**NOTICE OF INTENTION**

**To Take Interests in Land for a Public Work**

***LAND ADMINISTRATION ACT 1997 (WA)* - sections 161 & 170**

**And To Compulsorily Acquire Native Title Rights and Interests**

***NATIVE TITLE ACT 1993* *(CTH)* - sections 24MD(6A) & (6B)**

The relevant acquiring authority having been authorised to undertake, construct or provide a public work, and the use of land being required for the purposes of that work, I, [*Insert Hon.Minister’s name and title here*] **HEREBY GIVE NOTICE:**

1. in accordance with section 170 of the *Land Administration Act 1997 (WA)* (LAA) and section 24MD(6A) of the *Native Title Act 1993* (*Cth)* (NTA) that in relation to the land required as described under each heading “PARCEL OF LAND” in the Schedule:

(i) it is proposed to take, pursuant to section 161 of the LAA, those interests specified in the Schedule;

(ii) the purpose of the public work for which the land is proposed to be designated is as specified in the Schedule;

(iii) it is proposed to make a disposition or grant out of the interests proposed to be taken as specified in the Schedule;

(iv) the reasons why the land is suitable for, or is needed for, the public work are as specified in the Schedule;

 (v) the date from which the land is likely to be required is as specified in the Schedule and

1. in accordance with section 24MD(6B) of the NTA that the taking of interests in land the subject of this Notice will involve the compulsory acquisition of any native title rights and interests in relation to that land for the purpose of conferring rights or interests in relation to the land on persons other than the State of Western Australia.

**SCHEDULE**

**PARCEL OF LAND NO 1:**

**DESCRIPTION OF LAND REQUIRED:**

**LOCATION OF LAND:**

**NATURE OF INTERESTS TO BE TAKEN:**

**PURPOSE OF PUBLIC WORK FOR WHICH THE LAND IS PROPOSED TO BE**

**DESIGNATED:**

**PROPOSED DISPOSTION/GRANT:**

**REASON WHY THE LAND IS SUITABLE FOR, OR IS NEEDED FOR, THE PUBLIC WORK:**

**DATE FROM WHICH LAND IS LIKELY TO BE REQUIRED:**

**ACQUIRING AUTHORITY:**

**DEPT FILE: JOB REF:**

**PARCEL OF LAND NO 2\*:**

**DESCRIPTION OF LAND REQUIRED:**

**LOCATION OF LAND:**

**NATURE OF INTERESTS TO BE TAKEN:**

**PURPOSE OF PUBLIC WORK FOR WHICH THE LAND IS PROPOSED TO BE DESIGNATED:**

**PROPOSED DISPOSITION/GRANT:**

**REASON(S) WHY THE LAND IS SUITABLE FOR, OR IS NEEDED FOR, THE**

**PUBLIC WORK:**

**DATE FROM WHICH LAND IS LIKELY TO BE REQUIRED:**

**ACQUIRING AUTHORITY:**

**DEPT FILE: JOB REF:**

\*Add additional headings and panels as required.

**FOR ALL PARCELS OF LAND**

***Particular statements for the purposes of the LAA:***

**MINISTER’S CONSENT TO TRANSACTIONS AFFECTING THE LAND:** Section 172 of the LAA provides that a person may not enter into a transaction affecting the above land without obtaining the prior consent in writing of the Minister for Lands, except as provided in Section 172(7). Any transaction entered into without prior consent is void: section 172(3) of the LAA. An application for consent must be in writing and in accordance with section 172(5) of the LAA.

**MINISTER’S APPROVAL TO ANY IMPROVEMENTS TO THE LAND:** Section 173 of the LAA provides that a person must not cause the building or making of any improvement to the above land to be commenced or continued except with the prior approval in writing of the Minister for Lands.

**OBJECTIONS IN WRITING MAY BE LODGED:** Section 175 of the LAA provides that certain persons with particular interests in the land which are affected by the proposed taking may lodge a written objection to the taking of interests in the land (not relating to compensation) within sixty (60) days after the date of registration of this Notice by the Registrar of Titles or the Registrar of Deeds, as appropriate, at the Western Australian Land Information Authority (Landgate). Objections can be served at the following address:

*(Insert name and address of relevant Acquiring Authority e.g. Department of State,*

*contact officer’s name, title and section/team and telephone number)*

**PLAN OF LAND REQUIRED MAY BE INSPECTED AT:** (*Insert relevant* *Department of State*) on Mondays to Fridays between 8.30am-5pm except public holidays.

**ACQUIRING AUTHORITY CONTACT: (***Insert officer’s name, title and section/team***),**

**(***Insert name and address of relevant Acquiring Authority***)** or by telephoning (08) (*Insert telephone number*)

**Particular statement for the purposes of the NTA:**

**NATIVE TITLE PARTIES:** Any registered native title claimant or registered native title body corporate may, in accordance with section 24MD(6B)(d) of the NTA, object within 2 months after this notification, to the compulsory acquisition of any native title rights and interests in relation to the land the subject of this Notice so far as it affects their registered native title rights and interests.

Dated this ...................................day of ..........................................20 .

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 **[insert signatory block as appropriate]**