

AA101\*

## MARINE AND HARBOURS ACT 1981

## PROCLAMATION

Western Australia  
By His Excellency  
Malcolm James McCusker,  
Companion of the Order of Australia,  
Commander of the Royal Victorian Order,  
Queen's Counsel,  
Governor of the State of Western Australia  
M. J. McCUSKER  
Governor

[L.S.]

I, the Governor, acting under the *Marine and Harbours Act 1981* section 9 and with the advice and consent of the Executive Council—

- (a) vary the Schedule to the proclamation made under the *Marine and Harbours Act 1981* section 9, dated 19 May 2009 and published in the *Government Gazette* on 26 May 2009 at pages 1804-6, by deleting the portion relating to the “DERBY PORT AREA”; and
- (b) revest in the Crown—
  - (i) Lots 293, 305, 1400 and 1401 on Deposited Plan 243258 (also referred to as Lot 305, Fitzroy Location 293 and Derby Lots 1400 and 1401 on Miscellaneous Plan No. 1995); and
  - (ii) Lots 350 and 1429 on Deposited Plan 31217,  
being plans held by the Western Australian Land Information Authority established by the *Land Information Authority Act 2006*; and
- (c) vest in The Minister for Transport, constituted under the *Marine and Harbours Act 1981* section 8(1), the land and sea bed set out in Schedule 1,

with effect on and from the day after the day on which this proclamation is published in the *Gazette*.

## Schedule 1—Land for the port of Derby

1. All that portion of the sea bed bounded by lines starting at the intersection of the prolongation southwesterly of a line joining the summit of Saddle Hill and the high water mark at the eastern extremity of Valentine Island with the high water mark of the western shore of King Sound and extending generally southeasterly, generally northerly, again generally southeasterly, again generally northerly and generally northwesterly along that mark to a line joining the summit of Saddle Hill and the high water mark at the eastern extremity of Valentine Island and thence southwesterly along that line and onwards to the starting point.

2. The land and seabed comprised in—

- (a) Lots 638, 639, 640, 641 and 701 on Deposited Plan 172459 (also referred to as Diagram 72459); and
- (b) Lot 325 on Deposited Plan 64512; and
- (c) Lot 822 on Deposited Plan 182015 (also referred to as Diagram 82015),

being documents held by the Western Australian Land Information Authority established by the *Land Information Authority Act 2006*.

Given under my hand and the Public Seal of the State on 1 May 2012.

By Command of the Governor,

T. BUSWELL, Minister for Transport.