

EXPLANATORY STATEMENT

Issued by the authority of the Minister for Finance and Deregulation

Australian Capital Territory (Planning and Land Management) Act 1988
Acts Interpretation Act 1901

Revocation of Declaration of National Land

Section 27 of the *Australian Capital Territory (Planning and Land Management) Act 1988* provides that the Minister for Finance and Deregulation may declare land in the Australian Capital Territory (ACT) that is being used or is intended to be used by the Commonwealth to be National Land.

Section 33(3) of the *Acts Interpretation Act 1901* provides that where an Act confers a power to make, grant or issue any instrument (including rules, regulations or by-laws) the power shall, unless the contrary intention appears, be construed as including a power exercisable in the like manner and subject to the like conditions (if any) to repeal, rescind, revoke, amend, or vary any such instrument.

The purpose of the Revocation of Declaration of National Land (Revocation) is to revoke the Notice of Declaration of National Land made by the then Parliamentary Secretary to the Minister for Finance and Administration on 10 March 2005, published in *Gazette* S46 on 23 March 2005, in respect of the area of land in the District of Kowen, ACT. The specifics of the land are contained in the Schedule to the Revocation.

The Revocation transfers management and control of the land from the Commonwealth to the ACT Government.

The ACT Government and the Department of Defence (Defence) are affected by this declaration. The Department of Finance and Deregulation consulted with officials from the ACT Government and Defence prior to the Revocation.