117395
Brisbane	23A		Glenaulin	CP117396
Brisbane	26A	B	Hotspur	CP117396
Smokey Valley	5A	A	Glenaulin	CP116652
Smokey Valley	3E	A	Glenaulin	CP116653
Kentbruck	45		Warrain	CP117431
Kentbruck	6, 7	3	Kentbruck	CP117431
Kentbruck	12E	2	Kentbruck	CP117431
Bahgallah	29B		Bahgallah	CP117117
Rennick	19, 20C		Malanganee	CP118007
Rennick	18A, 16C, 16D		Palpara	CP118007
Rennick	38, 39		Wanwin	CP118114
Rennick	32C, 32D		Wanwin	CP117094
Rennick	9E, 11B		Palpara	CP117020

Victorian Plantations Corporation Act 1993
No. 61 of 1993

Sch. 8

<i>Plantation</i>	<i>Crown Allotment</i>	<i>Section</i>	<i>Parish</i>	<i>Certified Plan</i>
Rennick	62C		Mumbannar	CP117392
Lane	1A, 5B, 14C, A 12C		Weecurra	CP117406
Read	6A	10	Digby	CP117088
Mocamboro	5	16	Mocamboro	CP117018

ENDNOTES

1. General Information

The long title for the Bill for this Act was "A Bill to confer additional functions and powers on the Victorian Plantations Corporation, a State body established under the **State Owned Enterprises Act 1992** to make further provision for the management of plantations, to make consequential amendments to certain Acts and for other purposes."

Dates of the Minister's second reading speech on the **Victorian Plantations Corporation Act 1993** were:

Legislative Assembly: 7 May 1993

Legislative Council: 19 May 1993

Constitution Act 1975:

Section 85(5) statement:

Legislative Assembly: 7 May 1993

Legislative Council: 20 May 1993

Absolute majorities:

Legislative Assembly: 18 May 1993

Legislative Council: 26 May 1993

The **Victorian Plantations Corporation Act 1993** was assented to on 8 June 1993 and came into operation as follows:

Sections 1–3 on 8 June 1993: section 2(1); rest of Act on 1 July 1993:
Government Gazette 24 June 1993 page 1596.

2. Table of Amendments

This Version incorporates amendments made to the **Victorian Plantations Corporation Act 1993** by Acts and subordinate instruments.

Victorian Plantations Corporation (Amendment) Act 1994, No. 92/1994³

(as amended by No. 85/1998 s. 24(Sch. item 65))

Assent Date: 6.12.94
Commencement Date: S. 10 on 1.7.93: s. 2(1); rest of Act on 6.12.94: s. 2(2)
Current State: All of Act in operation

Extractive Industries Development Act 1995, No. 67/1995

Assent Date: 17.10.95
Commencement Date: Pt 1 (ss 1–7), s. 60(1)(2) on 17.10.95: s. 2(1); rest of Act on 1.6.96: Special Gazette (No. 60) 31.5.96 p. 4
Current State: All of Act in operation

Victorian Plantations Corporation (Amendment) Act 1998, No. 35/1998

Assent Date: 19.5.98
Commencement Date: Pt 1 (ss 1–3) on 19.5.98: s. 2(1); ss 5, 11 on 25.6.98; rest of Act on 26.6.98: Government Gazette 25.6.98 p. 1561
Current State: All of Act in operation

Public Sector Reform (Miscellaneous Amendments) Act 1998, No. 46/1998

Assent Date: 26.5.98
Commencement Date: S. 7(Sch. 1) on 1.7.98: s. 2(2)
Current State: This information relates only to the provision/s amending the **Victorian Plantations Corporation Act 1993**

Tribunals and Licensing Authorities (Miscellaneous Amendments) Act 1998, No. 52/1998

Assent Date: 2.6.98
Commencement Date: S. 311(Sch. 1 items 103.1, 103.2) on 1.7.98: Government Gazette 18.6.98 p. 1512
Current State: This information relates only to the provision/s amending the **Victorian Plantations Corporation Act 1993**

Conservation, Forests and Lands (Miscellaneous Amendments) Act 1998, No. 76/1998

Assent Date: 10.11.98
Commencement Date: S. 17 on 15.12.98: s. 2(5)
Current State: This information relates only to the provision/s amending the **Victorian Plantations Corporation Act 1993**

Victorian Plantations Corporation Act 1993
No. 61 of 1993

Endnotes

Transfer of Land (Single Register) Act 1998, No. 85/1998

Assent Date: 17.11.98
Commencement Date: S. 24(Sch. item 64) on 1.1.99: s. 2(3)
Current State: This information relates only to the provision/s amending the **Victorian Plantations Corporation Act 1993**

Petroleum Act 1998, No. 96/1998

Assent Date: 24.11.98
Commencement Date: S. 257(6) on 1.12.99: s. 2(3)
Current State: This information relates only to the provision/s amending the **Victorian Plantations Corporation Act 1993**

Statute Law Revision Act 2000, No. 74/2000

Assent Date: 21.11.00
Commencement Date: S. 3(Sch. 1 item 140.1) on 10.11.98 : s. 2(2)(z);
s. 3(Sch. 1 item 140.2) on 22.11.00: s. 2(1)
Current State: This information relates only to the provision/s amending the **Victorian Plantations Corporation Act 1993**

Road Management Act 2004, No. 12/2004

Assent Date: 11.5.04
Commencement Date: S. 169 on 1.7.04 : s. 2(2)
Current State: This information relates only to the provision/s amending the **Victorian Plantations Corporation Act 1993**

Sustainable Forests (Timber) Act 2004, No. 48/2004

Assent Date: 16.6.04
Commencement Date: S. 138 on 18.5.06: Government Gazette 18.5.06 p. 929
Current State: This information relates only to the provision/s amending the **Victorian Plantations Corporation Act 1993**

Public Administration Act 2004, No. 108/2004

Assent Date: 21.12.04
Commencement Date: S. 117(1)(Sch. 3 item 227) on 5.4.05: Government Gazette 31.3.05 p. 602
Current State: This information relates only to the provision/s amending the **Victorian Plantations Corporation Act 1993**

Geothermal Energy Resources Act 2005, No. 7/2005

Assent Date: 27.4.05
Commencement Date: S. 174 on 4.4.06: Special Gazette (No. 104) 4.4.06 p. 1
Current State: This information relates only to the provision/s amending the **Victorian Plantations Corporation Act 1993**

Victorian Plantations Corporation Act 1993
No. 61 of 1993

Endnotes

**Mineral Resources Development (Sustainable Development) Act 2006,
No. 63/2006**

Assent Date: 29.8.06
Commencement Date: S. 61(Sch. item 33) on 30.8.06: s. 2(1)
Current State: This information relates only to the provision/s
amending the **Victorian Plantations Corporation
Act 1993**

Greenhouse Gas Geological Sequestration Act 2008, No. 61/2008

Assent Date: 5.11.08
Commencement Date: S. 322 on 1.12.09: Special Gazette (No. 439) 1.12.09
p. 1
Current State: This information relates only to the provision/s
amending the **Victorian Plantations Corporation
Act 1993**

Resources Industry Legislation Amendment Act 2009, No. 6/2009

Assent Date: 3.3.09
Commencement Date: S. 58 on 1.1.10: s. 2(2)
Current State: This information relates only to the provision/s
amending the **Victorian Plantations Corporation
Act 1993**

**Statute Law Amendment (Evidence Consequential Provisions) Act 2009,
No. 69/2009**

Assent Date: 24.11.09
Commencement Date: S. 54(Sch. Pt 1 item 61) on 1.1.10: s. 2(2)
Current State: This information relates only to the provision/s
amending the **Victorian Plantations Corporation
Act 1993**

3. Explanatory Details

¹ S. 3 (def. of *Corporation*): The Order in Council establishing the Victorian Plantations Corporation and referred to in the definition of *Corporation* in section 3 of the Act provided as follows:

State Owned Enterprises Act 1992
ORDER IN COUNCIL

The Governor in Council makes the following Order:

Dated 4 May 1993

Responsible Minister:
ALAN STOCKDALE
Treasurer

DAMIEN O'SHEA
Clerk of the Executive Council

**STATE OWNED ENTERPRISES (STATE BODY—VICTORIAN
PLANTATIONS CORPORATION) ORDER 1993**

1 Title

This Order may be cited as the State Owned Enterprises (State body—Victorian Plantations Corporation) Order 1993.

2 Commencement

This Order comes into operation on the day on which it is made.

3 Power

This Order is made under section 14 of the **State Owned Enterprises Act 1992**.

4 Definitions

In this Order—

Corporation means the Victorian Plantations Corporation established by this Order;

forest produce means—

- (a) vegetation of any kind, whether living or dead;

(b) any produce or substance derived from vegetation;

(c) stone within the meaning of the **Extractive Industries Act 1966**;

(d) honey or bees wax—

but does not include a mineral within the meaning of the **Mineral Resources Development Act 1990**.

5 Victorian Plantations Corporation

(1) There is established, for the purposes of the **State Owned Enterprises Act 1992**, a body by the name of Victorian Plantations Corporation.

(2) The particular purpose of establishing the Corporation is to create a statutory body to manage certain timber plantations on a commercial basis.

(3) The functions of the Corporation are—

(a) to establish, maintain and manage timber plantations on land vested in or managed by the Corporation; and

(b) to enter into, administer or manage agreements or licences relating to forest produce on land vested in or managed by the Corporation.

(4) For the purpose of performing its functions, the Corporation—

(a) may acquire or dispose of real or personal property; and

(b) may take or convert forest produce; and

(c) may employ staff; and

- (d) may do all other things necessary or convenient to be done for or in connection with, or as incidental to, the performance of its functions.

6 Board of directors

- (1) There shall be a board of directors of the Corporation.
- (2) The board shall consist of—
 - (a) Gerald Griffin, who shall be Chairman of the board;
 - (b) George B. Little;
 - (c) Kevin S. White;
 - (d) William J. Robertson.
- (3) Each director is appointed for a term of 1 year, or until the Corporation is declared under section 17 of the **State Owned Enterprises Act 1992** to be a State business corporation, whichever first occurs, and is eligible for re-appointment.
- (4) The terms and conditions of appointment of the directors are as follows:
 - (a) subject to subclause (5), the Chairman is entitled to be paid remuneration at the rate of \$27 000 per annum;
 - (b) subject to subclause (5), each of the other directors is entitled to be paid remuneration at the rate of \$20 000 per annum;
 - (c) the Governor in Council may at any time remove a director from office.
- (5) A director who is a member of the public service is not entitled to be paid remuneration under this Order.

7 Proceedings of the board of directors

The board of directors may regulate its own procedure.

² S. 6: The amendment proposed by section 17(2) of the **Conservation, Forests and Lands (Miscellaneous Amendments) Act 1998**, No. 76/1998 is not included in this publication as the words "Department of Conservation and Natural Resources" no longer appear in section 6.

³ Table of Amendments: Sections 12–14 of the **Victorian Plantations Corporation (Amendment) Act 1994**, No. 92/1994 (as amended by No. 85/1998 s. 24(Sch. item 65)) read as follows:

12 Registrar of Titles to make necessary amendments to records

* * * * *

- (2) The Registrar of Titles, on being requested to do so, and on delivery of any relevant Certificate of Title or instrument, must make any amendments to the Register under the **Transfer of Land Act 1958** that are necessary because of the operation of any provision of this Act.

13 No compensation payable by Crown

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

14 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.