

Queensland



**BEACH PROTECTION  
LEGISLATION AMENDMENT  
BILL 2003**



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# BEACH PROTECTION LEGISLATION AMENDMENT BILL 2003

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**2003**

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**A BILL**

**FOR**

*An Act to amend the Beach Protection Act 1968 and the Coastal Protection and Management and Other Legislation Amendment Act 2001*

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**The Parliament of Queensland enacts—** 1

**PART 1—PRELIMINARY** 2

**Clause 1 Short title** 3

This Act may be cited as the *Beach Protection Legislation Amendment Act 2003*. 4  
5

**PART 2— AMENDMENT OF BEACH PROTECTION ACT 1968** 6  
7

**Clause 2 Act amended in pt 2** 8

This part amends the *Beach Protection Act 1968*. 9

**Clause 3 Insertion of new ss 61 to 63** 10

After section 60— 11

*insert—* 12

**‘61 Particular plan of subdivision may be registered** 13

‘Despite section 45, the registrar of titles may register, under the *Land Title Act 1994*, plan of subdivision SP 143333. 14  
15

**‘62 Validation of particular plans of subdivision** 16

‘(1) Subsection (2) applies if— 17

(a) a plan of subdivision has been registered under the *Land Title Act 1994*; and 18  
19

(b) section 45 of this Act applied for any part of the land in the plan. 20

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‘(2) It is declared that all indefeasible titles created under the *Land Title Act 1994* following the registration of the plan are, and remain, lawfully created titles. 1  
2  
3

**‘63 Protection of erosion prone area 4**

‘(1) After the registration of plan of subdivision SP 143333, the area of land comprising lot 100 on the plan may not be further subdivided under the *Land Title Act 1994* until the erosion prone area is surrendered to the State as a reserve for ‘Beach Protection and Coastal Management’ purposes. 5  
6  
7  
8  
9

‘(2) Subsection (1) applies despite section 45. 10

‘(3) In this section— 11

“**erosion prone area**” means the strip of land along Saltwater Creek— 12

(a) designated as riparian buffer and landscape zone on plan Nos MK-16-18-RCP-01 to 06;<sup>1</sup> and 13  
14

(b) mentioned in the consent of the Governor in Council given on 15  
19 September 2002 under section 45 in relation to those plans.’. 16

**PART 3— AMENDMENT OF COASTAL PROTECTION AND MANAGEMENT AND OTHER LEGISLATION 17  
AMENDMENT ACT 2001 18  
19**

**Clause 4 Act amended in pt 3 20**

This part amends the *Coastal Protection and Management and Other Legislation Amendment Act 2001*. 21  
22

**Clause 5 Insertion of new s 19A 23**

Part 2, after section 19— 24

*insert*— 25

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1 A copy of the plans may be inspected at the offices of the Gold Coast City Council and the Environmental Protection Agency during normal business hours.

<b>‘19A Insertion of new ch 6, pt 3</b>	1
‘After chapter 6, part 2—	2
<i>insert—</i>	3
<b>‘PART 3—TRANSITIONAL PROVISIONS FOR BEACH PROTECTION LEGISLATION AMENDMENT ACT 2003</b>	4 5
<b>‘122 Protection of erosion prone area</b>	6
‘(1) After the registration of plan of subdivision SP 143333, the area of land comprising lot 100 on the plan may not be further subdivided under the <i>Land Title Act 1994</i> until the erosion prone area is surrendered to the State as a reserve for ‘Beach Protection and Coastal Management’ purposes.	7 8 9 10 11
‘(2) In this section—	12
<b>“erosion prone area”</b> means the strip of land along Saltwater Creek—	13
(a) designated as riparian buffer and landscape zone on plan Nos MK-16-18-RCP-01 to 06; <sup>2</sup> and	14 15
(b) mentioned in the consent of the Governor in Council given on 19 September 2002 under the repealed <i>Beach Protection Act</i> 1968, section 45 in relation to those plans.’.	16 17 18

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2 A copy of the plans may be inspected at the offices of the Gold Coast City Council and the Environmental Protection Agency during normal business hours.