

Queensland



**DALRYMPLE BAY COAL
TERMINAL (LONG-TERM
LEASE) ACT 2001**

Act No. 54 of 2001

Queensland



**DALRYMPLE BAY COAL TERMINAL
(LONG-TERM LEASE) ACT 2001**

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Dalrymple Bay Coal Terminal (Long-term Lease) Act 2001

Act No. 54 of 2001

An Act to facilitate the granting of a long-term lease over the Dalrymple Bay Coal Terminal by providing for the exclusion of certain leases from the application of the *Property Law Act 1974*, section 121

[Assented to 16 August 2001]

The Parliament of Queensland enacts—

1 Short title

This Act may be cited as the *Dalrymple Bay Coal Terminal (Long-term Lease) Act 2001*.

2 Non-application of the Property Law Act 1974, s 121

The *Property Law Act 1974*, section 121,¹ does not apply to a lease declared to be an exempt lease under section 3.

3 Declaration of exempt lease

(1) The Minister may, by written instrument, declare a lease to be an exempt lease if—

- (a) the lease is granted over the terminal or a part of the terminal; and
- (b) a lessor is—
 - (i) DBCT Holdings Pty Ltd ACN 096 395 783; or
 - (ii) Ports Corporation of Queensland established under the *Government Owned Corporations (Ports) Regulation 1994*; or
 - (iii) the State.

(2) As soon as practicable after making the instrument, the Minister must give a copy of the instrument to the lessee.

(3) Within 21 days after making the instrument, the Minister must publish a gazette notice setting out the declaration contained in the instrument.

(4) Failure to comply with subsection (2) or (3) does not affect the validity of the instrument.

¹ *Property Law Act 1974*, section 121 (Provisions as to covenants not to assign etc. without licence or consent)

(5) In this section—

“terminal” means the land, plant, equipment and other assets comprising the facility known as the Dalrymple Bay Coal Terminal, located at the port of Hay Point, Queensland.