



Circular Details	Circular No 22-35/ Date 11 November 2022/ A839620
Previous Circular	18-43 – <i>Council decisions on the administration of the September 2020 elections</i>
Who should read this	Councillors / General Managers / Council governance staff
Contact	Council Governance Team / 02 4428 4100 / olg@olg.nsw.gov.au
Action required	Council to Implement

Councils' decisions on the administration of their September 2024 ordinary elections

What's new or changing

- Under section 296AA of the *Local Government Act 1993* (the Act), councils are required to make a decision on how their ordinary elections in September 2024 are to be administered by **13 March 2023**.
- Each council must resolve **either**:
 - to enter into an election arrangement with the NSW Electoral Commissioner (NSWEC) to administer all the council's elections, polls and constitutional referenda **or**
 - that the council's elections are to be administered by another electoral services provider engaged by the council.
- If a council does not resolve to engage the NSWEC to administer its elections by **13 March 2023**, it must engage another electoral services provider to do so.

What this will mean for your council

- Councils are required to make a decision under section 296AA by 13 March 2023 on the administration of their next ordinary election. Information to assist councils in making that decision is provided in the attached FAQ.
- If a council is proposing to engage the NSWEC to administer its elections, it should resolve to do so as soon as possible and notify the NSWEC.

Key points

- Where councils resolve to engage the NSWEC to administer their elections, polls and referenda, a model resolution is suggested in the attached FAQ.
- If a council resolves to adopt an electoral services provider other than the NSWEC, the resolution must state whether the general manager has identified an electoral services provider to be engaged for the next ordinary election and, if so, the name of that provider.

Where to go for further information

- Further information to assist councils' decisions on the administration of their September 2024 ordinary elections is contained in the FAQ attached to this circular.
- Contact the Office of Local Government's Council Governance Team by telephone on 02 4428 4100 or by email at olg@olg.nsw.gov.au.
- Contact Steve Robb at the NSW Electoral Commission by telephone on 1300 135 736.

Melanie Hawyes

Deputy Secretary, Crown Lands and Local Government

FREQUENTLY ASKED QUESTIONS

Part 1 Decision making on the administration of elections

What decisions must councils make on the administration of their elections?

Under section 296AA of the *Local Government Act 1993* (the Act), each council must resolve by **13 March 2023** either:

- to engage the NSW Electoral Commissioner (NSWEC) to administer the council's elections, polls and referenda, or
- that the council's elections are to be administered by another electoral services provider.

What happens if a council fails to make a decision on the administration of its elections by 13 March 2023?

If a council fails to make a decision on the administration of its elections, polls and referenda by 13 March 2023, it will not be able to engage the NSWEC to administer its ordinary election and it will be required to make its own arrangements with another electoral services provider for the administration of its elections.

A council that fails to make a decision on the administration of its elections by 13 March 2023 will also be required to publish a notice of that failure on the council's website.

Part 2 Election arrangements with the NSWEC

What election arrangements can councils enter into with the NSWEC?

The election arrangement is a standardised contract for all councils. The service schedule and costs schedule of the standardised contract will vary between councils and are made by the NSWEC in consultation with each council.

Where a council resolves to engage the NSWEC to administer its elections, polls and referenda, the election arrangement with the NSWEC will apply to the 2024 ordinary election and every election, poll and referendum including any by-election or countback election until the contract is automatically terminated 18 months before the following ordinary election of councillors.

Where a council resolves to engage the NSWEC to administer its elections, polls and referenda, it should use the model resolutions provided below.

If a council wishes to engage the NSWEC to administer its elections, polls and referenda what form should its resolution take?

Councils wishing to make a resolution that an election arrangement be entered into for the NSWEC to administer all elections, polls and referenda under section 296(3) of the Act should use the following model resolution:

The [insert full description of council] ("the Council") resolves:

1. *pursuant to s. 296(2) and (3) of the Local Government Act 1993 (NSW) ("the Act") that an election arrangement be entered into by contract for the Electoral Commissioner to administer all elections of the Council.*

2. *pursuant to s. 296(2) and (3) of the Act, as applied and modified by s. 18, that a council poll arrangement be entered into by contract for the Electoral Commissioner to administer all council polls of the Council.*
3. *pursuant to s. 296(2) and (3) of the Act, as applied and modified by s. 18, that a constitutional referendum arrangement be entered into by contract for the Electoral Commissioner to administer all constitutional referenda of the Council.*

When must the election arrangements with the NSWEC be finalised?

Where councils have resolved to enter into an election arrangement with the NSWEC, the contract with the NSWEC must be finalised no later than 15 months before the next ordinary elections (ie **13 June 2023**).

Can election arrangements with the NSWEC be terminated?

Yes, but only after the council's ordinary election. An election arrangement for the NSWEC to administer all elections, polls and referenda of a council can be terminated by the council or the NSWEC at any time after the ordinary election by giving written notice of termination and in accordance with any notification requirements set out in the contract.

If the election arrangement is not terminated by either party, the arrangement is automatically terminated 18 months before the following ordinary election when the council will be required to determine who will conduct its next ordinary election.

If a council does not engage the NSWEC to administer its ordinary election, can it engage the NSWEC to administer a particular by-election, poll or referendum after the ordinary election?

Yes. Where a council does not enter into an election arrangement with the NSWEC to administer its ordinary election, the council may resolve to enter into an election arrangement with the NSWEC to administer a particular by-election, poll or referendum following the ordinary election.

If councils resolve to engage the NSWEC to administer a particular by-election, poll or referendum after the ordinary election, they should use the model resolutions provided below.

If a council wishes to engage the NSWEC to administer a particular by-election or countback election, what form should its resolution take?

Councils wishing to engage the NSWEC to administer a particular by-election or countback election after the ordinary election should use the following model resolution:

The [insert full description of council] ("the Council") resolves pursuant to ss. 296(2) and (4) of the Local Government Act 1993 (NSW) that:

1. *an election arrangement is to be entered into for the Electoral Commissioner to administer [insert description of the particular election but do not do so by date in case the election date is changed or postponed]; and*
2. *such election arrangement is to be entered into by contract between the Electoral Commissioner and the Council.*

Note: Please refer below for additional information concerning limitations with respect to countback elections.

If a council wishes to engage the NSWEC to administer a particular poll, what form should its resolution take?

Councils wishing to engage the NSWEC to administer a particular poll after the ordinary election should use the following model resolution:

The [insert full description of council] ("the Council") resolves pursuant to ss. 296(2) and (4) of the Local Government Act 1993 (NSW), as applied and modified by s.18, that:

- 1. a council poll arrangement be entered into for the Electoral Commissioner to administer [insert description of the council poll but do not do so by date in case the poll date is changed or postponed]; and*
- 2. such council poll arrangement be entered into by contract between the Electoral Commissioner and the Council.*

If a council wishes to engage the NSWEC to administer a particular referendum, what form should its resolution take?

Councils wishing to engage the NSWEC to administer a particular referendum after the ordinary election should use the following model resolution:

The [insert full description of council] ("the Council") resolves pursuant to ss. 296(2) and (4) of the Local Government Act 1993 (NSW), as applied and modified by s.18, that:

- 1. a constitutional referendum arrangement be entered into for the Electoral Commissioner to administer [insert description of the constitutional referendum but do not do so by date in case the referendum date is changed or postponed]; and*
- 2. such constitutional referendum arrangement be entered into by contract between the Electoral Commissioner and the Council.*

If a council does not engage the NSWEC to administer its ordinary election, can it engage the NSWEC to administer a countback election following the ordinary election?

No. Under section 291A(b) of the Act, if the council's ordinary election was administered by an electoral services provider other than the NSWEC, a countback election to fill a casual vacancy must be conducted by a returning officer appointed by that electoral services provider.

Part 3 Election arrangements with other electoral services providers

What information must be included in a resolution to engage an electoral services provider other than the NSWEC?

Under section 296AA, where a council resolves that its elections are to be administered by an electoral services provider other than the NSWEC, the resolution must also state whether the general manager has identified an electoral services provider to be engaged for the next ordinary election and, if so, the name of that provider.

As soon as practicable after the resolution is made, the general manager must publish a copy of the resolution on the council's website.

What should councils consider before making a decision to engage an electoral services provider other than the NSWEC?

In considering the use of other electoral services providers, it is important to clarify that they can deliver the elections for the council.

Councils need to be satisfied that if the provider claims to be able to obtain all the electoral material, or hire the necessary venues, or arrange the printing of the ballot papers, or conduct the count, that they can demonstrate their successful completion of these tasks in similar circumstances.

A key consideration will be whether the provider is able to administer the complex counts required under the weighted inclusive Gregory method of preference allocation prescribed under the *Local Government (General) Regulation 2021* (the Regulation) for council elections using the proportional system.

It is also a requirement that the method proposed to be used by the provider to conduct the count of the ballot papers (whether through the use of data entry or scanning equipment) can comply with the formality, scrutiny and record keeping provisions contained in the Act and Regulation.

If councils decide to use a commercial electoral services provider, is it necessary to go to tender?

Section 55 of the Act exempts councils from tendering when entering into a contract or arrangement for the NSWEC to administer the council's elections, referendums and polls. This exemption does not apply to contracts or arrangements with any other service provider.

As the amount involved in conducting council elections can be significant it is important to ensure that any commercial organisation is providing value for money. It is also important to ensure that as public funds are being expended, principles of openness, transparency and accountability are not compromised.

Unless the cost of administering the elections is under \$250,000 or any of the other exemptions provided for in section 55 apply, councils will be required to go to tender or to conduct a selective tender when engaging a commercial electoral services provider.

What should councils consider when entering into a contract with a commercial electoral services provider?

In negotiating arrangements for the administration of their elections with commercial electoral services providers, councils need to ensure that:

- there will be an appropriate number of pre-poll and polling places
- there will be adequate staffing levels
- the provider uses counting software that can undertake counts using the weighted inclusive Gregory method
- the potential need for the provider to administer countback elections in the 18 months following the ordinary election.

What is the appropriate number of polling places?

The appropriate number of polling places for any one council will depend on its individual characteristics and factors such as the number of electors, the geographic area it covers, available transport options and suitable venues.

While the cost of hiring venues will be a consideration, councils should also consider the following when negotiating the number and type of venues to be used with the electoral service provider:

- How many voters are there in total in the area, and how many voters can each particular venue comfortably handle?
- What venues have been used in the past by either the Australian Electoral Commission for federal elections or the NSWEC for either state or local government elections? What was the previous attendance pattern at these venues?
- Is the venue conveniently located, particularly in light of transport options?
- Is it suitable for the purpose of conducting an election? For example, is there sufficient space for the various tables, voting screens, ballot boxes, throughput of voters? Is there appropriate furniture for electoral officials? For example, if small tables and chairs are used in a primary school these are not appropriate for adults involved in election-related activities.
- Is it easily accessible for all voters and in particular those with a disability, mobility issues, the elderly or frail, parents with prams?
- Are there venues located close to ward boundaries that can issue ballot papers for both the ward in which they are located as well as votes for adjoining ward/s? Or in the case of an undivided council, venues located close to the boundary of another council or councils?
- Is appropriate public liability insurance in place?

It is likely that the more electors a council has, the more polling places it will need.

What are the appropriate staffing levels for a council election?

Determining the appropriate number of staff required for any particular council area depends on the estimated number of votes likely to be cast and the volume for each particular voting option (pre-poll, declared institution, postal and election day) as this will have an impact on the categories of staff recruited. For example, if it is anticipated that there will be a high demand for pre-poll voting it may be necessary to have more office assistants available in the returning officer's office than in an area where it is likely that more votes will be taken on election day at polling places.

Under the legislation, all polling places must have a minimum of two staff, one of whom is the polling place manager.

The NSWEC's polling place staffing formula is based on 450 votes per issuing table (at one election official per table) and the overall projected number of votes for the polling place determines the number of issuing tables. The number of issuing tables determines whether a particular polling place requires a deputy polling place manager, a ballot box guard and/or an enquiry officer.

Is it possible to conduct the count and distribution of preferences manually?

No. The weighted inclusive Gregory method used for allocating preferences at elections using the proportional system, uses a fractional transfer system. All ballot papers of the elected candidate are used to distribute the surplus (instead of a sample). The ballot papers are distributed at a reduced rate with each transfer of votes by applying a transfer value, making manual counts impossible.

Councils should ensure that any commercial electoral services provider they engage to conduct their elections is able to undertake a count utilising counting software that allocates preferences using the weighted inclusive Gregory method.

What arrangements should be made for countback elections?

Councils have the option of filling vacancies that occur in the 18 months following the September 2024 council elections using a countback of the votes cast at the ordinary election instead of a by-election. Countback elections are not available for elections using the optional preferential voting system (including elections for popularly elected mayors).

In order to fill vacancies using a countback election, councils must resolve at their first meeting following the ordinary election that any casual vacancy is to be filled by a countback election.

If councils are proposing to fill vacancies using a countback election, they should factor this into their contractual arrangements with commercial electoral services providers. Among other things, the contractual arrangements should ensure the following:

- the retention of all electoral material, information and data for the 18 month period following the ordinary election during which countback elections may be used
- the safe storage and security of electoral material, information and data (including from cyber-attack)
- the council has ongoing access to the electoral material, information and data from the ordinary election.

What other considerations should councils factor into their contractual arrangements with commercial electoral services providers?

Councils should ensure:

- that the commercial electoral services provider has a formal policy that ensures that scrutineers are given as much opportunity as possible to be involved in the counting process by allowing the examination and comparison of ballot papers, the data entry of votes recorded on ballot papers (whether by manual data entry or digital scanning) and electronic or data entry records
- that the commercial electoral services provider has an audit system in place for checking ballot papers against the information entered into the electronic counting system used by the provider and that scrutineers are permitted to observe the audit process and its results
- that the commercial electoral services provider will make full preference data available for publication

- that the source code of counting software used by the commercial electoral services provider has been independently audited by an accredited source code auditor.

What services will the NSWEC provide to councils that engage an electoral services provider to administer their elections?

The NSWEC provides enrolment services to electoral services providers such as the provision of authorised rolls, candidates' rolls, an online look-up facility for non-residential electors, a list of general postal voters and enrolment declaration envelopes. These products and services will be provided at cost to the relevant councils.

What information are councils required to provide to the NSWEC where they engage another electoral services provider to administer their elections?

Councils that have engaged a provider other than the NSWEC to administer their elections are required to provide certain information to the NSWEC to support it in the exercise of its statutory functions in connection with the administration of candidate registration and other electoral funding and disclosure requirements and the enforcement of the failure to vote provisions of the Act and Regulation.

How should election costs be managed?

General managers should prepare a budget for all facets of council elections, and record and monitor expenditure to ensure a shortfall does not occur. Activity based costing will need to be applied to ensure that all costs and expenses are identified.

Areas to be covered include:

- wages of all electoral officials and any council staff engaged in election-related work
- recruitment and training
- advertising including the placement of statutory advertisements
- candidate and elector information
- hire of venues, furniture and equipment
- production of all election-related material, including forms, envelopes and cardboard material
- printing of ballot papers including in Braille, if requested
- transportation of election-related materials
- IT software and hardware
- administration expenses such as telephone, postage, courier services, photocopiers and printers
- insurance

A number of key variables will not be known until the close of nominations, namely whether an election will be uncontested, whether there will need to be a by-election due to insufficient nominations, whether candidates will form groups and request group voting squares, and whether as a result, ballot papers will need to be printed to allow 'above the line' and 'below the line' voting.

These factors will have an impact on costs. However given the lead time required to ensure voting can go ahead at the prescribed times, provision for all likely costs has to be made.

What are the reporting requirements on election costs?

Within six months of the election, the general manager must prepare a report for the Minister for Local Government on the conduct of each election. Full and transparent costings for each election must be disclosed in this report.

The following list is not exhaustive but contains a number of items that should be reported on:

- time spent on the election by the general manager as a proportion of the general manager's remuneration,
- time spent on the election by council staff as a proportion of council staff remuneration,
- the remuneration of council staff employed specifically for the purpose of the election,
- the remuneration, recruitment and training costs of election officials,
- the cost of running any candidate information seminars,
- the cost of hiring venues and equipment for the election, including council venues and equipment and any associated costs,
- the cost of any technological support, including the development of any counting software,
- the cost of preparing the written report on the election required under the Regulation,
- any electoral services provided to electors,
- any electoral services provided to candidates,
- operational details of the election,
- an overall evaluation of the conduct of the election, including feedback from stakeholders,
- the number of electors entitled to vote at the election and the number of electors who voted, specifying the number of electors who voted personally or by post,
- the cost to the council of engaging the electoral services provider to administer the election.

What is meant by 'full and transparent costings'?

It needs to be acknowledged that although council staff may be used to undertake administrative tasks related to the conduct of elections, this comes at a cost. Notably any time spent on election-related work is time not spent on other council duties. Similarly use of council office space or office equipment or resources for election-related work is at the expense of other day to day council activities.

The identification of activity-based costs and expenses allows a comparison with the fees charged by the NSWEC, to see whether one option is better value than the other for ratepayers.

Even in the case of an uncontested election or where there are insufficient nominations to enable the election to proceed on election day, there will be costs associated with having reached that stage, which also need to be reported.

Murrumbidgee Council - General Fund

Proposed Changes To Budget

Budget Review for the Quarter Ended 31 December 2022

Note	Area		Operating Income (\$)	Operating Expenses (\$)	Capital Funding (\$)	Capital Expenditure (\$)
1	Caravan Parks	<p>Discontinuation of Building Better Regions Fund</p> <p>The original budget included capital expenditure of \$3,084,000 relating to the development of the Darlington Point Caravan Park, to be funded by a \$2,850,000 loan and a \$234,000 grant from the Building Better Regions Fund. The Australian Government announced on 24 October 2022 that the Fund will be discontinued, and hence these items have been removed from the budget. Council expects to apply for the new Growing Regions Program for this project.</p>			(3,084,000)	(3,084,000)
2	Sealed Rural Roads - Local	<p>Regional & Local Road Repair Program</p> <p>Council will receive \$2,895,871 as part of the Regional & Local Road Repair Program. These works are to be completed and open to traffic by 29 February 2024 and hence it is expected that some of this balance will be carried forward to the 2024 budget. A program of works is still being developed.</p>	2,895,871			2,895,871
3	Caravan Parks	<p>Local Government Recovery Grant</p> <p>As a result of disaster declarations AGRN 1030 and AGRN 1034 (in relation to severe weather and flooding), Council will receive a \$1,000,000 Local Government Recovery Grant under the Disaster Recovery Funding Arrangements. At the time of writing, a program of works has not yet been finalised.</p>	1,000,000	1,000,000		

Note	Area		Operating Income (\$)	Operating Expenses (\$)	Capital Funding (\$)	Capital Expenditure (\$)
4	Sealed Rural Roads - Local	<p>Bencubbin Avenue reconstruction</p> <p>Additional funds are required for the reconstruction of Bencubbin Avenue due to a number of factors, including the expansion of the scope of the project to include kerb and gutter in line with community expectations and increases in the costs of materials from the time when the project budget was initially prepared.</p> <p>This additional funding is subject to a report to Council at the February 2023 meeting and a total of \$770,000 is expected to be sourced from the Infrastructure Replacement Reserve and replaced over the coming years. This has been reflected in the current quarterly budget review.</p>			770,000	617,608
5	Sealed Rural Roads - Local	<p>Fixing Local Roads - Pothole Repair Round</p> <p>Council has received \$545,835 as part of the Fixing Local Roads Pothole Repair Round. This work must by 1 January 2024 and hence it is expected that some of this balance will be carried forward to the 2024 budget.</p>	545,835	545,835		
6	Roads to Recovery Program	<p>Roads to Recovery Program</p> <p>Roads to Recovery Program income and associated expenditure had previously been estimated based on amounts received in prior years. Council has now been advised of the actual amount of funding available and the budget has been adjusted to reflect this information.</p>	(504,010)			(504,010)
7	Various	<p>Depreciation expenses - transport assets and plant and equipment</p> <p>Depreciation expenses have been updated subsequent to the revaluation of transport assets as part of the preparation of the 2022 financial statements. Depreciation expenses have also been updated for plant and equipment to reflect the correct opening written down value of plant and equipment subsequent to the finalisation of the 2022 financial statements. Other asset classes were indexed as part of the 2022 financial statements. However, as valuations as at 1 July 2022 are currently being completed for these assets, no adjustment has been made to the budget for their depreciation at the present time.</p>		389,000		

Note	Area		Operating Income (\$)	Operating Expenses (\$)	Capital Funding (\$)	Capital Expenditure (\$)
8	Sealed Rural Roads - Local	<p>Fixing Country Roads - Channel 9 Road</p> <p>This \$318,164 grant was awarded to Council in a previous financial year and remains unspent. Council is required to spend \$379,521 on this project. Council's contribution has been re-allocated from the bitumen resealing program (see Note 18). Typically this would have been included in the September QBR with other unspent grant funds as at 30 June, however due to an oversight it was not and is now being included.</p>			318,164	379,521
9	Environmental Protection	<p>NSW Disaster Assistance Arrangements</p> <p>The Murrumbidgee LGA was subject to disaster declarations AGRN 1030 and AGRN 1034 (in relation to severe weather and flooding) and, as a result, will receive funding assistance for the Restoration of Essential Public Assets that have been damaged as a direct result of these disasters. The full extent of full restoration works has yet to be assessed, however Council will be required to make a co-contribution of \$32,070. We continue to await confirmation from Public Works to confirm that our caravan park is to be considered as essential public infrastructure under these arrangements.</p>	241,430	273,500		
10	Domestic Waste	<p>'Go FOGO' Grant</p> <p>Council has been advised that it will receive this grant of \$130,650 to cover the cost of new bins and kitchen caddies for the Food Organics and Garden Organics (FOGO) collection service to commence in July 2023.</p>			130,650	130,650
11	Governance & Administration	<p>Insurance expenses</p> <p>Insurance expenses for the year exceeded the originally budgeted amount by \$110,870. This increased expense was due to overall inflationary pressures on insurance premiums as well as additional property insured. The budget has been updated to reflect these actual figures.</p>		110,870		

Note	Area		Operating Income (\$)	Operating Expenses (\$)	Capital Funding (\$)	Capital Expenditure (\$)
12	Real Estate Development	Residential land sales Additional sales of Wunnumurra Estate properties are expected prior to the end of the financial year (additional \$100,000). Land at the Young Street subdivision is not expected to be ready for sale prior to the end of the financial year and hence the \$200,000 previously included in the budget for land sales at Darlington Point has been removed.			(100,000)	
13	Other Sports & Recreation	SCCF 3 - Jerilderie Gym Committee The Jerilderie Gym Committee received a grant from the Stronger Country Communities Fund Round 3, of which \$91,271 remains unexpended. Council is assisting with the works and procurement for this project.			91,271	91,271
14	Caravan Parks	Sale of salvaged cabins Nine damaged cabins from the Darlington Point Caravan Park were auctioned subsequent to the recent flooding event. The total sales price for the cabins was \$147,660 prior to fees, which have yet to be confirmed at the time of writing. The final net sales price will be updated at the March QBR.			90,000	
15	Sealed Roads - Regional	Repair Program Grant & Block Grant Reallocation of funds between maintenance and capital programs as a result of additional Block Grant allocation and verification of the Repair Program Grant amount for MR596 (Morundah Road).	15,000	(24,251)	39,251	78,502
16	Urban Roads	Road Safety Program, School Zone Infrastructure Sub Program Council was successful in obtaining \$75,000 School Zone Maintenance Program Grant in October 2021. This funding was not previously included in the budget.	75,000	75,000		
17	Sporting Grounds	Stronger Country Communities Fund - Round 4 Council will receive \$70,000 from the Stronger Country Communities Fund Round 4 as additional funding for the Youth Hall Upgrade as part of the Coleambally Sports Precinct Equipment project.			70,000	70,000

Note	Area		Operating Income (\$)	Operating Expenses (\$)	Capital Funding (\$)	Capital Expenditure (\$)
18	Welfare & Education	Community Building Partnership - Community Bus In November 2021, Council was advised that it was successful in its application for a grant for a Community Transport Bus under the NSW Government's 2021 Community Building Partnership (CBP) program; however, this grant and associated expenditure were not previously included in the budget. These works are due for completion by 31 March 2023 and Council is to consider whether it will proceed with this grant.			41,000	67,362
19	Sealed Rural Roads - Local	Bitumen Resealing Program These funds have been re-allocated from the Bitumen Resealing Program to form Council's contribution to the Fixing Country Roads Program (Channel 9 Road) as described at Note 8.				(61,357)
20	Welfare & Education	Summer Break, International Womens Day, and Australia Day Grants Council has been granted Summer Break (\$15,000), International Womens Day (\$2,000), and Australia Day (\$20,000) grants. The budget has been updated to reflect these grants and the associated expenditure.	37,000	32,670		
21	Street Lighting	LED Streetlight Upgrades This was work that was budgeted in prior years but not fully expended. The balance was not previously carried forward to the current year budget through re-votes but has now been expended.				35,195
22	Fire Control	Hazard Reduction Grant Council's budget currently contains a grant of \$10,000 in relation to hazard reduction/bushfire prevention. However, the amount of the grant awarded for the 2023 financial year was \$44,375.	34,375			
23	Governance & Administration	Implementation of online time sheets and leave system Council is currently implementing an online timesheet and leave system with an expected \$25,000 implementation cost, and estimated \$5,000 licence and support fees to June 2023.		30,000		

Note	Area		Operating Income (\$)	Operating Expenses (\$)	Capital Funding (\$)	Capital Expenditure (\$)
24	Urban Roads	Walking & Cycling Program Council had previously included a grant of \$10,000 (requiring a \$10,000 co-contribution) in its budget for the 2023 financial year. However, as Council is currently developing its strategic plan it is considered unlikely that these works will be undertaken in this financial year and hence these items have been removed from the budget.			(10,000)	(20,000)
25	Governance & Administration	Asset valuation software Council is currently implementing a software solution to assist with the calculation of valuations external to the live data contained within the asset valuation system also currently being implemented (which does not provide the level of disaggregation needed to comply with the AASB standards).		15,000		
26	Museums	Museums - pest control Substantial pest control work has been required to be undertaken at both The Willows and Darlington Point Museums.		15,000		
27	Noxious Plants	Weeds Action Plan The amount of this funding has now been confirmed, with Council to receive \$14,961 more than originally budgeted.	14,961			
28	Governance & Administration	Risk Management Cost An additional subsidy was received from Council's insurance provider which has been allocated to additional risk management works to be undertaken.	14,117	14,117		
29	Other Sports & Recreation	Sports Complex building repairs and maintenance Additional funds in excess of originally budgeted amounts have been expended, substantially at the Jerilderie Stadium for plumbing work and kiosk upgrades.		8,000		
	Various	Other minor adjustments of less than \$5,000 each	1,463	(764)	0	2,587
			4,371,042	2,483,977	(1,643,664)	699,200

Murrumbidgee Council - Water Fund

Proposed Changes To Budget

Budget Review for the Quarter Ended 31 December 2022

Note	Area		Operating Income (\$)	Operating Expenses (\$)	Capital Funding (\$)	Capital Expenditure (\$)
1	Jerilderie	Integrated Water Cycle Management Strategy Grant Council was awarded a \$140,266 Integrated Water Cycle Management Strategy Grant, with associated expenditure of \$155,851.	140,266	155,851		
			140,266	155,851	0	0

Murrumbidgee Council - General Fund

Income & Expenses

Budget Review for the Quarter Ended 31 December 2022

	Original Budget	Sept Review	Revised Budget	Proposed Changes	Notes	Projected Result	Actual YTD
	('000s)	('000s)	('000s)	('000s)		('000s)	('000s)
Operating Income							
Governance & Administration	12,961		12,961	16	11, 28	12,977	7,179
Animal Control	11		11			11	2
Fire Control	157		157	33	22	190	145
Health & Food Control	8		8			8	0
Medical Services	8		8			8	4
Noxious Plants	43		43	15	27	57	26
Environmental Protection	0		0	241	9	241	0
Domestic Waste	398		398			398	383
Welfare & Education	24	7	31	37	20	68	40
Housing	176		176			176	86
Public Cemeteries	65		65			65	37
Street Lighting	46		46			46	0
Town Planning	73		73			73	56
Public Halls	9		9			9	4
Public Library	73		73	3		76	74
Sporting Grounds	6		6			6	2
Other Sports and Recreation	10		10			10	6
Building Control	25		25			25	10
Quarries & Pits	45		45			45	0
Footpaths	0	60	60			60	0
State & National Highways	1,473		1,473			1,473	295
Sealed Rural Roads - Local	0		0	3,442	2, 5	3,442	0
Sealed Roads - Regional	880		880	15	15	895	448
Urban Roads	0		0	75	16	75	0
Roads to Recovery Program	1,512		1,512	(504)	6	1,008	770
Caravan Parks	12		12	1,000	3	1,012	9
Saleyards & Markets	12		12	(2)		10	6
Tourism	0	150	150			150	0
Private Works	450		450			450	114
Total Operating Income	18,478	217	18,694	4,371		23,064	9,696

	Original Budget (<i>'000s</i>)	Sept Review (<i>'000s</i>)	Revised Budget (<i>'000s</i>)	Proposed Changes (<i>'000s</i>)	Notes	Projected Result (<i>'000s</i>)	Actual YTD (<i>'000s</i>)
Capital Income							
Administration	0	50	50			50	0
Merger Funding	0	5,355	5,355			5,355	12
Department of Environmental Ser	0	84	84			84	1
Noxious Plants	0	34	34			34	0
Environment Protection	557	0	557			557	0
Domestic Waste	0	0	0	131	10	131	0
Welfare & Education	0	7	7	41	18	48	48
Public Conveniences	334	340	673			673	126
Parks & Gardens	0	67	67			67	0
Swimming Pool	0	336	336			336	122
Sporting Grounds	20	1,186	1,206	70	17	1,276	56
Other Sports & Recreation	40	0	40	91	13	131	0
Sealed Rural Roads - Local	1,566	631	2,197	318	8	2,515	0
Sealed Roads - Regional	150	883	1,033	39	15	1,072	0
Urban Roads	1,952	1,461	3,412	(10)	24	3,402	0
Caravan Parks	234	0	234	(234)	1	0	0
Real Estate Development	1,700	(1,400)	300	(100)	12	200	156
Total Capital Income	6,553	9,034	15,585	346		15,931	521

	Original Budget	Sept Review	Revised Budget	Proposed Changes	Notes	Projected Result	Actual YTD
	('000s)	('000s)	('000s)	('000s)		('000s)	('000s)
Operating Expenses							
Governance & Administration	8,430	483	8,913	378	7, 11, 23, 25, 28	9,290	4,459
Animal Control	41		41			41	29
Emergency Services	25		25			25	12
Fire Control	753		753			753	291
Health & Food Control	2		2			2	0
Medical Services	44		44			44	25
Noxious Plants	225	34	259			259	84
Environmental Protection	120		120	274	9	394	338
Domestic Waste	447		447			447	261
Street Cleaning	35		35			35	86
Drainage & Stormwater Managem	175		175			175	89
Welfare & Education	100	15	115	33	20	148	37
Housing	236		236			236	93
Public Cemeteries	118		118			118	78
Public Conveniences	125		125			125	71
Street Lighting	68		68			68	22
Town Planning	65		65			65	17
Museums	17		17	15	26	32	20
Parks, Gardens & Lakes	685		685			685	267
Public Halls	160		160			160	100
Public Library	288		288			288	169
Swimming Pool	437		437			437	187
Sporting Grounds	390		390	(3)		388	181
Other Cultural Services	24	1	25			25	14
Other Sports and Recreation	70		70	8	29	78	36
Quarries & Pits	38		38			38	76
Aerodrome	36		36			36	18
Bridges	92		92	11	7	103	46
Footpaths	80	60	140	14	7	154	41
State & National Highways	1,473		1,473			1,473	263
Sealed Rural Roads - Local	1,553		1,553	869	5, 7	2,422	933
Sealed Roads - Regional	840	863	1,702	221	7, 15	1,923	486
Unsealed Rural Roads	1,691		1,691	(562)	7	1,129	509
Urban Roads	478		478	227	7, 16	705	320
Car Parking Areas	2		2			2	0
Other Transport	88		88			88	5
Caravan Parks	25		25	1,000	3	1,025	21
Industrial Developments	4		4			4	0
Real Estate Development	83		83			83	37
Saleyards & Markets	46		46			46	18
Tourism & Area Promotion	305	150	455			455	127
Private Works	350		350			350	0
Other Business Undertakings	6		6			6	3
Total Operating Expenses	20,274	1,606	21,880	2,484		24,364	9,869
Cost of Sales							
Residential Land: Wunnumurra Es	100		100	100	12	200	156
Residential Land: Darlington Point	200		200	(200)	12	0	0
Total Residential Land - COS	300		300	(100)		200	156

	Original Budget (<i>'000s</i>)	Sept Review (<i>'000s</i>)	Revised Budget (<i>'000s</i>)	Proposed Changes (<i>'000s</i>)	Notes	Projected Result (<i>'000s</i>)	Actual YTD (<i>'000s</i>)
Net Operating Result from Continuing Operations	4,457	7,645	12,099	2,333		14,431	348
Net Operating Result Before Grants and Contributions Provided For Capital Purposes	(2,096)	(1,389)	(3,486)	1,987		(1,500)	(173)

Reconciliation back to net profit shown in original budget/September QBR

Net operating result (above)	4,457	12,099
'Insurance allocation' imbalance	109	109
Income from Unexpended Grants		
Reserve not shown on P&L		-993
As per original budget/QBR	4,566	11,215

Murrumbidgee Council - Water Fund

Income & Expenses

Budget Review for the Quarter Ended 31 December 2022

	Original Budget (<i>'000s</i>)	Sept Review (<i>'000s</i>)	Revised Budget (<i>'000s</i>)	Proposed Changes (<i>'000s</i>)		Projected Result (<i>'000s</i>)	Actual YTD (<i>'000s</i>)
Operating Income							
Coleambally	306		306			306	137
Darlington Point	360		360			360	160
Jerilderie	732		732	140	1	873	604
Total Operating Income	1,398		1,398	140		1,539	901
Capital Income							
Darlington Point	1,667		1,667			1,667	0
Jerilderie	1,231		1,231			1,231	0
Total Capital Income	2,898		2,898			2,898	0
Operating Expenses							
Coleambally	292		292			292	59
Darlington Point	372		372			372	115
Jerilderie	682		682	156	1	838	213
Total Operating Expenses	1,345		1,345			1,501	387
Net Operating Result from Continuing Operations	2,951		2,951	(16)		2,935	514
Net Operating Result Before Capital Items	53		53	(16)		37	514

Murrumbidgee Council - Sewer Fund

Income & Expenses

Budget Review for the Quarter Ended 31 December 2022

	Original Budget	Sept Review	Revised Budget	Proposed Changes	Projected Result	Actual YTD
	('000s)	('000s)	('000s)	('000s)	('000s)	('000s)
Operating Income						
Coleambally	127		127		127	137
Darlington Point	234		234		234	229
Jerilderie	354		354		354	323
Total Operating Income	715		715		715	689
Operating Expenses						
Coleambally	115		115		115	41
Darlington Point	342		342		342	118
Jerilderie	405		405		405	201
Total Operating Expenses	861		861		861	360
Net Operating Result from Continuing Operations	(146)		(146)		(146)	329
Net Operating Result Before Capital Items	(146)		(146)		(146)	329

Murrumbidgee Council - General Fund

Capital Budget

Budget Review for the Quarter Ended 31 December 2022

	Original Budget	Sept Review	Revised Budget	Proposed Changes	Notes	Projected Result	Actual YTD
	('000s)	('000s)	('000s)	('000s)	('000s)	('000s)	('000s)
Capital Funding							
Capital Grants & Contributions							
As per 'Capital Income' on Income & Expense statement	6,553	9,034	15,585	346	various	15,931	521
Total Capital Grants & Contributions	6,553	9,034	15,585	346		15,931	521
Asset Sales							
Plant & Equipment	513		513			513	0
Residential Properties	300		300			300	0
Other Structures	0		0	90	14	90	0
Total Asset Sales	813		813	90		903	0
Loans Received							
Loan - Caravan Park	2,850		2,850	(2,850)	1	0	0
Loan - Young Street Subdivision	1,500		1,500			1,500	0
Total Loans Received	4,350		4,350	(2,850)		1,500	0
Other Funding							
Unexpended Grants		10,577	10,577			10,577	10,577
Transfer from Infrastructure Replacement Reserve	93		93	770	4	863	863
Carry Over Works		468	468			468	468
Total Other Funding	93	11,045	11,138	770		11,908	11,908
Total Capital Funding	11,809	20,079	31,886	(1,644)		30,242	12,429
Capital Expenditure							
Asset Purchases/Renewals							
Contribution to Digital Connectivity	100		100			100	0
Equipment, Furniture & Fittings	29		29			29	0
Computers	15		15			15	3
Engineering Office/Depot Equipment	2		2			2	7
Computer/Office Equipment - Env	2		2			2	0
Depot - Workshop Hoist	0	60	60			60	0
Depot - Cover Over Washdown Bay	0	40	40			40	0
Furniture & Fittings - Medical Centre	1	6	7			7	0
Darlington Point Levee Upgrade	650		650			650	0
Big Bins	3		3			3	1
FOGO Implementation Costs	0		0	131	10	131	0
Culvert Replacement	70		70			70	0

	Original Budget	Sept Review	Revised Budget	Proposed Changes	Notes	Projected Result	Actual YTD
	('000s)	('000s)	('000s)	('000s)	('000s)	('000s)	('000s)
Kerb & Gutter Reconstruction	50		50			50	15
Reconstruct Public Gates	10		10			10	0
Long Day Care Centre	0	163	163			163	24
Residential Properties	450		450			450	0
Cemetery Masterplans	25		25			25	11
Cemetery - Plinths	5		5			5	4
Darlington Point Lift & Change	334	(9)	324			324	126
Adrian Douglas Park Amenities	0	349	349			349	0
LED Streetlight Upgrades	0		0	35	21	35	35
Upgrades to Playground Softfall	0	60	60			60	4
FRRR - Community Garden	0	7	7			7	1
Darlington Point Shire Hall Upgrade	0	220	220			220	159
Coleambally Community Hall	0	554	554			554	16
Public Library Grant Expenditure	20		20			20	1
Coleambally Pool - Timing Equipment							
Marquees/Storage Reels	0	1	1			1	0
LRCI 3 - Coleambally Pool Shelters & Amenities							
Upgrade	0	240	240			240	29
Darlington Point Splash Park	0	94	94			94	136
Sports Fields Capital Expenditure	20		20			20	0
SCCF 3 - Coleambally Sports Precinct Equipment	0	40	40	70	17	110	101
SCCF 2 - Upgrade Coly Sports Precinct						0	33
SCCF 2 - Upgrade Stadium/Spectator Area						0	6
LRCI 3 - Coleambally Sports Precinct Civil Works	0	383	383			383	0
SCCF 4 - Monash Park Netball Precinct	0	750	750			750	0
Darlington Point Oval Sporting Facilities Upgrades	0	179	179			179	0
Monash Park Lighting Upgrade	0	13	13	3		15	15
Sports Equipment	3		3			3	0
Darlington Point Boat Ramp Lighting	40		40			40	0
Jerilderie Gym Modernisation	0		0	91	13	91	7
Footpath/Cycleway Replacement	20		20			20	5
Sealed Rural Roads - Local - Bitumen Resealing	200		200	(61)	19	139	0
Reconstruction Expenses - Four Corners Road	1,566	631	2,197			2,197	7
Bencubbin Avenue Rehabilitation	0	292	292	618	4	909	446
Channel 9 Road Upgrade	0		0	380	8	380	0
Regional & Local Roads Repair Program Expenses	0		0	2,896	2	2,896	0
Sealed Road Regional - Regional Roads Repair							
Program Reconstruction Costs	300	20	320	79	15	398	61
Sealed Road Regional - Bitumen Resealing MR59	357		357			357	0
Unsealed Rural Roads - Local - Gravel Resheeting	500		500			500	171
Unsealed Rural Roads - Local - Grading Renewal	342		342			342	0
Installation of CCTV Cameras	100		100			100	0
Public Spaces Program	1,277	711	1,987			1,987	0
Pedestrian Access Mobility Program	20		20	(20)	24	0	0
Calrose Avenue Reconstruction	585		585			585	7

	Original Budget	Sept Review	Revised Budget	Proposed Changes	Notes	Projected Result	Actual YTD
	('000s)	('000s)	('000s)	('000s)	('000s)	('000s)	('000s)
LRCI 3 - Carrington St Off Street Works	0	750	750			750	0
Brolga Place Coleambally Shop Entrances	0	1,444	1,444			1,444	25
Roads to Recovery - Sealed Road Reconstruction	392		392	(142)	6	250	1
Roads to Recovery - Resealing Program	420		420	(362)	6	58	0
Gravel Resheeting	700		700			700	519
Riverside Caravan Park Expansion	3,084		3,084	(3,084)	1	0	0
Residential Land Development - Young Street	2,900	(0)	2,900			2,900	5
Tourism Signage & Information Boards	0	49	49			49	0
Community Bus	0		0	67	18	67	0
Light Vehicles	439		439			439	556
Small Plant	40		40			40	0
Construction Plant	550		550			550	58
Heavy Vehicles	500		500			500	0
Total Asset Purchases/Renewals	16,119	7,046	23,165	699		23,864	2,594
Loan Repayments Made							
Loan - Young Street Subdivision	100		100			100	0
Internal Loan - Wunnamurra Estate	25		25			25	0
Total Loan Repayments Made	125		125			125	125
Total Capital Expenditure	16,244	7,046	23,290	699	0	23,990	2,720

Murrumbidgee Council - Water Fund

Capital Budget

Budget Review for the Quarter Ended 31 December 2022

	Original Budget (<i>'000s</i>)	Sept Review (<i>'000s</i>)	Revised Budget (<i>'000s</i>)	Proposed Changes (<i>'000s</i>)	Projected Result (<i>'000s</i>)	Actual YTD (<i>'000s</i>)
Capital Funding						
Capital Grants & Contributions						
SCF Program	290		290		290	0
Water Supply Grant	2,608		2,608		2,608	0
Total Capital Grants & Contributions	2,898		2,898		2,898	0
Total Capital Funding	2,898		2,898		2,898	0
Capital Expenditure						
Asset Purchases/Renewals						
Coleambally - Water Meters (Residences)	1		1		1	0
Coleambally - Upgrade Water Supply Mains/ Valve Replacements	40		40		40	0
Darlington Point - Upgrade Water Supply Mains/ Valve Replacements	50		50		50	2
Darlington Point - Water Meters (Residences)	1		1		1	0
Darlington Point - Water Main/Dead End Link Ups	30		30		30	4
Darlington Point - New Tower & Treatment Systems	1,667		1,667		1,667	0
Jerilderie - New Mains (Replacement)	70		70		70	0
Jerilderie - Filtration Plant Upgrade	1,231		1,231		1,231	0
Jerilderie - Sprinkler Timer Installation	5		5		5	0
Total Asset Purchases/Renewals	3,095		3,095		3,095	5
Total Capital Expenditure	3,095		3,095		3,095	5

Murrumbidgee Council - Sewer Fund

Capital Budget

Budget Review for the Quarter Ended 31 December 2022

	Original Budget	Sept Review	Revised Budget	Proposed Changes	Projected Result	Actual YTD
	('000s)	('000s)	('000s)	('000s)	('000s)	('000s)
Capital Funding						
Loan Repayments Received	25		25		25	13
Total Capital Funding	740		25		740	13
Capital Expenditure						
Asset Purchases/Renewals						
Coleambally - Sewer Pump Replacement	5		5		5	0
Darlington Point - Sewer Pump Replacements	15		15		15	0
Darlington Point - Effluent Re-Use Scheme	200		200		200	0
Jerilderie - Sewer Mains Replacement	30		30		30	0
Jerilderie - Sewer Well Pump Replacements	15		15		15	7
Total Asset Purchases/Renewals	265		265		265	7
Total Capital Expenditure	265		265		265	7

Murrumbidgee Council - Consolidated

Cash & Investments

Budget Review for the Quarter Ended 31 December 2022

	Original Budget	Sept Review	Revised Budget	Proposed Changes	Projected Result	Actual YTD
	('000s)	('000s)	('000s)	('000s)	('000s)	('000s)
Unrestricted	13,144	(7,313)	5,830	641	7,528	6,587
Externally Restricted						
Unexpended Grants		5	5		5	10,142
Water Supply Funds	2,898	450	3,348	(16)	3,333	3,293
Sewerage Funds	4,113	353	4,466		4,466	4,579
Domestic Waste Management	74		74		74	74
Coleambally Town Development	432		432		432	432
Contributions Reserve s94a	407	79	485		485	485
<i>Included in liabilities</i>						
Other						417
	7,923	887	8,810	(16)	8,794	19,422
Internally Restricted						
Employee Entitlements	1,095	19	1,114		1,114	1,114
Infrastructure Replacement	2,739	(128)	2,611	(770)	1,841	2,704
Plant Replacement	1,522	(404)	1,118		1,118	1,118
Real Estate Development	130	150	280	(100)	180	180
Caravan Park Reserve		70	70		70	70
Uncompleted Works						455
FAG Advance Payment						
	5,486	(293)	5,192	(870)	4,322	5,640
Total Cash and Investments	26,552	(6,720)	19,833	(244)	20,645	31,649

Murrumbidgee Council
Quarterly Budget Review as at 31 December 2022
Contracts and Other Expenses

Contracts entered into during the quarter and yet to be fully performed, excluding contractors that are on Council's 'Preferred Supplier List'

Contractor	Detail and purpose	\$ Value	Commenced	Duration	Budgeted
Capital Lines & Signs Downer EDI	Roadmarking of State Roads	As required	1/12/2022	TBD	Yes
	Sealing of State Roads	As required	1/12/2022	TBD	Yes

Murrumbidgee Council

Quarterly Budget Review as at 31 December 2022

Consultancy and Legal Expenses

Consultancies	Expenditure YTD	Budgeted
Steven Murray Architect	\$20,724	Yes
Connex Group Pty Ltd	\$4,950	Yes
PHL Surveyors	\$6,600	Yes
Staight Lines Designs	\$825	Yes
Tonkin Consulting Pty Ltd	\$59,392	Yes
Redbelly Urban Design & Landscape Architecture	\$17,160	Yes
LG Solutions	\$9,955	Yes
Pacesetter Services	\$1,650	Yes
Sue Couttie Media	\$9,000	Yes
Conway Highbury Pty Ltd	\$9,265	Yes
Assembl Digital	\$17,600	Yes
Advanced Environmental Systems	\$7,040	Yes
Legal Fees		
Kell Moore Lawyers	\$9,563	Yes



Events Policy (Revision 1)

	Name	Position	Signature	Date
Responsible Officer	Garry Stoll	Director Planning, Community & Development		
Authorised By	John Scarce	General Manager		

Document Revision History	
Original Policy:	Community Festival and Events Policy
Date adopted by Council:	27 July 2017
Minute Number:	150/07/17
Revision Number:	1
Policy Renamed:	Events Policy
Review Date:	October 2022/ February 2023
Date adopted by Council:	
Minute Number:	
Next Review:	See item 6 of this Policy
Revision Number:	
Review Date:	
Date adopted by Council:	
Minute Number:	

February 2023

Contents

1. Purpose	3
2. Definitions	3
3. Scope	3
4. Policy	4
4.1 Council Support.....	4
4.2 Event Application and Endorsement	5
5. Legislation and Compliance.....	5
6. Policy Review	5

1. Purpose

This Policy provides direction for the delivery of events in the Murrumbidgee Council Local Government Area (LGA), and the provision of Council support to event organisers.

Council recognises the need for safe and successful events, and seeks to work collaboratively with groups and organisations to develop and provide a range of events for our community.

Council's Community Strategic Plan 2022 - 2032 identifies that our thriving economy enjoys business and investment growth, with new and existing businesses and industries proactively achieving development and business success. We spread the word about the magic of our area, and visitors join with locals to relish our beautiful natural environment and other tourist assets. This is delivered by:

Value 5 - Our Economy - Creating our own opportunities

- Develop and promote our area as an attractive visitor destination
- Support and encourage events and activities for locals and visitors

2. Definitions

The Policy's definitions are:

Community means all people who live or work in the Murrumbidgee Council Local Government Area.

Council means Murrumbidgee Council.

Event means a planned public or social occasion that takes place wholly or partly on public or private land which impacts upon Murrumbidgee Council infrastructure, assets or the general public. Public land may include roads, footpaths, parks, Council venues, community facilities and sports grounds.

High risk event means an event held on or adjacent to The Kidman Way, Sturt Highway and Newell Highway that require a Traffic Management Plan (TMP) or a Traffic Control Plan (TCP).

3. Scope

This Policy applies to:

- Events managed by Council;
- Events held in Murrumbidgee LGA that are funded or partly-funded by Council through grants, sponsorship, reduced fees or fee waivers;
- Events held in Council facilities or on public land in Murrumbidgee LGA, that are managed by parties external to Council. In these cases, Council acknowledges that event organisers may also be required to comply with policies from their own organisations and/or funding bodies.

Council will not become involved in events on private land, unless there is an impact on the community or where Council is the event organiser.

It should be noted that events that take place on private land, such as dance parties, or the scale of some events, may also require the lodgement of a Development Application (DA) with Council.

Under State Environmental Planning Policy (Exempt and Complying Development Codes) 2008, a range of temporary structures for private or community events can be carried out as exempt development and do not require a DA, provided they meet certain criteria. Temporary structures include tents, marquees, booths, stages or platforms for community events.

4. Policy

Council will support events that reflect Council's values and priorities and aim to enrich the lives of the local community by being inclusive and accessible, promote local identity and encourage community wellbeing.

4.1 Council Support

Murrumbidgee Council annually offers community grants to support local organisations and projects. Applications and guidelines are available on Council's website.

In addition to direct financial support, Council may also support events through operational (in-kind) support. This support is provided to events within the context of the annual budget and can be in many forms, including, but not limited to:

- Event planning advice
- Marketing support
- Event Attraction - Council will plan to attract events that have significant social, cultural and economic benefits for the community.

All events that receive support from Council will be required to acknowledge Murrumbidgee Council on all promotional material. Promotional material that includes the use of Council's logo must obtain approval prior to circulation. This can be emailed to mail@murrumbidgee.nsw.gov.au. It will be the responsibility of the event organiser to ensure that this happens.

Many different departments within Council play a role in event management. While the majority of events are supported through the Planning, Community & Development area, other sections also have a strong involvement through approval processes, overseeing key services such as waste or traffic management, or through managing specific events.

This Policy establishes a "whole of Council" approach to event management in Murrumbidgee Council.

4.2 Event Application and Endorsement

All events conducted throughout the Murrumbidgee Council LGA are strongly encouraged to operate in accordance with best practice management principles.

To make certain that events conducted in Murrumbidgee Council LGA are safe, well run, held in suitable locations and do not unduly impact on residents, businesses or the environment, Council requires event organisers hosting an event on Council owned or managed land to complete an Event Application. The Event Application distinguishes opportunities for facilitators to enhance events such as identifying the need for additional event related equipment (including portable wc and security/safety fencing).

Event Applications are available on Council website.

These events must meet all Council's obligations (which may include a TMP or TCP) and legislative requirements which, once satisfied, the event can proceed.

High risk events (see definition) will require Council endorsement via resolution to proceed, with the exception of ANZAC Day marches. Following endorsement, these high risk events may require a TMP or TCP.

5. Legislation and Compliance

Council endeavours to ensure all events within the Murrumbidgee Council LGA run safely and all legislative and compliance requirements are met. The Event Application allows event organisers to demonstrate compliance to legislation such as those outlined in:

- Local Government Act 1993
- Road Act 1993
- State Environmental Planning Policy Exempt and Complying Development Codes) 2008
- Work Health and Safety Act 2011
- Privacy and Personal Information Protection Act 1998 (NSW)
- Privacy Act 1988 (Commonwealth)

6. Policy Review

This Policy:

- To be reviewed within the first year of the new Council term;
- May be reviewed and amended at any time at Council's discretion (or if legislative or State Government policy changes occur).



DEVELOPMENT CONTRIBUTIONS PLAN (Revision 1)

SECTION 7.12 ENVIRONMENTAL PLANNING & ASSESSMENT ACT 1979

Document Revision History	
Date adopted by Council:	25 May 2017
Minute No:	103/05/17
Revision Number:	1
Review Date:	November 2022-January 2023
Date Adopted by Council:	28 February 2023
Minute No:	
Next Review:	As Required
Revision Number	
Review Date:	
Date Adopted by Council:	
Minute Number:	

February 2023

Table of Contents

1. Administration and operation of the plan	3
1.1 What is the name of this development contributions plan?	3
1.2 Application of this development contributions plan	3
1.3 When does this development contributions plan commence?.....	3
1.4 The purpose of this contributions plan	3
1.5 When is the levy applicable?	3
1.6 What is the levy amount?	3
1.7 Are there any exemptions to the levy?.....	3
1.8 Relationship with other plans and policies	4
1.9 Pooling of levies	4
1.10 Construction certificates and the obligation of accredited certifiers	4
1.11 Complying development certificates and the obligations of accredited certifiers	5
1.12 How will the levy be calculated?	5
1.13 How will the cost of carrying out the proposed development be calculated?.....	5
1.14 When is the levy payable?.....	6
1.15 How will the levy be adjusted?.....	7
1.16 Can deferred or periodic payments be made?.....	7
1.17 Refunds of levies.....	7
1.18 Savings and transitional provisions	7
1.19 Accountability and access to information	7
2. Expected development and demand for public facilities	8
3. Works Program	8
4. References	8
Dictionary	9
Schedule 1 – Works Program.....	10

1. Administration and operation of the plan

1.1 What is the name of this development contributions plan?

This development contributions plan is called the *Murrumbidgee Council S7.12 Development Contributions Plan 2017 (Revision 1)* ("the development contributions plan").

1.2 Application of this development contributions plan

The development contributions plan applies to all land within the Local Government Area of Murrumbidgee Council.

1.3 When does this development contributions plan commence?

The development contributions plan commences on 25 May 2017.

1.4 The purpose of this contributions plan

The primary purpose of the development contributions plan is:

- to authorise the imposition of a condition on certain development consents and complying development certificates requiring the payment of a levy pursuant to section 7.12 of the *Environmental Planning and Assessment Act 1979* (EP&A Act); and
- to assist Murrumbidgee Council ("Council") in providing the appropriate public facilities that are required to maintain and enhance amenity and service delivery within the Murrumbidgee local government area; and
- to publicly identify the purposes for which the levies are required; and
- to ensure Council's management of levies complies with relevant legislation, guidelines and practice notes.

1.5 When is the levy applicable?

The levy is applicable to applications for development consent and applications for complying development certificates under Part 4 of the EP&A Act, except where exempt under Section 1.7 below.

1.6 What is the levy amount?

The amount to be levied is:

- nil where the proposed cost of carrying out the development is \$100,000 or less; or
- 0.5% of the development cost where the proposed cost of carrying out the development is between \$100,000 and \$200,000; or
- 1.0% of development cost where the proposed cost of carrying out the development is more than \$200,000.

1.7 Are there any exemptions to the levy?

The following development is exempted from a levy under this development contributions plan:

- development where the proposed cost of carrying out the development is \$100,000 or less; or
- development for the purposes of a single dwelling house; or
- development for the purposes of creating disabled access; or
- affordable housing as defined by the EP&A Act; or seniors housing as defined by State Environmental Planning Policy (Housing for Seniors or People with a Disability) 2004 (other than self-contained dwellings forming part of seniors housing development); or
- works undertaken for charitable purposes or by a registered charity; or
- places of public worship, public hospitals and emergency services; or

- recreational facilities, community, cultural or educational facilities provided by or on behalf of the Council or another public authority; or
- development for the sole purpose of adaptive reuse of an item identified in Council's Heritage Schedule in the LEP; or
- development exempted from Local Infrastructure Contributions by way of a Direction made by the Minister for Planning under section 7.17 of the EP&A Act; or
- development, apart from subdivision, where a condition of section 7.11 of the EP&A Act has been imposed under a previous development consent relating to the subdivision of the land on which the development is proposed to be carried out.

In addition, Council will not impose a levy in respect of development:

- for the sole purpose of Building Code of Australia Class 10 structures except for class 10 structures involving wind farms, frost fans; or solar panels and battery installations associated with wind farms or solar farms or battery storage facilities; or
- for which Council considers by formal ratification at a full Council meeting as an exemption. For such claims to be considered, any such development will need to include a comprehensive submission justifying the case for exemption.

1.8 Relationship with other plans and policies

The development contributions plan repeals the *Darlington Point Section 94 Plan*.

The development contributions plan supplements the provisions of the *Jerilderie Local Environmental Plan 2012*, *Murrumbidgee Local Environmental Plan 2013* and any amendment or local environmental plan/s which may supersede these plans.

Council may also levy contributions towards the provision of water and sewerage infrastructure, which are not part of this development contributions plan. Such contributions will be charged in accordance with the requirements of Section 64 of the *Local Government Act 1993* and the *Water Management Act 2000*.

1.9 Pooling of levies

The development contribution plan expressly authorises money obtained from section 7.12 levies paid for different purposes to be pooled and applied (progressively or otherwise) for the public facilities listed in the works program at Schedule 1 and in accordance with any staging set out in that Schedule.

1.10 Construction certificates and the obligation of accredited certifiers

In accordance with clause 156 of the *Environmental Planning and Assessment Regulation 2021* ("the EP&A Regulation"), a certifying authority must not issue a construction certificate for building work or subdivision work under a development consent unless it has verified that each condition requiring the payment of levies has been satisfied.

In particular, the certifier must ensure that the applicant provides a receipt(s) confirming that levies have been fully paid and copies of such receipts must be included with copies of the certified plans provided to the Council in accordance with clause 156(2) of the EP&A Regulation.

Failure to follow this procedure may render such a certificate invalid.

1.11 Complying development certificates and the obligations of accredited certifiers

In accordance with section 7.21(1) of the EP&A Act, a certifying authority (Council or an accredited certifier) must impose a condition requiring payment of the levy in accordance with the development contributions plan and which satisfies the following criteria:

- Pursuant to section 4.17(1) of the EP&A Act and the development contributions plan, a levy calculated in accordance with Section 1.12 below.
- The amount to be paid is to be adjusted in accordance with Section 1.15 below.

1.12 How will the levy be calculated?

The levy will be calculated as follows:

Levy payable = L x \$C Where:

L is 0.005 where the cost of development is between \$100,001 and \$200,000 or 0.01 where the cost of development is more than \$200,000; and

\$C is the cost of carrying out the proposed development (calculated in accordance with Section 1.13 below).

1.13 How will the cost of carrying out the proposed development be calculated?

A development application or an application for complying development certificate must submit an estimated cost of development that has been calculated in accordance with clause 208 of the EP&A Regulation.

That clause provides as follows:

“208 Determination of proposed cost of development—the Act, s 7.12(5)(a)

- (1) *The proposed cost of carrying out development must be determined by the consent authority by adding up all the costs and expenses that have been or will be incurred by the applicant in carrying out the development.*
- (2) *The costs of carrying out development include the costs of, and costs incidental to, the following—*
 - (a) *if the development involves the erection of a building or the carrying out of engineering or construction work—*
 - (i) *erecting the building or carrying out the work, and*
 - (ii) *demolition, excavation and site preparation, decontamination or remediation,*
 - (b) *if the development involves a change of use of land—doing anything necessary to enable the use of the land to be changed,*
 - (c) *if the development involves the subdivision of land—preparing, executing and registering—*
 - (i) *the plan of subdivision, and*
 - (ii) *the related covenants, easements or other rights.*
- (3) *In determining the proposed cost, a consent authority may consider an estimate of the proposed cost that is prepared by a person, or a person of a class, approved by the consent authority to provide the estimate.*

- (4) *The following costs and expenses must not be included in an estimate or determination of the proposed cost—*
- (a) *the cost of the land on which the development will be carried out,*
 - (b) *the costs of repairs to a building or works on the land that will be kept in connection with the development,*
 - (c) *the costs associated with marketing or financing the development, including interest on loans,*
 - (d) *the costs associated with legal work carried out, or to be carried out, in connection with the development,*
 - (e) *project management costs associated with the development,*
 - (f) *the cost of building insurance for the development,*
 - (g) *the costs of fittings and furnishings, including refitting or refurbishing, associated with the development, except if the development involves an enlargement, expansion or intensification of a current use of land,*
 - (h) *the costs of commercial stock inventory,*
 - (i) *the taxes, levies or charges, excluding GST, paid or payable in connection with the development by or under a law,*
 - (j) *the costs of enabling access by people with disability to the development,*
 - (k) *the costs of energy and water efficiency measures associated with the development,*
 - (l) *the costs of development that is provided as affordable housing,*
 - (m) *the costs of development that is the adaptive reuse of a heritage item.*
- (5) *The proposed cost may be adjusted before payment of a development levy, as specified in a contributions plan, to reflect quarterly or annual variations to readily accessible index figures adopted by the plan between the day on which the proposed cost was determined by the consent authority and the day by which the development levy must be paid.*

Example—

A contributions plan may adopt the Consumer Price Index.

- (6) *To avoid doubt, this section does not affect the determination of the fee payable for a development application.”*

Without limitation to the above, Council may review the estimated cost of development and may seek the services of an independent person to verify the costs. In these cases, all costs associated with obtaining such advice will be at the expense of the applicant.

1.14 When is the levy payable?

A levy must be paid to Council at the time specified in the condition on the development consent that imposes the levy. If no such time is specified, the levy must be paid prior to the issue of a construction certificate or complying development certificate.

1.15 How will the levy be adjusted?

Levies required as a condition of consent under the provisions of the development contributions plan will be adjusted at the time of payment in accordance with the following formula:

Levy at time of payment = \$L + \$A Where:

\$L is the original levy as set out in the consent condition; and **\$A** is the adjustment amount which is:

\$L x (Current Index - Base Index)

Base Index

where:

the **Current Index** is the most recent quarterly Consumer Price Index for Sydney as published by the Australian Bureau of Statistics (Ref:6401.0) at the time the levy is paid; and the **Base Index** is the quarterly Consumer Price Index for Sydney as published by the Australian Bureau of Statistics (Ref:6401.0) for the period immediately prior to the date of the development consent.

Note: In the event that the Current Index is less than the Base Index, the contribution payable shall be that stated in the consent condition.

1.16 Can deferred or periodic payments be made?

Council does not allow deferred or periodic payment of levies authorised by the development contributions plan.

1.17 Refunds of levies

Council's policy is that there are generally no refunds of section 7.12 levy payments made under the development contributions plan.

Should someone seek a refund of levies, a formal request must be made in writing to Council outlining the reasons for the requested refund.

1.18 Savings and transitional provisions

A development application which has been submitted prior to the adoption of the development contributions plan but not yet determined shall be determined in accordance with the provisions of the plan which applied at the date of making the application.

1.19 Accountability and access to information

Council is required to comply with a range of financial accountability and public access to information requirements in relation to community infrastructure contributions. These are addressed in Divisions 4 of Part 9 of the EP&A Regulation and include:

- maintenance of, and public access to, a levies register;
- maintenance of, and public access to, accounting records for contributions receipts and expenditure;
- annual financial reporting of levies; and
- public access to contributions plans and supporting documents.

These records are available for inspection free of charge at the Council's administration office.

2. Expected development and demand for public facilities

The relationship between expected development and the demand for public facilities is established through:

- population growth in parts of the local government area;
- the future population will require the provision of additional public facilities; and
- the future population will diminish the existing population's enjoyment and standards of public facilities unless additional facilities are provided.

Council is committed to providing the equitable distribution of public facilities for the benefit and well-being of all residents. Council's works program (Schedule 1) identifies the public amenities or services to be provided, recouped, extended or augmented by contribution monies derived by this plan.

This development contributions plan applies to all land within the local government area of Murrumbidgee. The levies will be used towards meeting the cost of provision or augmentation of public facilities that have been or will be provided across the entire local government area in accordance with the works program (Schedule 1).

Department of Planning (DoP) Circular PS 05-003 states that: there does not have to be a connection between the subject of the levy and the object any monies derived are spent on.

Accordingly, monies derived by this plan may be used to embellish public facilities in a location remote from that which the levy was derived (e.g. in another town).

3. Works Program

The works program (Schedule 1) identifies the public facilities for which section 7.12 levies under the EP&A Act will be required.

Levies paid to Council under a condition authorised by the development contributions plan will be applied towards meeting the cost of provision or augmentation of public facilities that have been or will be provided. Schedule 1 provides a summary of public facilities, which have been or will be provided by Council over the next five years, as well as the estimated cost of provision and timing.

4. References

The following reference documents have been utilised in the preparation of the development contributions plan:

- Environmental Planning & Assessment Act 1979
- Environmental Planning & Assessment Regulation 2021
- Department of Planning Circular PS 05-003 - Changes to the Development Contributions System in NSW - June 2004
- Murrumbidgee Local Environmental Plan 2013
- Jerilderie Local Environmental Plan 2012

Dictionary

In this plan, unless the context or subject matter otherwise indicates or requires, the following definitions apply:

Council means Murrumbidgee Council

Development Contributions Plan means:

- *Murrumbidgee Council S7.12*
- *Development Contributions Plan 2017*

EP&A Act means the *Environmental Planning and Assessment Act 1979*

EP&A Regulation means the *Environmental Planning and Assessment Regulation 2021*

Levy means a financial contribution under section 7.12 of the EP&A Act authorised by the development contributions plan

Public Facility means a public amenity or public service

Schedule 1 – Works Program

Public facilities to be funded/embellished through S7.12 levies are listed in the following Schedule.

ITEM NO.	DESCRIPTION	ESTIMATED COST	ESTIMATED TIME FRAME	PRIORITY
COMMUNITY FACILITIES				
1	Hall upgrade works as required	\$450,000	2023-2026	Low
2	Upgrades to parks as required	\$35,000	2023-2026	Low
3	Upgrade works to sports grounds as required	\$1,000,000	2023-2026	Medium
4	Town Medical Centres	\$5,000,000	2023/2024	High
5	Pre-schools	\$3,500,000	2023/2024	High
ROAD WORKS				
1	Works on Council regulated roads as determined by Council as medium priority	\$1,500,000	2023-2026	Medium



Draft Managing Conflicts of Interest for Council-Related Development Policy

	Name	Position	Signature	Date
Responsible Officer	Garry Stoll	Director Planning, Community & Development		
Authorised By	John Scarce	General Manager		

Document Revision History	
Date adopted by Council:	
Minute Number:	
Revision Number:	
Review Date:	See item 10. of this Policy
Date adopted by Council:	
Minute Number:	
Next Review:	
Revision Number:	
Review Date:	
Date adopted by Council:	
Minute Number:	

February 2023

Contents

PART 1 – PRELIMINARY	3
1. Name of the Policy and Purpose.....	3
2. Aim of Policy	3
3. Scope.....	3
4. Definitions	3
PART 2 – PROCESS FOR IDENTIFYING AND MANAGING POTENTIAL CONFLICTS OF INTEREST	4
5. Management controls and strategies:	4
6. Identifying whether a potential conflict of interest exists, assessment of level risk and determination of appropriate management controls	5
7. Notification of Council-related development applications	6
8. Legislation and related matters	6
9. Directorate.....	6
10. Policy Review.....	6

PART 1 – PRELIMINARY

1. Name of the Policy and Purpose

This policy is the *Managing Conflicts of Interest for Council Related Development Policy*. Its purpose is to manage potential conflicts of interest that may arise in conjunction with Council-related Development Applications (DA), because Council is the consent authority.

2. Aim of Policy

This policy aims to manage potential conflicts of interest and increase transparency at all stages of the development process for Council-related development.

3. Scope

This policy applies to all Council-related development, or development on Council land that requires development consent.

4. Definitions

4.1 In this policy:

Application means an application for consent under Part 4 of the Act to carry out development and includes an application for a complying development certificate and an application to modify a development consent.

Council means Murrumbidgee Council.

Council-related development means development for which the Council is the applicant developer (whether lodged by or on behalf of Council), landowner, or has a commercial interest in the land the subject of the application, where it will also be the regulator or consent authority.

Development process means application, assessment, determination, and enforcement.

The Act means the *Environmental Planning and Assessment Act 1979*.

4.2 A word or expression used in this policy has the same meaning as it has in the Act, and any instruments made under the Act, unless it is otherwise defined in this policy.

4.3 Notes in this policy do not form part of the policy.

PART 2 – PROCESS FOR IDENTIFYING AND MANAGING POTENTIAL CONFLICTS OF INTEREST

5. Management controls and strategies:

5.1 Management controls may be applied to:

- (a) the **assessment** of an application for Council-related development.
- (b) the **determination** of an application for Council-related development.
- (c) the **regulation and enforcement** of approved Council-related development.

Note 1: This may include the use of independent consultants and certifiers or entering into a shared services agreement with a neighbouring Council for assessment, regulatory and enforcement or establishing independent panels prior to determination of applications.

5.2 The management strategy for the following kinds of development is that no management controls need to be applied:

- (a) fit outs and minor changes to the building façade
- (b) internal alterations or additions to buildings that are not a heritage item
- (c) advertising signage
- (d) minor building structures projecting from a building facade over public land (such as awnings, verandas, bay windows, flagpoles, pipes, and services)
- (e) development where the Council might receive a small fee for the use of their land.

Note 2: Controls for dealing with conflict will be based on the level of risk Murrumbidgee Council will deal with the potential conflicts of interest for Council-related development based on:

- a. risk category – low, moderate, high, very high
- b. types of development – non-controversial small-scale development, development of a certain value with/without a commercial interest, controversial development, or even
- c. capital investment value of the proposed development.

Note 3: There are a range of management controls that could be applied in particular circumstances; such as:

- a. Assessment and determination
 - i. The assessment and/or determination of an application are to be undertaken by Council staff under delegation – this might be appropriate if the proposal is considered to be a low-level risk or non-controversial. For more controversial projects, this might only be effective if strict role separation controls are imposed.
 - ii. The application could also be referred for external assessment and/or determination to either:
 - another Council,
 - a local planning panel if one is in place,
 - a regional planning panel (may require negotiation – RPPs are not required to accept referrals),
 - a consultant.

The involvement of an external third party might be appropriate for development where Council has a commercial interest in the land, or the development is seen to be a political priority for the Council.

b. Regulation and enforcement

- i. Engagement of a private certifier ,*
- ii. Publication of certificates issued under Part 6 of the Act on the NSW Planning Portal,*
- iii. Peer review by a neighbouring Council and/or entering into a shared services arrangement with a neighbouring Council,*
- iv. Reporting of key milestones to the full Council.*

6. Identifying whether a potential conflict of interest exists, assessment of level risk and determination of appropriate management controls

6.1 Development applications lodged with the Council that are Council-related development (as defined in clause 1.4) are to be referred to the Director Planning, Community & Development (or a delegate) for a conflict-of-interest risk assessment.

6.2 The Director Planning, Community & Development or delegate must:

- (a) assess whether the application is one in which a potential conflict of interest exists,
- (b) identify the phase(s) of the development process at which the identified conflict of interest arises,
- (c) assess the level of risk involved at each phase of the development process,
- (d) determine what (if any) management controls should be implemented to address the identified conflict of interest (in each phase of the development process if necessary) having regard to any controls and strategies outlined in clause 5 of the policy and the outcome of the general manager's assessment of the level of risk involved as set out clause 6(2)(c) of the policy,

Note 4: The Director Planning, Community and Development (or delegate) could determine that no management controls are necessary in the circumstances.

- (e) document the proposed management approach for the proposal in a statement that is published on the NSW Planning Portal.

Note 5: The following is an example of a statement that will be published by Council to document its proposed management approach in a particular circumstance.

Scenario

Murrumbidgee Council seeks to develop one of its assets "Murrumbidgee Civic Place". Council is the landowner and is proposing redevelopment of the site for a mixed-use development with a total capital investment value of \$4.9 million. The development seeks approval for the construction and the use of building for the purpose of a childcare centre, a medical centre, commercial office space and Council's public administration.

Example management statement

Council Conflict of Interest Management Statement	
Project Name	Murrumbidgee Civic Place
DA Number	100/2023
Potential Conflict	Murrumbidgee Council is the applicant. Murrumbidgee Civic Place has an estimated capital investment value of \$4.9 million and Council expects to receive revenue through renting commercial office spaces.
Management Strategy	<p>The Council is managing potential conflicts of interest in this matter as follows:</p> <ul style="list-style-type: none">- The application will be referred to the local planning panel to determine the development application.- Council development assessment staff not involved with preparing the application will assess the DA. The staff will remain separated from the project team.- A private certifier will be engaged to undertake the certification for the development.- XXXX Council has agreed to peer review any regulatory decisions should compliance decisions be made- Key project milestones following the development consent will be reported at a public Council meeting.
Contact	Anyone with concerns about Council fulfilling its obligations should report their concerns to the Council.

PART 3 – OTHER MATTERS

7. Notification of Council-related development applications

All Council related development applications will be notified for a minimum period of 28 days in accordance with the Environmental Planning and Assessment Act, 1979.

8. Legislation and related matters

The following legislation and related matters were referenced in the drafting of the policy:

- Environmental Planning and Assessment Act, 1979
- Environmental Planning and Assessment Regulation, 2021
- Department of Planning & Environment “*Council-related Development Application Conflict of Interest Guidelines*”

9. Directorate

This policy was prepared by Planning, Community and Development Directorate

10. Policy Review

This Policy:

- To be reviewed within the first year of the new Council term;
- May be reviewed and amended at any time at Council's discretion (or if legislative or State Government policy changes occur).



Development Control Plan Young Street Precinct

February 2023

Part 1 - Introduction

1. Name of this plan

This Development Control Plan shall be cited as “Young Street Precinct Development Control Plan.”

2. Commencement of Development Control Plan

In pursuance of Council’s resolution of [insert date], this Development Control Plan shall be in force from [insert date]

3. Aims of the Development Control Plan

The aims of this plan are:

- (1) To provide appropriate development control principles for the development of the Young Street Precinct;
- (2) To guide the development of residential uses within the Young Street Precinct by providing site planning and design controls for housing; and
- (3) That this DCP be incorporated into any future comprehensive DCP for the whole Local Government Area.

4. Land to which this Plan applies

This plan applies to Lot 2 DP 1081623 (and the lots created as a consequence of the subdivision of land approved viz DA 18-12/13).

5. Local Environmental Plan applying to the land

The Murrumbidgee Local Environmental Plan 2013, as amended applies to the land the subject of this Plan.

6. Relationship to other policies

This DCP may reference other Council policies, including the following:

- (1) Murrumbidgee Council Section 7.12 Development Contribution Plan
- (2) Darlington Point Floodplain Risk Management Study and Plan (October 2021)
- (3) Murrumbidgee River at Darlington Point and Environs Flood Study (2018)

Part 2 - Residential Controls

7. Desired Future Character Statement

The Young Street Precinct is a greenfield development associated with DA 18-12/13 which resulted in the creation of 56 lots.

The Young Street Precinct is located on the western edge of Darlington Street off Young Street and is bounded by the Darlington Point Common to the north.

Council's vision for the future character of the Young Street precinct is one of low density, single story detached dwellings and associated outbuildings. Secondary dwellings (with a gross floor area of 60m²) and two storey dwellings in appropriate locations are also considered to fit the desired future character of the precinct as they would provide affordable housing opportunities.

As this is a greenfield development, there is an expectation that residential development be of a high standard, and as such the relocatable or transportable dwellings are not envisaged for the precinct and would not be supported.

Dual occupancy development, along with medium density development, may be considered, provided it is for the purposes of affordable housing and that the floor space ratio requirements are adhered to.

8. Dwellings

This subsection applies to future residential development in the precinct. Single detached dwellings represent the dominant housing variety in Darlington Point. Dwellings should be sited and designed to meet the objectives of this section and the desired future character statement.

(1) Maximum building height

In order to maintain a consistent residential character and maximise privacy, solar access and views, development should have a maximum height for a dwelling house of 8.5 metres above existing ground levels.

a) Two storey dwellings

The design, setbacks and heights of two story dwellings are to meet the requirements of Part 3D Inland Code State Environmental Planning Policy (Exempt & Complying Development Codes) 2008.

Two storey residential development may be considered on lots if the lot has an area of greater than 1050m² and a street frontage of 23.5 metres or greater. These lots are identified in the subdivision as:

- Lot 2, 3, 4, 5 and 6

b) Sheds and outbuildings

The maximum height for outbuildings (sheds and the like) are set out in clause 8(12).

(2) Floor space ratio

Floor space ratio (which is the gross floor area of a building or buildings in relation to the size of a site that it is being built on)¹, when combined with other built form controls, are a means to ensure that new development is responsive to its site and the characteristics of an area.

The **maximum allowable floor space ratio** for development in the Young Street Precinct is **0.5:1**, with the following excluded from the floor space ratio calculations:

- (i) A secondary dwelling with a floor area not exceeding 60m²;
- (ii) An unenclosed structure, such as a carport that is open on three sides or the area under an awning or verandah;
- (iii) A garage (whether attached or detached) up to 40m² in area.

¹ For example, a site with an area of 900m² would allow a floor area (of all buildings) of up to 450m².

In this instance the maximum allowable floor space ratio means 0.5m² of building footprint requires 1m² of undeveloped land.

(3) Building lines, setbacks and articulation zones

The siting of dwellings and outbuildings within a building envelope on a site through the use of setbacks controls is a means of enhancing the streetscape, improving visual amenity and protecting the privacy of and sunlight to adjacent dwellings. The setback requirements are set out in the following table:

Design element	Setback requirement ²
Building line or front setback	
- Dwelling	4.5 metres
- Garage (attached or detached)	5.5 metres
- Carport (attached or detached)	5.5 metres
- Outbuildings	5.5 metres
- Swimming pool	Not allowed forward of the building line.
Secondary street setback (corner lots)	
- Dwelling	3.0 metres
- Garage (attached or detached)	5.5 metres
- Carport (attached or detached)	5.5 metres
- Outbuildings	5.5 metres
- Swimming pool	2.0 metres
Side setback	
- Dwelling (up to 5.5m in height)	0.9 metre
- Dwelling (> 5.5m in height)	Height of building – 5 metres = setback ³
- Outbuildings	0.9 metre
- Swimming pools	
Rear setback	
- Dwelling	8.0 metres
- Secondary dwelling	4.0 metres
- Outbuildings	See clause 8(12)
- Swimming pools	3.0 metres

² Unless otherwise permitted by a Council policy, no building is to be constructed within any easement that burdens a lot. Where an easement burdens a lot, the setback requirements are to be measured from the easement.

³ Example of side setback requiring use of formula. If a building seeks has a height of 6.5m then the required set back is 1.5m (ie 6.5m-5m = 1.5m).

The building articulation zone is an area of a lot forward of the building line, within which building elements which add articulation to the development are permitted. The building articulation zone permits an encroachment of 1.5 metres to the building line (front setback) and 500mm to the secondary street setback.

(4) Streetscape

Streetscapes create a sense of identity and help form the character of a precinct and it encompasses all buildings, landscape design, fencing, driveways, paving and street surfaces. To create a precinct that is visually appealing, the following controls are to guide development:

- (i) Dwellings on corner blocks must be designed to address both street frontages;
- (ii) Garages shall not dominate the street frontage. Garages shall be sited behind the primary building elevation and shall not exceed 30% of the width of the site;
- (iii) Landscaping should be used to enhance the appearance of the development and the surrounding area, including the road reserve.

(5) Building design

Development within the Young Street precinct seeks to promote housing design that will establish a character and amenity which reflects the prevailing topography and its setting on the edge of Darlington Point.

a) External appearance

- (i) The building design, roof form, details and material should be appropriately scaled to enable differentiation and visual interest between the dwellings when viewed from public streets;
- (ii) Front walls of any dwelling visible from the street shall not exceed 5 metres in length without a physical change. The side walls in any one dwelling visible from the street or public place shall not exceed 10 metres in length without a physical change;
- (iii) External building materials such as brick, masonry, weatherboard with tile or colorbond roofing materials, are to be used. Small amounts of other materials may be used subject to relevant authority approval;
- (iv) Windows and doors in facades facing the street shall be provided in a balanced manner and respond to the orientation and internal uses;
- (v) Colours to be used should be earthen type hues, and reflective material is not permitted;
- (vi) Transportable or relocated or second hand dwellings are not permitted;

- (vii) No structure of a temporary character such as tent, trailer, camper or caravan or any other outbuilding shall be used at any time or occupied as a temporary dwelling house.

b) Sustainable building design

Development Applications for new housing proposals and specified alterations and additions must be accompanied by a BASIX Certificate, issued by the NSW Government.

The design of new dwellings should adopt the following principles which promote sustainable building practices and incorporate the following:

- (i) Maximising solar access to habitable rooms and private open space;
- (ii) Supplement natural lighting through the use of skylights, where required;
- (iii) Orientate living spaces to the north or east where possible;
- (iv) Use shading devices such as eaves, awnings, colonnades, balconies, pergolas, external louvres and planting;
- (v) Facilitate natural cross ventilation by minimising interruptions in air flow through dwellings and grouping rooms with similar usage together; and
- (vi) Limit the use of mechanical ventilation.

(6) Visual and acoustic privacy

To provide future residents with visual and acoustic privacy in their dwellings and with areas of private open spaces and to enhance perceptions of community safety, new dwellings are to meet the following requirements:

- (i) Dwellings, including additions, should be designed so that windows, and decks are not situated directly opposite windows of primary (living, kitchen, dining) rooms of any adjoining dwellings, unless privacy issues can be addressed;
- (ii) Habitable room windows should be offset by a suitable distance to limit views between windows; or should have sill heights of 1.7 metres above floor level, or should have fixed translucent glazing in any part of the window within 1.7 metres of the floor level, or use other means to obscure the view between windows; and
- (iii) Noise generating areas of development (e.g. air conditioning plant, swimming pool areas and the like) should be adequately screened or located away from the bedroom areas of neighbouring properties to minimise their impact.

(7) Private open space

Private open space shall incorporate an area of 25m² and include minimum dimensions of 4 metres x 4 metres which is directly accessible from a primary living area at the rear of the dwelling.

Private open space shall not include driveways, turning areas, car spaces, narrow elongated curtilage areas and service areas.

Private open space forward of the front building line is not supported.

(8) Landscaped area

A minimum of 40% of the total site area is to be landscaped, of which 30% is to be available for soft or deep soil planting.

The landscaped area may include decorative paving, but it does not include the following:

- (i) Paving along the side of the dwelling within the site setback area;
- (ii) Driveways, manoeuvring or areas used for the parking of vehicles; and
- (iii) Swimming pool enclosures.

Where a development application involves the erection of a dwelling house, a detailed landscaped plan is not required, however the site plan shall demonstrate that compliance with the landscaped area can be satisfied.

Landscaping shall include a suitable proportion of trees, other than palms, capable of reaching a mature height of 6 metres or more in order to: reduce the visual impact of buildings; shade their western elevations from the hot afternoon summer sun; promote privacy between sites; and

- (iv) Incorporate drought-resistant and native plant species wherever possible or appropriate;
- (v) Landscaping should include a mixture of trees, shrubs and ground cover, establishing a microclimate;
- (vi) Ensure trees do not and will not in the future interfere with underground and overhead utilities; and
- (vii) Landscaped area should establish adequate drainage, including the retention of stormwater on site and prevention of discharge runoff onto adjoining properties

(9) Vehicle access parking

Parking shall be provided at the following ratios based on the number of bedrooms in the dwelling:

- (i) 2 spaces per dwelling (except for single bedroom dwellings, where only 1 space is required)
- (ii) 1 space per secondary dwelling

Parking and access facilities shall be designed in accordance with the requirements of AS-2890.1 and be constructed of concrete with a decorative finish.

Parking or storage for caravans, camper trailers, trailers, boats and the like should be design so they are located behind the front building setback.

(10) Site facilities

Each property is to be provided with the following facilities:

- (i) Storage for waste, recycling and green waste bins so that they are not visible from the street or public area unless out for collection.
- (ii) The provision of open air clothes drying facilities, screen from the street or public areas.
- (iii) The provision of a mailbox in accordance with the requirements of Australia Post.

(11) Fences

The design of fences has an impact on the real and perceived safety and security of residents, as well as on the amenity of the public domain and streetscape character. The visual impact, scale and design of fences all need to be carefully considered. Fences in the Young Street Precinct shall be designed in accordance with the following:

(a) Front and side return fences⁴ are to be:

- (i) no greater than 0.9 metres, if having a solid design or
- (ii) no greater than 1.2 metres, if having an open design, and

⁴ A side return fence is that part of the side boundary fencing measured from the boundary of the property to the building line.

Front boundary fences are not to be constructed of powder coated metal (colorbond), zincalume or like materials.

(b) Side and Rear Fences are to be:

- (i) Side fences behind the building line and rear fences are to be a maximum height of 1.8 metres above ground level. If the fence is on a sloping site and stepped to accommodate the fall in land, it must not be higher than 2.1 metres above existing ground level at each step;
- (ii) Powder coated metal (colorbond), zincalume and like fences are not permitted on the secondary street frontage of corner allotments;
- (iii) All fencing is to be constructed of new materials of the same colour, especially those fences that are visible from a public road.

(12) Garages, carports and sheds

The purpose of this clause is to ensure that ancillary structures associated with the dwelling are of a scale appropriate to the size of the land and to the streetscape, and contribute to the character of the precinct.

a) General Controls

- (i) All detached outbuildings, garages and carports shall have a maximum wall height of 3.0 metres and 3.5 metres to the ridge;
- (ii) All attached garages and carports shall be integrated into the overall design and character of the dwelling;
- (iii) Detached outbuildings shall be set back as per the following table:

Design element	Setback requirement ⁵
Rear setback	
- An outbuilding with a wall height of 2.4m or less (and ridge height of < 3.0m)	0.9 metres
- An outbuilding with a wall height of up to 3.0m (and a ridge height of 3.5m)	1.5 metres

⁵ Unless otherwise permitted by a Council policy, no building is to be constructed within any easement that burdens a lot. Where an easement burdens a lot, the setback requirements are to be measured from the easement.

- (iv) Detached outbuildings shall be restricted in floor area as per the following table:

Lot size	Floor area of shed
- Less than 800m ²	60m ²
- 800m ² to less than 950m ²	85m ²
- >950m ²	A maximum of 10% of the site area

- (v) Outbuildings cannot be used as a dwelling, notwithstanding that a mud-room (comprising a toilet, wash basin and/or shower may be installed;

b) Garage and carport controls

- (i) Garages shall be set back a minimum of 5.5 metres from both the primary and secondary street frontages in accordance with clause 8(3);
- (ii) Garages shall not dominant the street frontage. Garages shall be sited behind the primary building elevation and shall not exceed 30% of the width of the site;
- (iii) Carports shall be set back a minimum of 5.5 metres from both the primary and secondary street frontages in accordance with clause 8(3).

9. Dual occupancies and multi-dwelling residential development

This subsection applies to future residential development in the precinct for the purposes of dual occupancy or multi-dwelling residential development. Dwellings should be sited and designed to meet the objectives of this section and the desired future character statement.

(1) General controls

The controls set out in clause 8 relating to dwellings apply in the same way to dual occupancy or multi-dwelling residential development, except where specified under this clause.

(2) Specific site controls for dual occupancy development

Dual occupancy development may be considered on corner lots if the lot has an area of greater than 900m² which are identified in the plan of subdivision as:

- Lot 1
- Lot 7
- Lot 28
- Lot 29

(3) Site specific controls for multi-dwelling residential development

Multi-dwelling residential development may be considered on lots if the lot has an area of greater than 1050m² and a street frontage of 23.5 metres or greater. These lots are identified in the subdivision as:

- Lot 2, 3, 4, 5 and 6

The **maximum allowable floor space ratio** for development in the Young Street Precinct for the purpose of multi-dwelling residential is **0.5:1** except if the development is for the purposes of affordable housing or housing for seniors.

Where development is for the purposes of affordable housing⁶ an additional 0.1:1 floor space ratio will be provided in the following circumstances

- (i) A minimum of two dwellings in the proposed development are limited to one or two bedrooms.
- (ii) The maximum number of dwellings on the site does not exceed four (4).
- (iii) One visitor parking space is provided.

⁶ The applicant shall make it clear in their statement of environmental effects and plans that the proposed development is for the purpose of affordable housing and address the provisions of Chapter 2 of State Environmental Planning Policy (Housing) 2021

Where development is for the purposes of seniors housing⁷ an additional 0:1 floor space ratio will be provided in the following circumstances:

- (i) All dwellings are limited to one or two bedrooms.
- (ii) 1 visitor parking space is provided for every 4 dwellings

(4) Private open controls for multi-dwelling residential development

Private open space shall incorporate an area of 16m² and include a minimum dimensions of 3 metres x 3 metres which is directly accessible from a primary living area at the rear of the dwelling.

Part 3 – Notification requirements

10. How Development Applications are to be notified

The provisions of the Environmental Planning and Assessment Act 1979, the Environmental Planning and Assessment Regulation 2000 and Murrumbidgee Community Participation Plan set down concurrence and advertising requirements for specific types of development applications and taking into consideration any submissions received in response to the notification process.

Council's CPP mandates that a development consent be notified in the following circumstances including where a variation to a prescribed standard in a DCP or Council policy is proposed.

Council's CPP provides discretion in terms of what development applications are required to be notified, and identifies issues which could trigger the requirement for neighbour notification including:

- Potential **overshadowing** of surrounding land;
- Potential loss of **privacy**;
- **Traffic** generation and site **access**;
- The **visual impact** of the proposed building on relation to the streetscape;
- Potential impact on the amenity of neighbours in terms of **noise, odour or other pollution**;
- Potential impact from **stormwater and drainage issues**; and
- The **public interest**

⁷ The applicant shall make it clear in their statement of environmental effects and plans that the proposed development is for the purpose of affordable housing and address the provisions of Chapter 3 Part 5 of State Environmental Planning Policy (Housing) 2021.

Part 4 – Variations to controls

11. Dealing with variations

Council has prepared the controls within this plan as a means of guiding future development and what it envisages from the Young Street Precinct. Variations will not generally be supported.

If a variation to either a numerical control or design requirement is proposed, it is encouraged that you contact Council to arrange a pre-DA meeting.

Any variation to the controls or design requirements will need to be justified and it demonstrated that the variation will not result in an impact on the streetscape character of the precinct, or have an impact on the amenity of the neighbourhood as result of overshadowing, loss of privacy (both visual and acoustic) and loss of views to natural bushland which adjoins the site.

Variations will result in the application being reported to a meeting of Council, unless staff have delegation to deal with such matters.

DARLINGTON POINT PARKS

*Draft Plan of Management
2021-2026*



Murrumbidgee
COUNCIL

SEPTEMBER 2022

September 2022

*Plan of Management prepared for **Murrumbidgee Council***

Plan of Management prepared by:

PARISPLAN Urban & Regional Planning

63 Hillam Drive

GRIFFITH NSW 2680

Email: parisplan@icloud.com

ABN: 66 527 814 168

Disclaimer:

PARISPLAN Urban & Regional Planning has prepared this Generic Plan of Management for Darlington Point Parks on behalf of Murrumbidgee Council in good faith relying upon information and/or data supplied by the client or other parties. PARISPLAN Urban & Regional Planning however cannot warrant or verify that information provided is truly accurate and as such expressly disclaims any and all liability to any person or persons in reliance on the report and its contents in part or in whole.

Copyright © PARISPLAN URP 2022

Table of Contents

EXECUTIVE SUMMARY	5
PART 1: INTRODUCTION AND GENERAL INFORMATION	6
1. KEY INFORMATION	6
2. ABOUT PLANS OF MANAGEMENT.....	6
2.1 Why is Murrumbidgee Council preparing a Plan of Management?	7
2.1 Corporate objectives of Murrumbidgee Council	8
2.2 Land to which this plan applies	8
2.3 Owner of the land.....	9
2.4 Categorisation of the reserves	10
3. RELEVANT LEGISLATION, POLICIES AND PROCEDURES	13
3.1 Local Government Act 1993	14
3.2 Crown Land Management Act 2016	16
3.3 Other relevant legislation and statutory controls	17
3.4 Review of this plan	20
3.5 Community consultation	20
4. LAND COMPRISING THE HABITAT OF ENDANGERED SPECIES OR THREATENED SPECIES.....	21
5. LAND CONTAINING SIGNIFICANT NATURAL FEATURES.....	22
6. CULTURALLY SIGNIFICANT LAND	22
PART 2: DETAILED INFORMATION REGARDING CATEGORIES OF LAND	23
7. VISION FOR THE DARLINGTON POINT PARKS.....	23
8. MANAGEMENT DIRECTIONS	23
8.1 Statutory guidelines for development of the parks	24
8.2 Use of the land and structures at the date of adoption of the plan	27
8.3 Condition of the land and structures on adoption of the plan.....	28
8.3 Permitted use and future use.....	31
8.4 Leases, licences and other estates	33
9. ADMINISTRATION OF PLAN AND PERFORMANCE TARGETS.....	34
APPENDICIES	42
APPENDIX A - DEFINITIONS.....	42
APPENDIX B - COPY OF NOTICE FROM MINISTER ADVISING OF CATEGORISATION OF CROWN LAND.....	44
APPENDIX C – AERIAL IMAGERY OF RESERVES.....	45
APPENDIX D - ABORIGINAL HERITAGE INFORMATION MANAGEMENT SYSTEM SEARCH RESULTS.....	48

LIST OF FIGURES & TABLES.....	
Table 1: Land covered by this plan of management.....	9
Table 2: Crown reserves classified as a park not covered by this plan of management	Error! Bookmark not defined.
Table 3: Land categorization and gazettal date	10
Figure 1: Crown reserves categorization of Adrian Douglas Park	11
Figure 1: Crown reserves categorization of Chant Street Playground	12
Table 4: Land categorization	15
Table 5: Land zoning.....	20
Figure 1: Process of preparing this plan of management.....	Error! Bookmark not defined.
Table 6 - Preferred uses of land categorised as park.....	25
Table 7: Existing use of reserves and structures	28
Figure 2 – Existing community facility	29
Figure 3 – Adrian Douglas Park grassed area	29
Figure 4 – Cricket nets	29
Figure 5 – Picnic table and shelter	29
Figure 6 - Existing older style play equipment.....	30
Figure 7 – Play equipment under shelter	30
Figure 8 – Existing park bench.....	30
Figure 9 – Water tank enclosue	30
Figure 10 – White Street playground	30
Figure 11 – Chant Street playground	30
Table 8 - Objectives and performance targets	34

EXECUTIVE SUMMARY

Murrumbidgee Council has a broad and diverse network of open space that covers a differing levels of recreation use. In total, Murrumbidgee Council manages and maintains a number of reserves categorised as *park* including Adrian Douglas Park, Chant Street Playground and White Street Playground, all located in the village of Darlington Point. The Generic Plan of Management for Darlington Point Parks (the plan) aims to provide a basis for guiding Council's ongoing management of its parks, sportsgrounds and general community use land within the Murrumbidgee Local Government Area in accordance with the requirements of the NSW Local Government Act 1993 (the Act) and the Crown Land Management Act, 2016.

The intention of this plan of management is to provide Council with a framework that enables decisions in regard to community land, to be made on an informed, consistent and equitable basis. The plan of management satisfies the requirements of the Local Government Act 1993 as amended by the Local Government Amendment (Community Land Management) Act 1998 and the Crown Land Management Act, 2016.

The current use patterns; condition of the existing built and natural assets; emerging needs, constraints and opportunities, have been considered in this plan of management. The plan of management identifies appropriate objectives and actions, as well as measures that enable the successful implementation of key outcomes provided by the plan and a means for the effective ongoing management of the reserve to meet the needs of the three towns.

The plan of management has been prepared with due regard to *Developing Plans of Management for Community Land Crown Reserves—Guideline for Council Crown Land Managers* issued in November 2019 and the sample for a generic Crown reserve plan of management outline, so as to achieve a balanced, responsible and ecologically sustainable use of the land and to ensure that it addresses the needs of the local neighbourhood, the broader community, and the environment. It has been prepared to meet the requirements of the Local Government Act, 1993 (LG Act).

The plan aims to serve as a key management tool that is strongly related to other strategic plans of Council such as Council's Management Plan, as well as research obtained in preparation for Council's Recreation and Open Space Maintenance Strategies.

PART 1: INTRODUCTION AND GENERAL INFORMATION

1. KEY INFORMATION

This Plan of Management Plan covers the following:

- Lot 2 DP 705823 being Crown Land Reserve No. 94084 – Adrian Douglas Park (gazetted on 19 December 1980 as public recreation and a children’s playground);
- Lot 1 DP 608992 being Crown Land Reserve No. 97197 – White Street Playground (gazetted on 16 March 1984 as public recreation and a children’s playground);
- Lots 38-41 DP 252736 being Crown Land Reserve No. 97198 (gazetted on 16 March 1984 as public recreation and a children’s playground);
- and Lots 42-45 DP 252736 being community land which is owned by Murrumbidgee Council – Chant Street Playground

The Generic Plan of Management for Darlington Point Parks (DPPPoM) was adopted on **[insert date]**.

Terms that are *italicised* throughout the document are terms defined by legislation. Where relevant these definitions are included in Appendix A.

2. ABOUT PLANS OF MANAGEMENT

A *plan of management* provides information about public land and its user groups stating what, why, how and by whom the integrity of any particular parcel of community land is to be managed. It establishes the values, uses, management practices and broad intent for the public purpose for which the land has been reserved or dedicated.

All plans of management are prepared in accordance with the provisions of the Crown Land Management Act 2016 for Ministerial approval. A plan of management provides a framework for the future management, use and development of reserved Crown land and should be consistent with the public purpose for the reserve and the principles of Crown land management, as well as other guidelines, policies, and any other legal requirements that may apply to the reserve.

A plan of management can be prepared for more than one parcel of land (generic or geographic) or for a single parcel (significant or specific). The DPPPoM is a generic plan of management.

The Crown land covered under this plan of management is a valuable community resource and the key objective of the DPPPoM is to provide a clear direction that will enable ongoing use of each of the reserve for both passive and unstructured active outdoor recreation and for the general enjoyment for all members the local community, visitors to the local government areas, and facilitate opportunities for uses appropriate to the land.

2.1 Why is Murrumbidgee Council preparing a Plan of Management?

Murrumbidgee Council was established on 12 May 2016 following the merger of Murrumbidgee Shire Council and Jerilderie Shire Council and under the provisions of the Crown Land Management Act, 2016 has been identified as a Crown Land Manager. Under the provisions of the aforementioned Act, the responsibilities that fall upon a Crown Land Manager is to ensure that land resources are to be shared equitably in accordance with the principles of environmental protection, conservation and ecological sustainability, public use and enjoyment as well as encouraging multiple use of the land. As Crown Land Manager, Murrumbidgee Council is required to prepare a plan of management for over 30 parcels of Crown land it is responsible for.

A plan of management can fulfil many purposes and a Crown Land Manager may, for example, use a plan of management to:

- Provide a single document that collates information held by Council to enable a single point of reference;
- Expand upon the Council's corporate objectives and direction set out in its Community Strategic Plan;
- Provide an outline of the day-to-day use and management of community land;
- Ensure that the environment is properly managed in accordance with the principles of sustainable development;
- Incorporate a masterplan that provides directions for future development, including landscaping and the provision of infrastructure;
- Identify risks associated with the use of the land and incorporate mitigation measures including emergency response actions;
- Explain how the provisions of a local environmental plan or development control plan are to be applied to the particular reserve and if required provide additional guidelines;

It is not intended that the DPPPoM will cover all of the items listed above.

2.1 Corporate objectives of Murrumbidgee Council

The management actions in this Plan of Management have been formulated so that they align with Murrumbidgee Council's Community Strategic Plan (CSP) that was adopted in 2019, which has been adopted on two guiding tenants, one being the principle of social justice and the other being sustainability.

Social justice principles underpinned the Murrumbidgee Council CSP are:

Equity – there should be fairness in decision making, prioritizing and allocation of resources, particularly for those in need. Everyone should have a fair opportunity to participate in the future of the community. The planning process should take particular care to involve and protect the interests of people in vulnerable circumstances.

Access – all people should have fair access to services, resources and opportunities to improve their quality of life.

Participation – everyone should have the maximum opportunity to genuinely participate in decisions which affect their lives

Rights – equal rights should be established and promoted, with opportunities provided for people from diverse linguistic, cultural and religious backgrounds to participate in community life.

2.2 Land to which this plan applies

This Plan of Management Plan includes several open space areas in the village of Darlington Point which Murrumbidgee Council manages which has been categorised as a park and general community use. The purpose of developing a specific Generic Plan of Management for Darlington Point Parks is to acknowledge their importance to the social wellbeing of the Darlington Point community by providing open space for passive recreation and social gatherings and community facilities that meet the needs of its residents.

Table 1: Land covered by this plan of management

Land	Real property description	Land owner
R94084 Adrian Douglas Park Darlington Point	Lot 2 DP 705823	Crown land managed by Murrumbidgee Council.
R97197 White Street Playground Darlington Point	Lot 1 DP 608992	Crown land managed by Murrumbidgee Council
R97198 Chant Street Playground Darlington Point	Lots 38-41 DP 252736	Crown land managed by Murrumbidgee Council
Chant Street Playground	Lots 42-45 DP 252736	Community land owned by Murrumbidgee Council

Land not covered by this plan includes community land covered by specific plans of management listed in Table 2; public open spaces and recreation facility assets within the local government area that are owned and managed by other entities; and privately-owned land that is made available for public use.

Table 2: Crown reserves classified as a park not covered by this plan of management

Land	Reason
Elliot Park, Jerilderie	Site specific plan of management
Lions Park, Darlington Point	Site specific plan of management

2.3 Owner of the land

For the purpose of Section 37 of the Local Government Act, 1993 column three of Table 1 identifies land that is owned by the Crown and that Murrumbidgee Council has been appointed as Crown Land Manager under the provisions of Division 3.2 of the Crown Land Management Act, 2016. It also identifies land which is owned by Murrumbidgee Council and managed as community land for the purpose of the LG Act, 1993.

The land identified is not subject to any trust, estate, interest, dedication, condition, restriction or covenant referred to in clause 37(b) of the Local Government Act, 1993. Further there is no condition or restriction imposed by the owner in respect to the use of management of the land as referenced in clause 37(c) of the Act.

2.4 Categorisation of the reserves

The land covered by this generic plan of management is public land and for the purpose of clause 26 of the Local Government Act, 1993 is classified as community land. Table 3 identifies the purpose of the reserve and the categorization of the land as confirmed by the Department of Planning, Industry and Environment – Crown Lands.

Table 3: Land categorization and gazettal date

Land	Purpose(s) & gazettal date	Categorisation
<i>R94084 Adrian Douglas Park Darlington Point</i>	Public recreation and children's playground 19 December 1980	Park and general community use
<i>R97197 White Street Playground Darlington Point</i>	Public recreation and children's playground 16 March 1984	Park
<i>R97198 Chant Street Playground Darlington Point</i>	Public recreation and children's playground 16 March 1984	Park (Lots 38-41)

Figure 1: Crown reserves categorization of Adrian Douglas Park



Legend

- Park
- General community use

Figure 2: Crown reserves categorization of Chant Street Playground



Legend



-  Park (Crown reserve)
-  General community use (non-Crown reserve)

Figure 3: Crown reserves categorization of White Street Playground



Legend



Park

In terms of the requirements of section 3.23 (3) of the CLM Act, 2016 the assigned categories are those considered by Murrumbidgee Council to be the categories that are most closely related to the purposes for which the land is dedicated or reserved, a view that was subsequently confirmed by Department of Planning, Industry and Environment – Crown Lands. While the alignment the LG Act, 1993 categorisation of the land with the reserve purpose allows for uses that are ancillary to the purpose to be considered it does not necessarily allow all permissible used identified in the Land Use Table under Murrumbidgee Local Environmental Plan 2013.

3. Relevant legislation, policies and procedures

The statutory framework for the preparation and operation of the Generic Plan of Management for Darlington Point Parks (DPPPoM) is primarily guided by:

-
- Local Government Act, 1993
 - Local Government (General) Regulation, 2021
 - Crown Land Management Act, 2016
 - Crown Land Management Regulation, 2018

Other legislation, regulations and environmental planning instruments that may be of relevance to the Generic Plan of Management for Darlington Point Parks include:

- Environmental Planning and Assessment Act, 1979;
- Environmental Planning and Assessment Regulation, 2021;
- State Environmental Planning Policy (Transport Infrastructure) 2021
- Murrumbidgee Local Environmental Plan, 2013;
- Companion Animals Act, 1998;
- Disability Discrimination Act, 1992.

3.1 Local Government Act 1993

Section 3.23(6) of the Crown Land Management Act, 2016 requires Murrumbidgee Council to adopt a Plan of Management for any Crown reserve for which it is the appointed Crown Land Manager, and that is classified as community land under the Local Government Act 1993 (LG Act). These PoMs must be prepared and adopted in accordance with the provisions of Division 2 of Part 2 of Chapter 6 of the LG Act. The core objectives for the management of community land categorized as a park and for general community use are set out in sections 36G and 36I of the Local Government Act, 1993 and clauses 104 & 106 of the Local Government (General) Regulation 2005 respectively. These core objectives are set out in Table 4.

Table 4: Land categorization

Land	Guidelines ¹	Core Objectives ²
Park	<i>Land which is, or proposed to be, improved by landscaping, gardens or the provision of non-sporting equipment and facilities, and for uses which are mainly passive or active recreational, social, educational and cultural pursuits that not unduly intrude on the peaceful enjoyment of the land by others.</i>	<p>The core objectives for management of community land categorised as a park are:</p> <ul style="list-style-type: none"> a) <i>to encourage, promote and facilitate recreational, cultural, social and educational pastimes and activities.</i> b) <i>to provide for passive recreational activities or pastimes and for the casual playing of games.</i> c) <i>to improve the land in such a way as to promote and facilitate its use to achieve the other core objectives for its management</i>
General community use	Land that may be made available for use for any purpose for which community land may be used, whether by the public at large or by specific sections of the public.	<p>The core objectives for management of community land categorised as general community use are to promote, encourage and provide for the use of the land, and to provide facilities on the land, to meet the current and future needs of the local community and of the wider public:</p> <ul style="list-style-type: none"> a) in relation to public recreation and the physical, cultural, social and intellectual welfare or development of individual members of the public, and b) in relation to purposes for which a lease, licence or other estate may be granted in respect of the land (other than the provision of public utilities and works associated with or ancillary to public utilities)

While the Local Government Act 1993 (LG Act) contains many provisions that have an impact on the management of the Reserve there is one aspect of particular importance: the approval requirements certain activities specified in the Table from Section 68 of the Act, in particular those listed under Part D Community land.

Section 68 of the Act requires a person, wanting to carry out a specified activity, to obtain approval from Council to undertake in any of the following activities:

- 1 *Engage in a trade or business*
- 2 *Direct or procure a theatrical, musical or other entertainment for the public*
- 3 *Construct a temporary enclosure for the purpose of entertainment*

¹ NSW Local Government (General) Regulation 2005, Part 4 Division 1, Guidelines for the categorisation of community land.

² NSW Local Government Act 1993, Part 2 Division 2, Use and management of community land.

-
- 4 *For fee or reward, play a musical instrument or sing*
 - 5 *Set up, operate or use a loudspeaker or sound amplifying device*
 - 6 *Deliver a public address or hold a religious service or public meeting*

The Crown Land Management Act 2016 specifies that approvals of activities under the Local Government Act 1993 must comply with plans of management and that a local council cannot grant an approval for an activity on dedicated or reserved Crown land under Part 1 of Chapter 7 (including Section 68) of the Local Government Act 1993 that contravenes a plan of management for the land.

In considering the activities permitted under Table D of Section 68 of the Local Government Act, Council must be satisfied that they accord with the primary purpose of the reserve that it was dedicated, which in each particular reserve were for public recreation and children's playground. Council can be reasonably satisfied that the approved categorization of the land as a park or park and general community use is in keeping with the purpose of the reserve and furthermore the temporary uses set out in Table D would not result in material or ongoing harm.

As part of any application for a Section 68 approval, Council will need to consider the circumstances of each application on merit.

3.2 Crown Land Management Act 2016

Section 3.23(6) of the Crown Land Management Act, 2016 (CLM Act) requires Murrumbidgee Council to adopt a Plan of Management for any Crown reserve for which it is the appointed Crown Land Manager and that is classified as community land under the Local Government Act 1993 (LG Act).

The objects and principles of Crown Land Management are listed in Sections 1.3 and 1.4 of the CLM Act 2016 provide a legislative starting point for preparation of a plan of management. The principles of Crown Land Management are:

- (a) *that environmental protection principles be observed in relation to the management and administration of Crown land, and*
- (b) *that the natural resources of Crown land (including water, soil, flora, fauna and scenic quality) be conserved wherever possible, and*
- (c) *that public use and enjoyment of appropriate Crown land be encouraged, and*
- (d) *that, where appropriate, multiple use of Crown land be encouraged, and*
- (e) *that, where appropriate, Crown land should be used and managed in such a way that both the land and its resources are sustained in perpetuity, and*

- (f) *that Crown land be occupied, used, sold, leased, licensed or otherwise dealt within the best interests of the State consistent with the above principles.*

Crown Land Managers have a statutory responsibility for the care, control and management of the Crown Land for the purposes for which the land is reserved or dedicated or other purposes as authorised by the Act. In this instance the statutory responsibilities assigned to Murrumbidgee Council, as Crown Land Manager, are drawn from Division 3.4 of CLM Act. In this regard Murrumbidgee Council is authorised to:

- Classify and manage its dedicated or reserved Crown land as if it were public land within the meaning of the Local Government Act 1993, subject to this Division (see section 3.21(1).
- To manage its dedicated or reserved Crown land as if it were community land or operational land, but only as permitted or required by this Division including those functions ascribed to it pursuant to section 3.22 of the CLM Act.
- Assign an initial category or categories to the Crown Land in accordance with sections 3.23(2) & (3) of the CLM Act that Council considers to most closely relate to the purpose for which the land is dedicated or reserved.
- Prepare the first plan of management applicable to the land, either by amending an existing plan of management that applies to the land or adopt a new plan of management in accordance with sections 3.23 (6) & (7) of the CLM Act

On 25 February 2020 Murrumbidgee Council resolved to provide written notice to the Minister of the initial categorisation of the Crown Land pursuant to section 3.23(4) Murrumbidgee Council. The copy of the initial categorisation of Crown and other land managed by Murrumbidgee Council was sent to the Department of Planning, Industry & Environment (Crown Lands) on 4 March 2020. Their response is set out in Appendix B.

This DPPPoM, is based on the initial categorisation of the reserves which was approved by Minister on **[insert date]**. The Crown Land Management Amendment (Plan of Management) Regulation 2021 no longer requires a public hearing for Crown reserves.

3.3 Other relevant legislation and statutory controls

The following is an overview of any other relevant legislation and statutory controls including the provision of relevant factors listed in an environmental planning instrument, including the provisions of the Native Title Act, 1993 (Commonwealth), Aboriginal Land Rights Act, 1983, Murrumbidgee Local Environmental Plan 2013 and in other council plans, strategies, policies and procedures.

3.3.1 Native Title Act, 1993

All activities on the land must address native title. Whilst a successful claim for native title will lead to official recognition of native title rights, native title rights are considered to pre-date such recognition. Native title can therefore be relevant to activities carried out on the land even if no native title claim has been made or registered.

The native title process must be considered for each activity on the land and a native title assessment must be undertaken. Almost all activities and public works carried out on the land will affect native title and require validation of the future act procedures in Division 3 of the Native Title Act, 1993 by Council's Native Title Manager.

3.3.2 Aboriginal Land Rights Act, 1983

In New South Wales, Aboriginal Land Rights sits alongside native title and allows Aboriginal Land Councils to claim certain Crown Land. Generally the Aboriginal Land Rights Act, 1983 is directed at allowing local Aboriginal Land Council's to claim Crown land that is unlawfully used or occupied. If a claim is successful, the freehold estate of the land is transferred to the Land Council.

Strategies which allow Council to validly carry out a project or activity under the Native Title Act may not deal with project risks arising in relation to the Aboriginal Land Rights Act, 1983. Council should be mindful that any activity on Crown land is lawful in relation to the reserve purpose of the land, Council should ensure that Crown land under its control is at all times lawfully used and occupied.

When planning an activity of the land such as the issue of a lease or licence or any public works, Council should request a search to determine whether an Aboriginal Land Rights claim has been made in relation to the land. If a claim is registered the activity must be postponed until the claim is resolved.

The authorisation should ensure the proper management and maintenance of the land and the interests of Council and the public are protected.

3.3.3 Environmental planning & assessment act, 1979

The Environmental Planning and Assessment Act, 1979 (EP&A Act) provides the fundamental framework for which planning and development in NSW takes place, with Part 3 of the Act providing the mechanism for how environmental planning instruments are made; Part 4 relating to development assessment and consent; and Part 5 address infrastructure and environmental assessment.

3.3.3.1 State environmental planning policies

A state environmental planning policy is an environmental planning instrument made under Part 3 of the EP&A Act that guides development and land use within NSW. There are presently 38 State environmental planning policies in force, not all of which apply to the local government area of Murrumbidgee Council. Those applying to Murrumbidgee Council are:

- State Environmental Planning Policy (Biodiversity and Conservation) 2021
- State Environmental Planning Policy (Building Sustainability Index: BASIX) 2004
- State Environmental Planning Policy (Exempt and Complying Development Codes) 2008
- State Environmental Planning Policy (Housing) 2021
- State Environmental Planning Policy (Industry and Employment) 2021
- State Environmental Planning Policy (Planning Systems) 2021
- State Environmental Planning Policy (Resilience and Hazards) 2021
- State Environmental Planning Policy (Resources and Energy) 2021
- State Environmental Planning Policy (Transport and Infrastructure) 2021
- State Environmental Planning Policy No 65—Design Quality of Residential Apartments

It should be noted that not all these would be applied to the development within DPPPoM, as many relate to development that is inconsistent with the categorisation of the land and this plan of management.

3.3.3.2 Local environmental plans

Murrumbidgee Council administers two (2) local environmental plans being the Jerilderie Local Environmental Plan 2012 (JLEP) and the Murrumbidgee Local Environmental Plan 2013 (MLEP). Both of these environmental planning instruments were made under Part 3 of the EP&A Act that guide development and land use within the Murrumbidgee Council local government area.

Table 5: Land zoning

Land	Local environmental plan	Zoning of land
R94084 Adrian Douglas Park Darlington Point	Murrumbidgee Local Environmental Plan 2013	RE1 Public Recreation
R97197 White Street Playground Darlington Point	Murrumbidgee Local Environmental Plan 2013	RU5 Village
R97198 Chant Street Playground Darlington Point	Murrumbidgee Local Environmental Plan 2013	RU5 Village

3.3.3.3 Development Control Plan

A development control plan provides detailed planning and design guidelines to support the planning controls in a local environmental plan. Development control plans are prepared in accordance with Section 3.43 of the Environmental Planning and Assessment Act, 1979.

Murrumbidgee Council has two (2) development control plans in force, with DCP No. 1 applying to the land at Coleambally and Darlington Point. These documents are published on the NSW Planning Portal and on Council's website.

3.4 Review of this plan

This Plan of Management has been prepared pursuant to the provisions of the Crown Land Management Act 2016 to provide an appropriate statutory basis for the continuing improvement and function of Adrian Douglas Park, and the White Street and Chant Street playgrounds.

This Plan provides a medium-term strategy for the management and improvement of the reserve. It is anticipated most of the works described will be implemented over a five to ten-year period. Priorities for works and funding are to be addressed on an annual basis to meet development priorities and community needs.

This Plan is to be reviewed approximately every five years or as required to ensure it continues to be relevant to and consistent with government legislation and policy and community expectation.

3.5 Community consultation

Murrumbidgee Council acknowledges that community participation is essential and how Council engages the community in terms of its legislative requirements and has adopted a *Community Participation Plan (CPP)* and a Communication Strategy. Both documents have been designed to provide the community an understanding of how to participate in planning and other matters, including the management of community land.

The level and extent of community participation will vary depending on the community, the nature of the proposal under consideration and potential impacts of the decision. As a minimum, the CPP and Communication Strategy demand that its statutory obligations are properly met. In this respect Section 38 of the LG Act requires:

- (1) Council must give public notice of a draft plan of management.*
- (2) The period of public exhibition of the draft plan must be not less than 28 days.*
- (3) The public notice must also specify a period of not less than 42 days after the date on which the draft plan is placed on public exhibition during which submissions may be made to Council.*
- (4) Council must, in accordance with its notice, publicly exhibit the draft plan together with any other matter which it considers appropriate or necessary to better enable the draft plan and its implications to be understood.*

In accordance with section 39 of the LG Act Council must, before giving public notice of the draft plan of management forward a copy of the draft to the Crown, as Council is not the owner of the land.

With regard to the provisions of sections 38 and 39 of the LG Act, Council resolved on **[insert date]** to adopt the draft plan of management and to:

- Provide the landowner with a copy of the draft PoM. This was done on **[insert date]**.
- Place the draft PoM on public exhibition for 28 days. The exhibition date commenced on **[insert date]** and ended on **[insert date]**. The public notice advised that submissions would be received up until **[insert date]** which is 42 days after the commencement of the public exhibition period.

The exhibition included advertisement in local newspapers, on Council's website and documents being made available at its administration buildings in Coleambally, Darlington Point and Jerilderie.

Following consideration of submissions, Council resolved on **[insert date]** to adopt the Generic Plan of Management for Darlington Point Parks.

4. Land comprising the habitat of endangered species or threatened species

The provisions of sections 36A and 36B of the Local Government Act, 1993 do not apply to the reserves listed in Table 3 for the following reasons:

- that no part of the reserve has been declared to be an area critical habitat under the Threatened Species Conservation Act, 1995, and
- that no part of the reserve has been declared to be an area of critical habitat under Part 7A of the Fisheries Management Act, 1994, and
- the reserve is not affected by a recovery plan for the purpose of Part 4 of the Threatened Species Conservation Act, 1995 or Division 5 of Part 7A of the Fisheries Management Act, 1994, and
- the reserve is not affected by a threat abatement plan for the purpose of Part 5 of the Threatened Species Conservation Act, 1995 or Division 5 of Part 7A of the Fisheries Management Act, 1994, and

5. Land containing significant natural features

The provisions of section 36C of the Local Government Act, 1993 does not apply to any of the reserves listed in Table 3 as the land is not subject to a resolution of Murrumbidgee Council that declared the land, being a site of:

- a known natural, geological, geomorphological, scenic or other feature that is considered by the council to warrant protection or special management considerations, or
- a wildlife corridor.

6. Culturally significant land

In 2010 the Office of Environment and Heritage (formerly the Department of Environment, Climate Change and Water) published the Due Diligence Code of Practice for the Protection of Aboriginal Objects in New South Wales. This code of practice is aimed at assisting individuals and organisations to exercise due diligence when carrying out activities that may harm Aboriginal objects

As part of its due diligence in preparation of this Plan of Management, a basic search of the NSW Environment & Heritage Aboriginal Heritage Management Information System (AHIMS) for each of lots within the reserves on 15 October 2020 (see Appendix D) was undertaken, indicating that:

- no Aboriginal sites are recorded in or near³ the above location; and
- no Aboriginal places have been declared in or near the above location

PART 2: DETAILED INFORMATION REGARDING CATEGORIES OF LAND

This Plan of Management applies to Crown Land reserve listed in Table 1 and is owned by the state of New South Wales and Murrumbidgee Council has been appointed the Crown Land Manager. Part 2 provides detailed information regarding the management of Adrian Douglas Park, the White Street and the Chant Street playgrounds, Murrumbidgee Council's vision for the reserve, existing site conditions and current use of the land, identification of appropriate development within the reserves and directions of how the land will be managed for and on behalf of the community.

7. Vision for the Darlington Point Parks

The vision for the use of these is best described as:

“Providing places that provide the opportunity for passive recreation, social gatherings and facilities that meet the needs of the local community”

The vision set out in the plan of management aligns with Murrumbidgee Council's *Statement of Vision & Priorities – Three Towns One Community* that seeks to promote “community built by an innovative mindset delivering appropriate and reliable services”.

8. Management directions

Murrumbidgee Council acknowledges the park covered by this plan of management provides the local communities with both opportunities for passive and active recreational use of the land. While the current uses of the land meet the basic needs, opportunities exist to provide further benefit to the community through a co-ordinated approach to future development, including obtaining grants for new or upgrade facilities.

This section aims to provide an overview of Murrumbidgee Council's broad development and management strategies for the three parks. It will identify the existing condition of the land and structures

³ The search parameter applied was within 50 to 200m of land.

on the adoption of the plan, identify existing uses of the land as well as additional matters dealing with the day-to-day management and maintenance of the reserve.

In order to realise the potential of the land and provide a greater benefit for the local community the following directions for the management of the reserve are proposed:

- Use of the reserves as a *recreation area* particularly one that incorporates a children's playground, public park, reserve or garden or the like including any ancillary buildings.
- To maintain and enhance the visual aesthetics of the reserve through proper maintenance of lawns, gardens and structures.
- To provide spaces for public sculptures.

8.1 Statutory guidelines for development of the parks

The provisions of section 36(3A)(b) of the Local Government Act that apply to site specific plan of management have been considered, and are as follows:

- (i) *specify the purposes for which the land, and any such buildings or improvements, will be permitted to be used*
- (ii) *specify the purposes for which any further development of the land will be permitted, whether under lease or license or otherwise*
- (iii) *describe the scale and intensity of any such permitted use or development.*

The current uses of the reserves would fall within the broad definition as a *recreation area*, as defined in the standard instrument and uses that incorporates a children's playground, public park and other amenities is consistent with the categorisation of the land as a *park* and *general community use*.

The provisions of State Environmental Planning Policy (Transport & Infrastructure) 2021 (SEPP) identifies certain development that is exempt or may be carried out without consent. All other development is legislated in the relevant local environmental planning instrument as being permissible without consent, permitted with consent or otherwise is prohibited. With regard to clause 2.73(2)(c)(ii) of the SEPP, development for any purpose may be carried out without consent on Crown managed land by or on behalf of the Crown land manager of the land if the development is for the purposes of implementing a plan of management adopted under the Local Government Act 1993 in relation to Crown managed land managed by a Council. Irrespective of the categorisation of the land, the provisions of clause 2.73(3)(a) and 2.74(1) allows certain development that may be carried out by or on behalf of a council without consent on a public reserve under the control of or vested in the council.

Table 5 identifies the zoning of the land under Murrumbidgee Local Environmental Plan 2013 of each of the three reserves. The RE1 Public Recreation zone that applies to Adrian Douglas Park is a closed zone and the number of land uses permitted are limited, however the current land use, being a recreation facilities and community facilities are both permissible. The RU5 Village zone that applies to the White Street and Chant Street playgrounds, is an open zone that provide for a range of permissible land uses, however not all are consistent with the categorization of the land.

Table 6 below identifies the uses that are exempt development, permitted with or without the consent in an environmental planning instrument and Council's plan of management of the three reserves in terms of what it will permit. Tables 8 & 9 identify some specific uses which would be consistent with the purpose of the reserve and the categorization of the land.

Table 6 - Preferred uses of land categorised as park and general community use

Land Use	Provisions of an environmental planning instrument	Allowed under DPPPoM	Reason
Community facilities	Permitted with consent in both RE1 & RU5 zone.	Only allowed on that part of the Chant Street Playground owned by Council and Adrian Douglas Park reserves categorised as <i>general community use</i>	<i>Community facilities</i> are consistent with the categorization of that part of the land as a <i>general community use</i> . In terms of s36G & 36I of the Local Government Act, 1993 <i>community facilities</i> would meet the future needs of the community, in terms of general welfare of the public (through cultural, social and educational pastimes and activities) and therefore would accord with the purpose of the reserve.
Environmental protection works	Permitted without consent.	Allowed.	<i>Environmental protection works</i> are in keeping with the purpose of the reserve categorisation of land as <i>park</i> and <i>general community use</i> .
Recreation areas	Permitted with consent in both RE1 & RU5 zone.	Allowed.	The use of the reserves as a <i>recreation area</i> is consistent with the categorization of the land as a <i>park</i> and the purpose of the reserve as public recreation

Land Use	Provisions of an environmental planning instrument	Allowed under DPPPoM	Reason
Recreation facilities (indoor)	Permitted with consent in both RE1 & RU5 zone.	Allowed.	The use of the land as an <i>indoor recreation facility</i> is consistent with the purpose of the reserve and categorization of the land as <i>park</i> and <i>general community use</i> .
Recreation facilities (outdoor)	Permitted with consent in both RE1 & RU5 zone.	Allowed.	The use of the land as an <i>outdoor recreation facility</i> is consistent with the purpose of the reserve as public recreation and children's playground categorization of the land as <i>park</i> and <i>general community use</i> .
Roads	Permitted without consent.	Not allowed. In the event that road widening is required Council would be required to acquire the land.	The construction of a <i>road</i> is inconsistent with the purpose of the reserve and the categorization of the land as <i>park</i> and <i>general community use</i> .
Water reticulation systems	Permitted without consent.	Allowed.	<i>Water reticulation systems</i> are consistent with the categorization of the land as a <i>park</i> and would be incidental to the purpose of the reserve.
Any other development	Permitted with consent in RU5 zone. Prohibited in RE1 zone.	Not allowed without an amendment to the Plan of Management.	The RU5 Village zone under MLEP 2013 provides opportunities for a wide range of land uses some of which may or may not be compatible with the categorisation of the land as a <i>park</i> and <i>general community use</i> . Should a use be proposed that is consistent with the purpose of the reserve as public recreation and children's playground and the objectives of a <i>park</i> or <i>general community use</i> then Council may consider amending the Plan of Management.

Land Use	Provisions of an environmental planning instrument	Allowed under DPPPoM	Reason
SEPP Infrastructure	Exempt development or permitted without consent.	<p>Allowed, subject to satisfying the requirements of clause 2.73 & 2.74 of SEPP (Transport & Infrastructure) including:</p> <ul style="list-style-type: none"> • pedestrian pathways, & cycleways • recreation areas • lighting, if light spill and artificial sky glow is minimised in accordance with the Lighting for Roads and Public Spaces Standard, • landscaping, including landscape structures or features (such as art work) and irrigation systems, • amenities for people using the reserve, including toilets • demolition of buildings • bicycle-related storage facilities, including bicycle racks and other bicycle parking facilities • play equipment if adequate safety measures (including soft landing surfaces) are provided and, in the case of the construction of such equipment, so long as the equipment is situated at least 1.2m away from any fence, or • seats, picnic tables, barbecues, bins (including frames and screening), shelters or shade structures 	The works Identified in SEPP (Transport & Infrastructure) 2021 as exempt development or development permitted without consent listed in column 3 are consistent with the purpose of the reserve and the categorization as a <i>park</i> and <i>general community use</i> .

8.2 Use of the land and structures at the date of adoption of the plan

In accordance with section 36(3A)(a) of the LG Act include a brief outline of the current usage is reserve, including any details of current leases/licenses or other arrangements for the use of the land.

Table 7 identifies the current use of the land and existing structures that have been erected.

Table 7: Existing use of reserves and structures

Land	Current use	Existing structures
R94084 Adrian Douglas Park Darlington Point	Park with playground equipment	<ul style="list-style-type: none"> Water tank and associated cage enclosure Cricket practice pitch (synthetic) and nets BBQ facilities x 2 Playground equipment including soft-fall area All-weather awning over playground equipment Picnic shelter with table and benches Park bench Signage Garbage bins Public hall (Darlington Point Children's Activity Centre) and associated fencing and playground equipment and shade shelters.
R97197 White Street Playground Darlington Point	Lawn area contiguous with neighbouring residence	<ul style="list-style-type: none"> Partial perimeter fencing Colorbond fence bisecting reserve
R97198 Chant Street Playground Darlington Point	Vacant land	<ul style="list-style-type: none"> Perimeter fencing Bus shelter and bin within footpath reserve

The buildings and the associated equipment are consistent with development that falls under the definition of a *recreation area*, the purpose of the reserve as public recreation and children's playground and the categorisation of the reserves as a *park* and or *general community use*.

8.3 Condition of the land and structures on adoption of the plan

The provisions of Section 36(3A)(a) of the LG Act requires a plan of management to include a description of the condition of the land and structures on adoption of the plan.

8.3.1 Adrian Douglas Park

At the date of adoption of the Generic Plan of Management for Darlington Point Parks, grass cover at Adrian Douglas Park are well maintained and existing trees in healthy condition.

Adrian Douglas Park provides a variety of modern playground equipment including a soft-fall area under a large steel shade structure (see figures 8 & 9) along with an older equipment. The park also features park benches, garbage receptacles, a picnic shelter (see figure 7), cricket practice nets (see figure 6).

Part of the reserve has been fenced, and this incorporates the community facility building being used by the Darlington Point Children's Activity Centre. The building is constructed of weatherboard, with a gable metal clad roof, with the compound including play equipment and an all-weather structure. The building from outward appearance is in good condition and well maintained.

There is running along the western boundary of the site, within the road reserve.

Figure 4 – Existing community facility⁴



Figure 5 – Adrian Douglas Park grassed area



Figure 6 – Cricket nets



Figure 7 – Picnic table and shelter



⁴ Images in Figures 2 to 13 taken on 2 December 2019 © Steven Parisotto Photography

Figure 8 - Existing older style play equipment



Figure 9 – Play equipment under shelter



Figure 10 – Existing park bench



Figure 11 – Water tank enclosure



8.3.2 White Street playground

At the date of adoption of the Generic Plan of Management for Darlington Point Parks, grass cover at the White Street Playground are well maintained and existing trees in healthy condition.

Other than fencing, which is in good condition, there are no structures within the reserve.

Figure 12 – White Street playground



Figure 13 – Chant Street playground



The fencing shown in Figure 12 appears to have been erected without regard to the classification of the reserve, and upon initial investigation it is unclear as to when the fence was erected and who undertook the works or whether approval was ever granted. As part of this plan of management Council proposes to undertake further investigation and seek to rectify the encroachment. This may include initiating enforcement action under the Environmental Planning and Assessment Act, 1979 on the person or entity who installed and benefits from the fence.

8.3.3 Chant Street playground

At the date of adoption of the Generic Plan of Management for Darlington Point Parks, grass cover at the Chant Street Playground was non-existent or in very poor condition (see Figure 13)

Other than perimeter fencing, which is in good condition, there are no structures within the reserve.

There is a bus shelter and garbage receptacle in Figure 13 are within the road reserve.

8.4 Permitted use and future use

Section 36(3A)(b) of the Local Government Act requires that any site-specific plan of management must:

- (iv) *specify the purposes for which the land, and any such buildings or improvements, will be permitted to be used*
- (v) *specify the purposes for which any further development of the land will be permitted, whether under lease or license or otherwise*
- (vi) *describe the scale and intensity of any such permitted use or development.*

Community land is valued for its important role in the social, intellectual, spiritual and physical enrichment of residents, workers, and visitors to the Murrumbidgee Council area.

Murrumbidgee Council encourages a wide range of uses of community land and intends to facilitate uses which increase the activation of its land, where appropriate. Within buildings and on recreational land in particular, Murrumbidgee Council intends to permit and encourage a broad range of appropriate activities.

The use of community land is often supported by appropriate ancillary development such as playground equipment, amenity blocks or food kiosks. The general types of uses which may occur on community land categorised as a *park* or *general community use*, and the forms of development generally associated with those uses, are set out in Tables 8 and 9 on page 32. The facilities on community land may change over time, reflecting the needs of the community.

All three reserves will continue to be used in accordance with their categorization and the future improvements may include provision of an amenities' building and replacement or provision of additional playground equipment which will encourage greater use of the land by the local community.

Whereas Table 6 in Section 8.1 above provides a broad guideline to what Council prefers to see within the reserve and reflect the needs of the community over time, the works and uses set out in Tables 8 & 9 identify a more specific list of works and uses deemed appropriate to the reserve.

Table 8 – Permissible uses and activities for land categorized as a park

Park	
Purpose or use as...	Development to facilitate
<p>The following or uses are permitted by this Plan of Management on land categorized as a <i>park</i> as they are consistent with the purpose of the reserves.</p> <p>a) Recreation areas that enable the following</p> <ul style="list-style-type: none"> i. Active and passive recreation including children's play and cycling ii. Group recreational use, such as picnics and private celebrations iii. Eating and drinking in a relaxed setting iv. Publicly accessible ancillary areas, such as toilets v. Local festivals, parades, markets, fairs, exhibitions and similar events and gathering vi. Low intensity commercial activities (e.g. recreational equipment hire) vii. Filming and photographic projects viii. Busking ix. Public address (speeches) x. Community gardening <p>b) Environmental protection works including tree planting and erosion control measures and landscaping commensurate to the reserve.</p>	<p>The Plan of Management will allow and facilitate the following development which would be ancillary to the use of the reserves as recreation area and playground.:</p> <ul style="list-style-type: none"> ▪ Development for the purposes of improving access, amenity and the visual character of the park, e.g paths, public art, pergolas; ▪ Development for the purposes of active recreation such as play equipment, exercise equipment, bike racks, half-court basketball courts, bocce courts ▪ Amenities to facilitate the safe use and enjoyment of the park e.g. picnic tables, BBQs, sheltered seating areas ▪ Mobile food vending carts, including kiosks used on a temporary basis; ▪ Lighting, seating, toilet facilities, courts, paved areas ▪ Hard and soft landscaped areas ▪ Storage sheds ▪ Car parking and loading areas ▪ Community gardens ▪ Heritage and cultural interpretation, e.g. signs ▪ Advertising structures and signage (such as A-frames and banners of a temporary nature) that relate to approved uses/activities ▪ Water saving initiatives such as stormwater harvesting, rain gardens and swales

Table 9 – Permissible uses and activities for land categorized as general community use

General Community Use	
Purpose or use as...	Development to facilitate
<p>The following purpose or uses are permitted by this Plan of Management on land categorized as a <i>general community use</i>.</p> <p>a) Land that is suitable for</p>	<p>The Plan of Management will allow and facilitate development for the purposes that would benefit the social, community, and cultural welfare of the community, including:</p> <ul style="list-style-type: none"> ▪ Landscaping and finishes, improving access, amenity and the visual character of the general community area ▪ Water saving initiatives such as rain gardens

<ul style="list-style-type: none"> i. The gathering of groups for a range of social, cultural or recreational purposes. ii. Providing multi-purpose buildings with broad based community uses such as: <ul style="list-style-type: none"> ▪ casual or informal recreation ▪ meetings (including for social, recreational, educational or cultural purposes) ▪ functions ▪ concerts, including all musical genres ▪ performances (including film and stage) ▪ exhibitions ▪ fairs and parades ▪ workshops ▪ leisure or training classes ▪ childcare (e.g. before and after school care, vacation care) ▪ designated group use (e.g. scout and girl guide use) b) Environmental protection works including tree planting and erosion control measures and landscaping commensurate to the reserve. 	<ul style="list-style-type: none"> ▪ Energy saving initiatives such as solar lights and solar panels ▪ Carparking and loading areas ▪ Signage related to the approved use of the site
---	--

8.5 Leases, licences and other estates

Leases, licences and other estates formalise the use of community land by groups such as sporting clubs and non-profit organisations, or by commercial organisations and individuals providing facilities and services for public use. Activities should be compatible with the zoning and reservation purpose of the land and provide benefits and services for facilities to the users of the land.

Occupation of the land other than by lease or licence or other estate or for a permitted purpose listed in the Local Government Regulations 2021 is prohibited.

The terms of the authorisation for a lease licence or other estate should include Native Title assessment and validation under the Native Title Act 1993 and should include advice that the land is not subject to a claim under the Aboriginal Land Rights Act 1983. The authorisation should ensure the proper management and maintenance of the land and the interests of Council and the public are protected. A lease is normally issued where exclusive control of all or part of an area by a user is proposed. In all other instances a licence or short term licence or hire agreement will be issued.

This Plan of Management expressly authorises the issue of leases, licences and other estates over the reserves covered by this Plan of Management, provided that:

- the purpose is consistent with the core objectives for the category of the land.

- the lease, licence or other estate is for a permitted purpose listed in the Local Government Act 1993 or the Local Government Regulations 2021.
- the issue of the lease, licence or other estate and the provisions of the lease, licence or other estate can be validated by the provisions of the Native Title Act 1993.
- the land is not subject to a claim under the Aboriginal Land Rights Act 1983.
- the lease, licence or other estate is granted and notified in accordance with the provisions of the Local Government Act 1993 or the Local Government Regulations 2021.
- the issue of the lease, licence or other estate will not materially harm the use of the land for any of the purposes for which it was dedicated or reserved.

Areas held under lease, licence or regular occupancy shall be maintained by the user. The user will be responsible for maintenance and outgoings as defined in the lease or licence or agreement for use.

Presently there are no leases or licenses in force for any of the reserves.

Any future lease, licence or other estate to be granted must be by way of tender in accordance with Division 1 of Part 3 of the Local Government Act, 1993. In accordance with clause 70(3) the maximum tenure is not to exceed 21 years or 30 years with ministerial consent.

9. Administration of Plan and Performance Targets

Section 36(3) of the LG Act requires, as a minimum, for all plans of management, include the following:

- a) *category of the land*
- b) *objectives and performance targets of the plan with respect to the land*
- c) *means by which the council proposes to achieve the plan's objectives and performance targets*
- d) *manner in which the council proposes to assess its performance with respect to the plan's objectives and performance targets.*

The land has been categorised partly as a park and partly as general community use (see Figure B on page 10).

The following table identifies the management issues; objectives and performance targets; the means in which Council will achieve the stated objectives and the manner in how the performance target is assessed.

Table 8 - Objectives and performance targets

Management Issues	s.36(3)(b) Objectives and Performance Targets	s.36(3)(c) Means of achievement of objectives	s.36(3)(d) Manner of assessment of performance
Access	<p>Provide defined paths for pedestrian access, including where practical assess and facilities for people with disabilities, to and within reserve.</p> <p>Allow an access network for pedestrians and cyclists that contribute to the aesthetic quality of the reserves.</p> <p>Except for maintenance and emergency vehicles prohibit vehicular access without permit/ licence.</p>	<p>Appropriate design and construction for pavements, facilities and other structures to comply with relevant Australian Standards.</p> <p>Provision of shared facility where safe and appropriate, including the segregation of cyclists and pedestrians where appropriate.</p> <p>Use of regulatory signs.</p>	<p>Assess useability of the reserves by wheelchair users through surveys and observation.</p> <p>Record and review all accidents and near misses as a result of inappropriate use.</p> <p>Record all illegal or unauthorised vehicular entry and where necessary take appropriate regulatory action.</p>
Alcohol	Implement controls to prohibit the consumption and/or possession of alcohol, except within designated or leased areas.	Use of regulatory signs and enforcement.	Record all complaints and investigations and where necessary take appropriate regulatory action.
Animal control	Impound all animals that are not under the full control of owner or handler.	<p>Community education and involvement in monitoring.</p> <p>Use of regulatory signs and enforcement.</p>	Record all complaints about loose dogs, attacks and animal waste, and where required take regulatory action.
Anti-Social behaviour	Minimise and manage anti-social behaviour in the park and the general community use areas	<p>Encourage community involvement and surveillance.</p> <p>Implement community health measures.</p> <p>Appropriate design and lighting of common areas.</p>	Record the number of complaints received and undertake investigations, and where necessary take appropriate regulatory action.
Artworks and monuments	<p>Allow for public and community artworks and monuments in appropriate settings.</p> <p>Maintain existing monuments.</p>	<p>Engage appropriate persons to engage the community to identify, commission & erect artworks.</p> <p>Undertake repairs to existing monuments as required.</p>	<p>Document comments received in respect to artworks.</p> <p>Install artworks based on any budgetary funding or State and Federal grants</p> <p>Record the number incidents of vandalism and damage to artworks and monuments.</p>

Management Issues	s.36(3)(b) Objectives and Performance Targets	s.36(3)(c) Means of achievement of objectives	s.36(3)(d) Manner of assessment of performance
<i>Barbeques</i>	<p>Allow the installation and use of gas or electric barbeques.</p> <p>Allow the use of portable barbeques (with the exception of wood fire barbeques).</p>	<p>Design, locate and maintain permanently installed barbeques.</p> <p>Use of regulatory signs regarding the use of barbeque facilities, both permanent and portable.</p>	<p>Record the number of reported failures and accidents, including reported near misses.</p>
<i>Buildings</i>	<p>Allow safe, clean, convenient and hygienic public amenity facilities for persons of all abilities.</p> <p>Allow new buildings, ancillary to the use of the reserves</p>	<p>Undertake regular cleaning and maintenance of the public amenities within the parks.</p> <p>Provision and maintenance of security lighting in and around the amenities' building.</p> <p>Undertaking an appropriate review of environmental factors when considering development listed in State Environmental Planning Policy (Transport & Infrastructure) 2021, where Council is to carry out the works.</p> <p>Assess and determine any development application in accordance with the provisions of the Environmental Planning & Assessment Act, 1979.</p>	<p>Undertake daily cleaning of the public amenities, and identify any new maintenance matters out or incidents of vandalism.</p> <p>Record and respond to complaints about hygiene and maintenance.</p> <p>Undertake regular of maintenance of the amenities in accordance with any operational plan for upkeep of all parks and recreational facilities within the local government area.</p> <p>Record all incidents of accidents and near misses as a result of damage or wear and tear to the amenity facilities.</p>
<i>Buskers</i>	<p>Allow buskers to perform within the reserves.</p>	<p>Regulation by Council.</p>	<p>Number of comments.</p> <p>Number of unauthorised buskers/ bands.</p>
<i>Hours of Usage</i>	<p>Allow unrestricted use of the reserves by individuals.</p> <p>Allow for the management of reserves' usage times for special events and user groups.</p>	<p>Council approval and regulatory signs for special events and group activities.</p>	<p>Record and investigate the number of unauthorised special events and group activities and where necessary take appropriate regulatory action.</p>

Management Issues	s.36(3)(b) Objectives and Performance Targets	s.36(3)(c) Means of achievement of objectives	s.36(3)(d) Manner of assessment of performance
Informal Recreation	Allow games which are suitable within the park.	Allow games which are suitable within the parks.	Number of comments about activity.
Irrigation Systems	Allow watering systems to optimise water usage, minimise maintenance and enable appropriate vegetative growth.	Design, install and operate the system.	Number of incidents of failure of the irrigation system.
Landscaping	<p>Allow use of suitable species and use of landscape materials, including mulching and edge treatments, to achieve the desired landscape character and complement the character of existing plantings.</p> <p>Allow minor earthworks to provide mounding for aesthetic appeal, space definition and visual barriers.</p> <p>Provide a positive contribution to the local character both physically and visually. .</p> <p>Control and protect existing exotic species within the reserves by minimising weed infestation and associated impacts.</p>	<p>Augment existing indigenous planting. Use exotic species in suitable locations.</p> <p>Use shade trees for user comfort and protection. And screen planting for visual acoustic and physical buffers.</p> <p>Preserve and reinforce indigenous planting and identify species endemic to the area.</p> <p>Application of correct horticultural and tree surgery techniques.</p> <p>Minimise rubbish dumping within the local area via community education.</p> <p>Implementation of the Noxious Weeds Act.</p>	<p>Number of comments about public acceptance and level of park usage.</p> <p>Degree of turf encroachment into planted areas.</p> <p>Number of comments about maintenance, durability and public acceptance of the landscape character.</p> <p>Number of reported incidents of infestation of exotic plant species.</p> <p>Number of comments about quality of vegetation.</p> <p>Number of reported incidents of sick trees.</p> <p>Number of reported incidents of rubbish dumping</p>

Management Issues	s.36(3)(b) Objectives and Performance Targets	s.36(3)(c) Means of achievement of objectives	s.36(3)(d) Manner of assessment of performance
Lighting	<p>Allow security lighting which will enable safe movement of pedestrians along major access routes at night.</p> <p>Prevent excessive lighting impacts on adjoining land uses.</p> <p>Allow for lighting of special events at night.</p> <p>Allow for the lighting of architectural or landscaped features.</p>	<p>Set appropriate illumination levels.</p> <p>Design, site and install light facilities.</p> <p>Regulate times for lighting of special events.</p> <p>Council approval.</p>	<p>Number of comments from adjoining residents and Park users.</p> <p>Number of problems related to inadequate lighting.</p>
Outdoor Furniture	<p>Allow for the provision of adequate furniture, such as bubblers, tables, seats, bins, bollards, cycle racks, tree guards and planter tubs, etc at suitable locations.</p> <p>Create a comfortable setting for users both aesthetically and functionally.</p>	<p>Complement and be consistent with the theme for surrounding Public Open Space Areas.</p> <p>Appropriate design, siting, use of materials and erection of furniture.</p>	<p>Number of comments about acceptance by the community with regard to the suitability of the location and the style.</p> <p>Number of incidents of non-compliance with relevant Council Codes, Policies and Regulations.</p>
Playgrounds	<p>Provide safely designed and sited playgrounds.</p>	<p>Playground design, materials and layout to relevant safety standards.</p> <p>Playgrounds sited away from physical hazards.</p>	<p>Number of accidents and injuries attributed to unsafe design, siting and layout.</p>

Management Issues	s.36(3)(b) Objectives and Performance Targets	s.36(3)(c) Means of achievement of objectives	s.36(3)(d) Manner of assessment of performance
Refreshment kiosks (mobile and fixed)	<p>Allow the licensing or leasing of <i>kiosks</i> or <i>food & drink premises</i> as approved by Council.</p> <p>Permissible on area defined in lease or licence agreement.</p> <p>Control and regulate the entry of casual vendors (eg: ice-cream carts) within the parks and pedestrian areas where appropriate.</p> <p>Appropriate control measures. Council approval.</p> <p>Enter into appropriate licensing/leasing Agreements.</p>	<p>Council approval. Licensing/Leasing Agreement.</p> <p>Lease or license holders take precedence over casual street vendors.</p>	<p>Managing and reporting incidence of non-compliance with terms of Council approval, license or lease agreement.</p> <p>Number of licences issued.</p> <p>Number of public comments about vendors in public places.</p> <p>Number of reported illegal or unauthorised entries.</p> <p>Number of licences granted per annum.</p>
Rubbish Dumping and Littering.	<p>Prohibit rubbish dumping and littering.</p>	<p>Regulatory signage at appropriate locations.</p> <p>Community education on the environmental impacts of rubbish dumping.</p>	<p>Number of incidents of illegal dumping</p> <p>Cost of clean-up and litter collection per annum</p>
Shade structures and other shelters	<p>Allow structures which will provide shade and shelter for park users in appropriate areas</p> <p>Allow integration of structures that are harmonious, functional and aesthetically in keeping with the character of the park</p>	<p>Appropriate design, location and erection of structures.</p>	<p>Number of comments about the effectiveness of the structures in all weather conditions.</p> <p>Number of community responses to appearance of the structures.</p> <p>Number of structures erected.</p>

Management Issues	s.36(3)(b) Objectives and Performance Targets	s.36(3)(c) Means of achievement of objectives	s.36(3)(d) Manner of assessment of performance
Signage	<p>Allow suitable information, regulatory, identification, interpretive and directional signage relating to the Park.</p> <p>Regulate advertising signage.</p>	<p>Appropriate design and siting of signage in accordance with the relevant DCP for Advertising, Structures & Signs.</p> <p>Council approval.</p>	<p>Number of user comments.</p> <p>Number of ordinance investigations and prosecutions.</p>
Site Utility Services	<p>Allow for the installation of all services as required by site usage.</p>	<p>Approval by the appropriate Statutory Authorities.</p> <p>Construction and installation of all necessary services.</p> <p>Registration of appropriate easements.</p>	<p>All facilities are adequately serviced, identified and located.</p> <p>Number of objections received from service authorities about the location and quality of services.</p> <p>Number of site utility service installations constructed.</p>
Special Events	<p>Allow special events within the reserves with minimal adverse visual, physical, social and environmental impact.</p>	<p>Council approval as required under Environmental Planning & Assessment Act, 1979 and/or Local Government Act, 1993</p>	<p>Number of comments about special events.</p> <p>Attendance levels at special events.</p>
Vandalism	<p>Minimise vandalism within the park and or playgrounds.</p>	<p>Appropriate landscape design techniques.</p> <p>Appropriate use of materials.</p> <p>Encouragement of community involvement and education.</p> <p>Appropriate use of signage. Prompt repair of vandalised areas.</p>	<p>Number of reported incidents of vandalism</p>

Management Issues	s.36(3)(b) Objectives and Performance Targets	s.36(3)(c) Means of achievement of objectives	s.36(3)(d) Manner of assessment of performance
Waste Management	Minimise litter within the parks. Encourage recycling.	Provide and service enough waste management facilities in strategic locations. Provide a recycling station for glass, aluminium, PET plastics etc. Community education.	Number of garbage and recycling bins provided. Number of comments in relation to inadequate waste facilities.

APPENDICIES

APPENDIX A - Definitions

Term	Legislative definition
community land	<p>means –</p> <p><i>land that is classified as community land under Division 1 of Part 2 of Chapter 6. (Local Government Act, 1993)</i></p>
community participation plan	<p>means –</p> <p><i>a community participation plan prepared and published under Division 2.6. (Environmental Planning and Assessment Act, 1979)</i></p>
environmental planning instrument	<p>means –</p> <p><i>an environmental planning instrument (including a SEPP or LEP but not including a DCP) made, or taken to have been made, under Part 3 and in force. (Environmental Planning and Assessment Act, 1979)</i></p> <p><i>Note. SEPP is an acronym for State Environmental Planning Policy, a LEP is a Local Environmental Plan, and a DCP is a Development Control Plan.</i></p>
plan of management	<p>means –</p> <p><i>a plan of management adopted by a council under Division 2 of Part 2 of Chapter 6 and in force in relation to an area of public land. (Local Government Act, 1993)</i></p>
public reserve	<p>means –</p> <ul style="list-style-type: none"> (a) a public park, or (b) any land conveyed or transferred to the council under section 340A of the Local Government Act 1919, or (c) any land dedicated or taken to be dedicated as a public reserve under section 340C or 340D of the Local Government Act 1919, or (d) any land dedicated or taken to be dedicated under section 49 or 50, or (e) any land vested in the council, and declared to be a public reserve, under section 37AAA of the Crown Lands Consolidation Act 1913, or (f) any land vested in the council, and declared to be a public reserve, under section 76 of the Crown Lands Act 1989, or (g) Crown managed land that is dedicated or reserved— <ul style="list-style-type: none"> (i) for public recreation or for a public cemetery, or (ii) for a purpose that is declared to be a purpose that falls within the scope of this definition by means of an order

published in the Gazette by the Minister administering the [Crown Land Management Act 2016](#),

being Crown managed land in respect of which a council has been appointed as its Crown land manager under that Act or for which no Crown land manager has been appointed, or

- (h) land declared to be a public reserve and placed under the control of a council under section 52 of the [State Roads Act 1986](#), or
- (i) land dedicated as a public reserve and placed under the control of a council under section 159 of the [Roads Act 1993](#),

and includes a public reserve of which a council has the control under section 344 of the [Local Government Act 1919](#) or section 48, but does not include a common.

recreation area

means a place used for outdoor recreation that is normally open to the public, and includes –

- (a) a children's playground, or
- (b) an area used for community sporting activities, or
- (c) a public park, reserve or garden or the like,

and any ancillary buildings but does not include a recreation facility (indoor), recreation facility (major) or recreation facility (outdoor).

recreation
(outdoor)

facility

means a building or place (other than a recreation area) used predominantly for outdoor recreation, whether or not operated for the purposes of gain, including a golf course, golf driving range, mini-golf centre, tennis court, paint-ball centre, lawn bowling green, outdoor swimming pool, equestrian centre, skate board ramp, go-kart track, rifle range, water-ski centre or any other building or place of a like character used for outdoor recreation (including any ancillary buildings), but does not include an entertainment facility or a recreation facility (major).

APPENDIX B - Copy of Notice from Minister advising of categorisation of Crown land

Attachment 1: Schedule of Crown reserves categorisation consistent with reserve purpose

Reserve No.	Purpose(s)	Category
R9984	Public Recreation	Sportsground
R31393	Public Recreation	Natural Area
R33953	Refuge in time of Flood	Natural Area
R55431	Access	General Community Use, Natural Area
R55928	Racecourse and Showground	Sportsground, General Community Use
R60373	Public recreation	General Community Use, Natural Area
R62157	Preservation of Graves	Area of Cultural Significance, Natural Area
R68938	Public Recreation	Natural Area
R72160	Public Recreation	Sportsground
R75491	Public Recreation; Children's playground	Park
R82340	Public Recreation	Natural Area
R85679	Plantation	General community Use
R88058	Museum	Area of Cultural Significance
R88451	Public Recreation	Sportsground
R88754	Public Recreation	Sportsground
R89633	Museum	Area of Cultural Significance
R90713	Home of the Aged	General Community Use
R94084	Children's Playground, Public Recreation	Park, General Community Use
R97197	Children's Playground, Public Recreation	Park
R97198	Children's Playground, Public Recreation	Park, General Community Use
R98071	Public Recreation	General Community Use
R150042	Community Purposes, Heritage Purposes	General Community Use, Area of Cultural Significance
R1010748	Community Purposes	General Community Use
R1021768	General Cemetery	General Community Use

Attachment 2: Schedule of Crown reserves directed for categorisation

Council is directed to re-categorise the reserve as outlined below in accordance with section 3.23(5) of the Act so as not to cause, or be likely to cause, material harm to the land.

Reserve No.	Purpose(s)	Direction
R9983	Public Recreation	Park

Figure 14 – Adrian Douglas Park



Figure 15 – Chant Street Playground



Figure 16 – White Street Playground



APPENDIX D - Aboriginal Heritage Information Management System Search Results



AHIMS Web Services (AWS) Search Result

Purchase Order/Reference : 20-C01-MC AD Park

Client Service ID : 542783

Steven Parisotto

Date: 15 October 2020

63 Hillam Dr

Griffith New South Wales 2680

Attention: Steven Parisotto

Email: parisplan@icloud.com

Dear Sir or Madam:

AHIMS Web Service search for the following area at Lot : 2, DP:DP705823 with a Buffer of 50 meters, conducted by Steven Parisotto on 15 October 2020.



The context area of your search is shown in the map below. Please note that the map does not accurately display the exact boundaries of the search as defined in the paragraph above. The map is to be used for general reference purposes only.

A search of the Office of the Environment and Heritage AHIMS Web Services (Aboriginal Heritage Information Management System) has shown that:

0	Aboriginal sites are recorded in or near the above location.
0	Aboriginal places have been declared in or near the above location. *

If your search shows Aboriginal sites or places what should you do?

- You must do an extensive search if AHIMS has shown that there are Aboriginal sites or places recorded in the search area.
- If you are checking AHIMS as a part of your due diligence, refer to the next steps of the Due Diligence Code of practice.

You can get further information about Aboriginal places by looking at the gazettal notice that declared it.

- Aboriginal places gazetted after 2001 are available on the [NSW Government Gazette](http://www.nsw.gov.au/gazette) (<http://www.nsw.gov.au/gazette>) website. Gazettal notices published prior to 2001 can be obtained from Office of Environment and Heritage's Aboriginal Heritage Information Unit upon request

Important information about your AHIMS search

- The information derived from the AHIMS search is only to be used for the purpose for which it was requested. It is not be made available to the public.
- AHIMS records information about Aboriginal sites that have been provided to Office of Environment and Heritage and Aboriginal places that have been declared by the Minister;
- Information recorded on AHIMS may vary in its accuracy and may not be up to date .Location details are recorded as grid references and it is important to note that there may be errors or omissions in these recordings,
- Some parts of New South Wales have not been investigated in detail and there may be fewer records of Aboriginal sites in those areas. These areas may contain Aboriginal sites which are not recorded on AHIMS.
- Aboriginal objects are protected under the National Parks and Wildlife Act 1974 even if they are not recorded as a site on AHIMS.
- This search can form part of your due diligence and remains valid for 12 months.

Steven Parisotto

Date: 15 October 2020

63 Hillam Dr

Griffith New South Wales 2680

Attention: Steven Parisotto

Email: parisplan@icloud.com

Dear Sir or Madam:

AHIMS Web Service search for the following area at Lot : 1, DP:DP608992 with a Buffer of 50 meters, conducted by Steven Parisotto on 15 October 2020.



The context area of your search is shown in the map below. Please note that the map does not accurately display the exact boundaries of the search as defined in the paragraph above. The map is to be used for general reference purposes only.

A search of the Office of the Environment and Heritage AHIMS Web Services (Aboriginal Heritage Information Management System) has shown that:

0	Aboriginal sites are recorded in or near the above location.
0	Aboriginal places have been declared in or near the above location. *

If your search shows Aboriginal sites or places what should you do?

- You must do an extensive search if AHIMS has shown that there are Aboriginal sites or places recorded in the search area.
- If you are checking AHIMS as a part of your due diligence, refer to the next steps of the Due Diligence Code of practice.

You can get further information about Aboriginal places by looking at the gazettal notice that declared it.

- Aboriginal places gazetted after 2001 are available on the [NSW Government Gazette](http://www.nsw.gov.au/gazette) (<http://www.nsw.gov.au/gazette>) website. Gazettal notices published prior to 2001 can be obtained from Office of Environment and Heritage's Aboriginal Heritage Information Unit upon request

Important information about your AHIMS search

- The information derived from the AHIMS search is only to be used for the purpose for which it was requested. It is not be made available to the public.
- AHIMS records information about Aboriginal sites that have been provided to Office of Environment and Heritage and Aboriginal places that have been declared by the Minister;
- Information recorded on AHIMS may vary in its accuracy and may not be up to date .Location details are recorded as grid references and it is important to note that there may be errors or omissions in these recordings,
- Some parts of New South Wales have not been investigated in detail and there may be fewer records of Aboriginal sites in those areas. These areas may contain Aboriginal sites which are not recorded on AHIMS.
- Aboriginal objects are protected under the National Parks and Wildlife Act 1974 even if they are not recorded as a site on AHIMS.
- This search can form part of your due diligence and remains valid for 12 months.

AHIMS Web Services (AWS)

Search Result

Purchase Order/Reference : 20-C01-MC CS Playground

Client Service ID : 542789

Steven Parisotto

Date: 15 October 2020

63 Hillam Dr

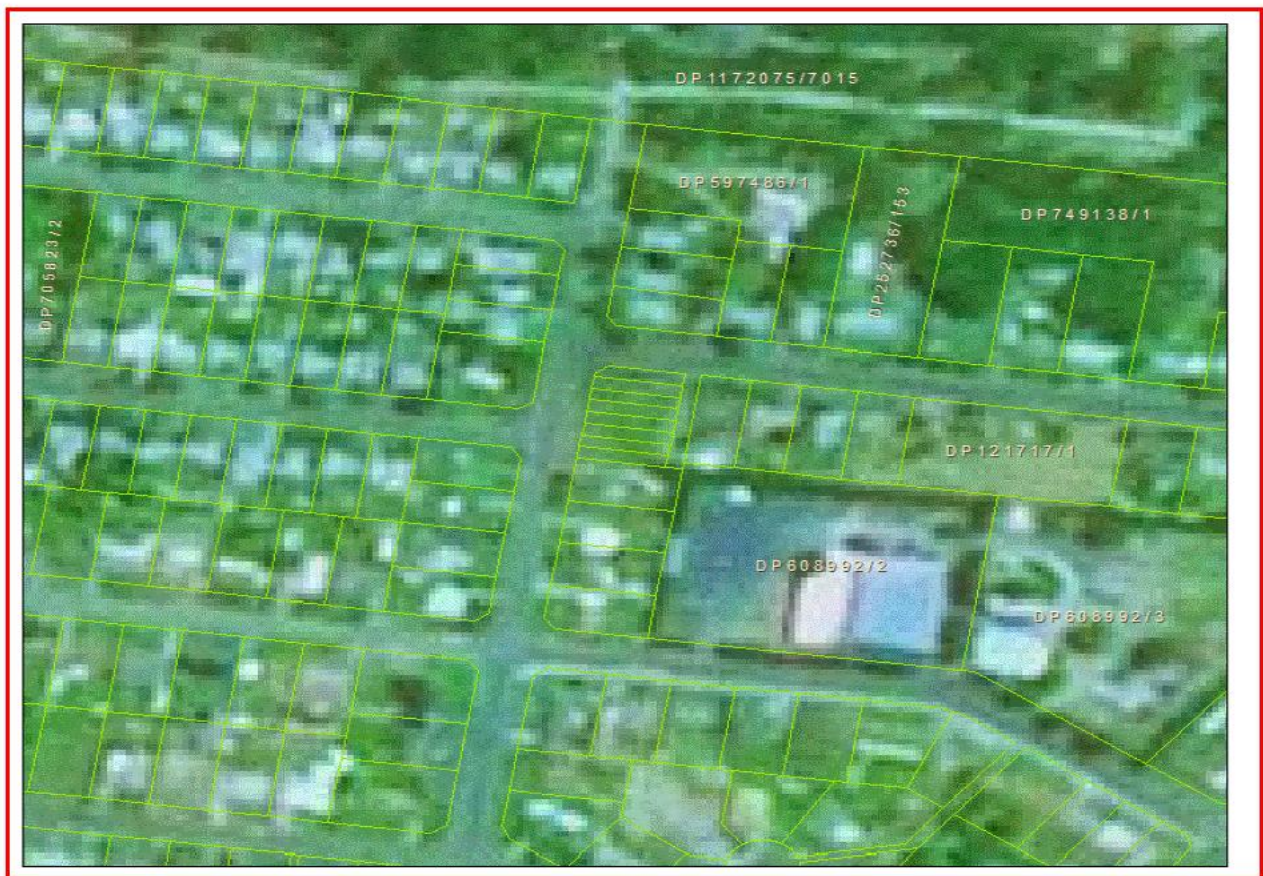
Griffith New South Wales 2680

Attention: Steven Parisotto

Email: parisplan@icloud.com

Dear Sir or Madam:

AHIMS Web Service search for the following area at Lot : 39, DP:DP252736 with a Buffer of 200 meters, conducted by Steven Parisotto on 15 October 2020.



The context area of your search is shown in the map below. Please note that the map does not accurately display the exact boundaries of the search as defined in the paragraph above. The map is to be used for general reference purposes only.

A search of the Office of the Environment and Heritage AHIMS Web Services (Aboriginal Heritage Information Management System) has shown that:

0	Aboriginal sites are recorded in or near the above location.
0	Aboriginal places have been declared in or near the above location. *

If your search shows Aboriginal sites or places what should you do?

- You must do an extensive search if AHIMS has shown that there are Aboriginal sites or places recorded in the search area.
- If you are checking AHIMS as a part of your due diligence, refer to the next steps of the Due Diligence Code of practice.

You can get further information about Aboriginal places by looking at the gazettal notice that declared it.

- Aboriginal places gazetted after 2001 are available on the [NSW Government Gazette](http://www.nsw.gov.au/gazette) (<http://www.nsw.gov.au/gazette>) website. Gazettal notices published prior to 2001 can be obtained from Office of Environment and Heritage's Aboriginal Heritage Information Unit upon request

Important information about your AHIMS search

- The information derived from the AHIMS search is only to be used for the purpose for which it was requested. It is not be made available to the public.
- AHIMS records information about Aboriginal sites that have been provided to Office of Environment and Heritage and Aboriginal places that have been declared by the Minister;
- Information recorded on AHIMS may vary in its accuracy and may not be up to date .Location details are recorded as grid references and it is important to note that there may be errors or omissions in these recordings,
- Some parts of New South Wales have not been investigated in detail and there may be fewer records of Aboriginal sites in those areas. These areas may contain Aboriginal sites which are not recorded on AHIMS.
- Aboriginal objects are protected under the National Parks and Wildlife Act 1974 even if they are not recorded as a site on AHIMS.
- This search can form part of your due diligence and remains valid for 12 months.



LIONS PARK

Draft Plan of Management

2022-2027



Murrumbidgee
COUNCIL

January 2023

January 2023

Plan of Management prepared for **Murrumbidgee Council**

Plan of Management prepared by:

PARISPLAN Urban & Regional Planning

63 Hillam Drive

GRIFFITH NSW 2680

Email: parisplan@icloud.com

ABN: 66 527 814 168

Disclaimer:

PARISPLAN Urban & Regional Planning has prepared this Plan of Management for Lions Park on behalf of Murrumbidgee Council in good faith relying upon information and/or data supplied by the client or other parties. PARISPLAN Urban & Regional Planning however cannot warrant or verify that information provided is truly accurate and as such expressly disclaims any and all liability to any person or persons in reliance on the report and its contents in part or in whole.

Copyright © PARISPLAN URP 2022

Table of Contents

EXECUTIVE SUMMARY	5
PART 1: INTRODUCTION AND GENERAL INFORMATION	6
1. KEY INFORMATION	6
2. ABOUT PLANS OF MANAGEMENT.....	6
2.1 Why is Murrumbidgee Council preparing a Plan of Management?	6
2.1 Corporate objectives of Murrumbidgee Council	7
2.2 Land to which this plan applies	8
2.3 Owner of the land.....	9
2.4 Categorisation of the reserves	9
3. RELEVANT LEGISLATION, POLICIES AND PROCEDURES	9
3.1 Local Government Act 1993	10
3.2 Crown Land Management Act 2016	11
3.3 Other relevant legislation and statutory controls	13
3.4 Review of this plan	16
3.5 Community consultation	16
4. LAND COMPRISING THE HABITAT OF ENDANGERED SPECIES OR THREATENED SPECIES.....	17
5. LAND CONTAINING SIGNIFICANT NATURAL FEATURES.....	17
6. CULTURALLY SIGNIFICANT LAND	18
PART 2: DETAILED INFORMATION REGARDING CATEGORIES OF LAND	18
7. VISION FOR LIONS PARK.....	18
8. MANAGEMENT DIRECTIONS	19
8.1 Statutory guidelines for development of the parks	19
8.2 Use of the land and structures at the date of adoption of the plan	23
8.3 Condition of the land and structures on adoption of the plan.....	23
8.3 Permitted use and future use.....	27
8.4 Leases, licences and other estates	28
9. ADMINISTRATION OF PLAN AND PERFORMANCE TARGETS.....	29
APPENDICIES	37
APPENDIX A - DEFINITIONS.....	37
APPENDIX B - COPY OF NOTICE FROM MINISTER ADVISING OF CATEGORISATION OF CROWN LAND.....	39
APPENDIX C - AERIAL IMAGERY OF LIONS PARK.....	40
APPENDIX D - ABORIGINAL HERITAGE INFORMATION MANAGEMENT SYSTEM SEARCH RESULTS.....	41

LIST OF FIGURES & TABLES.....	
Table 1: Land covered by this plan of management.....	8
Table 2: Parks not covered by this plan of management	8
Table 3: Land categorization and gazettal date	9
Table 4: Land categorization	10
Table 5: Land zoning.....	15
Table 6 - Preferred uses of land categorised as park and general community use	20
Table 7: Existing use of reserves and structures	23
Table 8 - Objectives and performance targets	30
Figure 1: Process of preparing this plan of management.....	Error! Bookmark not defined.
Figure 2 - Signage	24
Figure 3 – Grassed area.....	24
Figure 4 – BBQ facilities.....	25
Figure 5 – Picnic table and shelter.....	25
Figure 6 - Existing older style swings	25
Figure 7 – Existing older style slippery dip.....	25
Figure 8 – Existing newer style swings	25
Figure 9 - Existing newer style slide.....	25
Figure 10 – Existing climbing equipment.....	26
Figure 11 – Existing play equipment.....	26
Figure 12 – Existing water tank.....	26
Figure 13 – Existing amenities/storage building	26

EXECUTIVE SUMMARY

Murrumbidgee Council has a broad and diverse network of open space that covers a differing levels of recreation use. In total, Murrumbidgee Council manages and maintains a number of reserves categorised as a *park* including Lions Park. The Plan of Management for Lions Park (the plan) aims to provide a basis for guiding Council's ongoing management of its parks, sportsgrounds and general community use land within the Murrumbidgee Local Government Area in accordance with the requirements of the NSW Local Government Act 1993 (the Act) and the Crown Land Management Act, 2016

The intention of this plan of management is to provide Council with a framework that enables decisions in regard to community land, to be made on an informed, consistent and equitable basis. The plan of management satisfies the requirements of the Local Government Act 1993 as amended by the Local Government Amendment (Community Land Management) Act 1998 and the Crown Land Management Act, 2016

The current use patterns; condition of the existing built and natural assets; emerging needs, constraints and opportunities, have been considered in this plan of management. The plan of management identifies appropriate objectives and actions, as well as measures that enable the successful implementation of key outcomes provided by the plan and a means for the effective ongoing management of the reserve to meet the needs of the three towns.

The plan of management has been prepared with due regard to *Developing Plans of Management for Community Land Crown Reserves—Guideline for Council Crown Land Managers* issued in November 2019 and the sample for a generic Crown reserve plan of management outline, in order achieve a balanced, responsible and ecologically sustainable use of the land and to ensure that it addresses the needs of the local neighbourhood, the broader community, and the environment. It has been prepared to meet the requirements of the Local Government Act, 1993 (LG Act).

The plan aims to serve as a key management tool that is strongly related to other strategic plans of Council such as Council's Management Plan, as well as research obtained in preparation for Council's Recreation and Open Space Maintenance Strategies.

PART 1: INTRODUCTION AND GENERAL INFORMATION

1. KEY INFORMATION

This Plan of Management Plan covers Crown Land Reserve No. 75491 (Lot 121-122 DP 1145260) being Lions Park, Darlington Point. The reserve was gazette on 5 December 1952 for the purpose of public recreation and a children's playground.

The Plan of Management for Lions Park (LPPoM) was adopted on [insert date].

Terms that are *italicised* throughout the document are terms defined by legislation. Where relevant these definitions are included in Appendix A.

2. ABOUT PLANS OF MANAGEMENT

A *plan of management* provides information about public land and its user groups stating what, why, how and by whom the integrity of any particular parcel of community land is to be managed. It establishes the values, uses, management practices and broad intent for the public purpose for which the land has been reserved or dedicated.

All plans of management are prepared in accordance with the provisions of the Crown Land Management Act 2016 for Ministerial approval. A plan of management provides a framework for the future management, use and development of reserved Crown land and should be consistent with the public purpose for the reserve and the principles of Crown land management, as well as other guidelines, policies, and any other legal requirements that may apply to the reserve.

A plan of management can be prepared for more than one parcel of land (generic or geographic) or for a single parcel (significant or specific). The LPPoM is a specific plan of management.

The Crown land covered under this plan of management is a valuable community resource and the key objective of the LPPoM is to provide a clear direction that will enable ongoing use of each of the reserve for both passive and unstructured active outdoor recreation and for the general enjoyment for all members the local community, visitors to the local government areas, and facilitate opportunities for uses appropriate to the land.

2.1 Why is Murrumbidgee Council preparing a Plan of Management?

Murrumbidgee Council was established on 12 May 2016 following the merger of Murrumbidgee Shire Council and Jerilderie Shire Council and under the provisions of the Crown Land Management Act, 2016 has been identified as a Crown Land Manager. Under the provisions of the aforementioned Act, the responsibilities that fall upon a Crown Land Manager is to ensure that land resources are to be shared equitably in accordance with the principles of environmental protection, conservation and ecological sustainability, public use and enjoyment as well as encouraging multiple use of the land. As Crown Land Manager, Murrumbidgee Council is required to prepare a plan of management for over 30 parcels of Crown land it is responsible for.

A plan of management can fulfil many purposes and a Crown Land Manager may, for example, use a plan of management to:

- Provide a single document that collates information held by Council to enable a single point of reference;
- Expand upon the Council's corporate objectives and direction set out in its Community Strategic Plan;
- Provide an outline the day-to-day use and management of community land;
- Ensure that the environment is properly managed in accordance with the principles of sustainable development;
- Incorporate a masterplan that provides directions for future development, including landscaping and the provision of infrastructure;
- Identify risks associated with the use of the land and incorporate mitigation measures including emergency response actions;
- Explain how the provisions of a local environmental plan or development control plan are to be applied to the particular reserve and if required provide additional guidelines;

It is not intended that the LPPoM will cover all of the items listed above.

2.1 Corporate objectives of Murrumbidgee Council

The management actions in this Plan of Management are have been formulated so that they align with Murrumbidgee Council's Community Strategic Plan (CSP) that was adopted in 2019, which has been adopted on two guiding tenants, one being the principle of social justice and the other being sustainability.

Social justice principles underpinned the Murrumbidgee Council CSP are:

Equity – there should be fairness in decision making, prioritizing and allocation of resources, particularly for those in need. Everyone should have a fair opportunity to participate in the future of the community. The planning process should take particular care to involve and protect the interests of people in vulnerable circumstances.

Access – all people should have fair access to services, resources and opportunities to improve their quality of life.

Participation – everyone should have the maximum opportunity to genuinely participate in decisions which affect their lives

Rights – equal rights should be established and promoted, with opportunities provided for people from diverse linguistic, cultural and religious backgrounds to participate in community life.

2.2 Land to which this plan applies

This Plan of Management Plan includes one of the many open space areas which Murrumbidgee Council manages which has been categorised as a park. The purpose of developing a specific plan of management for Lions Park is to acknowledge its location at the main entrance to Darlington Point and its connection to the adjoining caravan park and natural bushland reserves as a means of meeting the needs of the community and visitors to the town. Land covered by the plan of management is listed in Table 1:

Table 1: Land covered by this plan of management

Land	Real property description	Land owner
R75491 Lions Park, Darlington Point	Lots 121-122 DP 1145260	Crown land managed by Murrumbidgee Council.

Land not covered by this plan includes community land covered by specific plans of management listed in Table 2; public open spaces and recreation facility assets within the local government area that are owned and managed by other entities; and privately-owned land that is made available for public use.

Table 2: Crown reserves classified as a park not covered by this plan of management

Land	Reason
<i>Adrian Douglas Park, Darlington Point</i>	Part of generic plan of management “Darlington Point Parks”
<i>Chant Street Playground, Darlington Point</i>	Part of generic plan of management “Darlington Point Parks”
<i>White Street Playground, Darlington Point</i>	Part of generic plan of management “Darlington Point Parks”

2.3 Owner of the land

For the purpose of Section 37 of the Local Government Act, 1993 column three of Table 1 identifies land that is owned by the Crown and that Murrumbidgee Council has been appointed as Crown Land Manager under the provisions of Division 3.2 of the Crown Land Management Act, 2016. It also identifies land which is owned by Murrumbidgee Council and managed as community land for the purpose of the LG Act, 1993.

The land identified is not subject to any trust, estate, interest, dedication, condition, restriction or covenant referred to in clause 37(b) of the Local Government Act, 1993. Further there is no condition or restriction imposed by the owner in respect to the use of management of the land as referenced in clause 37(c) of the Act.

2.4 Categorisation of the reserves

The land covered by this generic plan of management is public land and for the purpose of clause 26 of the Local Government Act, 1993 is classified as community land. Table 3 identifies the purpose of the reserve and the categorization of the land as confirmed by the Department of Planning, Industry and Environment – Crown Lands.

Table 3: Land categorization and gazettal date

Land	Purpose(s) & gazettal date	Categorisation
R75491 Lions Park, Darlington Point	Public recreation and children’s playground 5 December 1952	Park

3. Relevant legislation, policies and procedures

The statutory framework for the preparation and operation of the Plan of Management for Lions Park (LPPoM) is primarily guided by:

- Local Government Act, 1993
- Local Government (General) Regulation, 2021
- Crown Land Management Act, 2016
- Crown Land Management Regulation, 2018

Other legislation, regulations and environmental planning instruments that may be of relevance to the Plan of Management for Lions Park include:

- Environmental Planning and Assessment Act, 1979;
- Environmental Planning and Assessment Regulation, 2021;
- State Environmental Planning Policy (Transport and Infrastructure) 2021
- Murrumbidgee Local Environmental Plan, 2013;
- Companion Animals Act, 1998;
- Disability Discrimination Act, 1992.

3.1 Local Government Act 1993

Section 3.23(6) of the Crown Land Management Act, 2016 requires Murrumbidgee Council to adopt a Plan of Management for any Crown reserve for which it is the appointed Crown Land Manager, and that is classified as community land under the Local Government Act 1993 (LG Act). These PoMs must be prepared and adopted in accordance with the provisions of Division 2 of Part 2 of Chapter 6 of the LG Act. The core objectives for the management of community land categorized as a park and for general community use are set out in sections 36F, 36G and 36I of the Local Government Act, 1993 and clauses 103, 104 & 106 of the Local Government (General) Regulation 2021 respectively. These core objectives are as follows:

Table 4: Land categorization

Land	Guidelines ¹	Core Objectives ²
Park	<i>Land which is, or proposed to be, improved by landscaping, gardens or the provision of non-sporting equipment and facilities, and for uses</i>	<i>The core objectives for management of community land categorised as a park are:</i> <i>a) to encourage, promote and facilitate</i>

¹ NSW Local Government (General) Regulation 2021, Part 4 Division 1, Guidelines for the categorisation of community land.

² NSW Local Government Act 1993, Part 2 Division 2, Use and management of community land.

	<i>which are mainly passive or active recreational, social, educational and cultural pursuits that not unduly intrude on the peaceful enjoyment of the land by others.</i>	<i>recreational, cultural, social and educational pastimes and activities.</i> b) <i>to provide for passive recreational activities or pastimes and for the casual playing of games.</i> c) <i>to improve the land in such a way as to promote and facilitate its use to achieve the other core objectives for its management</i>
--	--	---

While the Local Government Act 1993 (LG Act) contains many provisions that have an impact on the management of the Reserve there is one aspect of particular importance: the approval requirements certain activities specified in the Table from Section 68 of the Act, in particular those listed under Part D Community land.

Section 68 of the Act requires a person, wanting to carry out an activity specified in the Table D, to obtain approval from Council to undertake in any of the following activities:

- 1 *Engage in a trade or business*
- 2 *Direct or procure a theatrical, musical or other entertainment for the public*
- 3 *Construct a temporary enclosure for the purpose of entertainment*
- 4 *For fee or reward, play a musical instrument or sing*
- 5 *Set up, operate or use a loudspeaker or sound amplifying device*
- 6 *Deliver a public address or hold a religious service or public meeting*

The Crown Land Management Act 2016 specifies that approvals of activities under the Local Government Act 1993 must comply with plans of management and that a local council cannot grant an approval for an activity on dedicated or reserved Crown land under Part 1 of Chapter 7 (including Section 68) of the Local Government Act 1993 that contravenes a plan of management for the land.

In considering the activities permitted under Table D of Section 68 of the Local Government Act, Council must be satisfied that they accord with the primary purpose of the reserve that it was dedicated, which in each particular reserve were for public recreation and children's playground. Council can be reasonably satisfied that the approved categorization of the land as a park or park and general community use is in keeping with the purpose of the reserve and furthermore the temporary uses set out in Table D would not result in material or ongoing harm.

As part of any application for a Section 68 approval, Council will need to consider the circumstances of each application on merit.

3.2 Crown Land Management Act 2016

Section 3.23(6) of the Crown Land Management Act, 2016 (CLM Act) requires Murrumbidgee Council to adopt a Plan of Management for any Crown reserve for which it is the appointed Crown Land Manager and that is classified as community land under the Local Government Act 1993 (LG Act).

The objects and principles of Crown Land Management are listed in Sections 1.3 and 1.4 of the CLM Act 2016 provide a legislative starting point for preparation of a plan of management. The principles of Crown Land Management are:

- (a) *that environmental protection principles be observed in relation to the management and administration of Crown land, and*
- (b) *that the natural resources of Crown land (including water, soil, flora, fauna and scenic quality) be conserved wherever possible, and*
- (c) *that public use and enjoyment of appropriate Crown land be encouraged, and*
- (d) *that, where appropriate, multiple use of Crown land be encouraged, and*
- (e) *that, where appropriate, Crown land should be used and managed in such a way that both the land and its resources are sustained in perpetuity, and*
- (f) *that Crown land be occupied, used, sold, leased, licensed or otherwise dealt within the best interests of the State consistent with the above principles.*

Crown Land Managers have a statutory responsibility for the care, control and management of the Crown Land for the purposes for which the land is reserved or dedicated or other purposes as authorised by the Act. In this instance the statutory responsibilities assigned to Murrumbidgee Council, as Crown Land Manager, are drawn from Division 3.4 of CLM Act. In this regard Murrumbidgee Council is authorised to:

- Classify and manage its dedicated or reserved Crown land as if it were public land within the meaning of the Local Government Act 1993, subject to this Division (see section 3.21(1)).
- To manage its dedicated or reserved Crown land as if it were community land or operational land, but only as permitted or required by this Division including those functions ascribed to it pursuant to section 3.22 of the CLM Act.
- Assign an initial category or categories to the Crown Land in accordance with sections 3.23(2) & (3) of the CLM Act that Council considers to most closely relate to the purpose for which the land is dedicated or reserved.

- Prepare the first plan of management applicable to the land, either by amending an existing plan of management that applies to the land or adopt a new plan of management in accordance with sections 3.23 (6) & (7) of the CLM Act

On 25 February 2020 Murrumbidgee Council resolved to provide written notice to the Minister of the initial categorisation of the Crown Land pursuant to section 3.23(4) Murrumbidgee Council. The copy of the initial categorisation of Crown and other land managed by Murrumbidgee Council was sent to the Department of Planning, Industry & Environment (Crown Lands) on 4 March 2020. Their response is set out in Appendix B.

Following the Crown Land Management Amendment (Plan of Management) Regulation 2021, a public hearing is no longer required for change to category for Council managed Crown reserves.

3.3 Other relevant legislation and statutory controls

The following is an overview of any other relevant legislation and statutory controls including the provision of relevant factors listed in an environmental planning instrument, including the provisions of the Native Title Act, 1993 (Commonwealth), Aboriginal Land Rights Act, 1983, Murrumbidgee Local Environmental Plan 2013 and in other council plans, strategies, policies and procedures.

3.3.1 Native Title Act, 1993

All activities on the land must address native title. Whilst a successful claim for native title will lead to official recognition of native title rights, native title rights are considered to pre-date such recognition. Native title can therefore be relevant to activities carried out on the land even if no native title claim has been made or registered.

The native title process must be considered for each activity on the land and a native title assessment must be undertaken. Almost all activities and public works carried out on the land will affect native title and require validation of the future act procedures in Division 3 of the Native Title Act, 1993 by Council's Native Title Manager.

3.3.2 Aboriginal Land Rights Act, 1983

In New South Wales, Aboriginal Land Rights sits alongside native title and allows Aboriginal Land Councils to claim certain Crown Land. Generally the Aboriginal Land Rights Act, 1983 is directed at allowing local Aboriginal Land Council's to claim Crown land that is unlawfully used or occupied. If a claim is successful, the freehold estate of the land is transferred to the Land Council.

Strategies which allow Council to validly carry out a project or activity under the Native Title Act may not deal with project risks arising in relation to the Aboriginal Land Rights Act, 1983. Council should be mindful that any activity on Crown land is lawful in relation to the reserve purpose of the land, Council should ensure that Crown land under its control is at all times lawfully used and occupied.

When planning an activity of the land such as the issue of a lease or licence or any public works, Council should request a search to determine whether an Aboriginal Land Rights claim has been made in relation to the land. If a claim is registered the activity must be postponed until the claim is resolved.

The authorisation should ensure the proper management and maintenance of the land and the interests of Council and the public are protected.

3.3.3 Environmental planning & assessment act, 1979

The Environmental Planning and Assessment Act, 1979 (EP&A Act) provides the fundamental framework for which planning and development in NSW takes place, with Part 3 of the Act providing the mechanism for how environmental planning instruments are made; Part 4 relating to development assessment and consent; and Part 5 address infrastructure and environmental assessment.

3.3.3.1 State environmental planning policies

A state environmental planning policy is an environmental planning instrument made under Part 3 of the EP&A Act that guides development and land use within NSW. There are presently 38 State environmental planning policies in force, not all of which apply to the local government area of Murrumbidgee Council. Those applying to Murrumbidgee Council are:

- State Environmental Planning Policy (Biodiversity and Conservation) 2021
- State Environmental Planning Policy (Building Sustainability Index: BASIX) 2004
- State Environmental Planning Policy (Exempt and Complying Development Codes) 2008
- State Environmental Planning Policy (Housing) 2021
- State Environmental Planning Policy (Industry and Employment) 2021
- State Environmental Planning Policy (Planning Systems) 2021
- State Environmental Planning Policy (Resilience and Hazards) 2021
- State Environmental Planning Policy (Resources and Energy) 2021
- State Environmental Planning Policy (Transport and Infrastructure) 2021
- State Environmental Planning Policy No 65—Design Quality of Residential Apartments

It should be noted that not all these would be applied to the development within LPPoM, as many relate to development that is inconsistent with the categorisation of the land and this plan of management.

3.3.3.2 Local environmental plans

Murrumbidgee Council administers two (2) local environmental plans being the Jerilderie Local Environmental Plan 2012 (JLEP) and the Murrumbidgee Local Environmental Plan 2013 (MLEP). Both of these environmental planning instruments were made under Part 3 of the EP&A Act that guide development and land use within the Murrumbidgee Council local government area.

Table 5: Land zoning

Land	Local environmental plan	Zoning of land
R75491 Lions Park, Darlington Point	Murrumbidgee Local Environmental Plan 2013	RU5 Village

3.3.3.3 Development Control Plan

A development control plan provides detailed planning and design guidelines to support the planning controls in a local environmental plan. Development control plans are prepared in accordance with Section 3.43 of the Environmental Planning and Assessment Act, 1979.

Murrumbidgee Council has two (2) development control plans in force, with DCP No. 1 applying to the land at Coleambally and Darlington Point. These documents are published on the NSW Planning Portal and on Council's website.

3.4 Review of this plan

This Plan of Management has been prepared pursuant to the provisions of the Crown Land Management Act 2016 to provide an appropriate statutory basis for the continuing improvement and function of Lions Park.

This Plan provides a medium-term strategy for the management and improvement of the reserve. It is anticipated most of the works described will be implemented over a five to ten-year period. Priorities for works and funding are to be addressed on an annual basis to meet development priorities and community needs.

This Plan is to be reviewed approximately every five years or as required to ensure it continues to be relevant to and consistent with government legislation and policy and community expectation.

3.5 Community consultation

Murrumbidgee Council acknowledges that community participation is essential and how Council engages the community in terms of its legislative requirements and has adopted a *Community Participation Plan (CPP)* and a Communication Strategy. Both documents have been designed to provide the community an understanding of how to participate in planning and other matters, including the management of community land.

The level and extent of community participation will vary depending on the community, the nature of the proposal under consideration and potential impacts of the decision. As a minimum, the CPP and Communication Strategy demand that its statutory obligations are properly met. In this respect Section 38 of the LG Act requires:

- (1) *Council must give public notice of a draft plan of management.*
- (2) *The period of public exhibition of the draft plan must be not less than 28 days.*
- (3) *The public notice must also specify a period of not less than 42 days after the date on which the draft plan is placed on public exhibition during which submissions may be made to Council.*
- (4) *Council must, in accordance with its notice, publicly exhibit the draft plan together with any other matter which it considers appropriate or necessary to better enable the draft plan and its implications to be understood.*

In accordance with section 39 of the LG Act Council must, before giving public notice of the draft plan of management forward a copy of the draft to the Crown, as Council is not the owner of the land.

With regard to the provisions of sections 38 and 39 of the LG Act, Council resolved on **[insert date]** to adopt the draft plan of management and to:

- Provide the landowner with a copy of the draft PoM. This was done on **[insert date]**.
- Place the draft PoM on public exhibition for 28 days. The exhibition date commenced on **[insert date]** and ended on **[insert date]**. The public noticed advised that submissions would be received up until **[insert date]** which is 42 days after the commencement of the public exhibition period.

The exhibition included advertisement in local newspapers, on Council's website and documents being made available at its administration buildings in Coleambally, Darlington Point and Jerilderie.

Following consideration of submissions, Council resolved on **[insert date]** to adopt the Plan of Management for Lions Park.

4. Land comprising the habitat of endangered species or threatened species

The provisions of sections 36A and 36B of the Local Government Act, 1993 do not apply to the reserves listed in Table 3 for the following reasons:

- that no part of the reserve has been declared to be an area critical habitat under the Threatened Species Conservation Act, 1995, and
- that no part of the reserve has been declared to be an area of critical habitat under Part 7A of the Fisheries Management Act, 1994, and
- the reserve is not affected by a recovery plan for the purpose of Part 4 of the Threatened Species Conservation Act, 1995 or Division 5 of Part 7A of the Fisheries Management Act, 1994, and
- the reserve is not affected by a threat abatement plan for the purpose of Part 5 of the Threatened Species Conservation Act, 1995 or Division 5 of Part 7A of the Fisheries Management Act, 1994, and

5. Land containing significant natural features

The provisions of section 36C of the Local Government Act, 1993 does not apply to any of the reserves listed in Table 3 as the land is not subject to a resolution of Murrumbidgee Council that declared the land, being a site of:

- a known natural, geological, geomorphological, scenic or other feature that is considered by the council to warrant protection or special management considerations, or
- a wildlife corridor.

6. Culturally significant land

In 2010 the Office of Environment and Heritage (formerly the Department of Environment, Climate Change and Water) published the Due Diligence Code of Practice for the Protection of Aboriginal Objects in New South Wales. This code of practice is aimed at assisting individuals and organisations to exercise due diligence when carrying out activities that may harm Aboriginal objects

As part of its due diligence in preparation of this Plan of Management, a basic search of the NSW Environment & Heritage Aboriginal Heritage Management Information System (AHIMS) for each of lots within the reserves on 28 September 2020 (see Appendix D) was undertaken, indicating that:

- no Aboriginal sites are recorded in or near³ the above location; and
- no Aboriginal places have been declared in or near the above location

PART 2: DETAILED INFORMATION REGARDING CATEGORIES OF LAND

This Plan of Management applies to Crown Land reserve listed in Table 1 and is owned by the state of New South Wales and Murrumbidgee Council has been appointed the Crown Land Manager. Part 2 provides detailed information regarding the management of Lions Park, Murrumbidgee Council's vision for the reserve, existing site conditions and current use of the land, identification of appropriate development within the reserves and directions of how the land will be managed for and on behalf of the community.

7. Vision for Lions Park

The vision for the use of these is best described as:

“Providing a place that provides opportunities for passive recreation, social gatherings and facilities that meet the needs of the local community and visitors to Darlington Point”

³ The search parameter applied was within 200m of lots 121 & 122 DP 1145260.

The vision set out in the plan of management aligns with Murrumbidgee Council's *Statement of Vision & Priorities – Three Towns One Community* that seeks to promote “community built by an innovative mindset delivering appropriate and reliable services”.

8. Management directions

Murrumbidgee Council acknowledges the park covered by this plan of management provides the local communities with both opportunities for passive and active recreational use of the land. While the current uses of the land meet the basic needs, opportunities exist to provide further benefit to the community through a co-ordinated approach to future development, including obtaining grants for new or upgrade facilities.

This section aims to provide an overview of Murrumbidgee Council's broad development and management strategies for Lions Park. It will identify the existing condition of the land and structures on the adoption of the plan, identify existing uses of the land as well as additional matters dealing with the day-to-day management and maintenance of the reserve.

In order to realise the potential of the land and provide a greater benefit for the local community the following directions for the management of the reserve are proposed:

- Use of Lions Park as a *recreation area* particularly one that incorporates a children's playground, public park, reserve or garden or the like including any ancillary buildings.
- To provide a safe and pleasant venue for all, by enable activities identified in Table D under Section 68 of the LG Act.
- To maintain and enhance the visual aesthetics of the reserve through proper maintenance of lawns, gardens and structures.
- To provide spaces for public sculptures.

8.1 Statutory guidelines for development of the parks

The provisions of section 36(3A)(b) of the Local Government Act that apply to site specific plan of management have been considered, and are as follows:

- (i) *specify the purposes for which the land, and any such buildings or improvements, will be permitted to be used*
- (ii) *specify the purposes for which any further development of the land will be permitted, whether under lease or license or otherwise*
- (iii) *describe the scale and intensity of any such permitted use or development.*

The current uses of the reserve would fall within the broad definition as a *recreation area*, as defined in the standard instrument and uses that incorporates a children's playground, public park and other amenities is consistent with the categorisation of the land as a *park*.

The provisions of State Environmental Planning Policy (Transport & Infrastructure) 2021 (SEPP) identifies certain development that is exempt or may be carried out without consent. All other development is legislated in the relevant local environmental planning instrument as being permissible without consent, permitted with consent or otherwise is prohibited. With regard to clause 65(1)(d)(ii) of the SEPP, development for any purpose may be carried out without consent on Crown managed land by or on behalf of the Crown land manager of the land if the development is for the purposes of implementing a plan of management adopted under the Local Government Act 1993 in relation to Crown managed land managed by a Council. Irrespective of the categorisation of the land, the provisions of clause 2.73 and 2.74 allows certain development that may be carried out by or on behalf of a council without consent on a public reserve under the control of or vested in the council.

Table 5 identifies the zoning of the land under Murrumbidgee Local Environmental Plan 2013 of Lions Park. The RU5 Village zone that apply provide a range of permissible land uses, however not all are consistent with the categorization of the land. Table 6 below identifies the uses that are exempt development, permitted with or without the consent in an environmental planning instrument and Council's plan of management of the Lions Park in terms of what it will permit.

Table 6 - Preferred uses of land categorised as park

Land Use	Provisions of an environmental planning instrument	Allowed under LPPoM	Reason
Community facilities	Permitted with consent.	Not allowed.	<i>Community facilities</i> are inconsistent with the categorization of the land as a <i>park</i> .
Environmental protection works	Permitted without consent.	Allowed.	<i>Environmental protection works</i> are in keeping with the categorisation of the reserve.
Recreation areas	Permitted with consent.	Allowed.	The use of Lions Park as a <i>recreation area</i> is consistent with the purpose of the reserve as public recreation and children's playground categorization of the land as a <i>park</i> .

Land Use	Provisions of an environmental planning instrument	Allowed under LPPoM	Reason
Recreation facilities (indoor)	Permitted with consent.	Not allowed.	The use of the land as an <i>indoor recreation facility</i> is inconsistent with the purpose of the reserve as public recreation and children's playground and categorization of the land as a <i>park</i> .
Recreation facilities (outdoor)	Permitted with consent.	Not allowed.	The use of the land as an <i>outdoor recreation facility</i> is inconsistent with the purpose of the reserve as public recreation and children's playground and the categorization of the land as a <i>park</i> .
Roads	Permitted without consent.	Not allowed, except for road widening purposes.	The construction of a <i>road</i> is inconsistent with the categorization of the land as a <i>park</i> .

Land Use	Provisions of an environmental planning instrument	Allowed under LPPoM	Reason
SEPP Infrastructure	Exempt development or permitted without consent.	<p>Allowed, subject to satisfying the requirements of clause 2.73 & 2.74 of SEPP (Transport & Infrastructure) including:</p> <ul style="list-style-type: none"> • pedestrian pathways, & cycleways • recreation areas • lighting, if light spill and artificial sky glow is minimised in accordance with the Lighting for Roads and Public Spaces Standard, • landscaping, including landscape structures or features (such as art work) and irrigation systems, • amenities for people using the reserve, including toilets • demolition of buildings • bicycle-related storage facilities, including bicycle racks and other bicycle parking facilities • play equipment if adequate safety measures (including soft landing surfaces) are provided and, in the case of the construction of such equipment, so long as the equipment is situated at least 1.2m away from any fence, or • seats, picnic tables, barbecues, bins (including frames and screening), shelters or shade structures 	Identified in SEPP (Transport & Infrastructure) 2021 as exempt development or development permitted without consent.
Water reticulation systems	Permitted without consent.	Allowed.	<i>Water reticulation systems</i> are consistent with the categorization of the land as a <i>park</i> .

Land Use	Provisions of an environmental planning instrument	Allowed under LPPoM	Reason
Any other development	Permitted with consent.	Not allowed without an amendment to the Plan of Management.	The RU5 Village zone under MLEP 2013 provides opportunities for a wide range of land uses some of which may or may not be compatible with the categorisation of the land as a <i>park</i> . Should a use be proposed that is consistent with the purpose of the reserve as public recreation and children's playground and the objectives of a <i>park</i> , then Council may consider amending the Plan of Management.

8.2 Use of the land and structures at the date of adoption of the plan

In accordance with section 36(3A)(a) of the LG Act include a brief outline of the current usage is reserve, including any details of current leases/licenses or other arrangements for the use of the land.

Table 10 identifies the current use of the land and existing structures that have been erected

Table 7: Existing use of reserves and structures

Land	Current use	Existing structures
R75491 Lions Park, Darlington Point	Park with playground equipment	<ul style="list-style-type: none"> Storage shed and amenities building Picnic shelters x 2 BBQ facilities x 2 Playground equipment including soft-fall area Park benches, tables and bins Shade structure Signage Display building

The buildings and the associated equipment are consistent with development that falls under the definition of a *recreation area*, the purpose of the reserve as public recreation and children's playground and categorisation of the reserve as a park. Lions Park is being used for its intended purpose.

8.3 Condition of the land and structures on adoption of the plan

The provisions of Section 36(3A)(a) of the LG Act requires a plan of management to include a description of the condition of the land and structures on adoption of the plan.

At the date of adoption of the Plan of Management for Lions Park, grass cover within the park are well maintained and existing trees in healthy condition.

Lions Park provides a variety of modern playground equipment including a soft-fall area under a large steel shade structure (see figures 8-11) along with an older metal swing and slippery dip (see figures 6 & 7). Figures 12 & 13 are of a new building featuring storage facilities (for Council's maintenance crews), amenities and a display room featuring a historic fire engine.

The park also features two separate barbeque facilities, featuring timed, gas-powered stainless steel cooktops, and food preparation area; plus, two picnic shelters feature tables and bench seating.

There are no constructed footpaths within the park nor leading to the park, however there are natural pathways from the park which link Lions Park with the adjoining Darlington Point Caravan Park and natural bushland which forms part of Bunyip Hole reserves (both of which are subject to separate plans of management).

Figure 2 - Signage⁴



Figure 3 – Grassed area



⁴ Images in Figures 2 to 13 taken on 2 December 2019 © Steven Parisotto Photography

Figure 4 – BBQ facilities



Figure 5 – Picnic table and shelter



Figure 6 - Existing older style swings



Figure 7 – Existing older style slippery dip



Figure 8 – Existing newer style swings



Figure 9 - Existing newer style slide



Figure 10 – Existing climbing equipment



Figure 11 – Existing play equipment



Figure 12 – Display & amenities building



Figure 13 – Amenities building



Section 36(3A)(b) of the Local Government Act requires that any site-specific plan of management must:

- (iv) *specify the purposes for which the land, and any such buildings or improvements, will be permitted to be used*
- (v) *specify the purposes for which any further development of the land will be permitted, whether under lease or license or otherwise*
- (vi) *describe the scale and intensity of any such permitted use or development.*

Murrumbidgee Council encourages a wide range of uses of community land and intends to facilitate uses which increase the activation of its land, where appropriate. Within buildings and on recreational land in particular, Murrumbidgee Council intends to permit and encourage a broad range of appropriate activities.

The use of community land is often supported by appropriate ancillary development such as playground equipment, amenity blocks or food kiosks. The general types of uses which may occur on community land categorised as a park and the forms of development generally associated with those uses, are set out in Table 8. The facilities on community land may change over time, reflecting the needs of the community.

Lions Park will continue to be used as a *park* and the future improvements may include additional playground equipment which will encourage greater use of the land by the local community and provide a focal point for tourists and visitors to Darlington Point who may also be staying at the nearby Darlington Point Riverside Caravan Park. The reserves will continue to be used in accordance with their categorization and the future improvements may include provision of an amenities' building and replacement or provision of additional playground equipment which will encourage greater use of the land by the local community.

Table 8 – Permissible uses and activities for land categorized as a park

Park	
Purpose or use as...	Development to facilitate
<p>The following or uses are permitted by this Plan of Management on land categorized as a <i>park</i> as they are consistent with the purpose of the reserves.</p> <p>a) Recreation areas that enable the following</p> <ol style="list-style-type: none"> Active and passive recreation including children's play and cycling Group recreational use, such as picnics and private celebrations Eating and drinking in a relaxed setting Publicly accessible ancillary areas, such as toilets Local festivals, parades, markets, fairs, exhibitions and similar events and gathering Low intensity commercial activities (e.g. recreational equipment hire) Filming and photographic projects Busking Public address (speeches) Community gardening <p>b) Environmental protection works including tree planting and erosion control measures and landscaping commensurate to the reserve.</p>	<p>The Plan of Management will allow and facilitate the following development which would be ancillary to the use of the reserves as recreation area and playground.:</p> <ul style="list-style-type: none"> ▪ Development for the purposes of improving access, amenity and the visual character of the park, e.g paths, public art, pergolas; ▪ Development for the purposes of active recreation such as play equipment, exercise equipment, bike racks, half-court basketball courts, bocce courts ▪ Amenities to facilitate the safe use and enjoyment of the park e.g. picnic tables, BBQs, sheltered seating areas ▪ Mobile food vending carts, including kiosks used on a temporary basis; ▪ Lighting, seating, toilet facilities, courts, paved areas ▪ Hard and soft landscaped areas ▪ Storage sheds ▪ Car parking and loading areas ▪ Community gardens ▪ Heritage and cultural interpretation, e.g. signs ▪ Advertising structures and signage (such as A-frames and banners of a temporary nature) that relate to approved uses/activities ▪ Water saving initiatives such as stormwater harvesting, rain gardens and swales

Lions Park is not prone to natural hazards such as tidal inundation, subsidence, slip, mass movement, flooding or bushfires. Further the land has not been mapped as being area of high biodiversity, however the site has been mapped as the groundwater system identified as being vulnerable. It is not expected that any future works would have an adverse impact on the groundwater system.

8.4 Leases, licences and other estates

Leases, licences and other estates formalise the use of community land by groups such as sporting clubs and non-profit organisations, or by commercial organisations and individuals providing facilities and services for public use. Activities should be compatible with the zoning and reservation purpose of the land and provide benefits and services for facilities to the users of the land.

Occupation of the land other than by lease or licence or other estate or for a permitted purposed listed in the Local Government Regulations 2005 is prohibited.

The terms of the authorisation for a lease licence or other estate should include Native Title assessment and validation under the Native Title Act 1993 and should include advice that the land is not subject to a claim under the Aboriginal Land Rights Act 1983. The authorisation should ensure the proper management and maintenance of the land and the interests of Council and the public are protected. A lease is normally issued where exclusive control of all or part of an area by a user is proposed. In all other instances a licence or short term licence or hire agreement will be issued.

This Plan of Management expressly authorises the issue of leases, licences and other estates over the reserves covered by this Plan of Management, provided that:

- the purpose is consistent with the core objectives for the category of the land.
- the lease, licence or other estate is for a permitted purpose listed in the Local Government Act 1993 or the Local Government Regulations 2005.
- the issue of the lease, licence or other estate and the provisions of the lease, licence or other estate can be validated by the provisions of the Native Title Act 1993.
- the land is not subject to a claim under the Aboriginal Land Rights Act 1983.
- the lease, licence or other estate is granted and notified in accordance with the provisions of the Local Government Act 1993 or the Local Government Regulations 2005.
- the issue of the lease, licence or other estate will not materially harm the use of the land for any of the purposes for which it was dedicated or reserved.

Areas held under lease, licence or regular occupancy shall be maintained by the user. The user will be responsible for maintenance and outgoings as defined in the lease or licence or agreement for use.

Presently there are no leases or licenses in force.

9. Administration of Plan and Performance Targets

Section 36(3) of the LG Act requires, as a minimum, for all plans of management, include the following:

- a) *category of the land*
- b) *objectives and performance targets of the plan with respect to the land*
- c) *means by which the council proposes to achieve the plan's objectives and performance targets*
- d) *manner in which the council proposes to assess its performance with respect to the plan's objectives and performance targets.*

The land has been categorised partly as a park and partly as general community use (see Figure B on page 10).

The following table identifies the management issues; objectives and performance targets; the means in which Council will achieve the stated objectives and the manner in how the performance target is assessed.

Table 9 - Objectives and performance targets

Management Issues	s.36(3)(b) Objectives and Performance Targets	s.36(3)(c) Means of achievement of objectives	s.36(3)(d) Manner of assessment of performance
Access	<p>Provide defined paths for pedestrian access, including where practical assess and facilities for people with disabilities, to and within reserve.</p> <p>Allow an access network for pedestrians and cyclists that contribute to the aesthetic quality of Lions Park with linkages to the Darlington Point Caravan Park and Bunyip Hole Reserve.</p> <p>Except for maintenance and emergency vehicles prohibit vehicular access without permit/ licence.</p>	<p>Appropriate design and construction for pavements, facilities and other structures to comply with relevant Australian Standards.</p> <p>Provision of shared facility where safe and appropriate, including the segregation of cyclists and pedestrians where appropriate.</p> <p>Use of regulatory signs.</p>	<p>Assess useability of Lions Park by wheelchair users through surveys and observation.</p> <p>Record and review all accidents and near misses as a result of inappropriate use.</p> <p>Record all illegal or unauthorised vehicular entry and where necessary take appropriate regulatory action.</p>
Alcohol	Implement controls to prohibit the consumption and/or possession of alcohol, except within designated or leased areas.	Use of regulatory signs and enforcement.	Record all complaints and investigations and where necessary take appropriate regulatory action.
Animal control	Impound all animals that are not under the full control of owner or handler.	<p>Community education and involvement in monitoring.</p> <p>Use of regulatory signs and enforcement.</p>	Record all complaints about loose dogs, attacks and animal waste, and where required take regulatory action.
Anti-Social behaviour	Minimise and manage anti-social behaviour in the park and the general community use areas	<p>Encourage community involvement and surveillance.</p> <p>Implement community health measures.</p> <p>Appropriate design and lighting of common areas.</p>	Record the number of complaints received and undertake investigations, and where necessary take appropriate regulatory action.

Management Issues	s.36(3)(b) Objectives and Performance Targets	s.36(3)(c) Means of achievement of objectives	s.36(3)(d) Manner of assessment of performance
Artworks and monuments	<p>Allow for public and community artworks and monuments in appropriate settings.</p> <p>Maintain existing monuments.</p>	<p>Engage appropriate persons to engage the community to identify, commission & erect artworks.</p> <p>Undertake repairs to existing monuments as required.</p>	<p>Document comments received in respect to artworks.</p> <p>Install artworks based on any budgetary funding or State and Federal grants</p> <p>Record the number incidents of vandalism and damage to artworks and monuments.</p>
Barbeques	<p>Allow the installation and use of gas or electric barbeques.</p> <p>Allow the use of portable barbeques (with the exception of wood fire barbeques).</p>	<p>Design, locate and maintain permanently installed barbeques.</p> <p>Use of regulatory signs regarding the use of barbeque facilities, both permanent and portable.</p>	<p>Record the number of reported failures and accidents, including reported near misses.</p>
Buildings	<p>Allow safe, clean, convenient and hygienic public amenity facilities for persons of all abilities.</p> <p>Allow new buildings, ancillary to the use of the park, are to complement to the design of the Lions Park</p>	<p>Undertake regular cleaning and maintenance of the public amenities within Lions Park.</p> <p>Provision and maintenance of security lighting in an around the amenities' building.</p> <p>Undertaking an appropriate review of environmental factors when considering development listed in State Environmental Planning Policy (Transport and Infrastructure) 2021, where Council is to carry out the works.</p> <p>Assess and determine any development application in accordance with the provisions of the Environmental Planning & Assessment Act, 1979.</p>	<p>Undertake daily cleaning of the public amenities, and identify any new maintenance matters out or incidents of vandalism.</p> <p>Record and respond to complaints about hygiene and maintenance.</p> <p>Undertake regular of maintenance of the amenities in accordance with any operational plan for upkeep of all parks and recreational facilities within the local government area.</p> <p>Record all incidents of accidents and near misses as a result of damage or wear and tear to the amenity facilities.</p>

Management Issues	s.36(3)(b) Objectives and Performance Targets	s.36(3)(c) Means of achievement of objectives	s.36(3)(d) Manner of assessment of performance
Buskers	Allow buskers to perform within the <i>park</i> .	Regulation by Council.	Number of comments. Number of unauthorised buskers/ bands.
Hours of Usage	Allow unrestricted use of the <i>park</i> by individuals. Allow for the management of <i>park</i> usage times for special events and user groups.	Council approval and regulatory signs for special events and group activities.	Record and investigate the number of unauthorised special events and group activities and where necessary take appropriate regulatory action.
Informal Recreation	Allow games which are suitable within the park.	Allow games which are suitable within the parks.	Number of comments about activity.
Irrigation Systems	Allow watering systems to optimise water usage, minimise maintenance and enable appropriate vegetative growth.	Design, install and operate the system.	Number of incidents of failure of the irrigation system.
Landscaping	Allow use of suitable species and use of landscape materials, including mulching and edge treatments, to achieve the desired landscape character and complement the character of existing plantings. Allow minor earthworks to provide mounding for aesthetic appeal, space definition and visual barriers. Provide a positive contribution to the local character both physically and visually. . Control and protect existing exotic species within Lions Park by minimising weed infestation and associated impacts.	Augment existing indigenous planting. Use exotic species in suitable locations. Use shade trees for user comfort and protection. And screen planting for visual acoustic and physical buffers. Preserve and reinforce indigenous planting and identify species endemic to the area. Application of correct horticultural and tree surgery techniques. Minimise rubbish dumping within the local area via community education. Implementation of the Noxious Weeds Act.	Number of comments about public acceptance and level of park usage. Degree of turf encroachment into planted areas. Number of comments about maintenance, durability and public acceptance of the landscape character. Number of reported incidents of infestation of exotic plant species. Number of comments about quality of vegetation. Number of reported incidents of sick trees. Number of reported incidents of rubbish dumping

Management Issues	s.36(3)(b) Objectives and Performance Targets	s.36(3)(c) Means of achievement of objectives	s.36(3)(d) Manner of assessment of performance
Lighting	<p>Allow security lighting which will enable safe movement of pedestrians along major access routes at night.</p> <p>Prevent excessive lighting impacts on adjoining land uses.</p> <p>Allow for lighting of special events at night.</p> <p>Allow for the lighting of architectural or landscaped features.</p>	<p>Set appropriate illumination levels.</p> <p>Design, site and install light facilities.</p> <p>Regulate times for lighting of special events.</p> <p>Council approval.</p>	<p>Number of comments from adjoining residents and Park users.</p> <p>Number of problems related to inadequate lighting.</p>
Outdoor Furniture	<p>Allow for the provision of adequate furniture, such as bubblers, tables, seats, bins, bollards, cycle racks, tree guards and planter tubs, etc at suitable locations.</p> <p>Create a comfortable setting for users both aesthetically and functionally.</p>	<p>Complement and be consistent with the theme for surrounding Public Open Space Areas.</p> <p>Appropriate design, siting, use of materials and erection of furniture.</p>	<p>Number of comments about acceptance by the community with regard to the suitability of the location and the style.</p> <p>Number of incidents of non-compliance with relevant Council Codes, Policies and Regulations.</p>
Playgrounds	<p>Provide safely designed and sited playgrounds.</p>	<p>Playground design, materials and layout to relevant safety standards.</p> <p>Playgrounds sited away from physical hazards.</p>	<p>Number of accidents and injuries attributed to unsafe design, siting and layout.</p>

Management Issues	s.36(3)(b) Objectives and Performance Targets	s.36(3)(c) Means of achievement of objectives	s.36(3)(d) Manner of assessment of performance
Refreshment kiosks (mobile and fixed)	<p>Allow the licensing or leasing of <i>kiosks</i> or <i>food & drink premises</i> as approved by Council.</p> <p>Permissible on area defined in lease or licence agreement.</p> <p>Control and regulate the entry of casual vendors (eg: ice-cream carts) within Parks and pedestrian areas where appropriate.</p> <p>Appropriate control measures. Council approval.</p> <p>Enter into appropriate licensing/leasing Agreements.</p>	<p>Council approval. Licensing/Leasing Agreement.</p> <p>Lease or license holders take precedence over casual street vendors.</p>	<p>Managing and reporting incidence of non-compliance with terms of Council approval, license or lease agreement.</p> <p>Number of licences issued.</p> <p>Number of public comments about vendors in public places.</p> <p>Number of reported illegal or unauthorised entries.</p> <p>Number of licences granted per annum.</p>
Rubbish Dumping and Littering.	Prohibit rubbish dumping and littering.	<p>Regulatory signage at appropriate locations.</p> <p>Community education on the environmental impacts of rubbish dumping.</p>	<p>Number of incidents of illegal dumping</p> <p>Cost of clean-up and litter collection per annum</p>
Shade structures and other shelters	<p>Allow structures which will provide shade and shelter for park users in appropriate areas</p> <p>Allow integration of structures that are harmonious, functional and aesthetically in keeping with the character of the park</p>	Appropriate design, location and erection of structures.	<p>Number of comments about the effectiveness of the structures in all weather conditions.</p> <p>Number of community responses to appearance of the structures.</p> <p>Number of structures erected.</p>

Management Issues	s.36(3)(b) Objectives and Performance Targets	s.36(3)(c) Means of achievement of objectives	s.36(3)(d) Manner of assessment of performance
Signage	<p>Allow suitable information, regulatory, identification, interpretive and directional signage relating to the Park.</p> <p>Regulate advertising signage.</p>	<p>Appropriate design and siting of signage in accordance with the relevant DCP for Advertising, Structures & Signs.</p> <p>Council approval.</p>	<p>Number of user comments.</p> <p>Number of ordinance investigations and prosecutions.</p>
Site Utility Services	<p>Allow for the installation of all services as required by site usage.</p>	<p>Approval by the appropriate Statutory Authorities.</p> <p>Construction and installation of all necessary services.</p> <p>Registration of appropriate easements.</p>	<p>All facilities are adequately serviced, identified and located.</p> <p>Number of objections received from service authorities about the location and quality of services.</p> <p>Number of site utility service installations constructed.</p>
Special Events	<p>Allow special events within the park with minimal adverse visual, physical, social and environmental impact.</p>	<p>Council approval as required under Environmental Planning & Assessment Act, 1979 and/or Local Government Act, 1993</p>	<p>Number of comments about special events.</p> <p>Attendance levels at special events.</p>
Vandalism	<p>Minimise vandalism within the Park and or playgrounds.</p>	<p>Appropriate landscape design techniques.</p> <p>Appropriate use of materials.</p> <p>Encouragement of community involvement and education.</p> <p>Appropriate use of signage. Prompt repair of vandalised areas.</p>	<p>Number of reported incidents of vandalism</p>

Management Issues	s.36(3)(b) Objectives and Performance Targets	s.36(3)(c) Means of achievement of objectives	s.36(3)(d) Manner of assessment of performance
Waste Management	Minimise litter within the Park. Encourage recycling.	<p>Provide and service enough waste management facilities in strategic locations.</p> <p>Provide a recycling station for glass, aluminium, PET plastics etc.</p> <p>Community education.</p>	<p>Number of garbage and recycling bins provided.</p> <p>Number of comments in relation to inadequate waste facilities.</p>

DRAFT

APPENDICIES

APPENDIX A - Definitions

Term	Legislative definition
community land	<p>means –</p> <p><i>land that is classified as community land under Division 1 of Part 2 of Chapter 6. (Local Government Act, 1993)</i></p>
community participation plan	<p>means –</p> <p><i>a community participation plan prepared and published under Division 2.6. (Environmental Planning and Assessment Act, 1979)</i></p>
environmental planning instrument	<p>means –</p> <p><i>an environmental planning instrument (including a SEPP or LEP but not including a DCP) made, or taken to have been made, under Part 3 and in force. (Environmental Planning and Assessment Act, 1979)</i></p> <p><i>Note. SEPP is an acronym for State Environmental Planning Policy, a LEP is a Local Environmental Plan, and a DCP is a Development Control Plan.</i></p>
plan of management	<p>means –</p> <p><i>a plan of management adopted by a council under Division 2 of Part 2 of Chapter 6 and in force in relation to an area of public land. (Local Government Act, 1993)</i></p>
public reserve	<p>means –</p> <ul style="list-style-type: none">(a) <i>a public park, or</i>(b) <i>any land conveyed or transferred to the council under section 340A of the Local Government Act 1919, or</i>(c) <i>any land dedicated or taken to be dedicated as a public reserve under section 340C or 340D of the Local Government Act 1919, or</i>(d) <i>any land dedicated or taken to be dedicated under section 49 or 50, or</i>(e) <i>any land vested in the council, and declared to be a public reserve, under section 37AAA of the Crown Lands Consolidation Act 1913, or</i>(f) <i>any land vested in the council, and declared to be a public reserve, under section 76 of the Crown Lands Act 1989, or</i>(g) <i>Crown managed land that is dedicated or reserved—</i><ul style="list-style-type: none">(i) <i>for public recreation or for a public cemetery, or</i>(ii) <i>for a purpose that is declared to be a purpose that falls within the scope of this definition by means of an order</i>

published in the Gazette by the Minister administering the [Crown Land Management Act 2016](#),

being Crown managed land in respect of which a council has been appointed as its Crown land manager under that Act or for which no Crown land manager has been appointed, or

- (h) land declared to be a public reserve and placed under the control of a council under section 52 of the [State Roads Act 1986](#), or
- (i) land dedicated as a public reserve and placed under the control of a council under section 159 of the [Roads Act 1993](#),

and includes a public reserve of which a council has the control under section 344 of the [Local Government Act 1919](#) or section 48, but does not include a common.

recreation area

means a place used for outdoor recreation that is normally open to the public, and includes –

- (a) a children's playground, or
- (b) an area used for community sporting activities, or
- (c) a public park, reserve or garden or the like,

and any ancillary buildings but does not include a recreation facility (indoor), recreation facility (major) or recreation facility (outdoor).

APPENDIX B - Copy of Notice from Minister advising of categorisation of Crown land

Attachment 1: Schedule of Crown reserves categorisation consistent with reserve purpose

Reserve No.	Purpose(s)	Category
R9984	Public Recreation	Sportsground
R31393	Public Recreation	Natural Area
R33953	Refuge in time of Flood	Natural Area
R55431	Access	General Community Use, Natural Area
R55928	Racecourse and Showground	Sportsground, General Community Use
R60373	Public recreation	General Community Use, Natural Area
R62157	Preservation of Graves	Area of Cultural Significance, Natural Area
R68938	Public Recreation	Natural Area
R72160	Public Recreation	Sportsground
R75491	Public Recreation; Children's playground	Park
R82340	Public Recreation	Natural Area
R85679	Plantation	General community Use
R88058	Museum	Area of Cultural Significance
R88451	Public Recreation	Sportsground
R88754	Public Recreation	Sportsground
R89633	Museum	Area of Cultural Significance
R90713	Home of the Aged	General Community Use
R94084	Children's Playground, Public Recreation	Park, General Community Use
R97197	Children's Playground, Public Recreation	Park
R97198	Children's Playground, Public Recreation	Park, General Community Use
R98071	Public Recreation	General Community Use
R150042	Community Purposes, Heritage Purposes	General Community Use, Area of Cultural Significance
R1010748	Community Purposes	General Community Use
R1021768	General Cemetery	General Community Use

Attachment 2: Schedule of Crown reserves directed for categorisation

Council is directed to re-categorise the reserve as outlined below in accordance with section 3.23(5) of the Act so as not to cause, or be likely to cause, material harm to the land.

Reserve No.	Purpose(s)	Direction
R9983	Public Recreation	Park

APPENDIX C – Aerial imagery of Lions Park



APPENDIX D - Aboriginal Heritage Information Management System Search Results



AHIMS Web Services (AWS) Search Result

Purchase Order/Reference : 20-C01-MC Lions Park 200m

Client Service ID : 538502

Steven Parisotto

Date: 28 September 2020

63 Hillam Dr

Griffith New South Wales 2680

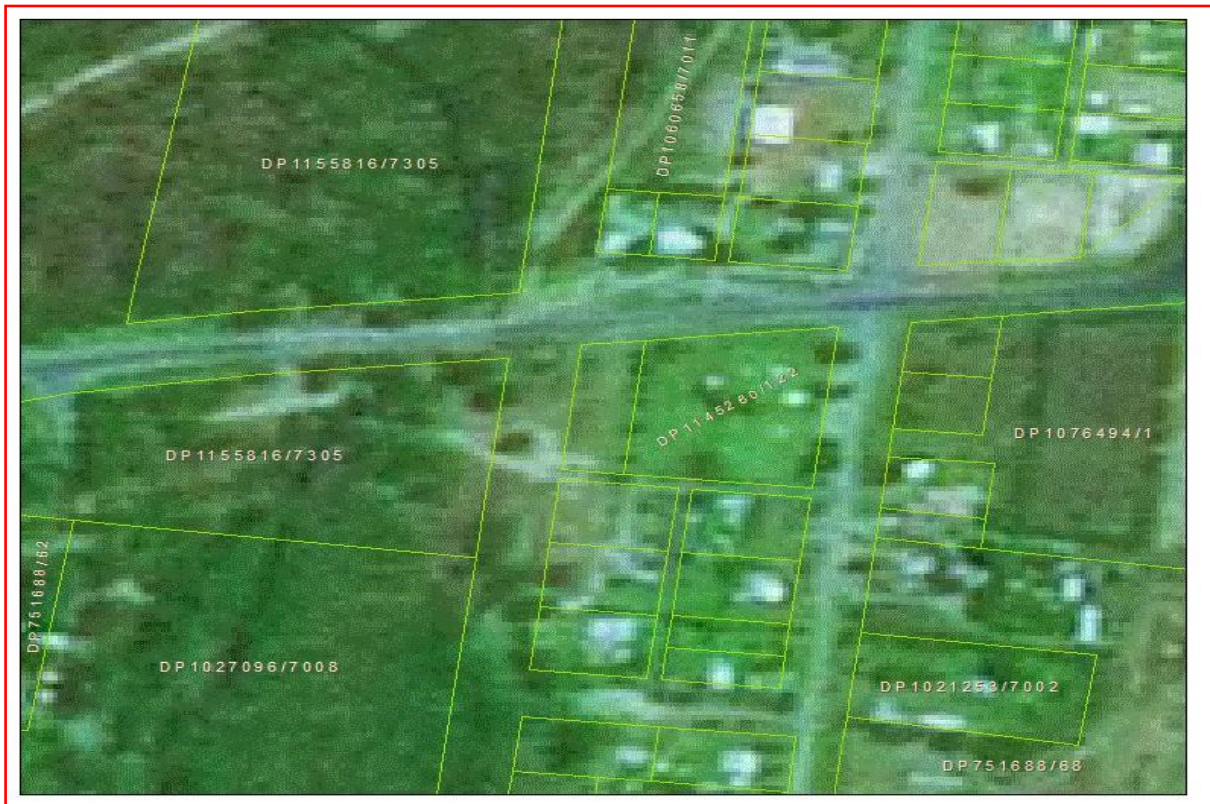
Attention: Steven Parisotto

Email: parisplan@icloud.com

Dear Sir or Madam:

AHIMS Web Service search for the following area at Lot : 121, DP:DP1145260 with a Buffer of 200 meters, conducted by Steven Parisotto on 28 September 2020.

The context area of your search is shown in the map below. Please note that the map does not accurately display the exact boundaries of the search as defined in the paragraph above. The map is to be used for general reference purposes only.



A search of the Office of the Environment and Heritage AHIMS Web Services (Aboriginal Heritage Information Management System) has shown that:

	0 Aboriginal sites are recorded in or near the above location.
	0 Aboriginal places have been declared in or near the above location. *

If your search shows Aboriginal sites or places what should you do?

- You must do an extensive search if AHIMS has shown that there are Aboriginal sites or places recorded in the search area.
- If you are checking AHIMS as a part of your due diligence, refer to the next steps of the Due Diligence Code of practice.

You can get further information about Aboriginal places by looking at the gazettal notice that declared it.

- Aboriginal places gazetted after 2001 are available on the [NSW Government Gazette](http://www.nsw.gov.au/gazette) (<http://www.nsw.gov.au/gazette>) website. Gazettal notices published prior to 2001 can be obtained from Office of Environment and Heritage's Aboriginal Heritage Information Unit upon request

Important information about your AHIMS search

- The information derived from the AHIMS search is only to be used for the purpose for which it was requested. It is not be made available to the public.
- AHIMS records information about Aboriginal sites that have been provided to Office of Environment and Heritage and Aboriginal places that have been declared by the Minister;

- Information recorded on AHIMS may vary in its accuracy and may not be up to date .Location details are recorded as grid references and it is important to note that there may be errors or omissions in these recordings,
- Some parts of New South Wales have not been investigated in detail and there may be fewer records of Aboriginal sites in those areas. These areas may contain Aboriginal sites which are not recorded on AHIMS.
- Aboriginal objects are protected under the National Parks and Wildlife Act 1974 even if they are not recorded as a site on AHIMS.
- This search can form part of your due diligence and remains valid for 12 months.

33 Marist Place, Parramatta NSW 2150
Locked Bag 5020 Parramatta NSW 2220
Tel: (02) 9585 6380 Fax: (02) 9873 8599

ABN 30 841 387 271
Email: ahims@environment.nsw.gov.au
Web: www.environment.nsw.gov.au



AHIMS Web Services (AWS) Search Result

Purchase Order/Reference : 20-C01-MC Lions Park 200m

Client Service ID : 538504

Steven Parisotto

Date: 28 September 2020

63 Hillam Dr

Griffith New South Wales 2680

Attention: Steven Parisotto

Email: parisplan@icloud.com

Dear Sir or Madam:

AHIMS Web Service search for the following area at Lot : 122, DP:DP1145260 with a Buffer of 200 meters, conducted by Steven Parisotto on 28 September 2020.

The context area of your search is shown in the map below. Please note that the map does not accurately display the exact boundaries of the search as defined in the paragraph above. The map is to be used for general reference purposes only.



A search of the Office of the Environment and Heritage AHIMS Web Services (Aboriginal Heritage Information Management System) has shown that:

0	Aboriginal sites are recorded in or near the above location.
0	Aboriginal places have been declared in or near the above location. *

If your search shows Aboriginal sites or places what should you do?

- You must do an extensive search if AHIMS has shown that there are Aboriginal sites or places recorded in the search area.
- If you are checking AHIMS as a part of your due diligence, refer to the next steps of the Due Diligence Code of practice.

You can get further information about Aboriginal places by looking at the gazettal notice that declared it.

- Aboriginal places gazetted after 2001 are available on the [NSW Government Gazette](http://www.nsw.gov.au/gazette) (<http://www.nsw.gov.au/gazette>) website. Gazettal notices published prior to 2001 can be obtained from Office of Environment and Heritage's Aboriginal Heritage Information Unit upon request

Important information about your AHIMS search

- The information derived from the AHIMS search is only to be used for the purpose for which it was requested. It is not be made available to the public.
- AHIMS records information about Aboriginal sites that have been provided to Office of Environment and

Heritage and Aboriginal places that have been declared by the Minister;

- *Information recorded on AHIMS may vary in its accuracy and may not be up to date .Location details are recorded as grid references and it is important to note that there may be errors or omissions in these recordings,*
- *Some parts of New South Wales have not been investigated in detail and there may be fewer records of Aboriginal sites in those areas. These areas may contain Aboriginal sites which are not recorded on AHIMS.*
- *Aboriginal objects are protected under the National Parks and Wildlife Act 1974 even if they are not recorded as a site on AHIMS.*
- *This search can form part of your due diligence and remains valid for 12 months.*

33 Marist Place, Parramatta NSW 2150

Locked Bag 5020 Parramatta NSW 2220

Tel: (02) 9585 6380 Fax: (02) 9873 8599

ABN 30 841 387 271

Email: ahims@environment.nsw.gov.au

Web: www.environment.nsw.gov.au

JERILDERIE RACECOURSE & SHOWGROUND

*Draft Plan of Management
2023-2028*



Murrumbidgee
COUNCIL

JANUARY 2023

January 2023

*Plan of Management prepared for **Murrumbidgee Council***

Plan of Management prepared by:

PARISPLAN Urban & Regional Planning

63 Hillam Drive

GRIFFITH NSW 2680

Email: parisplan@icloud.com

ABN: 66 527 814 168

Disclaimer:

PARISPLAN Urban & Regional Planning has prepared this Plan of Management for the Jerilderie Racecourse and Showground on behalf of Murrumbidgee Council in good faith relying upon information and/or data supplied by the client or other parties. PARISPLAN Urban & Regional Planning however cannot warrant or verify that information provided is truly accurate and as such expressly disclaims any and all liability to any person or persons in reliance on the report and its contents in part or in whole.

Copyright © PARISPLAN URP 2023

Table of Contents

EXECUTIVE SUMMARY	5
PART 1: INTRODUCTION AND GENERAL INFORMATION	6
1. KEY INFORMATION	6
2. ABOUT PLANS OF MANAGEMENT.....	7
2.1 Why is Murrumbidgee Council preparing a Plan of Management?	7
2.1 Corporate objectives of Murrumbidgee Council	8
2.2 Land to which this plan applies	9
2.3 Owner of the land.....	9
2.4 Categorisation of the reserves	9
3. RELEVANT LEGISLATION, POLICIES AND PROCEDURES	11
3.1 Local Government Act 1993	11
3.2 Crown Land Management Act 2016	13
3.3 Other relevant legislation and statutory controls	15
3.4 Review of this plan	17
3.5 Community consultation	17
4. LAND COMPRISING THE HABITAT OF ENDANGERED SPECIES OR THREATENED SPECIES.....	19
5. LAND CONTAINING SIGNIFICANT NATURAL FEATURES.....	19
6. CULTURALLY SIGNIFICANT LAND	19
PART 2: DETAILED INFORMATION REGARDING CATEGORIES OF LAND	20
7. VISION FOR THE JERILDERIE RACECOURSE AND SHOWGROUND.....	20
8. MANAGEMENT DIRECTIONS	20
8.1 Statutory guidelines for development of the sportsgrounds	21
8.2 Use of the land and structures at the date of adoption of the plan	24
8.3 Condition of the land and structures on adoption of the plan.....	24
8.3 Permitted use and future use.....	27
8.4 Leases, licences and other estates	29
9. ADMINISTRATION OF PLAN AND PERFORMANCE TARGETS.....	30
APPENDICIES	38
APPENDIX A - DEFINITIONS.....	38
APPENDIX B - COPY OF NOTICE FROM MINISTER ADVISING OF CATEGORISATION OF CROWN LAND.....	40
APPENDIX C - ABORIGINAL HERITAGE INFORMATION MANAGEMENT SYSTEM SEARCH RESULTS.....	41

LIST OF FIGURES & TABLES.....	
<i>Figure 1: Jerilderie racecourse and showground.....</i>	<i>6</i>
<i>Table 1: Land covered by this plan of management.....</i>	<i>9</i>
<i>Table 2: Reserve purpose, gazettal date and categorisation</i>	<i>10</i>
<i>Figure 2: Land categorisation.....</i>	<i>10</i>
<i>Table 3: Guidelines and core objectives of sportsground and general community use land.....</i>	<i>12</i>
<i>Table 4: Zoning of reserve</i>	<i>17</i>
<i>Table 6 - Preferred uses of the reserve</i>	<i>22</i>
<i>Table 7: Existing use of reserves and structures.....</i>	<i>24</i>
<i>Figure 2 – Grandstand and control tower</i>	<i>25</i>
<i>Figure 3 – Clubhouse and bar area</i>	<i>25</i>
<i>Figure 4 – Amenities building</i>	<i>25</i>
<i>Figure 5 – Betting ring and shelter.....</i>	<i>25</i>
<i>Figure 6 – Stewards building</i>	<i>26</i>
<i>Figure 7 – Marshalling area and stables.....</i>	<i>26</i>
<i>Figure 8 – Stables and pen</i>	<i>26</i>
<i>Figure 9 – Stalls in stable</i>	<i>26</i>
<i>Figure 10 – Sheds.....</i>	<i>26</i>
<i>Figure 11 – Entrance.....</i>	<i>26</i>
<i>Figure 12 – Home straight of race track.....</i>	<i>27</i>
<i>Figure 13 – Infield area.....</i>	<i>27</i>
<i>Table 8 - Objectives and performance targets</i>	<i>31</i>

EXECUTIVE SUMMARY

Murrumbidgee Council has a broad and diverse network of open space that covers a differing levels of recreation use, of which the Jerilderie Racecourse and Showgrounds is one. The Plan of Management for Jerilderie Racecourse and Showground (the plan) aims to provide a basis for guiding Council's ongoing management of its this facility within the Murrumbidgee Local Government Area in accordance with the requirements of the NSW Local Government Act 1993 (the Act) and the Crown.

The intention of this plan of management is to provide Council with a framework that enables decisions in regard to community land, to be made on an informed, consistent and equitable basis. The plan of management satisfies the requirements of the Local Government Act 1993 as amended by the Local Government Amendment (Community Land Management) Act 1998.

The current use patterns; condition of the existing built and natural assets; emerging needs, constraints and opportunities, have been considered in this plan of management. The plan of management identifies appropriate objectives and actions, as well as measures that enable the successful implementation of key outcomes provided by the plan and a means for the effective ongoing management of the reserve to meet the needs of the three towns.

The plan of management has been prepared with due regard to *Developing Plans of Management for Community Land Crown Reserves—Guideline for Council Crown Land Managers* issued in November 2019 and the sample for a generic Crown reserve plan of management outline, in order achieve a balanced, responsible and ecologically sustainable use of the land and to ensure that it addresses the needs of the local neighbourhood, the broader community, and the environment. It has been prepared to meet the requirements of the Local Government Act, 1993 (LG Act), as amended by the Local Government Amendment (Community Land Management) Act 1998.

The plan aims to serve as a key management tool that is strongly related to other strategic plans of Council such as Council's Management Plan, as well as research obtained in preparation for Council's Recreation and Open Space Maintenance Strategies.

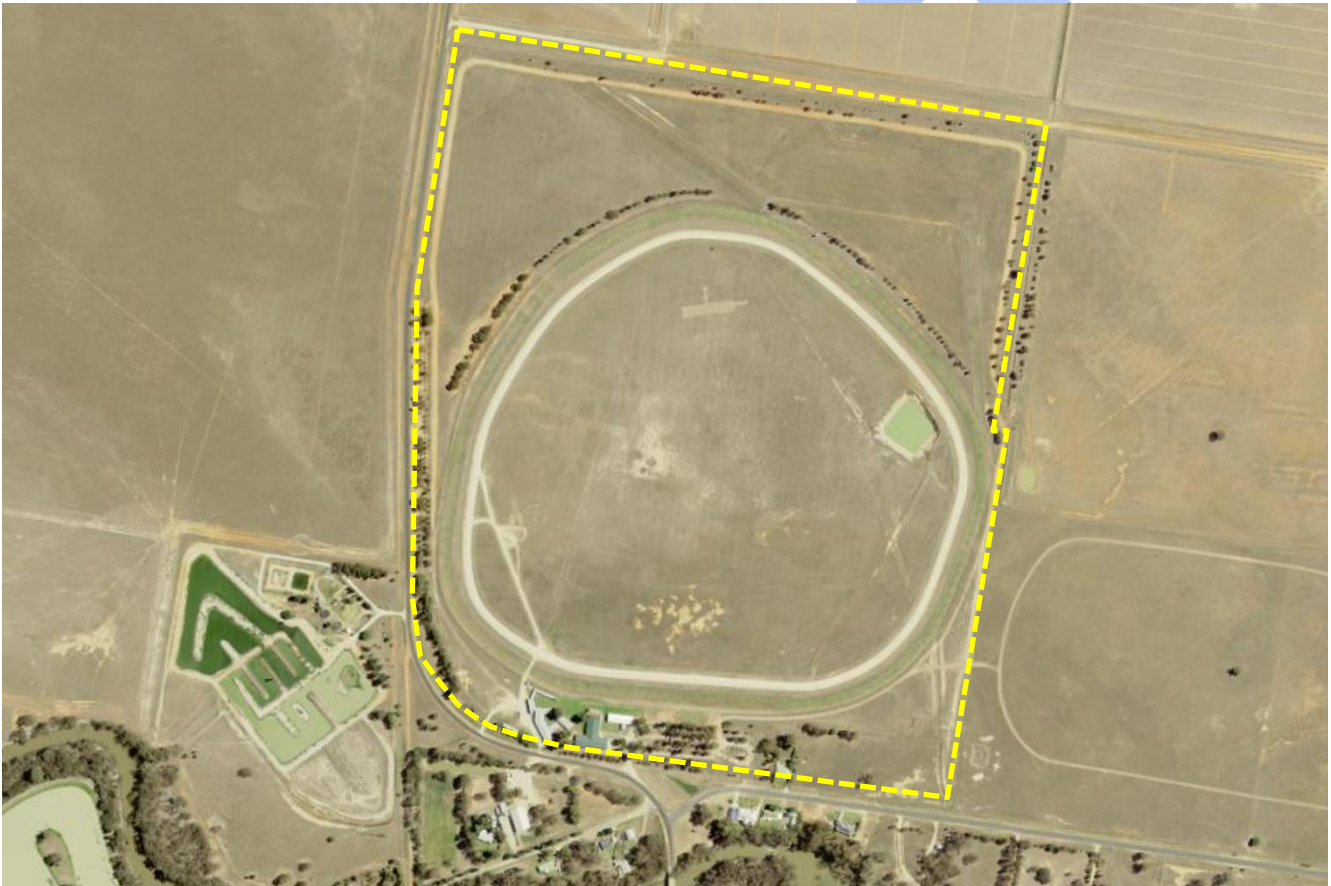
PART 1: INTRODUCTION AND GENERAL INFORMATION

1. KEY INFORMATION

This Plan of Management Plan covers the following:

- Lot 162 DP 756425 and Lot 7005 DP 1126812 being Crown Land Reserve No. 55928, being the K (gazetted on 22 December 1922 as racecourse and showground) being the Jerilderie Racecourse and Showground as shown in Figure 1 below:

Figure 1: Jerilderie racecourse and showground¹



The Plan of Management for the Jerilderie Racecourse and Showground (JRSPoM) was adopted on [insert date].

¹ Department of Planning, Industry & Environment, Six Maps

Terms that are *italicised* throughout the document are terms defined by legislation. Where relevant these definitions are included in Appendix A.

2. ABOUT PLANS OF MANAGEMENT

A *plan of management* provides information about public land and its user groups stating what, why, how and by whom the integrity of any particular parcel of community land is to be managed. It establishes the values, uses, management practices and broad intent for the public purpose for which the land has been reserved or dedicated.

All plans of management are prepared in accordance with the provisions of the Crown Land Management Act 2016 for Ministerial approval. A plan of management provides a framework for the future management, use and development of reserved Crown land and should be consistent with the public purpose for the reserve and the principles of Crown land management, as well as other guidelines, policies, and any other legal requirements that may apply to the reserve.

A plan of management can be prepared for more than one parcel of land (generic or geographic) or for a single parcel (significant or specific). The JRSPoM is a specific plan of management.

The Crown land covered under this plan of management is a valuable community resource and the key objective of the JRSPoM is to provide a clear direction that will enable ongoing use of each of the reserve for both passive and unstructured active outdoor recreation and for the general enjoyment for all members the local community, visitors to the local government areas, and facilitate opportunities for uses appropriate to the land.

2.1 Why is Murrumbidgee Council preparing a Plan of Management?

Murrumbidgee Council was established on 12 May 2016 following the merger of Murrumbidgee Shire Council and Jerilderie Shire Council and under the provisions of the Crown Land Management Act, 2016 has been identified as a Crown Land Manager. Under the provisions of the aforementioned Act, the responsibilities that fall upon a Crown Land Manager is to ensure that land resources are to be shared equitably in accordance with the principles of environmental protection, conservation and ecological sustainability, public use and enjoyment as well as encouraging multiple use of the land. As Crown Land Manager, Murrumbidgee Council is required to prepare a plan of management for over 30 parcels of Crown land it is responsible for.

A plan of management can fulfil many purposes and a Crown Land Manager may, for example, use a plan of management to:

- Provide a single document that collates information held by Council to enable a single point of reference;
- Expand upon the Council's corporate objectives and direction set out in its Community Strategic Plan;
- Provide an outline the day-to-day use and management of community land;
- Ensure that the environment is properly managed in accordance with the principles of sustainable development;
- Incorporate a masterplan that provides directions for future development, including landscaping and the provision of infrastructure;
- Identify risks associated with the use of the land and incorporate mitigation measures including emergency response actions;
- Explain how the provisions of a local environmental plan or development control plan are to be applied to the particular reserve and if required provide additional guidelines;

It is not intended that the JRSPoM will cover all of the items listed above.

2.1 Corporate objectives of Murrumbidgee Council

The management actions in this Plan of Management are have been formulated so that they align with Murrumbidgee Council's Community Strategic Plan (CSP) that was adopted in 2019, which has been adopted on two guiding tenants, one being the principle of social justice and the other being sustainability. The social justice principles underpinned the Murrumbidgee Council CSP are:

Equity – there should be fairness in decision making, prioritizing and allocation of resources, particularly for those in need. Everyone should have a fair opportunity to participate in the future of the community. The planning process should take particular care to involve and protect the interests of people in vulnerable circumstances.

Access – all people should have fair access to services, resources and opportunities to improve their quality of life.

Participation – everyone should have the maximum opportunity to genuinely participate in decisions which affect their lives

Rights – equal rights should be established and promoted, with opportunities provided for people from diverse linguistic, cultural and religious backgrounds to participate in community life.

2.2 Land to which this plan applies

This Plan of Management includes one of the many open space areas which Murrumbidgee Council manages which has been categorised as a *sportsground* and *general community use*. The purpose of developing a specific plan of management for the Jerilderie Racecourse and Showground is to acknowledge the significance of the site in terms of a sporting facility and a public venue for the local community and the wider area. Land covered by the plan of management is listed in Table 1:

Table 1: Land covered by this plan of management

Land	Real property description	Land owner
R55928 Jerilderie Racecourse and Showground	Lot 162 DP 756425 and Lot 7005 DP 1126812	Crown land managed by Murrumbidgee Council.

2.3 Owner of the land

For the purpose of Section 37 of the Local Government Act, 1993 column three of Table 1 identifies land that is owned by the Crown and that Murrumbidgee Council has been appointed as Crown Land Manager under the provisions of Division 3.2 of the Crown Land Management Act, 2016. It also identifies land which is owned by Murrumbidgee Council and managed as community land for the purpose of the LG Act, 1993.

The land identified is not subject to any trust, estate, interest, dedication, condition, restriction or covenant referred to in clause 37(b) of the Local Government Act, 1993. Further there is no condition or restriction imposed by the owner in respect to the use of management of the land as referenced in clause 37(c) of the Act.

2.4 Categorisation of the reserves

The land covered by this plan of management is public land and for the purpose of clause 26 of the Local Government Act, 1993 is classified as community land. Table 2 identifies the purpose of the

reserve and the categorisation of the land as confirmed by the Department of Planning, Industry and Environment – Crown Lands.

Table 2: Reserve purpose, gazettal date and categorisation

Land	Purpose(s) & gazettal date	Categorisation
R55928 Jerilderie Racecourse and Showground	Racecourse and showground 22 December 1922	Sportsground and general community use

Figure 2: Land categorisation



Legend



Sportsground



General community use

3. Relevant legislation, policies and procedures

The statutory framework for the preparation and operation of the Plan of Management for Jerilderie Racecourse and Showground (JRSPoM) is primarily guided by:

- Local Government Act, 1993
- Local Government (General) Regulation, 2021
- Crown Land Management Act, 2016
- Crown Land Management Regulation, 2018
- Native Title Act, 1993 (Commonwealth)
- Aboriginal Land Rights Act, 1983

Other legislation, regulations and environmental planning instruments that may be of relevance to the Plan of Management for Jerilderie Racecourse and Showground include:

- Environmental Planning and Assessment Act, 1979;
- Environmental Planning and Assessment Regulation, 2021;
- State Environmental Planning Policy (Transport & Infrastructure) 2021;
- Jerilderie Local Environmental Plan, 2012;
- Companion Animals Act, 1998;
- Disability Discrimination Act, 1992.

3.1 Local Government Act 1993

Section 3.23(6) of the Crown Land Management Act, 2016 requires Murrumbidgee Council to adopt a Plan of Management for any Crown reserve for which it is the appointed Crown Land Manager, and that is classified as community land under the Local Government Act 1993 (LG Act).

These PoMs must be prepared and adopted in accordance with the provisions of Division 2 of Part 2 of Chapter 6 of the LG Act. The core objectives for the management of community land categorized as a sportsgrounds and for general community use are set out in sections 36F and 36I of the Local Government Act, 1993 and clauses 103 & 106 of the Local Government (General) Regulation 2021 respectively.

The core objectives for *sportsgrounds* and *general community use* are explained in Table 3 on the following page.

Table 3: Guidelines and core objectives of sportsground and general community use land

Land	Guidelines ²	Core Objectives ³
<i>Sportsground</i>	Land should be categorised as 'Sportsground' if the land is used or proposed to be used primarily for active recreation involving organised sports or the playing of outdoor games.	<p>The core objectives for management of community land categorised as a sportsground are:</p> <ul style="list-style-type: none"> a) to encourage, promote and facilitate recreational pursuits in the community involving active recreation involving organised sports and informal sporting activities and games. b) to ensure that such activities are managed having regard to any adverse impact on nearby residences.
<i>General community use</i>	Land that may be made available for use for any purpose for which community land may be used, whether by the public at large or by specific sections of the public.	<p>The core objectives for management of community land categorised as general community use are to promote, encourage and provide for the use of the land, and to provide facilities on the land, to meet the current and future needs of the local community and of the wider public:</p> <ul style="list-style-type: none"> a) in relation to public recreation and the physical, cultural, social and intellectual welfare or development of individual members of the public, and b) in relation to purposes for which a lease, licence or other estate may be granted in respect of the land (other than the provision of public utilities and works associated with or ancillary to public utilities)

While the Local Government Act 1993 (LG Act) contains many provisions that have an impact on the management of the reserve there is one aspect of particular importance: the approval requirements

² NSW Local Government (General) Regulation 2021, Part 4 Division 1, Guidelines for the categorisation of community land.

³ NSW Local Government Act 1993, Part 2 Division 2, Use and management of community land.

certain activities specified in the Table from Section 68 of the Act, in particular those listed under Part D Community land.

Section 68 of the Act requires a person, wanting to carry out an activity specified in the Table D, to obtain approval from Council to undertake in any of the following activities:

- 1 *Engage in a trade or business*
- 2 *Direct or procure a theatrical, musical or other entertainment for the public*
- 3 *Construct a temporary enclosure for the purpose of entertainment*
- 4 *For fee or reward, play a musical instrument or sing*
- 5 *Set up, operate or use a loudspeaker or sound amplifying device*
- 6 *Deliver a public address or hold a religious service or public meeting*

The Crown Land Management Act 2016 specifies that approvals of activities under the Local Government Act 1993 must comply with plans of management and that a local council cannot grant an approval for an activity on dedicated or reserved Crown land under Part 1 of Chapter 7 (including Section 68) of the Local Government Act 1993 that contravenes a plan of management for the land.

In considering the activities permitted under Table D of Section 68 of the Local Government Act, Council must be satisfied that they accord with the primary purpose of the reserve that it was dedicated, which in each particular reserve were for public recreation and children's playground. Council can be reasonably satisfied that the approved categorization of the land as a sportsground and general community use is in keeping with the purpose of the reserve and furthermore the temporary uses set out in Table D would not result in material or ongoing harm.

As part of any application for a Section 68 approval, Council will need to consider the circumstances of each application on merit.

3.2 Crown Land Management Act 2016

Section 3.23(6) of the Crown Land Management Act, 2016 (CLM Act) requires Murrumbidgee Council to adopt a Plan of Management for any Crown reserve for which it is the appointed Crown Land Manager and that is classified as community land under the Local Government Act 1993 (LG Act).

The objects and principles of Crown Land Management are listed in Sections 1.3 and 1.4 of the CLM Act 2016 provide a legislative starting point for preparation of a plan of management. The principles of Crown Land Management are:

- (a) *that environmental protection principles be observed in relation to the management and administration of Crown land, and*
- (b) *that the natural resources of Crown land (including water, soil, flora, fauna and scenic quality) be conserved wherever possible, and*
- (c) *that public use and enjoyment of appropriate Crown land be encouraged, and*
- (d) *that, where appropriate, multiple use of Crown land be encouraged, and*
- (e) *that, where appropriate, Crown land should be used and managed in such a way that both the land and its resources are sustained in perpetuity, and*
- (f) *that Crown land be occupied, used, sold, leased, licensed or otherwise dealt within the best interests of the State consistent with the above principles.*

Crown Land Managers have a statutory responsibility for the care, control and management of the Crown Land for the purposes for which the land is reserved or dedicated or other purposes as authorised by the Act. In this instance the statutory responsibilities assigned to Murrumbidgee Council, as Crown Land Manager, are drawn from Division 3.4 of CLM Act. In this regard Murrumbidgee Council is authorised to:

- Classify and manage its dedicated or reserved Crown land as if it were public land within the meaning of the Local Government Act 1993, subject to this Division (see section 3.21(1).
- To manage its dedicated or reserved Crown land as if it were community land or operational land, but only as permitted or required by this Division including those functions ascribed to it pursuant to section 3.22 of the CLM Act.
- Assign an initial category or categories to the Crown Land in accordance with sections 3.23(2) & (3) of the CLM Act that Council considers to most closely relate to the purpose for which the land is dedicated or reserved.
- Prepare the first plan of management applicable to the land, either by amending an existing plan of management that applies to the land or adopt a new plan of management in accordance with sections 3.23 (6) & (7) of the CLM Act

On 25 February 2020 Murrumbidgee Council resolved to provide written notice to the Minister of the initial categorisation of the Crown Land pursuant to section 3.23(4) Murrumbidgee Council. The copy of the initial categorisation of Crown and other land managed by Murrumbidgee Council was sent to the Department of Planning, Industry & Environment (Crown Lands) on 4 March 2020. Their response is set out in Appendix B.

This JRSPoM, is based on the initial categorisation of the reserves which was approved by Minister on **[insert date]**. The Crown Land Management Amendment (Plan of Management) Regulation 2021 no longer requires a public hearing for Crown reserves.

3.3 Other relevant legislation and statutory controls

The following is an overview of any other relevant legislation and statutory controls including the provision of relevant factors listed in an environmental planning instrument, including the provisions of the Native Title Act, 1993 (Commonwealth), Aboriginal Land Rights Act, 1983, Jerilderie Local Environmental Plan 2012 and in other council plans, strategies, policies and procedures.

3.3.1 Native Title Act, 1993

All activities on the land must address native title. Whilst a successful claim for native title will lead to official recognition of native title rights, native title rights are considered to pre-date such recognition. Native title can therefore be relevant to activities carried out on the land even if no native title claim has been made or registered.

The native title process must be considered for each activity on the land and a native title assessment must be undertaken. Almost all activities and public works carried out on the land will affect native title and require validation of the future act procedures in Division 3 of the Native Title Act, 1993 by Council's Native Title Manager.

3.3.2 Aboriginal Land Rights Act, 1983

In New South Wales, Aboriginal Land Rights sits alongside native title and allows Aboriginal Land Councils to claim certain Crown Land. Generally the Aboriginal Land Rights Act, 1983 is directed at allowing local Aboriginal Land Council's to claim Crown land that is unlawfully used or occupied. If a claim is successful, the freehold estate of the land is transferred to the Land Council.

Strategies which allow Council to validly carry out a project or activity under the Native Title Act may not deal with project risks arising in relation to the Aboriginal Land Rights Act, 1983. Council should be mindful that any activity on Crown land is lawful in relation to the reserve purpose of the land, Council should ensure that Crown land under its control is at all times lawfully used and occupied.

When planning an activity of the land such as the issue of a lease or license or any public works, Council should request a search to determine whether an Aboriginal Land Rights claim has been made in relation to the land. If a claim is registered the activity must be postponed until the claim is resolved.

The authorisation should ensure the proper management and maintenance of the land and the interests of Council and the public are protected.

3.3.3 Environmental planning & assessment act, 1979

The Environmental Planning and Assessment Act, 1979 (EP&A Act) provides the fundamental framework for which planning and development in NSW takes place, with Part 3 of the Act providing the mechanism for how environmental planning instruments are made; Part 4 relating to development assessment and consent; and Part 5 address infrastructure and environmental assessment.

3.3.3.1 State environmental planning policies

A state environmental planning policy is an environmental planning instrument made under Part 3 of the EP&A Act that guides development and land use within NSW. There are presently 38 State environmental planning policies in force, not all of which apply to the local government area of Murrumbidgee Council. Those applying to Murrumbidgee Council are:

- State Environmental Planning Policy (Biodiversity and Conservation) 2021
- State Environmental Planning Policy (Building Sustainability Index: BASIX) 2004
- State Environmental Planning Policy (Exempt and Complying Development Codes) 2008
- State Environmental Planning Policy (Housing) 2021
- State Environmental Planning Policy (Industry and Employment) 2021
- State Environmental Planning Policy (Planning Systems) 2021
- State Environmental Planning Policy (Resilience and Hazards) 2021
- State Environmental Planning Policy (Resources and Energy) 2021
- State Environmental Planning Policy (Transport and Infrastructure) 2021
- State Environmental Planning Policy No 65—Design Quality of Residential Apartments

It should be noted that not all these would be applied to the development within JRSPoM, as many relate to development that is inconsistent with the categorisation of the land and this plan of management.

3.3.3.2 Local environmental plans

Murrumbidgee Council administers two (2) local environmental plans being the Jerilderie Local Environmental Plan 2012 (JLEP) and the Murrumbidgee Local Environmental Plan 2013 (MLEP). Both of these environmental planning instruments were made under Part 3 of the EP&A Act that guide development and land use within the Murrumbidgee Council local government area.

Table 4: Zoning of reserve

Land	Local environmental plan	Zoning of land
R55928 Jerilderie Racecourse and Showground	Jerilderie Local Environmental Plan 2012	RE1 Public recreation

3.3.3.3 Development Control Plan

A development control plan provides detailed planning and design guidelines to support the planning controls in a local environmental plan. Development control plans are prepared in accordance with Section 3.43 of the Environmental Planning and Assessment Act, 1979.

Murrumbidgee Council has two (2) development control plans in force, with the Jerilderie Development Control Plan 2012 (DCP) being relevant to the land. This document is published on the NSW Planning Portal and on Council's website.

3.4 Review of this plan

This Plan of Management has been prepared pursuant to the provisions of the Crown Land Management Act 2016 to provide an appropriate statutory basis for the continuing improvement and function of the Jerilderie Racecourse and Showground.

This Plan provides a medium-term strategy for the management and improvement of the reserve. It is anticipated most of the works described will be implemented over a five to ten-year period. Priorities for works and funding are to be addressed on an annual basis to meet development priorities and community needs.

This Plan is to be reviewed approximately every five years or as required to ensure it continues to be relevant to and consistent with government legislation and policy and community expectation.

3.5 Community consultation

Murrumbidgee Council acknowledges that community participation is essential and how Council engages the community in terms of its legislative requirements and has adopted a *Community Participation Plan (CPP)* and a Communication Strategy. Both documents have been designed to provide the community an understanding of how to participate in planning and other matters, including the management of community land.

The level and extent of community participation will vary depending on the community, the nature of the proposal under consideration and potential impacts of the decision. As a minimum, the CPP and Communication Strategy demand that its statutory obligations are properly met. In this respect Section 38 of the LG Act requires:

- (1) Council must give public notice of a draft plan of management.*
- (2) The period of public exhibition of the draft plan must be not less than 28 days.*
- (3) The public notice must also specify a period of not less than 42 days after the date on which the draft plan is placed on public exhibition during which submissions may be made to Council.*
- (4) Council must, in accordance with its notice, publicly exhibit the draft plan together with any other matter which it considers appropriate or necessary to better enable the draft plan and its implications to be understood.*

In accordance with section 39 of the LG Act Council must, before giving public notice of the draft plan of management forward a copy of the draft to the Crown, as Council is not the owner of the land.

With regard to the provisions of sections 38 and 39 of the LG Act, Council resolved on **[insert date]** to adopt the draft plan of management and to:

- Provide the landowner with a copy of the draft PoM. This was done on **[insert date]**.
- Place the draft PoM on public exhibition for 28 days. The exhibition date commenced on **[insert date]** and ended on **[insert date]**. The public noticed advised that submissions would be received up until **[insert date]** which is 42 days after the commencement of the public exhibition period.

The exhibition included advertisement in local newspapers, on Council's website and documents being made available at its administration buildings in Coleambally, Darlington Point and Jerilderie.

Following consideration of submissions, Council resolved on **[insert date]** to adopt the Plan of Management for the Jerilderie Racecourse and Showground.

4. Land comprising the habitat of endangered species or threatened species

The provisions of sections 36A and 36B of the Local Government Act, 1993 do not apply to the land listed in Table 2 for the following reasons:

- that no part of the reserve has been declared to be an area critical habitat under the Threatened Species Conservation Act, 1995, and
- that no part of the reserve has been declared to be an area of critical habitat under Part 7A of the Fisheries Management Act, 1994, and
- the reserve is not affected by a recovery plan for the purpose of Part 4 of the Threatened Species Conservation Act, 1995 or Division 5 of Part 7A of the Fisheries Management Act, 1994, and
- the reserve is not affected by a threat abatement plan for the purpose of Part 5 of the Threatened Species Conservation Act, 1995 or Division 5 of Part 7A of the Fisheries Management Act, 1994.

5. Land containing significant natural features

The provisions of section 36C of the Local Government Act, 1993 does not apply to any of the reserve listed in Table 2 as the land is not subject to a resolution of Murrumbidgee Council that declared the land, being a site of:

- a known natural, geological, geomorphological, scenic or other feature that is considered by the council to warrant protection or special management considerations, or
- a wildlife corridor.

6. Culturally significant land

In 2010 the Office of Environment and Heritage (formerly the Department of Environment, Climate Change and Water) published the Due Diligence Code of Practice for the Protection of Aboriginal Objects in New South Wales. This code of practice is aimed at assisting individuals and organisations to exercise due diligence when carrying out activities that may harm Aboriginal objects.

As part of its due diligence in preparation of this Plan of Management, a basic search of the NSW Environment & Heritage Aboriginal Heritage Management Information System (AHIMS) for each of lots within the reserves on 24 September 2020 (see Appendix C) was undertaken, indicating that:

- no Aboriginal sites are recorded in or near⁴ the above location; and
- no Aboriginal places have been declared in or near the above location

While there are no sites or places recorded or declared in grounds of the Jerilderie Racecourse and Showground, this does not mean they are not present. Should any Aboriginal artefacts, other cultural artefacts, archaeological relics or any object having interest due to its age or association with the past be located during the course of works, all works are to cease immediately and notification shall be provided to the Office of Environment and Heritage in accordance with the National Parks and Wildlife Act, 1974.

PART 2: DETAILED INFORMATION REGARDING CATEGORIES OF LAND

This Plan of Management applies to Crown Land reserve listed in Table 1 and is owned by the state of New South Wales and Murrumbidgee Council has been appointed the Crown Land Manager. Part 2 provides detailed information regarding the management of the Jerilderie Racecourse and Showground, Murrumbidgee Council's vision for the reserve, existing site conditions and current use of the land, identification of appropriate development within the reserves and directions of how the land will be managed for and on behalf of the community.

7. Vision for the Jerilderie Racecourse and Showground

The vision for the use of these is best described as:

“Providing a venue that provides opportunities for, social gatherings and facilities that meet the ongoing demands for organised equestrian events and community events”

The vision set out in the plan of management aligns with Murrumbidgee Council's *Statement of Vision & Priorities – Three Towns One Community* that seeks to promote “community built by an innovative mindset delivering appropriate and reliable services”.

8. Management directions

Murrumbidgee Council acknowledges the land covered by this plan of management provides the local communities with both opportunities for passive and active recreational use of the land. While the current uses of the land meet the basic needs, opportunities exist to provide further benefit to the

⁴ The search parameter applied was within 200m to 1000m of lots 162 DP 756425 & 7005 DP 1126812

community through a co-ordinated approach to future development, including obtaining grants for new or upgrade facilities.

This section aims to provide an overview of Murrumbidgee Council's broad development and management strategies for the Jerilderie Racecourse and Showground. It will identify the existing condition of the land and structures on the adoption of the plan, identify existing uses of the land as well as additional matters dealing with the day-to-day management and maintenance of the reserve.

In order to realise the potential of the land and provide a greater benefit for the local community the following directions for the management of the reserve are proposed:

- Use of the Jerilderie Racecourse and Showground as a *recreation area* particularly one that incorporates facilities for horse racing and special events requiring a large area of open space.
- To provide a safe and pleasant venue for all, by enable activities identified in Table D under Section 68 of the LG Act.
- To maintain and enhance the visual aesthetics of the reserve through proper maintenance of buildings, race track surfaces and ancillary structures, lawns and gardens.

8.1 Statutory guidelines for development of the sportsgrounds

The provisions of section 36(3A)(b) of the Local Government Act that apply to site specific plan of management have been considered, and are as follows:

- (i) *specify the purposes for which the land, and any such buildings or improvements, will be permitted to be used*
- (ii) *specify the purposes for which any further development of the land will be permitted, whether under lease or license or otherwise*
- (iii) *describe the scale and intensity of any such permitted use or development.*

The current uses of the reserve would fall within the broad definition as a *recreation area*, as defined in the standard instrument and uses that incorporates a sporting facilities (being a racecourse, including barriers, observation towers, betting ring, grandstand, club house, stables and marshalling areas) and a showground (including sheds for display) plus canteens and other amenities is consistent with the categorisation of the land as a either a *sportsground* or *general community use*.

The provisions of State Environmental Planning Policy (Transport & Infrastructure) 2021 (SEPP) identifies certain development that is exempt or may be carried out without consent. All other development is legislated in the relevant local environmental planning instrument as being permissible without consent, permitted with consent or otherwise is prohibited. With regard to clause 2.73(2)(c)(ii)

of the SEPP, development for any purpose may be carried out without consent on Crown managed land by or on behalf of the Crown land manager of the land if the development is for the purposes of implementing a plan of management adopted under the Local Government Act 1993 in relation to Crown managed land managed by a Council. Irrespective of the categorisation of the land, the provisions of clause 2.73(3)(a) and 2.74(1) allows certain development that may be carried out by or on behalf of a council without consent on a public reserve under the control of or vested in the council.

Table 4 identifies the zoning of the land under Murrumbidgee Local Environmental Plan 2013 of each of the three reserves. The RE1 Public Recreation zone that applies to the Jerilderie Racecourse and Showground is a closed zone and the number of land uses permitted are limited, however the current land use, being a recreation facilities and community facilities are both permissible.

Table 6 - Preferred uses of the reserve

Land Use	Provisions of an environmental planning instrument	Allowed under JRSPoM	Reason
<i>Building identification signs</i>	Permitted with consent.	Allowed for the purpose of way finding.	A <i>building identification sign</i> is not inconsistent with the categorisation of the land as a <i>sportsground</i> and <i>general community use</i> .
<i>Community facilities</i>	Permitted with consent.	Allowed on that part of the reserve classified as <i>general community use</i> .	<i>Community facilities</i> are consistent with the categorization of that part of the land as a <i>general community use</i> . In terms of s36G & 36I of the Local Government Act, 1993 <i>community facilities</i> would meet the future needs of the community, in terms of general welfare of the public (through cultural, social and educational pastimes and activities) and therefore would accord with the purpose of the reserve.
<i>Emergency services facilities</i>	Permitted with consent.	Except for the temporary use of land, not allowed.	<i>Emergency service facilities</i> is inconsistent with the categorisation of the reserve.
<i>Environmental protection works</i>	Permitted without consent.	Allowed.	<i>Environmental protection works</i> are not inconsistent with the categorisation of the reserve.

Land Use	Provisions of an environmental planning instrument	Allowed under JRSPoM	Reason
Kiosks	Permitted with consent.	Allowed	A <i>kiosk</i> , when used in conjunction with the racecourse and showground would not be inconsistent with the categorization or purpose of the reserve.
Recreation areas	Permitted with consent.	Allowed.	The use of the Jerilderie Racecourse and Showground as a <i>recreation area</i> is consistent categorisation of the land as a <i>sportsground</i> and <i>general community use</i> .
Recreation facilities (indoor)	Permitted with consent.	Allowed.	The use of the land as an <i>indoor recreation facility</i> is consistent with the purpose of the reserve and categorization of the land as <i>sportsground</i> and <i>general community use</i> .
Recreation facilities (major)	Permitted with consent.	Allowed	The use of the land as a <i>recreation facilities (major)</i> is consistent with the purpose of the reserve, as racecourse and showground, and categorization of the land as <i>sportsground</i> and <i>general community use</i> .
Recreation facilities (outdoor)	Permitted with consent.	Allowed	<i>Recreation facilities (outdoor)</i> is consistent with the purpose of the reserve and the categorisation of the land as a <i>sportsground</i> and <i>general community use</i> .
Roads	Permitted without consent.	Not allowed. In the event that road widening is required Council would be required to acquire the land.	The construction of a <i>road</i> is inconsistent with the purpose and categorisation of the reserve.
SEPP Infrastructure	Exempt development or permitted without consent.	Allowed, subject to satisfying the requirements of clause 65 & 66 of SEPP (Infrastructure).	Identified in SEPP (Infrastructure) 2007 as exempt development or development permitted without consent.
Water reticulation systems	Permitted without consent.	Allowed.	<i>Water reticulation systems</i> are consistent with the categorisation of the reserve.

8.2 Use of the land and structures at the date of adoption of the plan

In accordance with section 36(3A)(a) of the LG Act include a brief outline of the current usage is reserve, including any details of current leases/licenses or other arrangements for the use of the land.

Table 7 identifies the current use of the land and existing structures that have been erected

Table 7: Existing use of reserves and structures

Land	Current use	Existing structures
R55928 Jerilderie Racecourse and Showground	Racecourse and showground	<ul style="list-style-type: none">▪ Grandstand▪ Control and observation towers▪ Stables and stalls▪ Marshall area & fence▪ Race track barrier fencing▪ Betting ring awnings▪ Sheds▪ Manager's residence▪ Club room and bar facilities▪ Ticket booth▪ Amenities▪ Perimeter fencing

The buildings and the associated equipment are consistent with development that falls under the definition of a *recreation area*, the categorisation of the reserve as a *sportsground* and *general community use*. The Jerilderie Racecourse and Showground is being used for its intended purpose.

8.3 Condition of the land and structures on adoption of the plan

The provisions of Section 36(3A)(a) of the LG Act requires a plan of management to include a description of the condition of the land and structures on adoption of the plan.

At the date of adoption of the Plan of Management for the Jerilderie Racecourse and Showground, grass cover within the main public area, including was well maintained and existing trees in healthy condition. The racetrack turf was in good condition. The infield was maintained in a natural and tidy state.

Jerilderie Racecourse and Showground includes a number of buildings used for a range of activities, including a manager's residence, a grandstand, facilities associated with equestrian racing (incorporating stables and horse stalls, marshalling areas, a control tower, an observation tower and betting ring). There are a number of older style sheds, a modern clubhouse (bar area) and a recently constructed amenities building. All buildings are in good condition and appear to be well maintained.

There are no constructed footpaths within the reserve and there is an informal gravel car park (ie not line-marked). The barriers defining the racecourse proper, fencing of the marshalling areas and general perimeter fencing of the site were in good condition.

Figure 2 – Grandstand and control tower⁵



Figure 3 – Clubhouse and bar area



Figure 4 – Amenities building



Figure 5 – Betting ring and shelter



⁵ Images in Figures 2 to 13 taken on 2 December 2019 © Steven Parisotto Photography

Figure 6 – Stewards building



Figure 7 – Marshalling area and stables



Figure 8 – Stables and pen



Figure 9 – Stalls in stable



Figure 10 – Sheds



Figure 11 – Entrance



Figure 12 – Home straight of race track



Figure 13 – Infield area



8.3 Permitted use and future use

Section 36(3A)(b) of the Local Government Act requires that any site-specific plan of management must:

- (iv) *specify the purposes for which the land, and any such buildings or improvements, will be permitted to be used*
- (v) *specify the purposes for which any further development of the land will be permitted, whether under lease or license or otherwise*
- (vi) *describe the scale and intensity of any such permitted use or development.*

Jerilderie Racecourse and Showground will continue to be used as a *sportsground* and for *general community use*.

While the future improvements may involve permanent structures being erected, there is no perceived harm as ultimately can be reversed. The extent of these work would generally fall within the category of exempt development as set out in State Environmental Planning Policy (Transport and Infrastructure) 2021 and as such would not involve irreversible harm to the land.

Jerilderie Racecourse and Showground is not prone to natural hazards such as tidal inundation, subsidence, slip, mass movement, flooding or bushfires. Further the land has not been mapped as being area of high biodiversity, however the site has been mapped as the groundwater system identified as being vulnerable. It is not expected that any future works would have an adverse impact on the groundwater system.

Table 8 – Permissible uses and activities for land categorized as a park

Sportsground	
Purpose or use as...	Development to facilitate
<p>The following uses are permitted by this Plan of Management on land categorized as a <i>sportsground</i> as they are consistent with the purpose of the reserves.</p> <p>a) Recreation areas that enable the following</p> <ol style="list-style-type: none"> i. Active and passive recreational and sporting activities compatible with the nature of the particular land and any relevant facilities; ii. Organised and unstructured recreation activities; iii. Community events and gatherings; and iv. Commercial uses associated with sports facilities <p>b) Environmental protection works including re-turfing and erosion control measures and landscaping commensurate to the reserve.</p>	<p>The Plan of Management will allow and facilitate the following development which would be ancillary to the use of the reserves as racecourse and showground</p> <ul style="list-style-type: none"> ▪ Development for the purpose of conducting and facilitating organised sport (both amateur and professional), for example: <ul style="list-style-type: none"> ▪ An equine racecourse. ▪ Professional rooms for hire ▪ Change room/locker area ▪ Shower/toilet facilities ▪ Car parking and loading areas ▪ Ancillary areas (staff rooms, meeting rooms, recording rooms, equipment storage areas) ▪ Shade structures ▪ Storage ancillary to recreational uses, community events or gatherings, and public meetings ▪ Facilities for equine training, e.g. enclosures,, pens, corrals and the like ▪ Provision of amenities to facilitate use and enjoyment of the community land including seating, change rooms, toilets, storage, first aid areas ▪ Café/kiosk facilities and uses ▪ Equipment sales/hire areas ▪ Compatible, small scale commercial uses, e.g. sports tuition ▪ Advertising structures and signage (such as A-frames and banners) that relate to approved uses/activities; are discreet and temporary, and are approved by the council ▪ Water saving initiatives such as stormwater harvesting, rain gardens and swales. ▪ Energy saving initiatives such as solar lights and solar panels ▪ Locational, directional and regulatory signage

Table 9 – Permissible uses and activities for land categorized as general community use

General Community Use	
Purpose or use as...	Development to facilitate
<p>The following purpose or uses are permitted by this Plan of Management on land categorized as a <i>general community use</i>.</p> <p>a) Land that is suitable for</p> <ol style="list-style-type: none"> i. The gathering of groups for a range of social, cultural or recreational purposes. ii. Providing multi-purpose buildings with broad based community uses such as: <ul style="list-style-type: none"> ▪ casual or informal recreation ▪ meetings (including for social, recreational, educational or cultural purposes) ▪ functions ▪ concerts, including all musical genres ▪ performances (including film and stage) ▪ exhibitions ▪ fairs and parades ▪ workshops ▪ leisure or training classes <p>b) Environmental protection works including tree planting and erosion control measures and landscaping commensurate to the reserve.</p>	<p>The Plan of Management will allow and facilitate development for the purposes that would benefit the social, community, and cultural welfare of the community, including:</p> <ul style="list-style-type: none"> ▪ Development for the purposes of social, community, cultural and recreational activities – such as pavilions for the display of items, grandstands, awnings, stages and the like ▪ Amenities, kiosks/cafes ▪ Advertising structures and signage (such as A-frames and banners) that relate to approved uses/activities; are discreet and temporary, and are approved by the council ▪ Water saving initiatives such as stormwater harvesting, rain gardens and swales. ▪ Energy saving initiatives such as solar lights and solar panels ▪ Locational, directional and regulatory signage

8.4 Leases, licenses and other estates

Leases, licenses and other estates formalise the use of community land by groups such as sporting clubs and non-profit organisations, or by commercial organisations and individuals providing facilities and services for public use. Activities should be compatible with the zoning and reservation purpose of the land and provide benefits and services for facilities to the users of the land.

Occupation of the land other than by lease or license or other estate or for a permitted purposed listed in the Local Government (General) Regulation 2021 is prohibited.

The terms of the authorisation for a lease license or other estate should include Native Title assessment and validation under the Native Title Act 1993 and should include advice that the land is not subject to a claim under the Aboriginal Land Rights Act 1983. The authorisation should ensure the proper management and maintenance of the land and the interests of Council and the public are protected. A lease is normally issued where exclusive control of all or part of an area by a user is proposed. In all other instances a license or short term license or hire agreement will be issued.

This Plan of Management expressly authorises the issue of leases, licenses and other estates over the reserves covered by this Plan of Management, provided that:

- the purpose is consistent with the core objectives for the category of the land.
- the lease, license or other estate is for a permitted purpose listed in the Local Government Act 1993 or the Local Government (General) Regulation 2021.
- the issue of the lease, license or other estate and the provisions of the lease, license or other estate can be validated by the provisions of the Native Title Act 1993.
- the land is not subject to a claim under the Aboriginal Land Rights Act 1983.
- the lease, license or other estate is granted and notified in accordance with the provisions of the Local Government Act 1993 or the Local Government (General) Regulation 2021.
- the issue of the lease, license or other estate will not materially harm the use of the land for any of the purposes for which it was dedicated or reserved.

Areas held under lease, license or regular occupancy shall be maintained by the user. The user will be responsible for maintenance and outgoings as defined in the lease or license or agreement for use.

9. Administration of Plan and Performance Targets

Section 36(3) of the LG Act requires, as a minimum, for all plans of management, include the following:

- a) *category of the land*
- b) *objectives and performance targets of the plan with respect to the land*
- c) *means by which the council proposes to achieve the plan's objectives and performance targets*
- d) *manner in which the council proposes to assess its performance with respect to the plan's objectives and performance targets.*

The land has been categorised partly as a sportsground and partly as general community use (see Figure B on page 10).

The following table identifies the management issues; objectives and performance targets; the means in which Council will achieve the stated objectives and the manner in how the performance target is assessed.

Table 10 - Objectives and performance targets

Management Issues	s.36(3)(b) Objectives and Performance Targets	s.36(3)(c) Means of achievement of objectives	s.36(3)(d) Manner of assessment of performance
Access	<p>Provide defined paths for pedestrian access, including where practical assess and facilities for people with disabilities, to and within reserve.</p> <p>Allow an access network for pedestrians and cyclists that contribute to the aesthetic quality of The Jerilderie Racecourse and Showground with linkages to the Darlington Point Caravan Park and Bunyip Hole Reserve.</p> <p>Except for maintenance and emergency vehicles prohibit vehicular access without permit/ licence.</p>	<p>Appropriate design and construction for pavements, facilities and other structures to comply with relevant Australian Standards.</p> <p>Provision of shared facility where safe and appropriate, including the segregation of cyclists and pedestrians where appropriate.</p> <p>Use of regulatory signs.</p>	<p>Assess useability of The Jerilderie Racecourse and Showground by wheelchair users through surveys and observation.</p> <p>Record and review all accidents and near misses as a result of inappropriate use.</p> <p>Record all illegal or unauthorised vehicular entry and where necessary take appropriate regulatory action.</p>
Alcohol	Implement controls to prohibit the consumption and/or possession of alcohol, except within designated or leased areas.	Use of regulatory signs and enforcement.	Record all complaints and investigations and where necessary take appropriate regulatory action.
Animal control	Impound all animals that are not under the full control of owner or handler.	<p>Community education and involvement in monitoring.</p> <p>Use of regulatory signs and enforcement.</p>	Record all complaints about loose dogs, attacks and animal waste, and where required take regulatory action.
Anti-Social behaviour	Minimise and manage anti-social behaviour in the park and the general community use areas	<p>Encourage community involvement and surveillance.</p> <p>Implement community health measures.</p> <p>Appropriate design and lighting of common areas.</p>	Record the number of complaints received and undertake investigations, and where necessary take appropriate regulatory action.

Management Issues	s.36(3)(b) Objectives and Performance Targets	s.36(3)(c) Means of achievement of objectives	s.36(3)(d) Manner of assessment of performance
Artworks and monuments	<p>Allow for public and community artworks and monuments in appropriate settings.</p> <p>Maintain existing monuments.</p>	<p>Engage appropriate persons to engage the community to identify, commission & erect artworks.</p> <p>Undertake repairs to existing monuments as required.</p>	<p>Document comments received in respect to artworks.</p> <p>Install artworks based on any budgetary funding or State and Federal grants</p> <p>Record the number incidents of vandalism and damage to artworks and monuments.</p>
Barbeques	<p>Allow the installation and use of gas or electric barbeques.</p> <p>Allow the use of portable barbeques (with the exception of wood fire barbeques).</p>	<p>Design, locate and maintain permanently installed barbeques.</p> <p>Use of regulatory signs regarding the use of barbeque facilities, both permanent and portable.</p>	<p>Record the number of reported failures and accidents, including reported near misses.</p>
Buildings	<p>Allow safe, clean, convenient and hygienic public amenity facilities for persons of all abilities.</p> <p>Allow new buildings, ancillary to the use of the <i>sportsground</i>, are to complement to the design of the Jerilderie Racecourse and Showground</p>	<p>Undertake regular cleaning and maintenance of the public amenities within The Jerilderie Racecourse and Showground.</p> <p>Provision and maintenance of security lighting in an around the amenities' building.</p> <p>Undertaking an appropriate review of environmental factors when considering development listed in State Environmental Planning Policy (Transport and Infrastructure) 2021, where Council is to carry out the works.</p> <p>Assess and determine any development application in accordance with the provisions of the Environmental Planning & Assessment Act, 1979.</p>	<p>Undertake daily cleaning of the public amenities, and identify any new maintenance matters out or incidents of vandalism.</p> <p>Record and respond to complaints about hygiene and maintenance.</p> <p>Undertake regular of maintenance of the amenities in accordance with any operational plan for upkeep of all parks and recreational facilities within the local government area.</p> <p>Record all incidents of accidents and near misses as a result of damage or wear and tear to the amenity facilities.</p>

Management Issues	s.36(3)(b) Objectives and Performance Targets	s.36(3)(c) Means of achievement of objectives	s.36(3)(d) Manner of assessment of performance
Buskers	Allow buskers to perform within the <i>general community use</i> area of the reserve.	Regulation by Council.	Number of comments. Number of unauthorised buskers/ bands.
Hours of Usage	Allow for the management of racecourse and showground usage times for special events and user groups.	Council approval and regulatory signs for special events and group activities.	Record and investigate the number of unauthorised special events and group activities and where necessary take appropriate regulatory action.
Irrigation Systems	Allow watering systems to optimise water usage, minimise maintenance and enable appropriate vegetative growth.	Design, install and operate the system.	Number of incidents of failure of the irrigation system.
Landscaping	<p>Allow use of suitable species and use of landscape materials, including mulching and edge treatments, to achieve the desired landscape character and complement the character of existing plantings.</p> <p>Allow minor earthworks to provide mounding for aesthetic appeal, space definition and visual barriers.</p> <p>Provide a positive contribution to the local character both physically and visually. .</p> <p>Control and protect existing exotic species within The Jerilderie Racecourse and Showground by minimising weed infestation and associated impacts.</p>	<p>Augment existing indigenous planting. Use exotic species in suitable locations.</p> <p>Use shade trees for user comfort and protection. And screen planting for visual acoustic and physical buffers.</p> <p>Preserve and reinforce indigenous planting and identify species endemic to the area.</p> <p>Application of correct horticultural and tree surgery techniques.</p> <p>Minimise rubbish dumping within the local area via community education.</p> <p>Implementation of the Noxious Weeds Act.</p>	<p>Number of comments about public acceptance and level of park usage.</p> <p>Degree of turf encroachment into planted areas.</p> <p>Number of comments about maintenance, durability and public acceptance of the landscape character.</p> <p>Number of reported incidents of infestation of exotic plant species.</p> <p>Number of comments about quality of vegetation.</p> <p>Number of reported incidents of sick trees.</p> <p>Number of reported incidents of rubbish dumping</p>

Management Issues	s.36(3)(b) Objectives and Performance Targets	s.36(3)(c) Means of achievement of objectives	s.36(3)(d) Manner of assessment of performance
Lighting	<p>Allow security lighting which will enable safe movement of pedestrians along major access routes at night.</p> <p>Prevent excessive lighting impacts on adjoining land uses.</p> <p>Allow for lighting of special events at night.</p> <p>Allow for the lighting of architectural or landscaped features.</p>	<p>Set appropriate illumination levels.</p> <p>Design, site and install light facilities.</p> <p>Regulate times for lighting of special events.</p> <p>Council approval.</p>	<p>Number of comments from adjoining residents and Park users.</p> <p>Number of problems related to inadequate lighting.</p>
Outdoor Furniture	<p>Allow for the provision of adequate furniture, such as bubblers, tables, seats, bins, bollards, cycle racks, tree guards and planter tubs, etc. at suitable locations.</p> <p>Create a comfortable setting for users both aesthetically and functionally.</p>	<p>Complement and be consistent with the theme for surrounding Public Open Space Areas.</p> <p>Appropriate design, siting, use of materials and erection of furniture.</p>	<p>Number of comments about acceptance by the community with regard to the suitability of the location and the style.</p> <p>Number of incidents of non-compliance with relevant Council Codes, Policies and Regulations.</p>
Playgrounds	<p>Provide safely designed and sited playgrounds.</p>	<p>Playground design, materials and layout to relevant safety standards.</p> <p>Playgrounds sited away from physical hazards.</p>	<p>Number of accidents and injuries attributed to unsafe design, siting and layout.</p>

Management Issues	s.36(3)(b) Objectives and Performance Targets	s.36(3)(c) Means of achievement of objectives	s.36(3)(d) Manner of assessment of performance
Refreshment kiosks (mobile and fixed)	<p>Allow the licensing or leasing of <i>kiosks</i> or <i>food & drink premises</i> as approved by Council.</p> <p>Permissible on area defined in lease or licence agreement.</p> <p>Control and regulate the entry of casual vendors (egg: ice-cream carts) within Parks and pedestrian areas where appropriate.</p> <p>Appropriate control measures. Council approval.</p> <p>Enter into appropriate licensing/leasing Agreements.</p>	<p>Council approval. Licensing/Leasing Agreement.</p> <p>Lease or license holders take precedence over casual street vendors.</p>	<p>Managing and reporting incidence of non-compliance with terms of Council approval, license or lease agreement.</p> <p>Number of licences issued.</p> <p>Number of public comments about vendors in public places.</p> <p>Number of reported illegal or unauthorised entries.</p> <p>Number of licences granted per annum.</p>
Rubbish Dumping and Littering.	<p>Prohibit rubbish dumping and littering.</p>	<p>Regulatory signage at appropriate locations.</p> <p>Community education on the environmental impacts of rubbish dumping.</p>	<p>Number of incidents of illegal dumping</p> <p>Cost of clean-up and litter collection per annum</p>
Shade structures and other shelters	<p>Allow structures which will provide shade and shelter for park users in appropriate areas</p> <p>Allow integration of structures that are harmonious, functional and aesthetically in keeping with the character of the park</p>	<p>Appropriate design, location and erection of structures.</p>	<p>Number of comments about the effectiveness of the structures in all weather conditions.</p> <p>Number of community responses to appearance of the structures.</p> <p>Number of structures erected.</p>

Management Issues	s.36(3)(b) Objectives and Performance Targets	s.36(3)(c) Means of achievement of objectives	s.36(3)(d) Manner of assessment of performance
Signage	<p>Allow suitable information, regulatory, identification, interpretive and directional signage relating to the facilities.</p> <p>Regulate advertising signage.</p>	<p>Appropriate design and siting of signage in accordance with the relevant DCP for Advertising, Structures & Signs.</p> <p>Council approval.</p>	<p>Number of user comments.</p> <p>Number of ordinance investigations and prosecutions.</p>
Site Utility Services	<p>Allow for the installation of all services as required by site usage.</p>	<p>Approval by the appropriate Statutory Authorities.</p> <p>Construction and installation of all necessary services.</p> <p>Registration of appropriate easements.</p>	<p>All facilities are adequately serviced, identified and located.</p> <p>Number of objections received from service authorities about the location and quality of services.</p> <p>Number of site utility service installations constructed.</p>
Special Events	<p>Allow special events within the racecourse and showground with minimal adverse visual, physical, social and environmental impact.</p>	<p>Council approval as required under Environmental Planning & Assessment Act, 1979 and/or Local Government Act, 1993</p>	<p>Number of comments about special events.</p> <p>Attendance levels at special events.</p>
Vandalism	<p>Minimise vandalism within the Jerilderie Racecourse and Showground</p>	<p>Appropriate landscape design techniques.</p> <p>Appropriate use of materials.</p> <p>Encouragement of community involvement and education.</p> <p>Appropriate use of signage. Prompt repair of vandalised areas.</p>	<p>Number of reported incidents of vandalism</p>

Management Issues	s.36(3)(b) Objectives and Performance Targets	s.36(3)(c) Means of achievement of objectives	s.36(3)(d) Manner of assessment of performance
Waste Management	Minimise litter within the reserve. Encourage recycling.	Provide and service enough waste management facilities in strategic locations. Provide a recycling station for glass, aluminium, PET plastics etc. Community education.	Number of garbage and recycling bins provided. Number of comments in relation to inadequate waste facilities.

DRAFT

APPENDICIES

APPENDIX A - Definitions

Term	Legislative definition
community land	<p>means –</p> <p><i>land that is classified as community land under Division 1 of Part 2 of Chapter 6. (Local Government Act, 1993)</i></p>
community participation plan	<p>means –</p> <p><i>a community participation plan prepared and published under Division 2.6. (Environmental Planning and Assessment Act, 1979)</i></p>
environmental planning instrument	<p>means –</p> <p><i>an environmental planning instrument (including a SEPP or LEP but not including a DCP) made, or taken to have been made, under Part 3 and in force. (Environmental Planning and Assessment Act, 1979)</i></p> <p><i>Note. SEPP is an acronym for State Environmental Planning Policy, a LEP is a Local Environmental Plan, and a DCP is a Development Control Plan.</i></p>
plan of management	<p>means –</p> <p><i>a plan of management adopted by a council under Division 2 of Part 2 of Chapter 6 and in force in relation to an area of public land. (Local Government Act, 1993)</i></p>
public reserve	<p>means –</p> <ul style="list-style-type: none">(a) <i>a public park, or</i>(b) <i>any land conveyed or transferred to the council under section 340A of the Local Government Act 1919, or</i>(c) <i>any land dedicated or taken to be dedicated as a public reserve under section 340C or 340D of the Local Government Act 1919, or</i>(d) <i>any land dedicated or taken to be dedicated under section 49 or 50, or</i>(e) <i>any land vested in the council, and declared to be a public reserve, under section 37AAA of the Crown Lands Consolidation Act 1913, or</i>(f) <i>any land vested in the council, and declared to be a public reserve, under section 76 of the Crown Lands Act 1989, or</i>(g) <i>Crown managed land that is dedicated or reserved—</i><ul style="list-style-type: none">(i) <i>for public recreation or for a public cemetery, or</i>(ii) <i>for a purpose that is declared to be a purpose that falls within the scope of this definition by means of an order</i>

published in the Gazette by the Minister administering the [Crown Land Management Act 2016](#),

being Crown managed land in respect of which a council has been appointed as its Crown land manager under that Act or for which no Crown land manager has been appointed, or

- (h) land declared to be a public reserve and placed under the control of a council under section 52 of the [State Roads Act 1986](#), or
- (i) land dedicated as a public reserve and placed under the control of a council under section 159 of the [Roads Act 1993](#),

and includes a public reserve of which a council has the control under section 344 of the [Local Government Act 1919](#) or section 48, but does not include a common.

recreation area

means a place used for outdoor recreation that is normally open to the public, and includes –

- (a) a children's playground, or
- (b) an area used for community sporting activities, or
- (c) a public park, reserve or garden or the like,

and any ancillary buildings but does not include a recreation facility (indoor), recreation facility (major) or recreation facility (outdoor).

Attachment 1: Schedule of Crown reserves categorisation consistent with reserve purpose

Reserve No.	Purpose(s)	Category
R9984	Public Recreation	Sportsground
R31393	Public Recreation	Natural Area
R33953	Refuge in time of Flood	Natural Area
R55431	Access	General Community Use, Natural Area
R55928	Racecourse and Showground	Sportsground, General Community Use
R60373	Public recreation	General Community Use, Natural Area
R62157	Preservation of Graves	Area of Cultural Significance, Natural Area
R68938	Public Recreation	Natural Area
R72160	Public Recreation	Sportsground
R55928	Public Recreation; Children's playground	Park
R82340	Public Recreation	Natural Area
R85679	Plantation	General community Use
R88058	Museum	Area of Cultural Significance
R88451	Public Recreation	Sportsground
R88754	Public Recreation	Sportsground
R89633	Museum	Area of Cultural Significance
R90713	Home of the Aged	General Community Use
R94084	Children's Playground, Public Recreation	Park, General Community Use
R97197	Children's Playground, Public Recreation	Park
R97198	Children's Playground, Public Recreation	Park, General Community Use
R98071	Public Recreation	General Community Use
R150042	Community Purposes, Heritage Purposes	General Community Use, Area of Cultural Significance
R1010748	Community Purposes	General Community Use
R1021768	General Cemetery	General Community Use



AHIMS Web Services (AWS) Search Result

Purchase Order/Reference : 20-C01-MC Racecourse

Client Service ID : 538122

Steven Parisotto

Date: 24 September 2020

63 Hillam Dr

Griffith New South Wales 2680

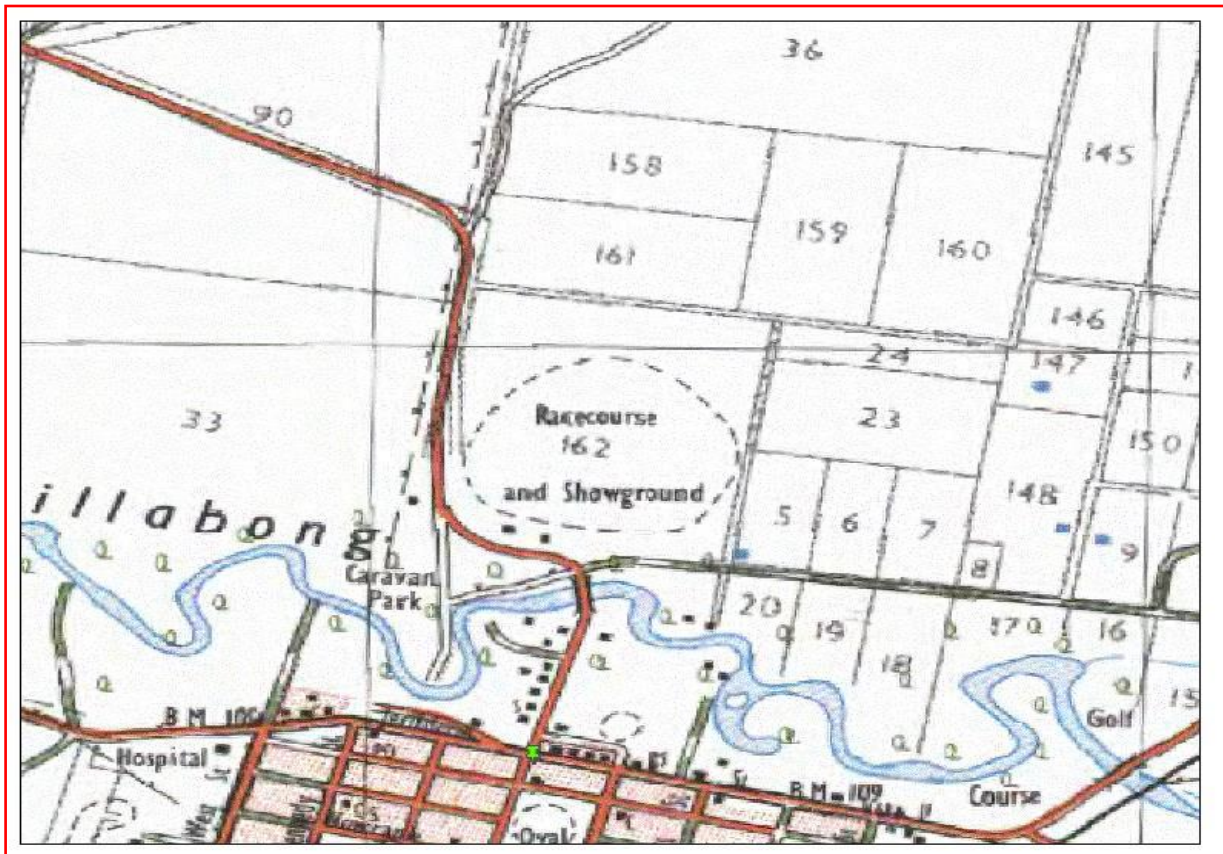
Attention: Steven Parisotto

Email: parisplan@icloud.com

Dear Sir or Madam:

AHIMS Web Service search for the following area at Lot : 162, DP:DP756425 with a Buffer of 1000 meters, conducted by Steven Parisotto on 24 September 2020.

The context area of your search is shown in the map below. Please note that the map does not accurately display the exact boundaries of the search as defined in the paragraph above. The map is to be used for general reference purposes only.



A search of the Office of the Environment and Heritage AHIMS Web Services (Aboriginal Heritage Information Management System) has shown that:

0	Aboriginal sites are recorded in or near the above location.
0	Aboriginal places have been declared in or near the above location. *

If your search shows Aboriginal sites or places what should you do?

- You must do an extensive search if AHIMS has shown that there are Aboriginal sites or places recorded in the search area.
- If you are checking AHIMS as a part of your due diligence, refer to the next steps of the Due Diligence Code of practice.

You can get further information about Aboriginal places by looking at the gazettal notice that declared it.

- Aboriginal places gazetted after 2001 are available on the [NSW Government Gazette](http://www.nsw.gov.au/gazette) (<http://www.nsw.gov.au/gazette>) website. Gazettal notices published prior to 2001 can be obtained from Office of Environment and Heritage's Aboriginal Heritage Information Unit upon request

Important information about your AHIMS search

- The information derived from the AHIMS search is only to be used for the purpose for which it was requested. It is not be made available to the public.

AHIMS records information about Aboriginal sites that have been provided to Office of Environment and Heritage and Aboriginal places that have been declared by the Minister;

- *Information recorded on AHIMS may vary in its accuracy and may not be up to date .Location details are recorded as grid references and it is important to note that there may be errors or omissions in these recordings,*
- *Some parts of New South Wales have not been investigated in detail and there may be fewer records of Aboriginal sites in those areas. These areas may contain Aboriginal sites which are not recorded on AHIMS.*
- *Aboriginal objects are protected under the National Parks and Wildlife Act 1974 even if they are not recorded as a site on AHIMS.*
- *This search can form part of your due diligence and remains valid for 12 months*

*33 Marist Place, Parramatta NSW 2150
Locked Bag 5020 Parramatta NSW 2220
Tel: (02) 9585 6380 Fax: (02) 9873 8599*

*ABN 30 841 387 271
Email: ahims@environment.nsw.gov.au
Web: www.environment.nsw.gov.au*

AHIMS Web Services (AWS) Search Result

Purchase Order/Reference : 20-C01-MC Racecourse

Client Service ID : 538164

Steven Parisotto

Date: 24 September 2020

63 Hillam Dr

Griffith New South Wales 2680

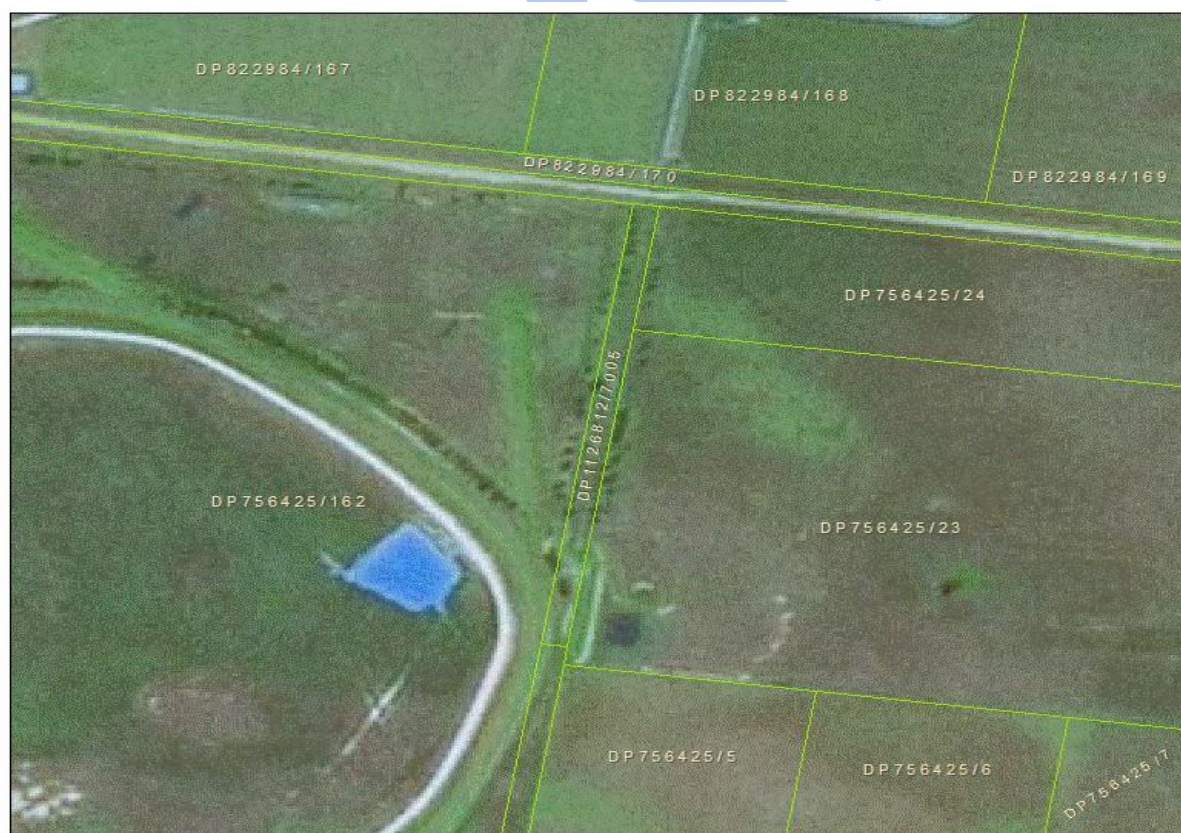
Attention: Steven Parisotto

Email: parisplan@icloud.com

Dear Sir or Madam:

AHIMS Web Service search for the following area at Lot : 7005, DP:DP1126812 with a Buffer of 200 meters, conducted by Steven Parisotto on 24 September 2020.

The context area of your search is shown in the map below. Please note that the map does not accurately display the exact boundaries of the search as defined in the paragraph above. The map is to be used for general reference purposes only.



A search of the Office of the Environment and Heritage AHIMS Web Services (Aboriginal Heritage Information Management System) has shown that:

0	Aboriginal sites are recorded in or near the above location.
0	Aboriginal places have been declared in or near the above location. *

If your search shows Aboriginal sites or places what should you do?

- You must do an extensive search if AHIMS has shown that there are Aboriginal sites or places recorded in the search area.
- If you are checking AHIMS as a part of your due diligence, refer to the next steps of the Due Diligence Code of practice.

You can get further information about Aboriginal places by looking at the gazettal notice that declared it.

- Aboriginal places gazetted after 2001 are available on the [NSW Government Gazette \(http://www.nsw.gov.au/gazette\)](http://www.nsw.gov.au/gazette) website. Gazettal notices published prior to 2001 can be obtained from Office of Environment and Heritage's Aboriginal Heritage Information Unit upon request

Important information about your AHIMS search

- The information derived from the AHIMS search is only to be used for the purpose for which it was requested. It is not be made available to the public.
AHIMS records information about Aboriginal sites that have been provided to Office of Environment and Heritage and Aboriginal places that have been declared by the Minister;
- Information recorded on AHIMS may vary in its accuracy and may not be up to date .Location details are recorded as grid references and it is important to note that there may be errors or omissions in these recordings,
- Some parts of New South Wales have not been investigated in detail and there may be fewer records of Aboriginal sites in those areas. These areas may contain Aboriginal sites which are not recorded on AHIMS.
- Aboriginal objects are protected under the National Parks and Wildlife Act 1974 even if they are not recorded as a site on AHIMS.
- This search can form part of your due diligence and remains valid for 12 months







SCHEDULE OF INVESTMENTS - 31 December 2022**External investments**

In accordance with Regulation 212 of the *Local Government (General) Regulation 2005*, details of Murrumbidgee Council's external investments are set out below.

Institution	Balance (\$)	Yield (p.a.)	Maturity	Term (months)	No.
St George	510,738	2.70%	3/01/2023	4	27
Suncorp - METWAY	1,576,297	3.30%	9/01/2023	6	34
Bendigo	1,500,000	3.50%	27/01/2023	5	33
Bendigo	502,048	3.40%	8/02/2023	6	26
IMB Ltd	753,973	3.35%	9/02/2023	5	42
Bendigo	3,000,000	3.30%	20/02/2023	6	45
Suncorp - METWAY	1,500,000	3.43%	21/02/2023	6	36
Westpac	1,204,072	3.31%	22/02/2023	6	25
Bendigo	1,500,000	3.40%	24/02/2023	6	44
Suncorp - METWAY	1,000,000	3.53%	27/02/2023	6	20
Bendigo	1,000,000	3.40%	2/03/2023	6	22
Bendigo	818,452	3.40%	2/03/2023	6	28
IMB Ltd	756,788	3.60%	3/03/2023	4	29
Westpac	1,200,000	3.99%	3/03/2023	6	32
NAB	504,169	2.80%	7/03/2023	6	23
Bendigo	1,200,000	3.20%	16/03/2023	7	21
St George	1,006,830	3.05%	18/03/2023	6	31
Westpac	1,005,504	3.78%	20/03/2023	6	43
Westpac	1,206,016	3.78%	21/03/2023	6	39
Bendigo	1,000,000	3.90%	27/03/2023	5	35
Westpac	1,200,000	4.00%	21/04/2023	6	30
Bendigo	3,000,000	3.45%	18/05/2023	9	37
IMB Ltd	1,027,275	4.00%	19/06/2023	6	24
	<u>27,972,161</u>				

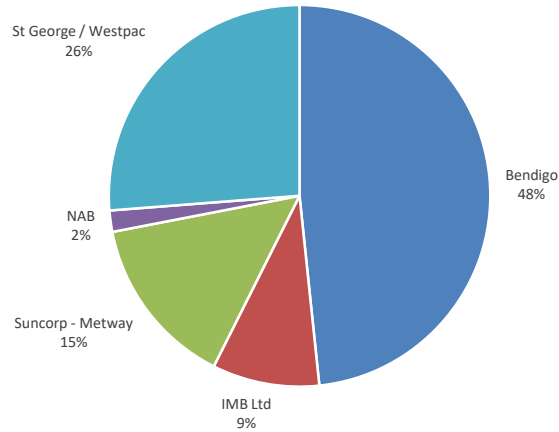
Maturity

All investments comply with the maximum duration set out for each rating category in the *Investment Policy*.

Month	\$	Funds Maturing
January 2023	\$ 3,587,034	
February 2023	\$ 9,460,092	
March 2023	\$ 9,697,759	
April 2023	\$ 1,200,000	
May 2023	\$ 3,000,000	
June 2023	\$ 1,027,275	
	<u>\$ 27,972,161</u>	

Counterparties to Investments

Institution	Balance	S&P / Moody's / Fitch	Highest	Limit	% Invested	Compliant
Bendigo	13,520,500	BBB+ / A3 / A-	A	N/A	48.34%	N/A
IMB Ltd	2,538,035	- / Baa1 / BBB+	BBB	10%	9.07%	●
Suncorp - Metway	4,076,297	A+ / A1 / A	A	14%	14.57%	●
NAB	504,169	AA- / Aa3 / A+	AA	30%	1.80%	●
St George / Westpac	7,333,160	AA- / Aa3 / A+	AA	30%	26.22%	●
	27,972,161				100%	



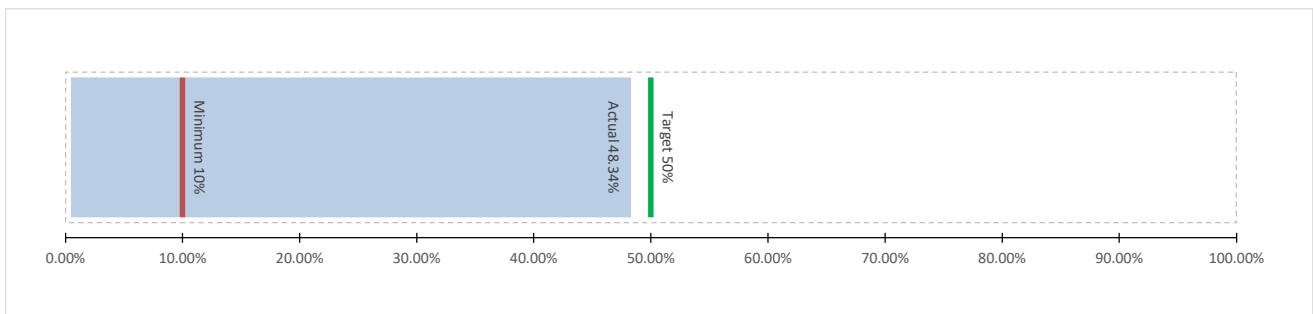
Investment with Coleambally Community Bank

48.34%



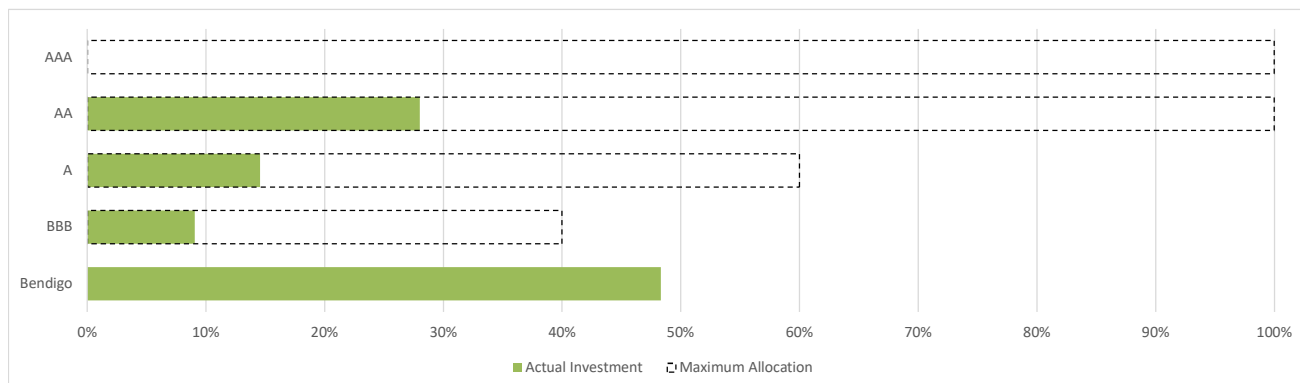
In recognition of the significant community role, support and activities undertaken within the Council area, Council aims to hold 50% of its investment portfolio with the Coleambally Community Bank.

If, when considering a new investment, an equivalently-rated or better-rated institution is offering an interest rate 0.40% p.a. (or more) higher than Coleambally Community Bank with a comparable term to maturity, Council may invest in that institution in preference to Coleambally Community Bank, irrespective of the target set out above. However, Council will hold a minimum of 10% of its portfolio with the Coleambally Community Bank at all times.



Overall Credit Quality Limits

Credit Rating	Maximum	Balance	% Invested	Compliant
AAA	100%	\$ -	0.00%	●
AA	100%	\$ 7,837,329	28.02%	●
A	60%	\$ 4,076,297	14.57%	●
BBB	40%	\$ 2,538,035	9.07%	●
Bendigo	N/A	\$ 13,520,500	48.34%	N/A
Total		\$ 27,972,161	100%	

**Monthly investment movements****Redemptions**

Institution - No.	Balance (\$)	Comments
40 - Bendigo - Coly	1,500,000	
	<u>1,500,000.00</u>	

New Investments

Institution - No.	Balance (\$)	Yield (p.a.)	Term (months)	Comments
	<u>0.00</u>			

Rollovers

Institution - No.	Balance (\$)	Yield (p.a.)	Term (months)	Comments
24 - IMB Ltd	1,027,274.89	4.00%	6	
	<u>1,027,275</u>			

Investment performance

	Dec-22	FYTD
Total investment income, including accrued interest	\$103,365	\$361,264
Money-weighted rate of return (% p.a.)	4.29%	2.52%
Bloomberg AusBond Bank Bill Index	3.00%	2.34%
Overperformance/(underperformance)	1.29%	0.18%






SCHEDULE OF INVESTMENTS - 31 January 2023**External investments**

In accordance with Regulation 212 of the *Local Government (General) Regulation 2005*, details of Murrumbidgee Council's external investments are set out below.

Institution	Balance (\$)	Yield (p.a.)	Maturity	Term (months)	No.
Bendigo	502,048	3.40%	8/02/2023	6	26
IMB Ltd	753,973	3.35%	9/02/2023	5	42
Bendigo	3,000,000	3.30%	20/02/2023	6	45
Suncorp - METWAY	1,500,000	3.43%	21/02/2023	6	36
Westpac	1,204,072	3.31%	22/02/2023	6	25
Bendigo	1,500,000	3.40%	24/02/2023	6	44
Suncorp - METWAY	1,000,000	3.53%	27/02/2023	6	20
Bendigo	1,000,000	3.40%	2/03/2023	6	22
Bendigo	818,452	3.40%	2/03/2023	6	28
IMB Ltd	756,788	3.60%	3/03/2023	4	29
Westpac	1,200,000	3.99%	3/03/2023	6	32
NAB	504,169	2.80%	7/03/2023	6	23
Bendigo	1,200,000	3.20%	16/03/2023	7	21
St George	1,006,830	3.05%	18/03/2023	6	31
Westpac	1,005,504	3.78%	20/03/2023	6	43
Westpac	1,206,016	3.78%	21/03/2023	6	39
Bendigo	1,000,000	3.90%	27/03/2023	5	35
Westpac	1,200,000	4.00%	21/04/2023	6	30
Bendigo	3,000,000	3.45%	18/05/2023	9	37
St George	515,347	3.41%	3/06/2023	5	27
Suncorp - METWAY	1,603,232	4.20%	8/06/2023	5	34
IMB Ltd	1,027,275	4.00%	19/06/2023	6	24
Bendigo	1,513,377	4.15%	27/06/2023	5	33
	<u>28,017,082</u>				

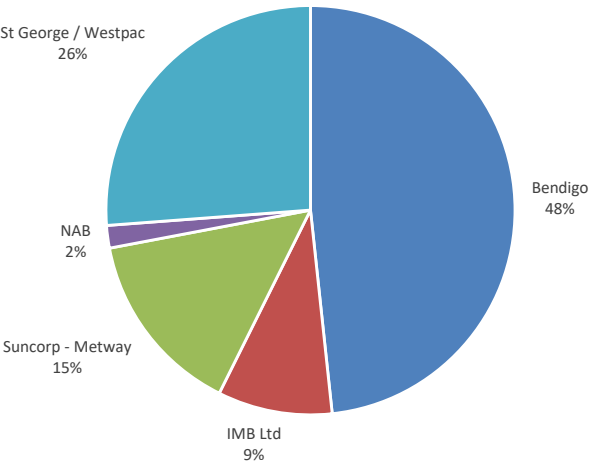
Maturity

All investments comply with the maximum duration set out for each rating category in the *Investment Policy*.

Month	\$	Funds Maturing
February 2023	\$ 9,460,092	
March 2023	\$ 9,697,759	
April 2023	\$ 1,200,000	
May 2023	\$ 3,000,000	
June 2023	\$ 4,659,231	
	<u>\$ 28,017,082</u>	

Counterparties to Investments

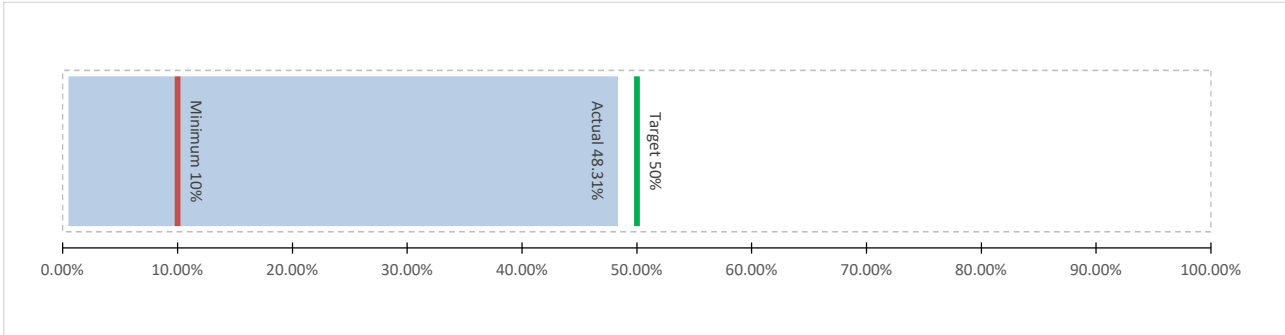
Institution	Balance	S&P / Moody's / Fitch	Highest	Limit	% Invested	Compliant
Bendigo	13,533,876	BBB+ / A3 / A-	A	N/A	48.31%	N/A
IMB Ltd	2,538,035	- / Baa1 / BBB+	BBB	10%	9.06%	●
Suncorp - Metway	4,103,232	A+ / A1 / A	A	14%	14.65%	●
NAB	504,169	AA- / Aa3 / A+	AA	30%	1.80%	●
St George / Westpac	7,337,769	AA- / Aa3 / A+	AA	30%	26.19%	●
	28,017,082				100%	



Investment with Coleambally Community Bank 48.31% ●

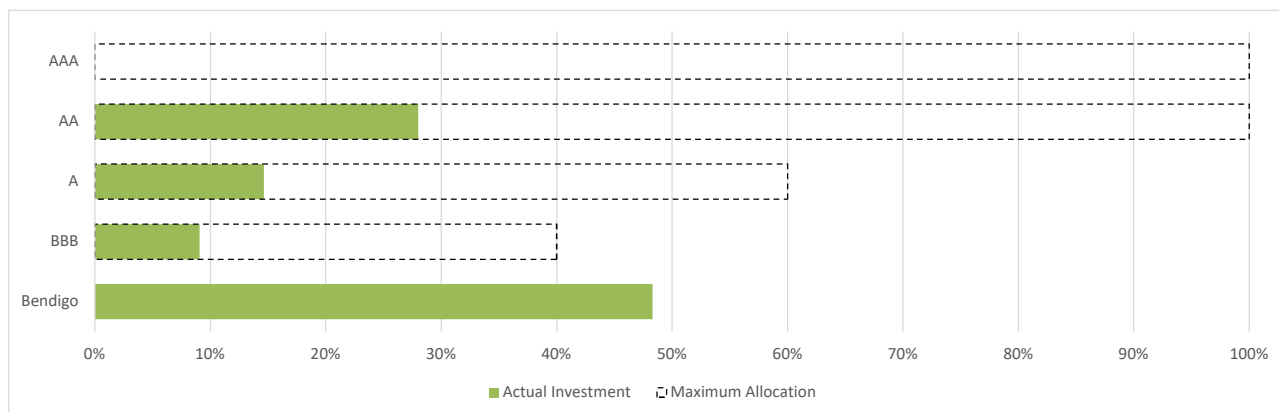
In recognition of the significant community role, support and activities undertaken within the Council area, Council aims to hold 50% of its investment portfolio with the Coleambally Community Bank.

If, when considering a new investment, an equivalently-rated or better-rated institution is offering an interest rate 0.40% p.a. (or more) higher than Coleambally Community Bank with a comparable term to maturity, Council may invest in that institution in preference to Coleambally Community Bank, irrespective of the target set out above. However, Council will hold a minimum of 10% of its portfolio with the Coleambally Community Bank at all times.



Overall Credit Quality Limits

Credit Rating	Maximum	Balance	% Invested	Compliant
AAA	100%	\$ -	0.00%	●
AA	100%	\$ 7,841,938	27.99%	●
A	60%	\$ 4,103,232	14.65%	●
BBB	40%	\$ 2,538,035	9.06%	●
Bendigo	N/A	\$ 13,533,876	48.31%	N/A
Total		\$ 28,017,082	100%	



Monthly investment movements

Redemptions

Institution - No.	Balance (\$)	Comments
	0.00	

New Investments

Institution - No.	Balance (\$)	Yield (p.a.)	Term (months)	Comments
	0.00			

Rollovers

Institution - No.	Balance (\$)	Yield (p.a.)	Term (months)	Comments
St George	515,347	3.41%	5	
Bendigo	1,513,377	4.15%	5	
Suncorp - METWAY	1,603,232	4.20%	5	
	3,631,956			

Investment performance

	Jan-23	FYTD
Total investment income, including accrued interest	\$76,198	\$437,462
Money-weighted rate of return (% p.a.)	3.22%	2.41%
Bloomberg AusBond Bank Bill Index	3.19%	2.47%
Overperformance/(underperformance)	0.03%	-0.06%

<u>Stronger Communities Fund</u>				Jerilderie Budget	Expend to date	Coleambally Budget	Expend to date	Darlington Pt Budget	Expend to date	Still to be Expended	% Complete	
Coleambally	Treatment Works Upgrade					600,000.00		691,787.38		600,000.00	0.00%	Works subject to IWCM completion
Darlington Point	Update Water Treatment Facilities									691,787.38	0.00%	Works subject to IWCM completion
Jerilderie	Water Filtration Plant Replacement	685,843.98	15,074.10							670,769.88	2.20%	Partial funding for IWCM sourced from this grant
Coleambally	Streetscape Upgrade			1,500,000.00	80,823.48					1,419,176.52	5.39%	Tenders for construction & landscaping advertised
Darlington Point	Young Street Subdivision							1,500,000.00	111,506.76	1,388,493.24	7.43%	Engineering plans and costings to be undertaken
Coleambally	Community Hall Upgrade			565,000.00	48,612.42					516,387.58	8.60%	Draft plans finalised & works commenced
Darlington Point	Darlington Point Town information boards & tourism maps							58,000.00	8,750.00	49,250.00	15.09%	Artwork design purchased. Further signage to be determined.
Darlington Point	Sports Precinct Upgrade to Facilities							367,750.00	188,379.84	179,370.16	51.22%	Upgrade to amenities block completed. Further works ongoing
Darlington Point	Caravan Park - Management Plan											Purchase undertaken.
												Masterplan prepared.
												Further application for grant funds still to be determined
Jerilderie	Long Day Care Centre	636,000.00	500,146.95					350,000.00	238,085.31	111,914.69	68.02%	Works Substantially completed in conjunction with SCCF grant
Darlington Point	Upgrade to DP Shire Hall							400,000.00	343,287.28	56,712.72	85.82%	External concreting to be completed
Coleambally Pistol Club	Build a clubhouse, range & water tank			46,538.00	41,463.60					5,074.40	89.10%	Transfer remaining funds to SCF Major Projects
Darlington Point	Waddi Community Centre Demolition/Cultural Garden Stage 1 & 2 Waddi Education Arts & Cultural Centre							80,000.00	76,198.75	3,801.25	95.25%	Works nearing completion
Darlington Point								300,000.00	292,835.18	7,164.82	97.61%	Works nearing completion
Jerilderie Cricket Club	Install seating, shade & access	21,500.00	21,500.00							0.00	100.00%	Complete
Jerilderie	Kitchen Upgrade	135,963.60	135,963.60							0.00	100.00%	Complete
Jerilderie Community Gym	Purchase of gym equipment	43,358.97	43,358.97								100.00%	Complete
Jerilderie Tennis Club	Construct shed/disabled toilet	45,454.55	45,454.55								100.00%	Complete
Jerilderie Tennis Club	Re-roof Jerilderie Sports Club building	44,708.69	44,708.69								100.00%	Complete
Jerilderie CWA	Upgrade toilet facility	18,003.61	18,003.61								100.00%	Complete
Jerilderie Football Club	Replace boundary fencing & interchange facility	39,674.00	39,674.00								100.00%	Complete
Jerilderie Pre School	Refurbish indoor areas	44,098.40	44,098.40							0.00	100.00%	Complete
Jerilderie Swimming Club	Upgrade lane ropes & storage box	5,859.73	5,859.73								100.00%	Complete

<u>Stronger Communities Fund</u>		Jerilderie Budget	Expend to date	Coleambally Budget	Expend to date	Darlington Pt Budget	Expend to date	Still to be Expended	% Complete
Jerilderie Public School P & C	Soft fall rubber in playground	49,280.00	49,280.00						100.00% Complete
Jerilderie Arts & Talent Society	Purchase sound equipment & etc	9,868.22	9,868.22						100.00% Complete
Jerilderie Tennis Club	Disabled toilet within the	27,272.73	27,272.73						100.00% Complete
Jerilderie Tennis Club	Upgrade golf green flags & putting cups	1,340.00	1,340.00						100.00% Complete
Jerilderie Public School P & C	Development of computer & musical skills	7,946.36	7,946.36						100.00% Complete
Jerilderie Men's Shed	Purchase of property	50,000.00	50,000.00						100.00% Complete
Jerilderie RSL Sub Branch	2 Honour Boards and glass display cabinet	4,577.27	4,577.27						100.00% Complete
Jerilderie St Joseph's Parent's and Friends Inc	Play area soft fall and shade sail	35,374.74	35,374.74						100.00% Complete
Coleambally Sweatbox Community Gym	Purchase gym equipment, rubber flooring etc			30,340.00	30,340.00				100.00% Complete
Coleambally Clay Target Club	Construct new trap houses			45,260.00	45,260.00				100.00% Complete
Coleambally Pre School	Install solar panels			7,233.44	7,233.44				100.00% Complete
Coleambally Pre School	Resurface floor & install storage shed			11,412.73	11,412.73				100.00% Complete
Coleambally Lions Club	Purchase of ride on lawn mower			7,520.00	7,520.00				100.00% Complete
Coleambally Lions Club	Painting of Bucyrus Dragline			4,632.65	4,632.65				100.00% Complete
Coleambally Chamber of Commerce	Equipment for community events			10,116.20	10,116.20				100.00% Complete
Coleambally Chamber of Commerce	Quilting workshops			4,250.00	4,250.00				100.00% Complete
Coleambally Chamber of Commerce	Purchase of sewing machines, overlockers & tables			21,122.73	21,122.73				100.00% Complete
Coleambally Riverina Vintage Machinery Club	Purchase of portable building with disabled access			41,000.00	41,000.00				100.00% Complete
Coleambally Community Club	Installation of playground & outdoor family area			45,454.55	45,454.55				100.00% Complete
Coleambally Central School P & C	Build sandpit & resurface basketball court			50,000.00	50,000.00				100.00% Complete
Coleambally Golf Club Inc	Automatic watering for fairways 3 & 9			44,600.00	44,600.00				100.00% Complete
Coleambally Golf Club Inc	Automatic watering for fairways 1 & 6			25,450.00	25,450.00				100.00% Complete
Coleambally St Peters Primary School	Replace school quadrangle			28,172.73	28,172.73				100.00% Complete
Coleambally Mens Shed	Construct storage facility			44,463.19	44,463.19				100.00% Complete
Coleambally Murrumbidgee Experimental Farm	Develop 22ha for farming			45,454.55	45,454.55				100.00% Complete
Coleambally Pre School	Floor resurfacing			13,594.55	13,594.55				100.00% Complete
Coleambally Pre School	Shade sails & shed storage			12,272.73	12,272.73				100.00% Complete
Coleambally Lions Club	Jumping castle & trailer project			5,835.00	5,835.00				100.00% Complete
Coleambally Community Club	Level Bowling Greens, Upgrade Main Bar & Toilet area			21,909.09	21,909.09				100.00% Complete
Coleambally Central School P & C	Outdoor Settings			18,840.00	18,840.00				100.00% Complete
Coleambally St Peters Primary School	Multi purpose court			5,000.00	5,000.00				100.00% Complete
Coleambally Darlington Point Country Education Fund	Oral History Book Production			3,000.00	3,000.00				100.00% Complete
Coleambally Motorcycle Club Inc	Construct club house & install watering system to track			50,000.00	50,000.00				100.00% Complete
Coleambally Pony Club	Grounds upgrade & revamp			6,642.86	6,642.86				100.00% Complete

Stronger Communities Fund

		Jerilderie Budget	Expend to date	Coleambally Budget	Expend to date	Darlington Pt Budget	Expend to date	Still to be Expended	% Complete
Centre	Coleambally youth development								
Coleambally St Peters Catholic Church	Replacement of chairs			4,545.45	4,545.45				100.00% Complete
Coleambally Tennis Club	Replacement of synthetic courts			6,363.64	6,363.64				100.00% Complete
Anglican Parish of ColyDarlington Point	Install air conditioning to Darlington Point Hall			50,000.00	50,000.00				100.00% Complete
Darlington Point Mens Shed	Construct meeting room & improve stormwater					17,423.59	17,423.59		100.00% Complete
Darlington Point Lions Club	Addition of BBQ & bench					45,454.55	45,454.55		100.00% Complete
Darlington Point Mens Shed	Installation of solar panels					20,000.00	20,000.00		100.00% Complete
Apex Club of Darlington Point	Flag pole installation and flagging purchase					8,547.55	8,547.55		100.00% Complete
Darlington Point Club Ltd	Bowling green & club grounds irrigation					12,659.00	12,659.00		100.00% Complete
Darlington Point Club Ltd	Workshop for maintenance staff					45,454.55	45,454.55		100.00% Complete
Darlington Point Club Ltd	Machinery storage shed					36,363.64	36,363.64		100.00% Complete
Darlington Point Public School P & C	Classroom board upgrade throughout the school					25,650.00	25,650.00		100.00% Complete
						43,928.00	43,928.00		100.00% Complete
Jerilderie	Solar Lighting Walkway Project	13,167.00	13,167.00						100.00% Complete
Jerilderie	Netball Courts Upgrade	204,535.30	204,535.30						100.00% Complete
Jerilderie	South Coree Hall - Upgrade Hall and Play Equipment	45,363.42	45,363.42						100.00% Complete
Jerilderie	Balmeringa -Kerbing & sealing of driveway & carpark	41,100.15	41,100.15						100.00% Complete
Jerilderie	Installation of playground at Luke Park	76,516.71	76,516.71						100.00% Complete
Jerilderie	Installation of exercise stations around Lake	53,420.72	53,420.72						100.00% Complete
Jerilderie	Installation of additional seating in Luke Park	29,029.00	29,029.00						100.00% Complete
Jerilderie	Tidy Towns Purchase of equipment/ride on mower	9,552.13	9,552.13						100.00% Complete
Jerilderie	Construction of footpath through Luke Park	20,067.53	20,067.53						100.00% Complete
Jerilderie	Yamma Hall Toilet Block/Kitchen Redevelopment	156,833.64	156,833.64						100.00% Complete
Jerilderie	Independent Living Units Contribution	550,000.00	550,000.00						100.00% Complete
Jerilderie	Purchase of water entitlement	686,470.63	686,470.63						100.00% Complete
Jerilderie	Swimming Pool Restoration	568,306.02	568,306.02					0.00	100.00% Complete
Jerilderie	Showground Amenities Upgrade	70,332.17	70,332.17						100.00% Complete
									Funding fully expended with some further drainage works and 2nd coat seal to be undertaken from alternative sources
Coleambally	Bencubbin Avenue Rehabilitation			750,000.00	750,000.00			0.00	100.00% Complete
Coleambally	Squash Courts Resurface existing walls			54,057.39	54,057.39				100.00% Complete
Coleambally	Coleambally Netball Court Upgrade			282,318.57	282,318.57				100.00% Complete
Coleambally	Coleambally Multipurpose indoor gym/sports centre			500,000.00	500,000.00			0.00	100.00% Complete

Stronger Communities Fund

	Heritage Darlington Point - Purchase & install solar panelling Boat Ramp Installation Lions Park Facilities Upgrade & Display	Jerilderie Budget	Expend to date	Coleambally Budget	Expend to date	Darlington Pt Budget	Expend to date	Still to be Expended	% Complete
Darlington Point									
Darlington Point						6,544.41	6,544.41		100.00% Complete
Darlington Point						858,212.62	858,212.62	0.00	100.00% Complete
Coleambally				600,000.00	600,000.00	547,012.21	547,012.21	0.00	100.00% Complete
	Coly Sports Precinct Upgrade							0.00	100.00% Complete
Announced to date	15,408,006.82	4,430,819.27	3,624,196.34	5,562,400.05	3,021,761.55	5,414,787.50	2,926,293.24	5,835,755.69	Construction complete

Stronger Communities Funding
Interest Received to 31/01/23

14,365,000.00
942,350.00
15,307,350.00

Less expenditure to date

9,572,251.13

Balance unexpended for Int calc
purposes

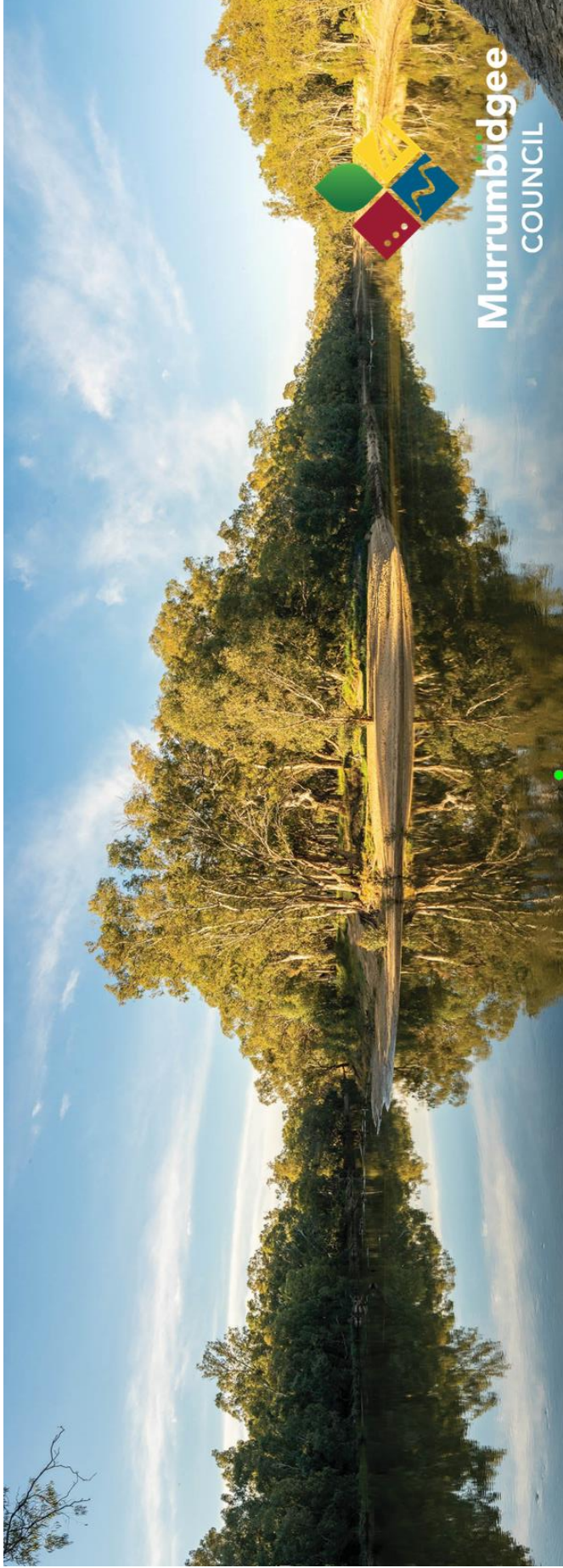
5,735,098.87
4,792,748.87

Available to date
Interest to date

14,365,000.00
942,350.00

Less announced to date
Available/(Oversubscribed)

15,307,350.00
15,408,006.82
-100,656.82



Murrumbidgee Council Delivery Program 2022-2023

Half Yearly Report to 31 December 2022

Strategic Activities: 1: Our Identity - people and place

We all live happily in a thriving, safe and vibrant community.

1.1: We work together to support all members of the community

1.1.1: Work together to achieve enhanced community and public transport accessibility

	Action	Progress measure	Responsible Team	Status	Progress	Comments
1.1.1.1	Proactively liaise with community transport provider/s and public transport providers to ensure community needs are being met	Initiate 3 meetings with community transport providers annually to better monitor community transport needs and issues	Planning, Community & Development	Progressing	50%	Discussions held with Valmar Support Services regarding community transport. Transfer of ownership of Community Bus completed.

1.1.2: Support a housing mix that gives choice and meets the needs of the community

	Action	Progress measure	Responsible Team	Status	Progress	Comments
1.1.2.1	Plan for future housing needs in the Murrumbidgee towns and encourage a range of residential developments	Complete the Murrumbidgee Land Use Plan and the new Murrumbidgee Local Environmental Plan.	Management	Not Due To Start	0%	The adopted Land Use Plan introduced the potential to have a mix of housing choices in the new combined LEP. These measures include either no minimal lot sizes or flexible MLS.

MURRUMBIDGEE COUNCIL DELIVERY PROGRAM



Action	Progress measure	Responsible Team	Status	Progress	Comments
1.1.2.2 Implement Council-managed housing subdivisions	Complete the Young Street residential development in Darlington Point.	Management	Progressing	20%	Final plans have been completed and Council has appointed an external Project Manager to drive the construction of the Young Street residential development. Planning on a development control plan and a marketing plan is also underway. Further Council has appointed a consultant to review and assess the biodiversity constraints in Kingfisher and Kookaburra Avenues in relation to the development of residential lots.

MURRUMBIDGEE COUNCIL DELIVERY PROGRAM

1.1.3: Advocate for cheaper utility costs, particularly electricity costs

Action	Progress measure	Responsible Team	Status	Progress	Comments
1.1.3.1	Negotiate with new sustainable energy providers (solar farms or wind farm developments) for supply of cheaper electricity for the Murrumbidgee Council community.	Management	Progressing	20%	Ongoing. Council has discussed this issue with all new renewable energy developers. No formal discussions have yet been held with energy suppliers or relevant government departments.

1.1.4: Advocate and work for greater access to health and medical services

Action	Progress measure	Responsible Team	Status	Progress	Comments
1.1.4.1	Liaise with health service providers to secure enhanced services for the community	Planning, Community & Development	Progressing	20%	Involvement with Berrigan Jerilderie Community Network and Murrumbidgee Local Health District to ensure appropriate health services are available.
1.1.4.2	Lobby for increased mental health services in Murrumbidgee Local Government Area	Planning, Community & Development	Progressing	30%	Promotion of available mental health services through Murrumbidgee Local Health District ongoing.

MURRUMBIDGEE COUNCIL DELIVERY PROGRAM

Action	Progress measure	Responsible Team	Status	Progress	Comments
1.1.4.3 Initiate or attend relevant interagency committees on mental health initiatives and programs	Attend relevant meetings as required	Planning, Community & Development	Progressing	20%	Involved with Berrigan Jerilderie Community Network and promoting MyStep Western who provide a range of services aimed at supporting people wanting to improve their emotional and mental wellbeing.
1.1.4.4 Lobby for grant funding to construct a Doctors surgery in Jerilderie Seek possible funding sources (grant funding, developer contributions) for the construction of a new Doctors surgery in Jerilderie.	Seek possible funding sources (grant funding, developer contributions) for the construction of a new Doctors surgery in Jerilderie.	Planning, Community & Development	Progressing	50%	No funding sources identified to date and Council's Developer Contribution Plan has been amended in order to apply the requirement to pay a developer contribution on solar and wind farms.
1.1.4.5 Support the retention of local Doctors in each town.	Assist local Doctors to retain accreditation. Identify issues to provide options to Council for assistance when required.	Management	Completed	100%	Procedures in place and agreements in place
1.1.4.6 Maintain existing medical centres in all three towns within the Local Government Area.	Maintain all Medical Centres to an acceptable level and undertake routine maintenance in a timely manner.	Infrastructure	Progressing	50%	Medical Centres in all three towns have been maintained to an acceptable level.

MURRUMBIDGEE COUNCIL DELIVERY PROGRAM

1.1.5: Embrace and empower all groups within the community, particularly: First nations people, Youth, Seniors, People with mixed abilities, Socially and economically disadvantaged members of the community, People from multicultural and linguistically diverse backgrounds

Action	Progress measure	Responsible Team	Status	Progress	Comments
1.1.5.1	Support programs that celebrate and strengthen multiculturalism in the community	Infrastructure	Not Due To Start	0%	Meetings to be arranged for early 2023
1.1.5.2	Conduct Australian Citizenship ceremonies in accordance with guidelines set by the Department of Immigration.	Management	Progressing	30%	Citizenship Ceremony held in Darlington Point 12 October 2022 - 3 conferees
1.1.5.3	Provide Education Scholarships	Planning, Community & Development	Not Due To Start	0%	Education Scholarships to be advertised early February.
1.1.5.4	Provide Grants as part of Grant Program	Planning, Community & Development	Not Due To Start	0%	Community Grants and Coleambally Solar Farm Fund Grants to be advertised in March.

MURRUMBIDGEE COUNCIL DELIVERY PROGRAM

1.2: We celebrate, embrace and preserve our cultural identities, our heritage and diversity

1.2.1: Provide opportunities for our community to showcase their heritage and diversity

Action	Progress measure	Responsible Team	Status	Progress	Comments
1.2.1.1	Partner with key stakeholders to promote targeted events and promotions	Infrastructure	Progressing	20%	Liaison with Monash Sculpture Committee in Jerilderie. Member of Ned Kelly Touring Route to promote 1879 Ned Kelly Raid Trail, successful application for TASC signs for 1879 Ned Kelly Rail Trail, funding applications with Heritage NSW.
1.2.2.1	Create/identify / incorporate Murrumbidgee's significant indigenous sites and history into councils' tourism and Heritage documents and planning	Infrastructure	Progressing	5%	Applied for funding through Heritage NSW for a Local Government Grant for Murrumbidgee Council.

1.2.2: Implement and encourage projects that achieve social cohesion, and celebrate diversity and inclusiveness

Action	Progress measure	Responsible Team	Status	Progress	Comments
1.2.2.2	Maintain museums within the Local Government Area	Planning, Community & Development	Progressing	30%	Maintenance carried out on Jerilderie Museum "The Willows". Maintenance on Darlington Point Museum carried out in conjunction with Heritage Darlington Point.

MURRUMBIDGEE COUNCIL DELIVERY PROGRAM



1.2.3: Work with each town to retain and celebrate their unique identities, while working towards a shared vision for our area

Action	Progress measure	Responsible Team	Status	Progress	Comments
1.2.3.1	Enhance each town's identity and character through appropriate community driven development control plans	Infrastructure	Progressing	50%	Previously addressed by Director.

1.3: We create opportunities for a more connected and cohesive community

1.3.1: Promote and support sporting, social, recreational and cultural opportunities and activities to increase participation and inclusion

Action	Progress measure	Responsible Team	Status	Progress	Comments
1.3.1.1	Promote community events using the various Council communication channels	General Manager	Progressing	25%	Opportunities continually promoted on Council's digital and non-digital channels.
1.3.1.2	Encourage participation in service / community groups	Infrastructure	Progressing	20%	Contact details for service and community groups have been updated.
1.3.1.3	Promote and celebrate national events	Infrastructure	Progressing	10%	Funding has been applied for International Women's Week in March. Youth Week in April
1.3.1.4	Plan activities for Murrumbidgee's aging population	Infrastructure	Not Due To Start	0%	To be held in February 2023

1.3.3: Empower our community to embrace technology and innovation

Action	Progress measure	Responsible Team	Status	Progress	Comments
1.3.3.1	Engage with relevant stakeholders and identify applicable technology and innovation considered suitable for Murrumbidgee Council Community	Management	Progressing	50%	Widespread community consultation has been undertaken on the introduction of ne recycling and FOGO waste services.

1.3.4: Advocate for improved telecommunications and utilities

Action	Progress measure	Responsible Team	Status	Progress	Comments
1.3.4.1	Engage with relevant stakeholders and Government to lobby for new communication networks	Management	Progressing	90%	Telstra servicing Bundure area Councils Tower FSG has been awarded digital and mobile grants to service approx. 80% of Murrumbidgee LGA

1.3.5: Encourage and expand volunteering opportunities

Action	Progress measure	Responsible Team	Status	Progress	Comments
1.3.5.1	Promote recognition of volunteers and diversity in the community Promote volunteer organisations and the benefits of volunteering on Councils social media platforms Insert 2 articles on volunteering in the community newsletter	Infrastructure	Not Updated	0%	

1.3.6: Enhance education opportunities in the area

Action	Progress measure	Responsible Team	Status	Progress	Comments
1.3.6.1	Work with education and training organisations to support skills-focused groups and training opportunities in the Murrumbidgee Local Government Area	Infrastructure	Progressing	10%	Promoting Tocal College, TAFE Griffith and Deniliquin courses, as well as EnterprisePlus and related business courses.
1.3.6.2	Ensure that each town has appropriate child care services such as a Preschool, Long Day Care, After School Care and or a Family Day Care Provider	Planning, Community & Development	Progressing	20%	Jerilderie Early Learning Centre completed and operating. Discussions held with both Coleambally and Darlington Point committee members to further progress Long Day Care facilities.

MURRUMBIDGEE COUNCIL DELIVERY PROGRAM

1.4: We encourage healthy, active and safe communities

1.4.1: Plan for and provide excellent parks, gardens and neighbourhoods

Action	Progress measure	Responsible Team	Status	Progress	Comments
1.4.1.1 Provide and Maintain Councils current parks and gardens assets	Maintenance of parks and gardens assets Develop and implement a parks and gardens maintenance and budget schedule - 12 months	Infrastructure	Progressing	40%	Councils parks and gardens maintained to acceptable standard. Development being undertaken to implement parks and gardens maintenance program.

1.4.2: Encourage an active lifestyle with outstanding recreational facilities and spaces

Action	Progress measure	Responsible Team	Status	Progress	Comments
1.4.2.1 Promote and support use of councils recreation facilities and spaces	Report of number of events held	Planning, Community & Development	Progressing	50%	Summer Break Pool Parties held in Coleambally and Jerilderie, planned in Darlington Point for 26 January 2023. Skate Workshops planned for Youth Week. All events promoted on Council's facebook page.
1.4.2.2 Provide and maintain sporting and recreational facilities	Maintain all sporting and recreational facilities to an acceptable level and undertake routine maintenance in a timely manner.	Infrastructure	Progressing	50%	Sporting and recreational facilities maintained to an acceptable level.

MURRUMBIDGEE COUNCIL DELIVERY PROGRAM

	Action	Progress measure	Responsible Team	Status	Progress	Comments
1.4.2.3	Seek presence of appropriate emergency services at key public events	Notify appropriate emergency services prior to key public events	Management	Progressing	0%	LEMC are being conducted on a quarterly basis

1.4.3: Work together to enhance community safety

	Action	Progress measure	Responsible Team	Status	Progress	Comments
1.4.3.1	Meet with Local Police to raise community awareness about public and traffic safety and other issue's impacting Murrumbidgee's populations	Attend regular LAN meetings	Management	Progressing	90%	Council has quarterly meetings with NSW Police to raise issues.
1.4.3.2	Lobby to maintain timely responses to incidents and provision of emergency services	Maintain dialogue with Police and other service providers on community safety issues and report to council on activities/initiatives	Management	Progressing	0%	Local Traffic committee Meeting are conducted quarterly, the attendance from TfNSW and police are presented with reports with requires to safety on roads with lines and signs
1.4.3.3	Seek presence of appropriate emergency services at key public events	Notify appropriate emergency services prior to key public events	Planning, Community & Development	Progressing	20%	Police advised of public events as part of Event Management process.

MURRUMBIDGEE COUNCIL DELIVERY PROGRAM

1.4.4: Work together to enhance a safe road network

Action	Progress measure	Responsible Team	Status	Progress	Comments
1.4.4.1 Develop an approved Road Safety Action Plan aligned with Council's Community Strategic Plan	Complete an approved Road Safety Action Plan	Management	Not Updated	0%	
1.4.4.2 Implement the initiatives identified in the Road Safety Action Plan	Implement identified initiatives in the Road Safety Action Plan once developed.	Management	Not Updated	0%	

1.4.5: Build community understanding to meet public health standards

Action	Progress measure	Responsible Team	Status	Progress	Comments
1.4.5.1 Maintain a food safety and food handler education program in accordance with the NSW food Authority	Report on number of education programs	Planning, Community & Development	Not Progressing	0%	There has not been a request from public bodies to undertake a food handling education program this financial year.
1.4.5.2 Undertake required public health related education programs	Report on number of education programs	Planning, Community & Development	Not Due To Start	0%	

MURRUMBIDGEE COUNCIL DELIVERY PROGRAM



Action	Progress measure	Responsible Team	Status	Progress	Comments
1.4.5.3	Maintain a building and structures assessment and inspection service.	Management	Progressing	50%	Ongoing. All buildings are assessed and approved in accordance with the National Construction Codes. During this period a total of 10 Construction certificates were approved.
1.4.5.4	Determine and notify street and rural addressing numbers as required	Management	Progressing	50%	Ongoing. Residential and rural addressing provided to owners of new dwellings upon issue of development consent. Street numbering also provided to developers of new service station in Jerilderie.

1.4.6: Partner with providers of emergency services to ensure appropriate response levels to community emergencies

Action	Progress measure	Responsible Team	Status	Progress	Comments
1.4.6.1	Implement a specific community and stakeholder engagement plan for emergency situation	Management	Not Updated	0%	
1.4.6.2	Maintain ongoing support for the Local Emergency Management Centre	Management	Progressing	0%	LEMC are being conducted on a quarterly basis

MURRUMBIDGEE COUNCIL DELIVERY PROGRAM

1.4.7: Work with the community to ensure responsible animal management and compliance with relevant legislation

Action	Progress measure	Responsible Team	Status	Progress	Comments
1.4.7.1	Maintain an appropriate ranger service to respond to companion animal issues.	Management	Progressing	50%	Ongoing. During this period a total of x dog attacks were reported. The current companion animal management system of trained staff in Darlington Point, Coleambally and Jerilderie reporting and liaising to and with the Director of Planning, Community & Planning is working well.
1.4.7.2	Maintain relationships with a minimum of 2 approved companion animal rehoming organisations in order to rehome as many companion animals as possible.	Management	Progressing	50%	During this period a total of 21 companion animals were rehomed to approved animal rehoming organisations.
1.4.7.3	Regularly record and report on the number of companion animals accommodated at the Pound as per Companion Animal Act Requirements	Management	Progressing	50%	Ongoing. During the reporting period the following companion animals were impounded: Jerilderie, Coleambally and Darlington Point Dogs 22 Cats 3

MURRUMBIDGEE COUNCIL DELIVERY PROGRAM



	Action	Progress measure	Responsible Team	Status	Progress	Comments
1.4.7.4	Undertake community education and awareness programs on the responsibility of companion animal ownership	Under a minimum of 2 companion animal ownership public education programs a year	Management	Progressing	50%	Ongoing. Information on companion animal ownership was included in X Community Newsletters.

MURRUMBIDGEE COUNCIL DELIVERY PROGRAM

Strategic Activities: 2: Our Natural Environment - sustainable living

We live in a wonderful natural environment that we value highly.

2.1: We protect our natural environment for future generations

2.1.1: Work together to protect, manage and promote the health of our natural environment, including our landscapes, waterways and biodiversity

Action	Progress measure	Responsible Team	Status	Progress	Comments
2.1.1.1 Ensure areas of high biodiversity values are mapped and protected under the Murrumbidgee Local Environmental Plan	Complete the Draft Murrumbidgee Land Use Strategy and Murrumbidgee Local Environmental Plan	Management	Progressing	50%	Meetings have been held with Council's planning consultations in the 2nd quarter following Council's adoption of the Land Use Plan, to start the planning of the new combined LEP & DCP. Preparation works for these documents have commenced and final versions planned to be presented to council following community consultation in the later part of 2023. Areas of biodiversity will be included in the mapping section of the LEP for added protection.

MURRUMBIDGEE COUNCIL DELIVERY PROGRAM



Action	Progress measure	Responsible Team	Status	Progress	Comments
2.1.1.2	Develop and maintain partnerships with local land managers	Maintain membership of Landcare.	Progressing	50%	Ongoing. Discussions have been held with Rural Fire Service, Department of Environment, Local Land Services, Natural Resource Access Regulator and Coleambally Irrigation concerning a range of environmental, flooding, biodiversity and weeds matters.

2.1.2: Promote awareness of environmental issue's and climate challenges

Action	Progress measure	Responsible Team	Status	Progress	Comments
2.1.2.1	Partner with relevant organisations to develop education programs assisting the community in reducing energy consumption and alternative energy practices	Undertake an annual community education program on possible energy reduction initiatives.	Infrastructure	Not Updated	0%

MURRUMBIDGEE COUNCIL DELIVERY PROGRAM

2.1.3: Work together to manage pest plants and animals

Action	Progress measure	Responsible Team	Status	Progress	Comments
2.1.3.1 Develop an annual Weed Action Plan in cooperation with NSW primary industries.	Deliver the annual weed action plan	Planning, Community & Development	Progressing	70%	
2.1.3.2 Promote biosecurity and weed management reduction through Councils weed management program	Report on biosecurity and weed management activities	Planning, Community & Development	Progressing	60%	WAP are progressing. Priority Weeds Booklet to be printed for both Murray and Riverina with Murrumbidgee Council recognition.

2.2: We carefully manage our resources

2.2.1: Support sustainable energy initiatives and manage Council's energy consumption wisely

Action	Progress measure	Responsible Team	Status	Progress	Comments
2.2.1.1 Complete and promote actions identified in the Murrumbidgee Council Energy Audit.	Adopt the Draft Murrumbidgee Council Energy Strategy Complete strategies identified in the Draft Murrumbidgee Council Energy Strategy as grant funding opportunities arise.	Management	Progressing	25%	Council has adopted an Energy Strategy but not yet commenced any actions or initiatives.

2.2.2: Support waste minimisation by encouraging reusing, renewing and recycling, with sustainable waste disposal and management

Action	Progress measure	Responsible Team	Status	Progress	Comments
2.2.2.1 Actively participate in New waste or other initiatives	Maintain active membership with the RAMJO Riverina Waste Group and report on sustainable initiatives.	Management	Progressing	50%	Council has agreed to introduce a new Food Organics & Greenwaste Organics (FOGO) and has applied for and received a grant to purchase new bins. Further Council has commenced a survey seeking information on bins sizes prior to ordering the new FOGO bins. The FOGO service will commence on the 3 July 2023 with a new recycling service in Jerilderie. Council has also ordered a new collection truck for the FOGO, recycling and residual waste.
2.2.2.2 Maximise diversion of waste through Councils kerb collection programs	Investigate introduction of a recycling service at Jerilderie FOGO (Food and organic waste) collection service at Jerilderie, Coleambally and Darlington Point. FOGO (Food and organic waste) collection service at Jerilderie, Coleambally and Darlington Point.	Management	Progressing	75%	Council has agreed to introduce a FOGO service to all three towns and where possible to rural areas. This service will start on the 3rd July 2023. Council has received a grant for the purchase of the bins and has ordered a new collection truck.

MURRUMBIDGEE COUNCIL DELIVERY PROGRAM

Action	Progress measure	Responsible Team	Status	Progress	Comments
2.2.2.3	Identify/Provide opportunities for the diversion of waste from landfill	Management	Progressing	20%	Strategies and works to increase the diversion of waste form landfill has not progressed to any extent, other than discussions with Wormtech for the transfer of greenwaste to their facility at Carrathool. To a greater or lesser extent there is some existing diversion of steel, household recycling products (oil. batteries, light bglobes, fire extinguishers) but potential remains to increase this level.
2.2.2.4	Investigate landfill management options across the Local Government Area	Management	Not Due To Start	0%	There has not been any action on this matter to date.

2.2.3: Encourage the conservation of water resources and sustainable water reuse

Action	Progress measure	Responsible Team	Status	Progress	Comments
2.2.3.1 Complete and adopt Murrumbidgee Council Integrated Water Cycle Management Strategy.	Murrumbidgee Council Integrated Water Cycle Management Strategy adopted	Management	Progressing	0%	ICWM Draft Funding Deed Variation SSWP233 Murrumbidgee Council has been signed and the next stages are for the options report to be completed by PWA

2.3: We achieve a balance between growth, development and environmental protection

2.3.1: Preserve local character and stimulate the conservation of important heritage assets

Action	Progress measure	Responsible Team	Status	Progress	Comments
2.3.1.1 Create/maintain a heritage advisory service and provide a local heritage assistance fund to support the conservation of local heritage items	Provide funding to participate in an annual heritage advisory service in conjunction with Heritage NSW and report on heritage assistance provided.	Planning, Community & Development	Progressing	30%	Successful in obtaining \$25,000 grant through Local Government Heritage Grants to provide a heritage advisory service.

MURRUMBIDGEE COUNCIL DELIVERY PROGRAM

2.3.2: Facilitate sustainable land use planning and ensure developments are well planned, sustainable, have minimal environmental impacts and meet legislative requirements

	Action	Progress measure	Responsible Team	Status	Progress	Comments
2.3.2.1	Maintain a development assessment and approval service.	Assess and determine development applications in accordance with the legislative requirements of the Environmental Planning & Assessment Act and associated legislation.	Management	Progressing	50%	Ongoing. During this period a total of 23 Development Applications were approved.
2.3.2.2	Complete the introduction of a new Murrumbidgee Local Environmental Plan.	Introduction of a new Murrumbidgee LEP	Management	Progressing	50%	Ongoing. All developments are assessed in accordance with the current Jerilderie and Murrumbidgee LEPs, During the 2nd quarter Council adopted a new Land Use Plan to strategise the future planning and development options and commenced planning for a new combined LEP and DCP to be introduced in 2023.
2.3.2.3	Review, utilise and update Council's Section 7.12 Developer Contribution Plan	Introduce revised Section 7.12 Developer Contribution Plan	Management	Progressing	90%	A revised Section 7.12 Plan has been prepared and is to be presented to the Council meeting of 28th February for determination.

MURRUMBIDGEE COUNCIL DELIVERY PROGRAM



Action	Progress measure	Responsible Team	Status	Progress	Comments
2.3.2.4	Review the Murrumbidgee Development Control Plan	Introduce revised Murrumbidgee Development Control Plan	Management	Progressing	50%
2.3.2.5	Provide a development application pre-lodgement service	Report on number of DA's lodged	Management	Progressing	50%

MURRUMBIDGEE COUNCIL DELIVERY PROGRAM

Action	Progress measure	Responsible Team	Status	Progress	Comments
2.3.2.6	Maintain Council controlled quarries and pits within the Local Government Area.	Infrastructure	Progressing	20%	Council controlled quarries and pits have been maintained to an acceptable level. Some restoration works carried out as quarries have been used. Program to be developed and costing of further restoration works.

2.3.3: Encourage local development, while protecting public interest

Action	Progress measure	Responsible Team	Status	Progress	Comments
2.3.3.1	Review the Murrumbidgee Town Development Plans for residential and industrial development in Coleambally (2019) and Jerilderie (TBC)	Management	Progressing	50%	The Murrumbidgee Council Land Use Plan has been adopted by Council and work on the new combined Murrumbidgee LEP has commenced with an expected completion date of later in 2023.

2.3.4: Promote best practice public and environmental health activities

Action	Progress measure	Responsible Team	Status	Progress	Comments
2.3.4.1	Maintain a food safety and food handler program in accordance with the NSW food Authority	Planning, Community & Development	Progressing	90%	1st round Medium/High Risk food inspections for the year 2022-2023 financial year are almost complete.
2.3.4.2	Undertake required public health related inspections, compliance activities programs	Planning, Community & Development	Progressing	40%	Ongoing Mosquito Surveillance Program Drinking Water Monitoring
2.3.4.3	Act on complaints received in relation to pollution and public health	Planning, Community & Development	Progressing	0%	

MURRUMBIDGEE COUNCIL DELIVERY PROGRAM

Strategic Activities: 3: Our Built Environment - liveable places

We all enjoy access to well-planned social and community infrastructure and spaces, which are developed and maintained to a high standard.

3.1: We achieve a balance between growth, development and environmental protection

3.1.1: Efficiently manage, maintain and enhance Council's assets

Action	Progress measure	Responsible Team	Status	Progress	Comments
3.1.1.1	Review Councils asset management framework, policy and plan	Management	Not Due To Start	0%	Asset Manager is currently assessing the Road transport and sewer asset management plans due for completion Road June 2023, and sewer Nov 2023
3.1.1.2	Develop integrated registers for each asset class incorporating the asset management review	Infrastructure	Progressing	20%	Started updating and developing registers for transport assets and water and sewer assets
3.1.1.3	Incorporate the financial impacts from the asset management review into Council's LTFP to reflect current and future community needs and priorities	Management	Not Updated	0%	

MURRUMBIDGEE COUNCIL DELIVERY PROGRAM

Action	Progress measure	Responsible Team	Status	Progress	Comments
3.1.1.4	Develop a ten-year maintenance and renewal budget and program (separate to capital works) aligned to the LTFP	Management	Not Updated	0%	

3.1.2: Efficiently manage Crown Land resources

Action	Progress measure	Responsible Team	Status	Progress	Comments
3.1.2.1	Develop a management plan for Crown Lands under Council control aligned with the LTFP	Management	Progressing	30%	Some Crown Land management plans have been completed and will be presented to Council at the February meeting for adoption. Eleven have been submitted to Crown Lands for final sign off.

3.1.3: Improve street and building accessibility for those with mixed abilities

Action	Progress measure	Responsible Team	Status	Progress	Comments
3.1.3.1	Review/Deliver a staged program of accessibility improvements to the road network and environments of Murrumbidgee Council	Management	Progressing	0%	Assessment of the road has been develop 20/21 FY with Asset Management Plan currently being developed due by 30 June 2023

3.2: We cherish our open spaces where the community can be active

3.2.1: Activate spaces and places to complement activity around waterways, urban areas and green spaces for families, the community and visitors

Action	Progress measure	Responsible Team	Status	Progress	Comments
3.2.1.1	Identify funding opportunities to improve existing open spaces	Infrastructure	Not Updated	0%	
3.2.1.2	Increase the number of walking tracks in all towns and their surrounds	Infrastructure	Not Due To Start	0%	

3.2.2: Enhance sporting, recreation and leisure facilities and opportunities

Action	Progress measure	Responsible Team	Status	Progress	Comments
3.2.2.1	Develop masterplans for sporting, showgrounds and recreational facilities and precincts in all towns	Management	Progressing	0%	Coleambally Sport precincts is completed Darlington Point Jerilderie
3.2.2.2	Develop business cases (where appropriate) and funding options for new or multipurpose sports and recreation facilities	Management	Not Updated	0%	

3.3: Our road network (reserve) is well maintained, functional and continually improved

3.3.1: Work together to maintain and develop a highly functioning road network (reserve), including roads, footpaths, bridges cycleways, kerb and guttering, and drainage system

Action	Progress measure	Responsible Team	Status	Progress	Comments
3.3.1.1	Review/Deliver a staged program of accessibility and maintenance improvement to Murrumbidgee's rural and town road network and road hierarchy	Management	Progressing	0%	Assessment of the road transport has been develop 20/21 FY with Asset Management Plan currently being developed due by 30 June 2023

MURRUMBIDGEE COUNCIL DELIVERY PROGRAM

Action	Progress measure	Responsible Team	Status	Progress	Comments
3.3.1.2 Carry out routine and programmed maintenance for footpaths, cycle ways, kerb and gutter	Replace 150m of kerb gutter annually -with annual review and reporting Identify and program works for high priority footpath renewal with annual review and reporting	Infrastructure	Not Updated	0%	
3.3.1.3 Continue to strengthen relationships with the RMS, Newell Highway Taskforce and relevant parties to address flood impact and access issue's through meeting attendance	Attend and report on taskforce meetings as required Create meetings with relevant stakeholders and Government representatives annually	Management	Progressing	0%	RMCC Officer, Staff are strengthen relationship with TfNSW on upgrades of the Newell Hwy
3.3.1.4 Review and implement an annual work program and budget for routine and programmed maintenance for local and regional roads and bridges	Develop an annual works program and budget for routine and programmed maintenance for local and regional roads and bridges and present to Council during annual budget process	Management	Progressing	0%	Capital Works program is currently in draft and to be adopted in late Feb 2023
3.3.1.5 Deliver the agreed service levels identified in the annual budget for roads and bridges	Report on Road and Bridge works undertaken annually	Management	Not Updated	0%	
3.3.1.6 Deliver the annual RMS contract works to a standard that consistently meets the contract requirements	Report to council on works completed	Management	Completed	0%	RMCC officer has progressed and delivered the RMAP for TfNSW for the 22/23 FY

MURRUMBIDGEE COUNCIL DELIVERY PROGRAM

3.4: We operate our local utilities according to best practice standards

3.4.1: Manage Council's utility assets in line with best practice standards and priorities

Action	Progress measure	Responsible Team	Status	Progress	Comments
3.4.1.1 Review Council's water treatment works operational plan and budget	Operate the Council Water Treatment plants in accordance with current NSW Public Health Guidelines Undertake required routine bacteriological and chemical water sampling	Infrastructure	Progressing	50%	All required water sampling undertaken. Council water treatment plants operated in accordance with NSW Public Health guidelines.
3.4.1.2 Maintain water supply to Murrumbidgee's towns.	Completion of the Integrated Water Cycle Management Strategy	Infrastructure	Progressing	50%	Water supplies maintained in all towns. Awaiting finalised Integrated Water Cycle Management Strategy. Regular programmed maintenance on bore sites.
3.4.1.3 Maintain water supply for Murrumbidgee's parks and gardens and review ongoing system monitoring and routine maintenance and repairs to ensure water is available	Maintain Parks and Gardens to an acceptable standard and undertake routine maintenance in a timely manner	Infrastructure	Progressing	50%	Parks and gardens maintained to acceptable standard.
3.4.1.4 Complete the annual capital works program on water assets	Annual Water Asset Capital works program to be submitted to Council, during budget preparations	Management	Not Updated	0%	

MURRUMBIDGEE COUNCIL DELIVERY PROGRAM

	Action	Progress measure	Responsible Team	Status	Progress	Comments
3.4.1.5	Operate all Sewerage Treatment Plants to ensure compliance with EPA requirements	Submit Annual report to EPA for approval	Management	Not Updated	0%	
3.4.1.6	Maintain systems to efficiently operate Murrumbidgee's town sewers	Undertake appropriate routine monitoring of Sewer mains, man holes and pump stations	Infrastructure	Progressing	50%	Sewer mains, manholes and pump stations monitored and maintained. Issues resolved as they arise.
3.4.1.7	Complete annual capital works program on sewer assets	Annual Sewer Asset works program to be submitted to Council, during budget preparations	Management	Not Progressing	0%	
3.4.1.8	Complete the annual capital works program on stormwater assets in line with agree priorities	Annual Storm Water Capital works program to be submitted to Council, during budget preparations	Management	Not Updated	0%	
3.4.1.9	Upgrade stormwater facilities and system in line with agreed priorities.	Report on stormwater capital works in line with approved budget	Management	Not Updated	0%	

MURRUMBIDGEE COUNCIL DELIVERY PROGRAM

Strategic Activities: 4: Our Economy - creating our own opportunities

Our thriving economy enjoys business and investment growth, with new and existing businesses and industries proactively achieving development and business success.

4.1: Living, working and investing in area is very enticing

4.1.1: Provide an environment to grow and strengthen local businesses and attract new businesses

Action	Progress measure	Responsible Team	Status	Progress	Comments
4.1.1.1	Lobby government for improved freight corridors	Maintain relationships with relevant transport corridor organisations	Management	Progressing	70%
4.1.1.2	Support opportunities for freight and distribution and warehousing to Eastern seaboard airports or centres	Identify opportunities applying to freight distribution and warehousing	Infrastructure	Progressing	0%
4.1.1.3	Develop and deliver capacity and skill building workshops for local businesses	Number of workshops, number of participants and participant feedback	Infrastructure	Progressing	5%
					Advocacy work as part of the Newell Hwy Task Force Written letters to Ministers In electron priorities to Government both state and federal Part of a task force reviewing transport across Murray Riverina RAMJO freight strategy Meetings to commence start 2023 Topics for training identified through the 2022 Murrumbidgee Business Operator Survey. Training to be delivered in 2023.

MURRUMBIDGEE COUNCIL DELIVERY PROGRAM

4.1.2: Promote our area as a great place to do business and invest

Action	Progress measure	Responsible Team	Status	Progress	Comments
4.1.2.1	Champion a "transport hub" at the intersection of the Sturt Highway and the Kidman Way	Management	Progressing	10%	Progressed via LEP and once adopted by Council progress can move forward quicker
4.1.2.2	Maintain membership of regional government and non-government organisations	Infrastructure	Not Updated	0%	
4.1.2.3	Encourage strong partnerships between businesses, education and government agencies	Infrastructure	Not Updated	0%	

4.1.3: Advocate and identify opportunities for increased workforce participation

Action	Progress measure	Responsible Team	Status	Progress	Comments
4.1.3.1	Engage with stakeholders to identify labour shortages and improve workforce participation	Infrastructure	Progressing	15%	Labour shortages identified through the 2022 Murrumbidgee Business Operator Survey. Letter of Support provided to RDA Riverina and RDA Murray to expand DAMA to our LGA.

MURRUMBIDGEE COUNCIL DELIVERY PROGRAM

4.1.4: Address and advocate for measures to overcome barriers to business and industry expansion (eg land availability)

	Action	Progress measure	Responsible Team	Status	Progress	Comments
4.1.4.1	Work with stakeholders to identify supply chain opportunities and weaknesses that Council can lobby for.	Implement annual business survey Report to council on number of meeting with stakeholders and feedback from participants	Infrastructure	Progressing	15%	2022 Murrumbidgee Business Operator Survey completed in September 2022,
4.1.4.2	Plan for future housing and business needs in the Murrumbidgee towns	Complete the Murrumbidgee Lands Use Plan and Adopt new Murrumbidgee LEP	Management	Progressing	70%	Following the adoption of the Land Use Strategy in the 2nd quarter, which identified areas for possible expansion of residential and industrial zones, staff have met with Council's planning consultants to commence work on the preparation of the new combined LEP and DCP. It is proposed to present to council draft versions of these documents in order that they can be exhibited and finalised towards to end of 2023.

4.1.5: Develop and implement economic plans and strategies geared towards sustainable economic growth

	Action	Progress measure	Responsible Team	Status	Progress	Comments
4.1.5.1	Implement the goals of Council's Economic Development Strategy	Report to council on the number of actions started and implemented and the Percentage of Strategy implemented	Infrastructure	Progressing	30%	Biannual business survey conducted in August 2022, launch of 'Explore Murrumbidgee' (business and tourism guide), commencement of 'New Resident Guide', support for new business development
4.1.5.2	Council representatives to actively participate in Murrumbidgee's Business Committees and Chambers	Report to council on the number of meetings attended and feedback from participants	Infrastructure	Progressing	10%	Ongoing liaison with Coleambally Chamber of Commerce, Darlington Point Business Chamber and Jerilderie United Chamber of Commerce.
4.1.5.3	Utilise Council's Master Plans to undertake improvements and developments recognised by Council to improve and activate Murrumbidgee Council.	Identify suitable projects and source internal & external funding.	Infrastructure	Progressing	20%	Submitted 20 grant applications to the value of \$6.1M

MURRUMBIDGEE COUNCIL DELIVERY PROGRAM

Action	Progress measure	Responsible Team	Status	Progress	Comments
4.1.5.4	Create local economic development enhancement by establishing a buy local register and local preferred supplier arrangement.	Infrastructure	Not Progressing	0%	Existing "Buy local" program with Coleambally Chamber of Commerce and Darlington Point Business Connect. Looked into "Why Leave Home Program", however no interest from Chambers to merge into one program.

4.2: Our area is a vibrant social, recreational and cultural hub and a great place to visit

4.2.1: Develop and promote our area as an attractive visitor destination

Action	Progress measure	Responsible Team	Status	Progress	Comments
4.2.1.1	Develop and Support opportunities to create 'destination experiences'	Infrastructure	Progressing	10%	Support for Altina Wildlife Park expansions. Identifying funds for Darlington Point Riverside Caravan Park redevelopment.
4.2.1.2	Participate in regional tourism initiatives	Infrastructure	Progressing	20%	Member of Kidman Way Promotion Committee, Newell Highway Promotional Committee, Ned Kelly Touring Route, Visit Riverina and Murrumbidgee Trails.

MURRUMBIDGEE COUNCIL DELIVERY PROGRAM

Action	Progress measure	Responsible Team	Status	Progress	Comments
4.2.1.3	Measure event success, analysis and report results	Infrastructure	Progressing	5%	

4.2.2: Support and encourage events and activities for locals and visitors

Action	Progress measure	Responsible Team	Status	Progress	Comments
4.2.2.1	Identify and attract new events to the Murrumbidgee Council area Identify appropriate grant funding to support and encourage events Report to council on the number of new events	Infrastructure	Progressing	30%	Through Reconnecting Regional NSW events - The Pig Day Out in Darlington Point, Paint and Sip in Coleambally and Spring into October in Jerilderie.

4.2.3: Encourage opportunities for further recreation activities on or around rivers and waterways

Action	Progress measure	Responsible Team	Status	Progress	Comments
4.2.3.1	Develop and deliver first class aquatic recreation experiences	Infrastructure	Not Updated	0%	
4.2.3.2	Ensure adequate signage and representation of Councils aquatic locations and facilities	Infrastructure	Progressing	20%	In the process of checking signage at all locations to identify any gaps or inadequacies.

MURRUMBIDGEE COUNCIL DELIVERY PROGRAM



	Action	Progress measure	Responsible Team	Status	Progress	Comments
4.2.3.3	Increase the number of walking tracks in all towns and their surrounds	Continue to work in partnership to identify other walking tracks for grants and development opportunities	Management	Progressing	0%	PAMP study is currently under way due for completion March 2023 in all Township Jerilderie, Coleambally and Darlington Point

4.3: We have a resilient, vibrant agricultural sector

4.3.1: Work together to address impediments and identify initiatives to ensure the sustainability of the agricultural sector

	Action	Progress measure	Responsible Team	Status	Progress	Comments
4.3.1.1	Monitor agricultural trends in the Murrumbidgee Council Area	Report on the number of meeting with Agricultural Industry representatives and report as required on findings Advocate for and support the agricultural industry as required	Infrastructure	Progressing	20%	Meeting with Department of Primary Industries, support for flood affected primary producers through Flood Recovery Hubs in Darlington Point and Jerilderie,

MURRUMBIDGEE COUNCIL DELIVERY PROGRAM

Strategic Activities: 5: Leading by example

We are a highly respected local council who is recognised as a proactive civic leader that embraces opportunities for the area and community.

5.1: We have strong partnerships with our community, government and other stakeholders and are seen as a trusted and reliable organisation

5.1.1: Build strong, effective, and productive alliances and partnerships with all stakeholders

Action	Progress measure	Responsible Team	Status	Progress	Comments
5.1.1.1	Ensure elected members are adequately resourced to enable effective representation	Management	Completed	100%	Equipment supplied, Policies and Procedures in place.

5.1.2: Focus on an excellent customer experience, that provides value for money, quality services, is convenient and simple.

Action	Progress measure	Responsible Team	Status	Progress	Comments
5.1.2.1	Review Council's Customer Service Charter to ensure delivery standards are high	Planning, Community & Development	Completed	100%	Customer Service Charter reviewed and adopted.

MURRUMBIDGEE COUNCIL DELIVERY PROGRAM

Action	Progress measure	Responsible Team	Status	Progress	Comments
5.1.2.2	Work to improve the digital capabilities of Council to enhance the digital customer experience	General Manager	Progressing	20%	Investigations continuing into new website provider and customer service functions required on the upgraded website. Other digital customer opportunities are the role of the Chief Financial Officer.

5.1.3: Maintain sound legislative decision-making that is ethical, accountable and transparent

Action	Progress measure	Responsible Team	Status	Progress	Comments
5.1.3.1	Continuously improve governance in decision making	Management	Progressing	80%	All Policies legislated to be reviewed have been reviewed. Instigation of a twice monthly workshop Delegations register updated to new organisational structure. Organisational Structure adopted to meet Council outcomes.

5.1.4: Provide best practice financial, corporate and operational management and reporting that meets legislative requirements

Action	Progress measure	Responsible Team	Status	Progress	Comments
5.1.4.1	Ensure Councils policies and processes meet the current Legislation, Statutory and regulatory requirements	Management	Completed	100%	All policies reviewed.

5.1.5: Provide best practice procurement activities, as well as risk and project management

Action	Progress measure	Responsible Team	Status	Progress	Comments
5.1.5.1	Develop a project management framework to apply to Council Projects	Management	Not Updated	0%	
5.1.5.2	Comply with Councils adopted enterprise risk management policy, framework and risk register	General Manager	Progressing	50%	
5.1.5.3	Complete Council's Business Continuity Plan	Management	Progressing	5%	Council have reviewed the existing Business Continuity Policy and Council staff have undertaken professional development to develop capacity in this area. An IT BCP Subplan has been prepared and is expected to be adopted in early 2023.

5.1.6: Pursue innovative methods to source income as a local government body

Action	Progress measure	Responsible Team	Status	Progress	Comments
5.1.6.1 Identify and promote grant opportunities supporting councils strategic and operational priorities	Incorporate grants report in Councils monthly financial report Meeting all grant reporting requirements and reconciliations	Planning, Community & Development	Progressing	50%	Grant Writer employed. Reports prepared for Council on progress of grant applications. Grant reporting requirements met.

5.2: We build a collaborative culture by effective and meaningful engagement with the community
5.2.1: Provide genuine, simple and accurate information that is accessible and inclusive

Action	Progress measure	Responsible Team	Status	Progress	Comments
5.2.1.1 Maintain Councils Community Engagement Plan	Implement the Community Engagement Plan as part of the CSP	Management	Completed	100%	Finalised and in use
5.2.1.2 Promote transparency and accountability and ensure the public can access Council information	Council meets 100% of the requirements of the Government Information Public Access Act (GIPA)	Management	Progressing	50%	Council meetings open to the public. Website contains most all information. We have PIPA policies. Community Forums been used for public to express to Council.
5.2.1.3 Deliver Council's Integrated Planning & reporting (IP&R) requirements, including the Delivery Program, Operational Plan & Annual Report	Council meets 100% of required IP&R documents delivers by the required deadlines	Management	Progressing	50%	Ongoing. First reporting period is due in February 2023.

5.2.2: Empower the community to become engaged in and understand Council projects and initiatives

Action	Progress measure	Responsible Team	Status	Progress	Comments
5.2.2.1 Incorporate feedback from Councils community participation and engagement forums into the LTFP, Annual Budget, IP&R deliverables	Prepare and complete a Community Strategic Plan following each Council election	Planning, Community & Development	Completed	100%	Murrumbidgee Council Community Strategic Plan 2022-2032 prepared and adopted at Council Meeting on 24 May 2022.
5.2.2.2 Support Councils financial statements audit process and the external auditor	Provide support in a timely manner	Management	Completed	100%	2022 financial statements were audited and submitted on time.
5.2.2.3 Provide clear, accessible and relevant information to the community to support, inform and engage the community on Council's activities and directions	100% of major projects and initiatives are communicated to targeted audiences Community Satisfaction Surveys Feedback derived from social media commentary	Management	Progressing	50%	Community is provided master plans to comment on before capital projects commence. Hold stakeholder meetings. Policies are placed on public display.
5.2.2.4 Provide opportunities for the community to participate in planning decisions (guided by the Community Participation Plan)	100% of private development projects communicated to the community	Management	Completed	100%	Process of engaging public in all capital projects has been implemented. As such we receive comment on all master Plans. Engaging directly with stakeholders and with wider community.

MURRUMBIDGEE COUNCIL DELIVERY PROGRAM

5.3: *We are a strong and sustainable organisation that is seen as an employer of choice*

5.3.1: Develop and grow a skilled, motivated and engaged workforce

Action	Progress measure	Responsible Team	Status	Progress	Comments
5.3.1.1	Define Council's talent by undertaking capability skills audit and training needs analysis (TNA) bi-annually to identify current strengths and develop areas across the business	General Manager	Progressing	50%	Performance appraisals done annually which include training needs. Salary systems aligned to licences required for the positions.
5.3.1.2	Promote generation and gender diversity by investigating awareness and training options for Council's consideration	General Manager	Progressing	50%	Traineeships currently advertised across a wide area of Council activities. Equal Opportunity Employment policy being developed.
5.3.1.3	Measure and monitor staff Actively manage workforce productivity with annual review and reporting and by introducing ratios into management reports - turnover, gender, number of annual staff appraisals completed	General Manager	Progressing	50%	Annual performance reviews completed. Recruitment report provided to Executive Team.

MURRUMBIDGEE COUNCIL DELIVERY PROGRAM

Action	Progress measure	Responsible Team	Status	Progress	Comments
5.3.1.4	Undertake Workforce Management Planning with annual review and reporting	General Manager	Completed	100%	Workforce Management Planning completed.
5.3.1.5	Undertake succession planning and talent identification in the workplace	General Manager	Not Due To Start	0%	Succession planning and talent identification to commence shortly.
5.3.1.6	Undertake Employee Engagement Survey	General Manager	Not Due To Start	0%	Employee Engagement Survey to be completed by 30 June, 2023.

5.3.2: Maintain a positive safety and risk culture supported by quality assurance, audit and training programs

Action	Progress measure	Responsible Team	Status	Progress	Comments
5.3.2.1 Implement full WHS management system including reporting and monitoring	Report to monthly management meeting	General Manager	Progressing	65%	Reporting quarterly to the Executive team on all WHS management. Report all WHS issues to relevant managers as they occur. Monitoring responses and actions using action lists, WHS Committee Meetings.
5.3.2.2 Implement risk management and risk registers across Council	Maintain operational risk management registers in compliance with WHS Act 2011	General Manager	Progressing	70%	To comply with WHS Act 2011 there are the following actions in place: To provide a safe work environment by completing Risk Assessments, Take 5 booklets, Hazard Reports, Near Miss Reports, Incident Injury Reports, Site Inspections. I am in the process of implementing and maintaining registers for all of these controls.
5.3.2.3 Conduct annual WHS Audits	Review recommendation following WHS audits annually and complete all actions required. Annual report to Council on actions undertaken.	General Manager	Progressing	50%	Have completed WHS Audit for 2022. Waiting to receive 2023 Audit.

Action	Progress measure	Responsible Team	Status	Progress	Comments
5.3.2.4	Implement safe workplace requirements	General Manager	Progressing	60%	Complete Risk Assessments for all tasks. Develop SWMS & SOPS for jobs. Conduct Toolbox Talks before beginning work. Training

5.3.3: Engender a respectful culture that celebrates achievements, accountability, transparency and exceptional work standards

Action	Progress measure	Responsible Team	Status	Progress	Comments
5.3.3.1	Implement staff recognition policy	General Manager	Completed	100%	Staff Recognition Policy implemented and awards held.

5.3.4: Leverage new technology to monitor and innovate our people and service development

Action	Progress measure	Responsible Team	Status	Progress	Comments
5.3.4.1	Monitor and report on internal and external HR trends	General Manager	Progressing	20%	Review of current performance appraisal system ongoing.
5.3.4.2	Implement online learning management and training system	General Manager	Progressing	20%	Online learning implemented and training calendar to be updated.

5.4: We empower our community through our civic leadership role

5.4.1: Promote opportunities for leadership development for the community

Action	Progress measure	Responsible Team	Status	Progress	Comments
5.4.1.1 Support key stakeholders and community organisations to promote leadership development	Leadership development courses advertised on Council's social media pages and community e-news.	Infrastructure	Not Updated	0%	
5.4.1.2 Revisit Councils engagement strategy to ensure it reflects and meets the spread and location of Councils LGA populations	Review current engagement strategy	Management	Completed	100%	Plan in place

5.4.2: Promote funding, services and initiatives to strengthen communities

Action	Progress measure	Responsible Team	Status	Progress	Comments
5.4.2.1 Promote grant funding and educational /development opportunities	Notify community groups of relevant opportunities through Social media and e-Community newsletter	Management	Progressing	90%	Every year we publish our scholarships.
5.4.2.2 Increase opportunities to create own source income for Murrumbidgee Council.	Explore and identify potential entrepreneurial opportunities for Council to generate own source income.	Management	Progressing	40%	Workshops with Councillors on ways to create own source revenue in the past and continuing.

MURRUMBIDGEE COUNCIL DELIVERY PROGRAM



	Action	Progress measure	Responsible Team	Status	Progress	Comments
5.4.2.3	Position Murrumbidgee Council as a local leader in the consideration and adoption of smart technology and innovation to better deliver a range of services to our Community in a more efficient way.	Monitor the availability and utilisation of smart technology and innovations to better provide services to the Murrumbidgee Communities.	Management	Progressing	25%	First step taken to engage FSG to deliver internet and mobile across 80% of LGA.