

ATTACHMENT BOOKLET

NORTHERN BEACHES COUNCIL MEETING

TUESDAY 30 JULY 2024

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Council Policy

Diplomatic Ties and Civic Relationships

Purpose

To outline the approach by Northern Beaches Council to civic relationships such as Sister Cities, Friendship Cities and Cooperative Agreements.

Statement

This Policy has been developed to ensure Council forms civic relationships which are meaningful, beneficial and accountable to the Northern Beaches community and align with the outcomes and goals of the Community Strategic Plan.

Principles

The following principles provide the criteria for the establishment, maintenance and review of civic relationships.

Any relationship must reflect the Community Strategic Plan – outcomes and goals and must adhere to at least one of the following criteria -

- Historical, cultural, social or geographic similarities between Northern Beaches Council and the prospective city/town.
- Community support for the proposed relationship.
- Support and reflect similar multicultural and culturally diverse communities to those that exist within the Northern Beaches local government area.
- The prospective city has an acknowledged reputation of best practice, particularly in areas of interest and relevance to Northern Beaches Council.
- The prospective city is willing to undertake a formal agreement that identifies a review date and outlines the capacity to effectively resource the proposed level of commitment.

Scope and application

This Policy applies to the formation and maintenance of all diplomatic ties and civic relationships initiated by Northern Beaches Council.

References and related documents

- Northern Beaches Council Gifts and Benefits Policy
- Northern Beaches Council Code of Conduct
- Councillors Expenses and Facilities Policy
- Diplomatic Ties and Civic Relationships Guidelines

Definitions

Key Term	Definition
Sister City	A relationship that is recognised through a formal agreement that develops mutual long term benefits between two cities.
Diplomatic Tie	A short term, often project based relationship/alliance/agreement based on achieving common goals.

Diplomatic Ties and Civic Relationships Policy

Friendship City (or Cooperative Agreement)	A recognised relationship based on less formal arrangements than a Sister City.
Memorandum of Understanding (MoU)	A formal agreement between two or more parties to establish official partnerships. MoUs are not legally binding but carry a degree of seriousness and mutual respect, stronger than a general agreement

Responsible Officer

Executive Officer, Office of the Mayor

Review Date

February 2023.

Revision History

Revision	Date	Change	HPE CM Ref
1	June 2019	Draft Diplomatic Ties and Civic Relationships Policy	xxxxxxx

Attachment 2

Engagement Summary

The draft Policy was exhibited on Council's 'Have Your Say' website from 28 September to 27 October 2019.

During the public exhibition period, Council received 71 submissions with 249 visits to the 'Your Say' website page.

Submissions received were from former secondary Northern Beaches school students, overseas students who participated in the Odawara youth exchanges, current and former secondary school teachers, parents of students who participated in both the Brewarrina and Odawara exchange programs, members of the former Manly Sister Cities Committee and members of the general community.

Summary of submission themes / Statements	No. of submissions received
Support for the Odawara Sister City Friendship Agreement and Student Exchange Program, Odawara, Japan (former Manly Council)	52
Support for Brewarrina Friendship Agreement and Student Youth Exchange, Brewarrina, New South Wales (former Warringah Council)	3
Support for both the Odawara and Brewarrina Youth Exchanges	4
General support for both regional and international partnerships	5
Submission on behalf of the former members of the Manly sister Cities Committee identifying support for former Manly Council Sister City activities of Taito-Ku, Japan (in-active), Odawara, Japan (active) and Yeongdo-Gu, Busan, South Korea (in-active) * signed on behalf of 19 former committee members	1*
Support for only regional partnerships	1
General support for the four current active partnerships	1
Support for the Senshu City, Osaka Marathon, Tadaoka, Japan (former Pittwater Council)	1
Support for drought ravished communities – no overseas partnerships	1
No comments provided	2

DRAFT Code of Meeting Practice – review July 2024

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1 Introduction

This Code of Meeting Practice is prescribed under section 360 of the Local Government Act 1993 (the Act) and the Local Government (General) Regulation 2021 (the Regulation).

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This code applies to all meetings of council and committees of council of which all the members are councillors (committees of council). Council committees whose members include persons other than councillors may adopt their own rules for meetings unless the council determines otherwise.

Councils must adopt a code of meeting practice that incorporates the mandatory provisions of the Model Meeting Code.

A council's adopted code of meeting practice may also incorporate the non-mandatory provisions of the Model Meeting Code and other supplementary provisions. However, a code of meeting practice adopted by a council must not contain provisions that are inconsistent with the mandatory provisions of this Model Meeting Code.

2 Meeting Principles

2.1 Council and committee meetings should be:

Transparent	Decisions are made in a way that is open and accountable.
Informed	Decisions are made based on relevant, quality information.
Inclusive	Decisions respect the diverse needs and interests of the local community.
Principled	Decisions are informed by the principles prescribed under Chapter 3 of the Act.
Trusted	The community has confidence that councillors and staff act ethically and make decisions in the interests of the whole community.
Respectful	Councillors, staff and meeting attendees treat each other with respect.
Effective	Meetings are well organised, effectively run and skilfully chaired.
Orderly	Councillors, staff and meeting attendees behave in a way that contributes to the orderly conduct of the meeting.

3 Definitions

chief executive officer	means the person who carries out the role of the general manager of a council in accordance with the Local Government Act 1993.
the Act	means the Local Government Act 1993.
the Regulation	means the Local Government (General) Regulation 2021.
audio-visual link	means a facility that enables audio and visual communication between persons at different places
act of disorder	means an act of disorder as defined in clause 16.11 of this code.
<u>addition</u>	<u>in relation to a motion, a change or addition, accepted by the mover and seconder.</u>
amendment	in relation to an original motion, means a motion moving an amendment to that motion.
business day	means any day except Saturday or Sunday or any other day the whole or part of which is observed as a public holiday throughout New South Wales.
chairperson	in relation to a meeting of the council – means the person presiding at the meeting as provided by section 369 of the Act and clauses 7.1 and 7.2 of this code; and in relation to a meeting of a committee – means the person presiding at the meeting as provided by clause 21.11 of this code.
this code	means the council's adopted code of meeting practice
committee of council	means a committee established by the council in accordance with clause 21.2 of this code (being a committee consisting only of councillors) or the council when it has resolved itself into committee of the whole under clause 13.1.
council official	has the same meaning as in the Model Code of Conduct for Local Councils in NSW and includes councillors, administrators, council staff, council committee members and delegates of the council.
day	means calendar day
division	means a request by two councillors under clause 12.6 of this code requiring the recording of the names of the councillors who voted both for and against a motion.
foreshadowed amendment	means a proposed amendment foreshadowed by a councillor under clause 11.18 of this code during debate on the first amendment.
foreshadowed motion	means a motion foreshadowed by a councillor under clause 11.17 of this code during debate on an original motion.
open voting	means voting on the voices or by a show of hands or by a visible electronic voting system or similar means.
planning decision	means a decision made in the exercise of a function of a council under the Environmental Planning and Assessment Act 1979 including any decision relating to a development application, an environmental planning instrument, a development control plan or a development contribution plan under that Act, but not including the making of an order under Division 2A of Part 6 of that Act.
performance improvement order	means an order issued under section 438A of the Act.
quorum	means the minimum number of councillors or committee members necessary to conduct a meeting.
year	means the period beginning 1 July and ending the following 30 June.

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4 Before the Meeting

Timing of ordinary council meetings

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4.1 The council shall, by resolution, set the frequency, time, date and place of its ordinary meetings.

Note: Under section 365 of the Act, councils are required to meet at least ten (10) times each year, each time in a different month unless the Minister for Local Government has approved a reduction in the number of times that a council is required to meet each year under section 365A.

Extraordinary meetings

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4.2 If the mayor receives a request in writing, signed by at least two councillors, the mayor must call an extraordinary meeting of the council to be held as soon as practicable, but in any event, no more than fourteen days after receipt of the request. The mayor can be one of the two councillors requesting the meeting.

Note: Clause 4.2 reflects section 366 of the Act.

4.3 The mayor or the chief executive officer, in consultation with the mayor, may call an extraordinary meeting without the need to obtain the signature of two councillors to consider urgent business.

4.4 For the purpose of clause 4.3, urgent business is any matter that, in the opinion of the mayor or the chief executive officer, requires a decision by the council before the next scheduled ordinary meeting of the council.

Notice to the public of council meetings

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4.5 The council must give notice to the public of the time, date and place of each of its meetings, including extraordinary meetings and of each meeting of committees of the council.

Note: Clause 4.5 reflects section 9(1) of the Act.

4.6 For the purposes of clause 4.5, notice of a meeting of the council and of a committee of council is to be published before the meeting takes place. The notice must be published on the council's website, and in such other manner that the council is satisfied is likely to bring notice of the meeting to the attention of as many people as possible.

4.7 For the purposes of clause 4.5, notice of more than one meeting may be given in the same notice.

Notice to councillors of ordinary council meetings

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4.8 The chief executive officer must send to each councillor, at least three days before each meeting of the council, a notice specifying the time, date and place at which the meeting is to be held, and the business proposed to be considered at the meeting.

Note: Clause 4.8 reflects section 367(1) of the Act.

4.9 The notice and the agenda for, and the business papers relating to, the meeting may be given to councillors in electronic form, but only if all councillors have facilities to access the notice, agenda and business papers in that form.

Note: Clause 4.9 reflects section 367(3) of the Act.

Notice to councillors of extraordinary meetings

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4.10 Notice of less than three days may be given to councillors of an extraordinary meeting of the council in cases of emergency.

Note: Clause 4.10 reflects section 367(2) of the Act.

Giving notice of business to be considered at council meetings

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4.11 A councillor may give notice of any business they wish to be considered by the council at its next ordinary meeting by way of a notice of motion. To be included on the agenda of the meeting, the notice of motion must be in writing and must be submitted by noon ~~7~~⁸ days before the meeting is to be held.

4.12 A councillor is not permitted to submit a notice of motion under clause 4.11 that comprises a complaint against the chief executive officer or a member of staff of the council, or that implies wrongdoing by the chief executive officer or a member of staff of the council.

4.132 A councillor may, in writing to the chief executive officer, request the withdrawal of a notice of motion or question on notice submitted by them prior to its inclusion in the agenda and business paper for the meeting at which it is to be considered.

4.143 The first two notices of motion submitted by each councillor will be dealt with in the order they are received at an ordinary meeting. Any subsequent notices of motion will be dealt with in the order they are received once all of the councillors' first two notices of motion have been put to the meeting.

4.154 If the chief executive officer considers that a notice of motion submitted by a councillor for consideration at an ordinary meeting of the council has legal, strategic, financial or policy implications which should be taken into consideration by the meeting, the chief executive officer may prepare a report in relation to the notice of motion for inclusion with the business papers for the meeting at which the notice of motion is to be considered by the council.

4.165 A notice of motion for the expenditure of funds on works and/or services other than those already provided for in the council's current adopted operational plan must identify the source of funding for the expenditure that is the subject of the notice of motion. Councillors should liaise with the chief executive officer for assistance in costing notices of motion and identifying potential funding sources in sufficient time to complete the notice of motion and meet the deadline in clause 4.11. If the notice of motion does not identify a funding source, the chief executive officer must either:

- (a) prepare a report on the availability of funds for implementing the motion if adopted for inclusion in the business papers for the meeting at which the notice of motion is to be considered by the council, or
- (b) by written notice sent to all councillors with the business papers for the meeting for which the notice of motion has been submitted, defer consideration of the matter by the council to such a date specified in the notice, pending the preparation of such a report.

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4.167 If a councillor wishes to include a photograph or image in the business papers with their notice of motion, councillors must provide appropriate evidence supporting copyright approval for use of the images to the chief executive or their delegate.

Questions with notice

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4.178 A councillor may, by way of a notice submitted under clause 4.11, ask a question for response by the chief executive officer about the performance or operations of the council.

4.189 A councillor is not permitted to ask a question with notice under clause 4.178 that comprises a complaint against the chief executive officer or a member of staff of the council, or a question that implies wrongdoing by the chief executive officer or a member of staff of the council.

4.1920 The chief executive officer or their nominee may respond to a question with notice submitted under clause 4.187 by way of a report included in the business papers for the relevant meeting, or orally at the meeting. If the preparation of a response is likely to divert significant time and resources of staff the response will be provided no later than the third ordinary meeting of council following the meeting that the question was published.

Agenda and business papers for ordinary meetings

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4.201 The chief executive officer must cause the agenda for a meeting of the council or a committee of the council to be prepared as soon as practicable before the meeting.

4.242 The chief executive officer must ensure that the agenda for an ordinary meeting of the council states:

- (a) all matters to be dealt with arising out of the proceedings of previous meetings of the council, and
- (b) if the mayor is the chairperson – any matter or topic that the chairperson proposes, at the time when the agenda is prepared, to put to the meeting, and
- (c) all matters, including matters that are the subject of staff reports and reports of committees, to be considered at the meeting, and
- (d) any business of which due notice has been given under clause 4.11.

4.232 Nothing in clause 4.242 limits the powers of the mayor to put a mayoral minute to a meeting under clause 10.9.

4.234 The chief executive officer must not include in the agenda for a meeting of the council any business of which due notice has been given if, in the opinion of the chief executive officer, the business is, or the implementation of the business would be, unlawful. The chief executive officer must report, without giving details of the item of business, any such exclusion to the next meeting of the council.

4.245 Where the agenda includes the receipt of information or discussion of other matters that, in the opinion of the chief executive officer, is likely to take place when the meeting is closed to the public, the chief executive officer must ensure that the agenda of the meeting:

- (a) identifies the relevant item of business and indicates that it is of such a nature (without disclosing details of the information to be considered when the meeting is closed to the public), and
- (b) states the grounds under section 10A(2) of the Act relevant to the item of business.

Note: Clause 4.254 reflects section 9(2A)(a) of the Act.

4.256 The chief executive officer must ensure that the details of any item of business which, in the opinion of the chief executive officer, is likely to be considered when the meeting is closed to the public, are included in a business paper provided to councillors for the meeting concerned. Such details must not be included in the business papers made available to the public, and must not be disclosed by a councillor or by any other person to another person who is not authorised to have that information.

Statement of ethical obligations

4.267 Business papers for all ordinary and extraordinary meetings of the council and committees of the council must contain a statement reminding councillors of their oath or affirmation of office made under section 233A of the Act and their obligations under the council's code of conduct to disclose and appropriately manage conflicts of interest.

Availability of agenda and business papers to the public

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4.278 Copies of the agenda and the associated business papers, such as correspondence and reports for meetings of the council and committees of council, are to be published on the council's website, and must be made available to the public for inspection, or for taking away by any person free of charge at the offices of the council, at the relevant meeting and at such other venues determined by the council.

Note: Clause 4.278 reflects section 9(2) and (4) of the Act.

4.289 Clause 4.278 does not apply to the business papers for items of business that the chief executive officer has identified under clause 4.234 as being likely to be considered when the meeting is closed to the public.

Note: Clause 4.289 reflects section 9(2A)(b) of the Act.

4.2930 For the purposes of clause 4.278, copies of agendas and business papers must be published on the council's website and made available to the public at a time that is as close as possible to the time they are available to councillors.

Note: Clause 4.2930 reflects section 9(3) of the Act.

4.301 A copy of an agenda, or of an associated business paper made available under clause 4.278, may in addition be given or made available in electronic form.

Note: Clause 4.301 reflects section 9(5) of the Act.

Agenda and business papers for extraordinary meetings

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4.312 The chief executive officer must ensure that the agenda for an extraordinary meeting of the council deals only with the matters stated in the notice of the meeting.

4.332 Despite clause 4.301, business may be considered at an extraordinary meeting of the council, even though due notice of the business has not been given, if:

- (a) a motion is passed to have the business considered at the meeting, and
- (b) the business to be considered is ruled by the chairperson to be of great urgency on the grounds that it requires a decision by the council before the next scheduled ordinary meeting of the council.

4.334 A motion moved under clause 4.323(a) can be moved without notice but only after the business notified in the agenda for the extraordinary meeting has been dealt with.

4.345 Despite clauses 11.21–11.31, only the mover of a motion moved under clause 4.323(a) can speak to the motion before it is put.

4.365 A motion of dissent cannot be moved against a ruling of the chairperson under clause 4.332(b) on whether a matter is of great urgency.

Pre-meeting briefing sessions

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4.367 Prior to each ordinary meeting of the council, the chief executive officer may arrange a pre-meeting briefing session to brief councillors on the items of business to be considered at the meeting. The pre-meeting session may include other matters as determined by the chief executive officer including, but not limited to, legal briefings and staff reports deferred from previous council meetings for further discussion. Pre-meeting briefing sessions may also be held for extraordinary meetings of the council and meetings of committees of the council.

4.378 Pre-meeting briefing sessions are to be held in the absence of the public.

4.389 The chief executive officer or a delegate nominated by the chief executive officer is to preside at pre-meeting briefing sessions.

4.3940 Councillors (including the mayor) are to make all reasonable efforts to attend pre-meeting briefing sessions.

4.401 Councillors (including the mayor) must not use pre-meeting briefing sessions to debate or make preliminary decisions on items of business they are being briefed on, and any debate and decision-making must be left to the formal council or committee meeting at which the item of business is to be considered.

4.412 It is the responsibility of councillors (including the mayor) to declare and manage any conflicts of interest they may have in relation to any item of business that is the subject of a briefing at a pre-meeting briefing session, in the same way that they are required to do at a council or committee meeting. The council is to maintain a written record of all conflict of interest declarations made at pre-meeting briefing sessions and how the conflict of interest was managed by the councillor who made the declaration.

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5 Public Forum and Public Address

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Public forum

~~54.43.4~~ A public forum will be conducted at each ordinary council meeting for a period of 30 minutes (maximum of 10 speakers at 3 minutes each).

~~4.445.2~~ A public forum should not be used to raise routine questions, routine matters or routine complaints. Such matters should be forwarded in writing to council where they will be responded to by appropriate council officers.

~~4.455.3~~ Any question to council must be submitted with the request to address council and will be reviewed by staff prior to the meeting:

(a) If the question is deemed to be a routine matter it will be processed as a customer request and a response will be provided in accordance with customer service standards.

(b) If the question is accepted staff and councillors are under no obligation to answer questions ~~at the meeting~~ however a written response will be provided in accordance with customer service standards.

~~4.465.4~~ The order of speakers at the public forum is determined by the order of receipted applications.

Public address

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~~5.51~~ Following the public forum, the council will hold a public address at each ordinary meeting of the council for the purpose of hearing oral submissions from members of the public on items of business, being mayoral minutes, reports to council and notices of motion, to be considered at the meeting. Public addresses may also be held at extraordinary council meetings and meetings of committees of the council if included on the order of business.

~~5.62~~ No more than two speakers are to be permitted to speak 'for' or 'against' each item of business on the agenda for the council meeting. The order of speakers for each item is determined by the order of receipted "for" and "against" applications.

~~5.73~~ Councillors (including the mayor) must disclose and manage any conflicts of interest they may have in relation to any item of business at public address.

Conducting the public forum and public address

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~~5.84~~ For each meeting, a person may apply to speak during a public address on no more than two items of business on the agenda of the council meeting and no more than once at a public forum.

~~5.95~~ Legal representatives acting on behalf of others are not to be permitted to speak at a public address or public forum unless they identify their status as a legal representative when applying to speak at the public address.

~~5.496~~ To speak at the public forum or public address, a person must first make an application to the council in the approved form. Applications to speak open when the business papers are published and must be received by 5pm on the business day prior to the date on which the council meeting is to be held, and must identify:

- (a) the item of business on the agenda of the council meeting the person wishes to speak on, and whether they wish to speak 'for' or 'against' the item, or
- (b) the subject matter of what they would like to speak to at the public forum
- (c) whether they wish to attend in person or provide a written statement for staff to read.

5.447 The chief executive officer or their delegate may refuse an application to speak at the public forum or public address for the following reasons:

- (a) the application does not meet the requirements of the Code of Meeting Practice
- (b) there is a genuine and demonstrable concern relating to the applicant or their dealings with council or their intentions.

5.428 Speakers may use and distribute information such as photos, maps and petitions to councillors in support of their address if submitted to and approved by the chief executive officer or their delegate by 12 noon on the day of the meeting.

5.439 Each speaker will be allowed ~~three~~two minutes to address the council. This time is to be strictly enforced by the chairperson with no extensions given.

5.4410 Speakers at the public forum or public address must not digress from the item on the agenda of the council meeting or the subject matter they have applied to address the council on. If a speaker digresses to irrelevant matters, the chairperson is to direct the speaker not to do so. If a speaker fails to observe a direction from the chairperson, the speaker will not be further heard.

5.4511 A councillor (including the chairperson) may through the chairperson, for the purpose of clarification only, ask a question of a speaker following their address at the public forum or public address. A question put to a speaker must be direct, succinct and without argument. Once the speaker has answered any questions there will be no further debate on the matter.

5.4612 Speakers are under no obligation to answer a question put under clause 5.115. Answers by the speaker, to each question are to be limited to two minutes per question. A maximum of two questions may be asked of a speaker.

5.173 Speakers at the public forum or public address may ask questions of the council, councillors or council staff. Councillors or council staff are under no obligation to answer questions at the public forum or public address and a written response to questions ~~will~~may be provided in accordance with customer service standards.

5.184 When addressing the council, speakers must comply with this code and all other relevant council codes, policies and procedures. Speakers must refrain from engaging in disorderly conduct, publicly alleging breaches of the council's code of conduct or making other potentially defamatory statements.

5.195 If the chairperson considers that a speaker has engaged in conduct of the type referred to in clause 5.184, the chairperson may request the person to refrain from the inappropriate behaviour and to withdraw and unreservedly apologise for any inappropriate comments. Where the speaker fails to comply with the chairperson's request, the chairperson may immediately require the person to stop speaking.

5.2016 Clause 5.195 does not limit the ability of the chairperson to deal with disorderly conduct by speakers at the public forum or public addresses in accordance with the provisions of Part 16 of this code.

5.2417 Where a speaker engages in conduct of the type referred to in clause 5.184, the chief executive officer or their delegate may refuse further applications from that person to speak at the public forum or public addresses for such a period as the chief executive officer or their delegate considers appropriate.

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Invited speakers

5.2218 Other parties may be permitted to address an ordinary meeting of council subject to:

- (a) Notice of that person's attendance at the meeting being included by the chief executive officer on the relevant business paper or advised to councillors via a memo prior to the meeting.
- (b) Public forum or address not being considered the most appropriate forum in which to hear that person(s).
- (c) Not more than ten (10) minutes in total being provided at any ordinary council meeting to hear such person(s).

6 Coming Together

Attendance by councillors at meetings

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6.1 All councillors must make reasonable efforts to attend meetings of the council and of committees of the council of which they are members.

Note: A councillor may not attend a meeting as a councillor (other than the first meeting of the council after the councillor is elected or a meeting at which the councillor takes an oath or makes an affirmation of office) until they have taken an oath or made an affirmation of office in the form prescribed under section 233A of the Act.

6.2 A councillor cannot participate in a meeting of the council or of a committee of the council unless personally present at the meeting, unless permitted to attend the meeting by audio-visual link under this Code.

6.3 Where a councillor is unable to attend one or more ordinary meetings of the council, the councillor should request that the council grant them a leave of absence from those meetings. This clause does not prevent a councillor from making an apology if they are unable to attend a meeting. However, the acceptance of such an apology does not constitute the granting of a leave of absence for the purposes of this code and the Act.

6.4 A councillor's request for leave of absence from council meetings should, if practicable, identify (by date) the meetings from which the councillor intends to be absent and the grounds upon which the leave of absence is being sought.

6.5 The council must act reasonably when considering whether to grant a councillor's request for a leave of absence.

6.6 A councillor's civic office will become vacant if the councillor is absent from three consecutive ordinary meetings of the council without prior leave of the council, or leave granted by the council at any of the meetings concerned, unless the holder is absent because he or she has been suspended from office under the Act, or because the council has been suspended under the Act, or as a consequence of a compliance order under section 438HA.

Note: Clause 6.6 reflects section 234(1)(d) of the Act.

6.7 A councillor who intends to attend a meeting of the council despite having been granted leave of absence should, if practicable, give the chief executive officer at least two days' notice of their intention to attend.

The quorum for a meeting

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6.8 The quorum for a meeting of the council is a majority of the councillors of the council who hold office at that time and are not suspended from office.

Note: Clause 6.8 reflects section 368(1) of the Act.

6.9 Clause 6.8 does not apply if the quorum is required to be determined in accordance with directions of the Minister in a performance improvement order issued in respect of the council.

Note: Clause 6.9 reflects section 368(2) of the Act.

6.10 A meeting of the council must be adjourned if a quorum is not present:

- (a) at the commencement of the meeting where the number of apologies received for the meeting indicates that there will not be a quorum for the meeting, or
- (b) within half an hour after the time designated for the holding of the meeting, or
- (c) at any time during the meeting.

6.11 In either case, the meeting must be adjourned to a time, date and place fixed:

- (a) by the chairperson, or
- (b) in the chairperson's absence, by the majority of the councillors present, or
- (c) failing that, by the chief executive officer.

6.12 The chief executive officer must record in the council's minutes the circumstances relating to the absence of a quorum (including the reasons for the absence of a quorum) at or arising during a meeting of the council, together with the names of the councillors present.

6.13 If during a meeting of council or a committee, a quorum is not present, the chairperson shall suspend the proceedings for a period of **five** minutes. If a quorum is not then present at the end of the **five**-minute suspension, the provisions of Clause 6.11 shall apply.

6.14 If the meeting is to resume on another day any decisions of council made prior to the lapsing of the meeting are to be ~~implemented acted upon by the chief executive officer staff~~ and do not need to await the resumption of the adjourned meeting. Unless resolved otherwise, it is council's practice not to implement decisions of the council until 12 noon on the working day following the day on which the meeting was adjourned.

The outstanding items are to be resubmitted to the adjourned meeting for determination.

6.15 Where, prior to the commencement of a meeting, it becomes apparent that a quorum may not be present at the meeting, or that the health, safety or welfare of councillors, council staff and members of the public may be put at risk by attending the meeting because of a natural disaster, or a public health emergency, the mayor may, in consultation with the chief executive officer and, as far as is practicable, with each councillor, cancel the meeting. Where a meeting is cancelled, notice of the cancellation must be published on the council's website and in such other manner that the council is satisfied is likely to bring notice of the cancellation to the attention of as many people as possible.

6.16 Where a meeting is cancelled under clause 6.15, the business to be considered at the meeting may instead be considered, where practicable, at the next ordinary meeting of the council or at an extraordinary meeting called under clause 4.2.

Meetings held by audio-visual link

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6.17 A meeting of the council or a committee of the council may be held by audio-visual link where the mayor determines that the meeting should be held by audio-visual link because of a natural disaster or a public health emergency. The mayor may only make a determination under this clause where they are satisfied that attendance at the meeting may put the health and safety of councillors and staff at risk. The mayor must make a determination under this clause in consultation with the chief executive officer and, as far as is practicable, with each councillor.

6.18 Where the mayor determines under clause 6.17 that a meeting is to be held by audio-visual link, the chief executive officer must:

- (a) give written notice to all councillors that the meeting is to be held by audio-visual link, and
- (b) take all reasonable steps to ensure that all councillors can participate in the meeting by audio-visual link, and
- (c) cause a notice to be published on the council's website and in such other manner the chief executive officer is satisfied will bring it to the attention of as many people as possible, advising that the meeting is to be held by audio-visual link and providing information about where members of the public may view the meeting.

6.19 This code applies to a meeting held by audio-visual link under clause 5.16 in the same way it would if the meeting was held in person.

Note: Where a council holds a meeting by audio-visual link under clause 6.17, it is still required under section 10 of the Act to provide a physical venue for members of the public to attend in person and observe the meeting.

Attendance by councillors at meetings by audio-visual link

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6.20 Councillors may attend and participate in meetings of the council and committees of the council by audio-visual link with the approval of the council or the relevant committee.

6.21 A request by a councillor for approval to attend a meeting by audio-visual link must be made in writing in the approved form to the mayor / chairperson, chief executive officer or their delegate by 12 noon on the day of the meeting and provide the reasons why the councillor will be prevented from attending the meeting in person.

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6.22 The chairperson of the meeting must be personally present in order to chair the meeting where there are councillors participating in person and by remote audio visual link. Where the mayor is not personally present, the provisions outlined in clause 7.1 and 7.2 will apply.

- 6.23 Councillors may request approval to attend more than one meeting by audio-visual link. Where a councillor requests approval to attend more than one meeting by audio-visual link, the request must specify the meetings the request relates to in addition to the information required under clause 6.20.
- 6.24 The council must comply with the Health Privacy Principles prescribed under the Health Records and Information Privacy Act 2002 when collecting, holding, using and disclosing health information in connection with a request by a councillor to attend a meeting by audio-visual link.
- 6.25 A councillor who has requested approval to attend a meeting of the council or a committee of the council by audio-visual link may participate in the meeting by audio-visual link until the council or committee determines whether to approve their request and is to be taken as present at the meeting. The councillor may participate in a decision in relation to their request to attend the meeting by audio-visual link.
- 6.26 A decision whether to approve a request by a councillor to attend a meeting of the council or a committee of the council by audio-visual link must be made by a resolution of the council or the committee concerned. The resolution must state:
- (a) the meetings the resolution applies to, and
 - (b) the reason why the councillor is being permitted to attend the meetings by audio-visual link where it is on grounds other than illness, disability, or caring responsibilities.
- 6.27 If the council or committee refuses a councillor's request to attend a meeting by audio-visual link, their link to the meeting is to be terminated.
- 6.28 A decision whether to approve a councillor's request to attend a meeting by audio-visual link is at the council's or the relevant committee's discretion. The council and committees of the council must act reasonably when considering requests by councillors to attend meetings by audio-visual link. However, the council and committees of the council are under no obligation to approve a councillor's request to attend a meeting by audio-visual link where the technical capacity does not exist to allow the councillor to attend the meeting by these means.
- 6.29 The council and committees of the council may refuse a councillor's request to attend a meeting by audio-visual link where the council or committee is satisfied that the councillor has failed to appropriately declare and manage conflicts of interest, observe confidentiality or to comply with this code on one or more previous occasions they have attended a meeting of the council or a committee of the council by audio-visual link.
- 6.30 This code applies to a councillor attending a meeting by audio-visual link in the same way it would if the councillor was attending the meeting in person. Where a councillor is permitted to attend a meeting by audio-visual link under this code, they are to be taken as attending the meeting in person for the purposes of the code and will have the same voting rights as if they were attending the meeting in person.
- 6.31 A councillor must give their full attention to the business and proceedings of the meeting when attending a meeting by audio-visual link. The councillor's camera must be on at all times during the meeting-to be recorded as present in the minutes. Should a councillor have their video turned off, it will be assumed they are absent from the meeting.
- 6.32 A councillor must be appropriately dressed when attending a meeting by audio-visual link and must ensure that no items are within sight of the meeting that are inconsistent with the maintenance of order at the meeting or that are likely to bring the council or the committee into disrepute.

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- 6.33 Councillors attending a meeting by audio-visual link must cast their vote verbally and by show of hand. The use of software icons and emojis will not be recorded as a vote and will be recorded as 'Abstained from vote'.
- 6.34 Councillors attending the meeting remotely are responsible for ensuring their internet connection is adequate to support audio-visual attendance. A councillor experiencing a technical outage will be recorded as absent for the purpose of the meeting and will not be able to participate by other 'remote' means (such as by telephone).
- 6.35 Councillors attending a meeting by audio-visual link must ensure that no other person is in within sight or hearing of the meeting at any time that the meeting has been closed to the public under section 10A of the Local Government Act.
- 6.36 The mayor / chairperson or a staff member (at the direction of the mayor / chairperson) may mute a councillor's audio link to the meeting to ensure sound quality, or maintain order of the meeting.

Entitlement of the public to attend council meetings

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6.37 Everyone is entitled to attend a meeting of the council and committees of the council. The council must ensure that all meetings of the council and committees of the council are open to the public.

Note: Clause 6.437 reflects section 10(1) of the Act.

6.38 Clause 6.437 does not apply to parts of meetings that have been closed to the public under section 10A of the Act.

6.39 A person (whether a councillor or another person) is not entitled to be present at a meeting of the council or a committee of the council if expelled from the meeting:

- (a) by a resolution of the meeting, or
- (b) by the person presiding at the meeting if the council has, by resolution, authorised the person presiding to exercise the power of expulsion.

Note: Clause 6.439 reflects section 10(2) of the Act.

Webcasting of meetings

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6.40 Each meeting of the council or a committee of the council is to be recorded by means of an audio or audio-visual device.

6.41 At the start of each meeting of the council or a committee of the council, the chairperson must inform the persons attending the meeting that:

- (a) the meeting is being recorded and made publicly available on the council's website, and
- (b) persons attending the meeting should refrain from making any defamatory statements.

6.42 The recording of a meeting is to be made publicly available on the council's website:

- (a) at the same time as the meeting is taking place, or
- (b) as soon as practicable after the meeting.

6.43 The recording of a meeting is to be made publicly available on the council's website for at least 12 months after the meeting.

6.44 Clauses 6.22 and 6.23 do not apply to any part of a meeting that has been closed to the public in accordance with section 10A of the Act.

Note: Clauses 6.40 – 6.44 reflect section 236 of the Regulation.

6.45 Recordings of meetings may be disposed of in accordance with the State Records Act 1998.

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Attendance of the chief executive officer and other staff at meetings

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6.46 The chief executive officer is entitled to attend, but not to vote at, a meeting of the council or a meeting of a committee of the council of which all of the members are councillors.

Note: Clause 6.46 reflects section 376(1) of the Act.

6.47 The chief executive officer is entitled to attend a meeting of any other committee of the council and may, if a member of the committee, exercise a vote.

Note: Clause 6.47 reflects section 376(2) of the Act.

6.48 The chief executive officer may be excluded from a meeting of the council or a committee while the council or committee deals with a matter relating to the standard of performance of the chief executive officer or the terms of employment of the chief executive officer.

Note: Clause 6.48 reflects section 376(3) of the Act.

6.49 The attendance of other council staff at a meeting, (other than as members of public) shall be with the approval of the chief executive officer.

7 The Chairperson

The chairperson at meetings

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7.1 The mayor, or at the request of or in the absence of the mayor, the deputy mayor (if any) presides at meetings of the council.

Note: Clause 7.1 reflects section 369(1) of the Act.

7.2 If the mayor and the deputy mayor (if any) are absent, a councillor elected to chair the meeting by the councillors present presides at a meeting of the council.

Note: Clause 7.2 reflects section 369(2) of the Act.

Election of the chairperson in the absence of the mayor and deputy mayor

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7.3 If no chairperson is present at a meeting of the council at the time designated for the holding of the meeting, the first business of the meeting must be the election of a chairperson to preside at the meeting.

7.4 The election of chairperson must be conducted:

- (a) by the chief executive officer or, in their absence, an employee of the council designated by the chief executive officer to conduct the election, or
- (b) by the person who called the meeting or a person acting on their behalf if neither the chief executive officer nor a designated employee is present at the meeting, or if there is no chief executive officer or designated employee.

7.5 If, at an election of a chairperson, two or more candidates receive the same number of votes and no other candidate receives a greater number of votes, the chairperson is to be the candidate whose name is chosen by lot.

7.6 For the purposes of clause 7.5, the person conducting the election must:

- (a) arrange for the names of the candidates who have equal numbers of votes to be written on similar slips, and
- (b) then fold the slips so as to prevent the names from being seen, mix the slips and draw one of the slips at random.

7.7 The candidate whose name is on the drawn slip is the candidate who is to be the chairperson.

7.8 Any election conducted under clause 7.3, and the outcome of the vote, are to be recorded in the minutes of the meeting.

Chairperson to have precedence

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7.9 When the chairperson rises or speaks during a meeting of the council:

- (a) any councillor then speaking or seeking to speak must cease speaking and, if standing, immediately resume their seat, and
- (b) every councillor present must be silent to enable the chairperson to be heard without interruption.

8 Modes of Address

- | 8.1 If the chairperson is the mayor, they are to be addressed as 'Mayor', 'Mr Mayor' or 'Madam Mayor'.
- | 8.2 Where the chairperson is not the mayor, they are to be addressed as either 'Chairperson', 'Mr Chairperson' or 'Madam Chairperson'.
- 8.3 A councillor is to be addressed as 'Councillor [surname]'.
- 8.4 A council officer is to be addressed by their official designation or as Mr/Ms [surname].
- 8.5 A councillor shall address all remarks or questions, either through or to the chairperson.

9 Order of Business for Ordinary Council Meetings

9.1 The general order of business for an ordinary meeting of the council shall be:

01 Acknowledgement of country

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02 Apologies and applications for leave of absence and remote attendance by councillors

03 Confirmation of minutes

04 Disclosures of interests

05 Public forum and public address

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06 Items resolved by exception

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07 Mayoral minute(s)

08 Reports to council

09 Notices of motions

10 Matters of urgency

11 Notices of rescission

12 Questions with notice

13 Responses to questions

14 Confidential matters

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9.2 The order of business as fixed under clause 9.1 may be altered for a particular meeting of the council if a motion to that effect is passed at that meeting. Such a motion can be moved without notice.

Note: The chairperson will have regard to attendance of members of the public and may, where the chairperson considers appropriate, move a motion to change the order of business so as not to unreasonably delay the consideration of matters of interest to the attending public.

Note: Part 14 allows council to deal with items of business by exception.

9.3 Despite clauses 11.21-11.31, only the mover of a motion referred to in clause 9.2 may speak to the motion before it is put.

10 Consideration of Business at Council Meetings

Business that can be dealt with at a council meeting

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- 10.1 The council must not consider business at a meeting of the council:
- (a) unless a councillor has given notice of the business, as required by clause 4.11, and
 - (b) unless notice of the business has been sent to the councillors in accordance with clause 4.8 in the case of an ordinary meeting and clause 4.10 in the case of an extraordinary meeting called in an emergency.
- 10.2 Clause 10.1 does not apply to the consideration of business at a meeting, if the business:
- (a) is already before, or directly relates to, a matter that is already before the council, or
 - (b) is the election of a chairperson to preside at the meeting, or
 - (c) subject to clause 10.9, is a matter or topic put to the meeting by way of a mayoral minute, or
 - (d) is a motion for the adoption of recommendations of a committee, including, but not limited to, a committee of the council.
- 10.3 Despite clause 10.1, business may be considered at a meeting of the council even though due notice of the business has not been given to the councillors if:
- (a) a motion is passed to have the business considered at the meeting, and
 - (b) the business to be considered is ruled by the chairperson to be of great urgency on the grounds that it requires a decision by the council before the next scheduled ordinary meeting of the council.
- 10.4 A motion moved under clause 10.3(a) can be moved without notice. Despite clauses 11.20-11.30, only the mover of a motion referred to in clause 10.3(a) can speak to the motion before it is put.
- 10.5 A motion of dissent cannot be moved against a ruling by the chairperson under clause 10.3(b).

Late items

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- 10.6 In exceptional circumstances reports not listed for consideration on the business paper may be tabled at an ordinary meeting. The chief executive officer is authorised to submit late agenda items.
- 10.7 Late reports should only be brought forward in the case of necessity and urgency, on the grounds that it requires a decision by the council before the next scheduled ordinary meeting of the council, and are to be forwarded to councillors via email no later than 12 noon on the day prior to the meeting at which the item is to be considered.
- 10.8 For matters not listed on the agenda of meetings and where less than three days' notice has been provided in accordance with clause 4.8, a motion of urgency will need to be passed by the council prior to the matter being considered. The motion of urgency is to include the reason why the matter is considered to be urgent.

Mayoral minutes

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- 10.9 Subject to clause 10.12, if the mayor is the chairperson at a meeting of the council, the mayor may, by minute signed by the mayor, put to the meeting without notice any matter or topic that is within the jurisdiction of council, or of which the council has official knowledge.

10.10 A mayoral minute, when put to a meeting, takes precedence over all business on the council's agenda for the meeting. The chairperson (but only if the chairperson is the mayor) may move the adoption of a mayoral minute without the motion being seconded.

10.11 A recommendation made in a mayoral minute put by the mayor is, so far as it is adopted by the council, a resolution of the council.

10.12 A mayoral minute must not be used to put without notice (in accordance with clauses 4.8 and 4.10) matters that are routine and not urgent, or matters for which proper notice should be given because of their complexity. For the purpose of this clause, a matter will be urgent where it requires a decision by the council before the next scheduled ordinary meeting of the council or is considered by the mayor to have currency and importance.

10.13 Where a mayoral minute makes a recommendation which, if adopted, would require the expenditure of funds on works and/or services other than those already provided for in the council's current adopted operational plan, it must identify the source of funding for the expenditure that is the subject of the recommendation. The mayor should liaise with the chief executive officer for assistance in costing a mayoral minute and identifying potential funding sources. If the mayoral minute does not identify a funding source, the council must defer consideration of the matter, pending a report from the chief executive officer on the availability of funds for implementing the recommendation if adopted.

Staff reports

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10.14 A recommendation made in a staff report is, so far as it is adopted by the council, a resolution of the council.

Reports of committees of council

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10.15 The recommendations of a committee of the council are, so far as they are adopted by the council, resolutions of the council.

10.16 If in a report of a committee of the council distinct recommendations are made, the council may make separate decisions on each recommendation.

Questions

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10.17 A question must not be asked at a meeting of the council unless it concerns a matter on the agenda of the meeting or notice has been given of the question in accordance with clauses 4.11 and 4.16.

10.18 A councillor may, through the chairperson, put a question to another councillor about a matter on the agenda.

10.19 A councillor may, through the chief executive officer, put a question to a council employee about a matter on the agenda. Council employees are only obliged to answer a question put to them through the chief executive officer at the direction of the chief executive officer.

10.20 A councillor or council employee to whom a question is put is entitled to be given reasonable notice of the question and, in particular, sufficient notice to enable reference to be made to other persons or to information. Where a councillor or council employee to whom a question is put is unable to respond to the question at the meeting at which it is put, they may take it on notice and report the response to the next meeting of the council.

10.21 The councillor must put questions directly, succinctly, respectfully and without argument.

10.22 The chairperson must not permit discussion on any reply to, or refusal to reply to, a question, including questions with notice asked in accordance with clause 4.16⁸, put to a councillor or council employee.

11 Rules of Debate

Motions to be seconded

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11.1 Unless otherwise specified in this code, a motion or an amendment cannot be debated unless or until it has been seconded.

Notices of motion

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11.2 A councillor who has submitted a notice of motion under clause 4.11 is to move the motion the subject of the notice of motion at the meeting at which it is to be considered.

11.3 If a councillor who has submitted a notice of motion under clause 4.11 wishes to withdraw it after the agenda and business paper for the meeting at which it is to be considered have been sent to councillors, the councillor may request the withdrawal of the motion when it is before the council. Councillors are encouraged to withdraw their motion prior to public address at the meeting.

11.4 In the absence of a councillor who has placed a notice of motion on the agenda for a meeting of the council:

- (a) any other councillor may move the motion at the meeting, or
- (b) the chairperson may defer the motion until the next meeting of the council at which the motion can be considered.

11.5 Where multiple councillors have submitted a joint notice of motion, only one mover and one seconder will be recorded in the minutes.

Chairperson's duties with respect to motions

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11.6 It is the duty of the chairperson at a meeting of the council to receive and put to the meeting any lawful motion that is brought before the meeting.

11.7 The chairperson must rule out of order any motion or amendment to a motion that is unlawful or the implementation of which would be unlawful.

11.8 Before ruling out of order a motion or an amendment to a motion under clause 11.7, the chairperson is to give the mover an opportunity to clarify or amend the motion or amendment.

11.9 Any motion, amendment or other matter that the chairperson has ruled out of order is taken to have been lost.

Motions requiring the expenditure of funds

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11.10 A motion or an amendment to a motion which if passed would require the expenditure of funds on works and/or services other than those already provided for in the council's current adopted operational plan must identify the source of funding for the expenditure that is the subject of the motion. Councillors should liaise with the chief executive officer for assistance in costing notices of motion and identifying potential funding sources in sufficient time to complete the notice of motion and meet the deadline in clause 4.11. If the motion does not identify a funding source, the council must defer consideration of the matter, pending a report from the chief executive officer on the availability of funds for implementing the motion if adopted.

Amendments and additions to motions

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11.11 An addition to a motion may be made after the motion has been moved and seconded.

11.142 An amendment to a motion must be moved and seconded before it can be debated.

11.123 An amendment to a motion must relate to the matter being dealt with in the original motion before the council and must not be a direct negative of the original motion. An amendment to a motion which does not relate to the matter being dealt with in the original motion, or which is a direct negative of the original motion, must be ruled out of order by the chairperson.

11.134 The mover of an amendment is to be given the opportunity to explain any uncertainties in the proposed amendment before a seconder is called for.

11.4415 If an amendment has been lost, a further amendment can be moved to the motion to which the lost amendment was moved, and so on, but no more than one motion and one proposed amendment can be before council at any one time.

11.156 While an amendment is being considered, debate must only occur in relation to the amendment and not the original motion. Debate on the original motion is to be suspended while the amendment to the original motion is being debated.

11.167 If the amendment is carried, it becomes the motion and is to be debated. If the amendment is lost, debate is to resume on the original motion.

11.178 Without limiting clause 11.11 An amendment may become the motion without debate or a vote where it is accepted by the councillor who moved the original motion and the seconder.

Note: Where possible, it is helpful for proposed amendments to be circulated in advance of the meeting to allow the chief executive officer to consider any legal, strategic, financial or policy implications.

Foreshadowed motions

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11.48-19 A councillor may propose a foreshadowed motion in relation to the matter the subject of the original motion before the council, without a seconder during debate on the original motion. The foreshadowed motion is only to be considered if the original motion is lost or withdrawn and the foreshadowed motion is then moved and seconded. If the original motion is carried, the foreshadowed motion lapses.

11.49-20 Where an amendment has been moved and seconded, a councillor may, without a seconder, foreshadow a further amendment that they propose to move after the first amendment has been dealt with. There is no limit to the number of foreshadowed amendments that may be put before the council at any time. However, no discussion can take place on foreshadowed amendments until the previous amendment has been dealt with and the foreshadowed amendment has been moved and seconded.

11.20-21 Foreshadowed motions and foreshadowed amendments are to be considered in the order in which they are proposed. However, foreshadowed motions cannot be considered until all foreshadowed amendments have been dealt with.

Limitations on the number and duration of speeches

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11.242 A councillor who, during a debate at a meeting of the council, moves an original motion, has the right to speak on each amendment to the motion and a right of general reply to all observations that are made during the debate in relation to the motion, and to any amendment to it at the conclusion of the debate before the motion (whether amended or not) is finally put.

11.223 A councillor, other than the mover of an original motion, has the right to speak once on the motion and once on each amendment to it.

11.234 A councillor must not, without the consent of the council, speak more than once on a motion or an amendment, or for longer than three two minutes at any one time.

11.245 Despite clause 11.234, the chairperson may permit a councillor who claims to have been misrepresented or misunderstood to speak more than once on a motion or an amendment and for longer than five minutes on that motion or amendment to enable the councillor to make a statement limited to explaining the misrepresentation or misunderstanding.

11.257 Despite clause 11.235, the council may resolve to shorten the duration of speeches to expedite the consideration of business at a meeting.

Note: Council resolved on ~~29 May 2019 (Resolution 170/19)~~ (resolution to be updated) that as a matter of efficiency in Council meetings, there be a standing reduction applied to all councillor speeches from five minutes to three minutes for the mover of a motion, and from five to two minutes for all other speakers (including right of reply), with the option of an additional two minutes to conclude a speech where resolved by Council.

11.268 Despite clauses 11.244 and 11.225, a councillor may move that a motion or an amendment be now put:

- (a) if the mover of the motion or amendment has spoken in favour of it and no councillor expresses an intention to speak against it, or
- (b) if at least two councillors have spoken in favour of the motion or amendment and at least two councillors have spoken against it.

11.279 The chairperson must immediately put to the vote, without debate, a motion moved under clause 11.268. A seconder is not required for such a motion.

11.2830 If a motion that the original motion or an amendment be now put is passed, the chairperson must, without further debate, put the original motion or amendment to the vote immediately after the mover of the original motion has exercised their right of reply under clause 11.244.

11.2931 If a motion that the original motion or an amendment be now put is lost, the chairperson must allow the debate on the original motion or the amendment to be resumed.

11.302 All councillors must be heard without interruption and all other councillors must, unless otherwise permitted under this code, remain silent while another councillor is speaking.

11.343 Once the debate on a matter has concluded and a matter has been dealt with, the chairperson must not allow further debate on the matter.

12 Voting

Voting entitlements of councillors

12.1 Each councillor is entitled to one vote.

Note: Clause 12.1 reflects section 370(1) of the Act.

12.2 The person presiding at a meeting of the council has, in the event of an equality of votes, a second or casting vote.

Note: Clause 12.2 reflects section 370(2) of the Act.

12.3 Where the chairperson declines to exercise, or fails to exercise, their second or casting vote, in the event of an equality of votes, the motion being voted upon is lost.

Voting at council meetings

12.4 A councillor who is present at a meeting of the council but who fails to vote on a motion put to the meeting is taken to have voted against the motion.

12.5 If a councillor who has voted against a motion put at a council meeting so requests, the Chief Executive Officer must ensure that the councillor's dissenting vote is recorded in the council's minutes.

12.6 The decision of the chairperson as to the result of a vote is final unless the decision is immediately challenged and not fewer than two (2) councillors rise and call for a division.

12.7 When a division on a motion is called, the chairperson must ensure that the division takes place immediately. The Chief Executive Officer must ensure that the names of those who vote for the motion and those who vote against it are recorded in the council's minutes for the meeting.

12.8 When a division on a motion is called, any councillor who fails to vote will be recorded as having voted against the motion in accordance with clause 12.4 of this code.

12.9 Voting at a meeting, including voting in an election at a meeting, is to be by open means (such as on the voices, by show of hands or by a visible electronic voting system). However, the council may resolve that the voting in any election by councillors for mayor or deputy mayor is to be by secret ballot.

12.10 All voting at council meetings, (including meetings that are closed to the public), must be recorded in the minutes of meetings with the names of councillors who voted for and against each motion or amendment, (including the use of the casting vote), being recorded.

Voting on planning decisions

12.11 The chief executive officer must keep a register containing, for each planning decision made at a meeting of the council or a council committee (including, but not limited to a committee of the council), the names of the councillors who supported the decision and the names of any councillors who opposed (or are taken to have opposed) the decision.

12.12 For the purpose of maintaining the register, a division is taken to have been called whenever a motion for a planning decision is put at a meeting of the council or a council committee.

12.13 Each decision recorded in the register is to be described in the register or identified in a manner that enables the description to be obtained from another publicly available document.

12.14 Clauses 12.11–12.13 apply also to meetings that are closed to the public.

Note: Clauses 12.11–12.13 reflect section 375A of the Act.

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13 Committee of the Whole

13.1 The council may resolve itself into a committee to consider any matter before the council.

Note: Clause 13.1 reflects section 373 of the Act.

13.2 All the provisions of this code relating to meetings of the council, so far as they are applicable, extend to and govern the proceedings of the council when in committee of the whole, except the provisions limiting the number and duration of speeches.

Note: Clauses 11.21-11.31 limit the number and duration of speeches.

13.3 The chief executive officer or, in the absence of the chief executive officer, an employee of the council designated by the chief executive officer, is responsible for reporting to the council the proceedings of the committee of the whole. It is not necessary to report the proceedings in full but any recommendations of the committee must be reported.

13.4 The council must ensure that a report of the proceedings (including any recommendations of the committee) is recorded in the council's minutes. However, the council is not taken to have adopted the report until a motion for adoption has been made and passed.

14 Dealing with Items by Exception

14.1 The council or a committee of council may, at any time, resolve to adopt multiple items of business on the agenda together by way of a single resolution.

14.2 Before the council or committee resolves to adopt multiple items of business on the agenda together under clause 14.1, the chairperson must list the items of business to be adopted and ask councillors to identify any of the individual items of business listed by the chairperson that they intend to vote against the recommendation made in the business paper or that they wish to speak on.

14.3 The council or committee must not resolve to adopt any item of business under clause 14.1 that a councillor has identified as being one they intend to vote against the recommendation made in the business paper or to speak on.

14.4 Where a councillor wishes to commend council staff on an item of business due to be adopted under clause 14.1 a notation in the minutes can be included at the discretion of the chief executive officer. If councillors wish to include specific wording this must be submitted to the chief executive officer by 12 noon on the working day following the meeting.

14.5 Where the consideration of multiple items of business together under clause 14.1 involves a variation to the order of business for the meeting, the council or committee must resolve to alter the order of business in accordance with clause 9.2.

14.6 A motion to adopt multiple items of business together under clause 14.1 must identify each of the items of business to be adopted and state that they are to be adopted as recommended in the business paper.

14.7 Items of business adopted under clause 14.1 are to be taken to have been unanimously adopted.

14.8 Where a councillor has declared a pecuniary or significant non-pecuniary conflict of interest in a report that councillor should remove themselves from the council chamber and not vote on the resolution to adopt the reports by exception.

15 Closure of Council Meetings to the Public

Grounds on which meetings can be closed to the public

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15.1 The council or a committee of the council may close to the public so much of its meeting as comprises the discussion or the receipt of any of the following types of matters:

- (a) personnel matters concerning particular individuals (other than councillors),
- (b) the personal hardship of any resident or ratepayer,
- (c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business,
- (d) commercial information of a confidential nature that would, if disclosed:
 - (i) prejudice the commercial position of the person who supplied it, or
 - (ii) confer a commercial advantage on a competitor of the council, or
 - (iii) reveal a trade secret,
- (e) information that would, if disclosed, prejudice the maintenance of law,
- (f) matters affecting the security of the council, councillors, council staff or council property,
- (g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege,
- (h) information concerning the nature and location of a place or an item of Aboriginal significance on community land,
- (i) alleged contraventions of the council's code of conduct.

Note: Clause 15.1 reflects section 10A(1) and (2) of the Act.

15.2 The council or a committee of the council may also close to the public so much of its meeting as comprises a motion to close another part of the meeting to the public.

Note: Clause 15.2 reflects section 10A(3) of the Act.

Matters to be considered when closing meetings to the public

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15.3 A meeting is not to remain closed during the discussion of anything referred to in clause 15.1:

- (a) except for so much of the discussion as is necessary to preserve the relevant confidentiality, privilege or security, and
- (b) if the matter concerned is a matter other than a personnel matter concerning particular individuals, the personal hardship of a resident or ratepayer or a trade secret – unless the council or committee concerned is satisfied that discussion of the matter in an open meeting would, on balance, be contrary to the public interest.

Note: Clause 15.3 reflects section 10B(1) of the Act.

15.4 A meeting is not to be closed during the receipt and consideration of information or advice referred to in clause 15.1(g) unless the advice concerns legal matters that:

- (a) are substantial issues relating to a matter in which the council or committee is involved, and
- (b) are clearly identified in the advice, and

- (c) are fully discussed in that advice.

Note: Clause 15.4 reflects section 10B(2) of the Act.

15.5 If a meeting is closed during the discussion of a motion to close another part of the meeting to the public (as referred to in clause 15.2), the consideration of the motion must not include any consideration of the matter or information to be discussed in that other part of the meeting other than consideration of whether the matter concerned is a matter referred to in clause 15.1.

Note: Clause 15.5 reflects section 10B(3) of the Act.

15.6 For the purpose of determining whether the discussion of a matter in an open meeting would be contrary to the public interest, it is irrelevant that:

- (a) a person may misinterpret or misunderstand the discussion, or
- (b) the discussion of the matter may:
 - (i) cause embarrassment to the council or committee concerned, or to councillors or to employees of the council, or
 - (ii) cause a loss of confidence in the council or committee.

Note: Clause 15.6 reflects section 10B(4) of the Act.

15.7 In deciding whether part of a meeting is to be closed to the public, the council or committee concerned must consider any relevant guidelines issued by the departmental chief executive of the Office of Local Government.

Note: Clause 15.7 reflects section 10B(5) of the Act.

Notice of likelihood of closure not required in urgent cases

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15.8 Part of a meeting of the council, or of a committee of the council, may be closed to the public while the council or committee considers a matter that has not been identified in the agenda for the meeting under clause 4.23 as a matter that is likely to be considered when the meeting is closed, but only if:

- (a) it becomes apparent during the discussion of a particular matter that the matter is a matter referred to in clause 15.1, and
- (b) the council or committee, after considering any representations made under clause 15.9, resolves that further discussion of the matter:
 - (i) should not be deferred (because of the urgency of the matter), and
 - (ii) should take place in a part of the meeting that is closed to the public.

Note: Clause 15.8 reflects section 10C of the Act.

Representations by members of the public

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15.9 The council, or a committee of the council, may allow members of the public to make representations to or at a meeting, before any part of the meeting is closed to the public, as to whether that part of the meeting should be closed.

Note: Clause 15.9 reflects section 10A(4) of the Act.

15.10 A representation under clause 15.9 is to be made after the motion to close the part of the meeting is moved and seconded.

15.11 Where the matter has been identified in the agenda of the meeting under clause 4.24 as a matter that is likely to be considered when the meeting is closed to the public, in order to

make representations under clause 15.9, members of the public must first make an application to the council in the approved form. Applications must be received by 12 noon on the day before the meeting at which the matter is to be considered.

15.12 The chief executive officer (or their delegate) may refuse an application made under clause 15.11. The chief executive officer or their delegate must give reasons in writing for a decision to refuse an application.

15.13 No more than two speakers are to be permitted to make representations under clause 15.9.

15.14 If more than the permitted number of speakers applies to make representations under clause 15.9, the chief executive officer or their delegate may request the speakers to nominate from among themselves the persons who are to make representations to the council. If the speakers are not able to agree on whom to nominate to make representations under clause 15.9, the chief executive officer or their delegate is to determine who will make representations to the council.

15.15 The chief executive officer (or their delegate) is to determine the order of speakers.

15.16 Where the council or a committee of the council proposes to close a meeting or part of a meeting to the public in circumstances where the matter has not been identified in the agenda for the meeting under clause 4.24 as a matter that is likely to be considered when the meeting is closed to the public, the chairperson is to invite representations from the public under clause 15.9 after the motion to close the part of the meeting is moved and seconded. The chairperson is to permit no more than two speakers to make representations in such order as determined by the chairperson.

15.17 Each speaker will be allowed ~~three~~^{two} minutes to make representations, and this time limit is to be strictly enforced by the chairperson. Speakers are to confine their representations to whether the meeting should be closed to the public. If a speaker digresses to irrelevant matters, the chairperson is to direct the speaker not to do so. If a speaker fails to observe a direction from the chairperson, the speaker will not be further heard.

Expulsion of non-councillors from meetings closed to the public

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15.18 If a meeting or part of a meeting of the council or a committee of the council is closed to the public in accordance with section 10A of the Act and this code, any person who is not a councillor and who fails to leave the meeting when requested, may be expelled from the meeting as provided by section 10(2)(a) or (b) of the Act.

15.19 If any such person, after being notified of a resolution or direction expelling them from the meeting, fails to leave the place where the meeting is being held, a police officer, or any person authorised for the purpose by the council or person presiding, may, by using only such force as is necessary, remove the first-mentioned person from that place and, if necessary restrain that person from re-entering that place for the remainder of the meeting.

Information to be disclosed in resolutions closing meetings to the public

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15.20 The grounds on which part of a meeting is closed must be stated in the decision to close that part of the meeting and must be recorded in the minutes of the meeting. The grounds must specify the following:

- (a) the relevant provision of section 10A(2) of the Act,
- (b) the matter that is to be discussed during the closed part of the meeting,
- (c) the reasons why the part of the meeting is being closed, including (if the matter concerned is a matter other than a personnel matter concerning particular individuals, the personal hardship of a resident or ratepayer or a trade secret) an explanation of the way in which discussion of the matter in an open meeting would be, on balance, contrary to the public

interest.

Note: Clause 15.20 reflects section 10D of the Act.

Resolutions passed at closed meetings to be made public

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15.21 If the council passes a resolution during a meeting, or a part of a meeting, that is closed to the public, the chairperson must make the resolution public as soon as practicable after the meeting, or the relevant part of the meeting, has ended, and the resolution must be recorded in the publicly available minutes of the meeting.

15.22 Resolutions passed during a meeting, or a part of a meeting, that is closed to the public will be made public by the chairperson under clause 15.21 by displaying the resolutions on the public screens during the meeting and on the livestream of the meeting webcast.

16 Keeping Order at Meetings

Points of order

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16.1 A councillor may draw the attention of the chairperson to an alleged breach of this code by raising a point of order. A point of order does not require a seconder.

16.2 A point of order cannot be made with respect to adherence to the principles contained in clause 2.1.

16.3 A point of order must be taken immediately it is raised. The chairperson must suspend business before the meeting and permit the councillor raising the point of order to state the provision of this code they believe has been breached. The chairperson must then rule on the point of order – either by upholding it or by overruling it.

Questions of order

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16.4 The chairperson, without the intervention of any other councillor, may call any councillor to order whenever, in the opinion of the chairperson, it is necessary to do so.

16.5 A councillor who claims that another councillor has committed an act of disorder, or is out of order, may call the attention of the chairperson to the matter.

16.6 The chairperson must rule on a question of order immediately after it is raised but, before doing so, may invite the opinion of the council.

16.7 The chairperson's ruling must be obeyed unless a motion dissenting from the ruling is passed.

Motions of dissent

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16.8 A councillor can, without notice, move to dissent from a ruling of the chairperson on a point of order or a question of order. If that happens, the chairperson must suspend the business before the meeting until a decision is made on the motion of dissent.

16.9 If a motion of dissent is passed, the chairperson must proceed with the suspended business as though the ruling dissented from had not been given. If, as a result of the ruling, any motion or business has been rejected as out of order, the chairperson must restore the motion or business to the agenda and proceed with it in due course.

16.10 Despite any other provision of this code, only the mover of a motion of dissent and the chairperson can speak to the motion before it is put. The mover of the motion does not have a right of general reply.

Acts of disorder

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16.11 A councillor commits an act of disorder if the councillor, at a meeting of the council or a committee of the council:

- (a) contravenes the Act, the Regulation or any regulation in force under the Act or this code, or
- (b) assaults or threatens to assault another councillor or person present at the meeting, or
- (c) moves or attempts to move a motion or an amendment that has an unlawful purpose or that deals with a matter that is outside the jurisdiction of the council or the committee, or addresses or attempts to address the council or the committee on such a motion, amendment or matter, or
- (d) insults, makes unfavourable personal remarks about, or imputes improper motives to any other council official, or alleges a breach of the council's code of conduct, or

- (e) says or does anything that is inconsistent with maintaining order at the meeting or is likely to bring the council or the committee into disrepute.

16.12 The chairperson may require a councillor:

- (a) to apologise without reservation for an act of disorder referred to in clauses 16.11(a) or (b), or (e) or
- (b) to withdraw a motion or an amendment referred to in clause 16.11(c) and, where appropriate, to apologise without reservation, or
- (c) to retract and apologise without reservation for any statement that constitutes an act of disorder referred to in clauses 16.11(d) and (e).

How disorder at a meeting may be dealt with

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16.13 If disorder occurs at a meeting of the council, the chairperson may adjourn the meeting for a period of not more than fifteen minutes and leave the chair. The council, on reassembling, must, on a question put from the chairperson, decide without debate whether the business is to be proceeded with or not. This clause applies to disorder arising from the conduct of members of the public as well as disorder arising from the conduct of councillors.

Expulsion from meetings

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16.14 All chairpersons of meetings of the council and committees of the council are authorised under this code to expel any person other than a councillor, from a council or committee meeting, for the purposes of section 10(2)(b) of the Act. Councillors may only be expelled by resolution of the council or the committee of the council.

16.15 Clause 16.14, does not limit the ability of the council or a committee of the council to resolve to expel a person, including a councillor, from a council or committee meeting, under section 10(2)(a) of the Act.

16.16 A councillor may, as provided by section 10(2)(a) or (b) of the Act, be expelled from a meeting of the council for having failed to comply with a requirement under clause 16.12. The expulsion of a councillor from the meeting for that reason does not prevent any other action from being taken against the councillor for the act of disorder concerned.

16.17 A member of the public may, as provided by section 10(2)(a) or (b) of the Act, be expelled from a meeting of the council for engaging in or having engaged in disorderly conduct at the meeting.

16.18 Where a councillor or a member of the public is expelled from a meeting, the expulsion and the name of the person expelled, if known, are to be recorded in the minutes of the meeting.

16.19 If a councillor or a member of the public fails to leave the place where a meeting of the council is being held immediately after they have been expelled, a police officer, or any person authorised for the purpose by the council or person presiding, may, by using only such force as is necessary, remove the councillor or member of the public from that place and, if necessary, restrain the councillor or member of the public from re-entering that place for the remainder of the meeting.

How disorder by councillors attending meetings by audio-visual link may be dealt with

16.20 Where a councillor is attending a meeting audio-visual link, the chairperson or a person authorised by the chairperson may mute the councillor's audio link to the meeting for the purposes of enforcing compliance with this code.

16.21 If a councillor attending a meeting by audio-visual link is expelled from a meeting for an act of disorder, the chairperson of the meeting or a person authorised by the chairperson, may terminate the councillor's audio-visual link to the meeting.

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Use of mobile phones and the unauthorised recording of meetings

16.22 Councillors, council staff and members of the public must ensure that mobile phones are turned to silent during meetings of the council and committees of the council.

16.23 A person must not live stream or use an audio recorder, video camera, mobile phone or any other device to make a recording or photograph before, during or after of the proceedings of a meeting of the council or a committee of the council without the prior authorisation of the council or the committee whilst in the vicinity of the meeting location.

Note: Clause 16.23 does not apply to circumstances where the chief executive officer arranges for photographs of councillors and/or the chambers for record keeping purposes.

16.24 Without limiting clause 16.17, a contravention of clause 15.20 or an attempt to contravene that clause, constitutes disorderly conduct for the purpose of clause 16.17. Any person who contravenes or attempts to contravene clause 16.20, may be expelled from the meeting as provided for under section 10(2) of the Act.

16.25 If any such person, after being notified of a resolution or direction expelling them from the meeting, fails to leave the place where the meeting is being held, a police officer, or any person authorised for the purpose by the council or person presiding, may, by using only such force as is necessary, remove the first-mentioned person from that place and, if necessary, restrain that person from re-entering that place for the remainder of the meeting.

17 Conflicts of Interest

17.1 All councillors and, where applicable, all other persons, must declare and manage any conflicts of interest they may have in matters being considered at meetings of the council and committees of the council in accordance with the council's code of conduct. All declarations of conflicts of interest and how the conflict of interest was managed by the person who made the declaration must be recorded in the minutes of the meeting at which the declaration was made.

17.2 Councillors attending a meeting by audio-visual link must declare and manage any conflicts of interest they may have in matters being considered at the meeting in accordance with the council's code of conduct. Where a councillor has declared a pecuniary or significant non-pecuniary conflict of interest in a matter being discussed at the meeting, the councillor's audio-visual link to the meeting must be suspended or terminated and the councillor must not be in sight or hearing of the meeting at any time during which the matter is being considered or discussed by the council or committee, or at any time during which the council or committee is voting on the matter.

18 Decisions of the Council

Council decisions

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18.1 A decision supported by a majority of the votes at a meeting of the council at which a quorum is present is a decision of the council.

Note: Clause 18.1 reflects section 371 of the Act.

18.2 Decisions made by the council must be accurately recorded in the minutes of the meeting at which the decision is made.

Rescinding or altering council decisions

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18.3 A resolution passed by the council may not be altered or rescinded except by a motion to that effect of which notice has been given under clause 4.11.

Note: Clause 18.3 reflects section 372(1) of the Act.

18.4 If a notice of motion to rescind a resolution is given at the meeting at which the resolution is carried, or up to 12 noon on the working day following the meeting, the resolution must not be carried into effect until the motion of rescission has been dealt with.

Note: Clause 18.4 reflects section 372(2) of the Act (excluding italics text).

18.5 Unless resolved otherwise, it is council's practice not to implement decisions of the council until 12 noon on the working day following the council and/ or committee meeting.

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18.6 If a motion has been lost by the council, a motion having the same effect must not be considered unless notice of it has been duly given in accordance with clause 4.11.

Note: Clause 18.6 reflects section 372(3) of the Act.

18.7 A notice of motion to alter or rescind a resolution, and a notice of motion which has the same effect as a motion which has been lost by the council, must be signed by three councillors if less than three months has elapsed since the resolution was passed, or the motion was lost.

Note: Clause 18.7 reflects section 372(4) of the Act.

18.8 If a motion to alter or rescind a resolution has been lost, or if a motion which has the same effect as a previously lost motion is lost, no similar motion may be brought forward within three months of the meeting at which it was lost. This clause may not be evaded by substituting a motion differently worded, but in principle the same.

Note: Clause 18.8 reflects section 372(5) of the Act.

18.9 The provisions of clauses 18.6–18.8 concerning lost motions do not apply to motions of adjournment.

Note: Clause 18.9 reflects section 372(7) of the Act.

18.10 A notice of motion submitted in accordance with clause 18.7 may only be withdrawn under clause 4.12 with the consent of all signatories to the notice of motion.

18.11 A motion to alter or rescind a resolution of the council may be moved on the report of a committee of the council and any such report must be recorded in the minutes of the meeting of the council.

Note: Clause 18.11 reflects section 372(6) of the Act.

18.12 Subject to clause 18.8, in cases of urgency, a motion to alter or rescind a resolution of the council may be moved at the same meeting at which the resolution was adopted, where:

- (a) a notice of motion signed by three councillors is submitted to the chairperson, and
- (b) a motion to have the motion considered at the meeting is passed, and
- (c) the chairperson rules the business that is the subject of the motion is of great urgency on the grounds that it requires a decision by the council before the next scheduled ordinary meeting of the council.

18.13 Where a notice of rescission that was submitted without a replacement motion is carried, a new replacement motion cannot be considered unless prior notice has been given in accordance with clause 4.11.

Note: The provisions of clause 10.2 and 10.3 have no effect in respect of a replacement motion given without notice in accordance with clause 4.11, where clause 18.7 applies.

18.134 A motion moved under clause 18.12(b) can be moved without notice. Despite clauses 11.20–11.30, only the mover of a motion referred to in clause 18.12(b) can speak to the motion before it is put.

18.145 A motion of dissent cannot be moved against a ruling by the chairperson under clause 18.12(c).

Recommitting resolutions to correct an error

18.156 Despite the provisions of this Part, a councillor may, with the leave of the chairperson, move to recommit a resolution adopted at the same meeting:

- (a) to correct any error, ambiguity or imprecision in the council's resolution, or
- (b) to confirm the voting on the resolution

18.167 In seeking the leave of the chairperson to move to recommit a resolution for the purposes of clause 18.156(a) the councillor is to propose alternative wording for the resolution.

18.178 The chairperson must not grant leave under clause 18.167, unless they are satisfied that the proposed alternative wording of the resolution would not alter the substance of the resolution previously adopted at the meeting.

18.189 A motion moved under clause 18.156 can be moved without notice. Despite clauses 11.20–11.30, only the mover of a motion referred to in clause 18.156 can speak to the motion before it is put.

18.192 A motion of dissent cannot be moved against a ruling by the chairperson under clause 18.156.

18.201 A motion moved under clause 18.156 with the leave of the chairperson cannot be voted on unless or until it has been seconded.

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19 Time Limits on Council Meetings

19.1 A short break of not less than 10 minutes is to be taken within the first three hours at each ordinary and extraordinary meeting of council and committees of the council.

19.2 Meetings of the council and committees of the council are to conclude no later than ~~11.00pm~~10.30pm.

19.3 If the business of the meeting is unlikely to be finished by, or is unfinished at, ~~11.00~~10.30pm the council or the committee of council may by resolution extend the time of the meeting by one 30 minute interval for the purpose of dealing with the remaining items on the agenda. If at 11.~~3000~~pm the business of the meeting is not concluded an automatic extension will occur to enable the completion of debate and voting on the current matter (where the matter under consideration has already been moved and seconded).

19.4 If the business of the meeting is unfinished at ~~11.00~~10.30pm and the council does not resolve to extend the meeting or at the conclusion of any extensions in accordance with clause 19.3, the chairperson must conclude debate and voting on the current matter (where the matter under consideration has already been moved and seconded), then either:

- (a) defer consideration of the remaining items of business on the agenda to the next ordinary meeting of the council, or
- (b) adjourn the meeting to a time, date and place fixed by the chairperson.

19.5 Clause 19.4 does not limit the ability of the council or a committee of the council to resolve to adjourn a meeting at any time. The resolution adjourning the meeting must fix the time, date and place that the meeting is to be adjourned to.

19.6 Where a meeting is adjourned under clause 19.4 or 19.5, the chief executive officer must:

- (a) individually notify each councillor of the time, date and place at which the meeting will reconvene, and
- (b) publish the time, date and place at which the meeting will reconvene on council's website and in such other manner that the chief executive officer is satisfied is likely to bring notice of the time, date and place of the reconvened meeting to the attention of as many people as possible.

19.7 Any decisions of council made prior to the adjournment of a meeting are to be implemented by the chief executive officer and do not need to await the resumption of an adjourned meeting. The outstanding items are to be resubmitted to an adjourned meeting for determination. Unless resolved otherwise, it is council's practice not to implement decisions of the council until 12 noon on the working day following the day on which the meeting was adjourned.

20 After the Meeting

Minutes of meetings

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20.1 The council is to keep full and accurate minutes of the proceedings of meetings of the council.

Note: Clause 20.1 reflects section 375(1) of the Act.

20.2 At a minimum, the chief executive officer must ensure that the following matters are recorded in the council's minutes:

- (a) The names of councillors attending a council meeting and whether they attended the meeting in person or by audio-visual link,
- (b) details of each motion moved at a council meeting and of any amendments moved to it, including:
 - (i) motions which are validly moved, but which lapsed for the want of a seconder,
 - (ii) motions that are ruled out of order by the mayor/chairperson because they are:

- a) not considered urgent,
- b) are considered unlawful,
- c) are considered to be outside of council's jurisdiction.

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Note: The wording of motions ruled out of order by the mayor/chairperson will not be included in the minutes (in this case only the mayor's ruling will be included).

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- (c) the names of the mover and seconder of the motion or amendment,
- (d) whether the motion or amendment was passed or lost, and
- (e) such other matters specifically required under this code.

20.3 Notations in minutes requested by individual councillors, except those identified in clause 14.4, will only be included following a resolution of council approving their inclusion.

20.4 The minutes of a council meeting must be confirmed at a subsequent meeting of the council.

Note: Clause 20.4 reflects section 375(2) of the Act.

20.5 Any debate on the confirmation of the minutes is to be confined to whether the minutes are a full and accurate record of the meeting they relate to.

20.6 When the minutes have been confirmed, they are to be signed by the person presiding at that subsequent meeting.

Note: Clause 20.6 reflects section 375(2) of the Act.

20.7 The confirmed minutes of a meeting may be amended to correct typographical or administrative errors after they have been confirmed. Any amendment made under this clause must not alter the substance of any decision made at the meeting.

20.8 The confirmed minutes of a council meeting, when the meeting was open to the public, must be published on the council's website. This clause does not prevent the council from also publishing unconfirmed minutes of its meetings on its website prior to their confirmation.

Access to correspondence and reports laid on the table at, or submitted to, a meeting

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20.9 The council and committees of the council must, during or at the close of a meeting, or during the business day following the meeting, give reasonable access to any person to inspect correspondence and reports laid on the table at, or submitted to, the meeting.

Note: Clause 20.9 reflects section 11(1) of the Act.

20.10 Clause 20.9 does not apply if the correspondence or reports relate to a matter that was received or discussed or laid on the table at, or submitted to, the meeting when the meeting was closed to the public.

Note: Clause 20.10 reflects section 11(2) of the Act.

20.11 Clause 20.9 does not apply if the council or the committee resolves at the meeting, when open to the public, that the correspondence or reports are to be treated as confidential because they relate to a matter specified in section 10A(2) of the Act.

Note: Clause 20.11 reflects section 11(3) of the Act.

20.12 Correspondence or reports to which clauses 20.10 and 20.11 apply are to be marked with the relevant provision of section 10A(2) of the Act that applies to the correspondence or report.

Implementation of decisions of the council

20.13 The chief executive officer is to implement, without undue delay, lawful decisions of the council.

Note: Clause 20.13 reflects section 335(b) of the Act.

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21 Council Committees

Application of this Part

21.1 This Part only applies to committees of the council whose members are all councillors.

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Council committees whose members are all councillors

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21.2 The council may, by resolution, establish such committees as it considers necessary.

21.3 A committee of the council is to consist of the mayor and such other councillors as are elected by the councillors or appointed by the council.

21.4 The quorum for a meeting of a committee of the council is to be:

- (a) such number of members as the council decides, or
- (b) if the council has not decided a number – a majority of the members of the committee.

Functions of committees

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21.5 The council must specify the functions of each of its committees when the committee is established, but may from time to time amend those functions.

Notice of committee meetings

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21.6 The chief executive officer must send to each councillor regardless of whether they are a committee member, at least three days before each meeting of the committee, a notice specifying:

- (a) the time, date and place of the meeting, and
- (b) the business proposed to be considered at the meeting.

21.7 Notice of less than three days may be given of a committee meeting called in an emergency.

Attendance at committee meetings

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21.8 A committee member (other than the mayor) ceases to be a member of a committee if the committee member:

- (a) has been absent from three consecutive meetings of the committee without having given reasons acceptable to the committee for the member's absences, or
- (b) has been absent from at least half of the meetings of the committee held during the immediately preceding year without having given to the committee acceptable reasons for the member's absences.

21.9 Clause 21.8 does not apply if all of the members of the council are members of the committee.

Non-members entitled to attend committee meetings

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21.10 A councillor who is not a member of a committee of the council is entitled to attend, and to speak at a meeting of the committee. However, the councillor is not entitled:

- (a) to give notice of business for inclusion in the agenda for the meeting, or
- (b) to move or second a motion at the meeting, or
- (c) to vote at the meeting.

Chairperson and deputy chairperson of council committees

21.11 The chairperson of each committee of the council must be:

- (a) the mayor, or
- (b) if the mayor does not wish to be the chairperson of a committee, a member of the committee elected by the council, or
- (c) if the council does not elect such a member, a member of the committee elected by the committee.

21.12 The council may elect a member of a committee of the council as deputy chairperson of the committee. If the council does not elect a deputy chairperson of such a committee, the committee may elect a deputy chairperson.

21.13 If neither the chairperson nor the deputy chairperson of a committee of the council is able or willing to preside at a meeting of the committee, the committee must elect a member of the committee to be acting chairperson of the committee.

21.14 The chairperson is to preside at a meeting of a committee of the council. If the chairperson is unable or unwilling to preside, the deputy chairperson (if any) is to preside at the meeting, but if neither the chairperson nor the deputy chairperson is able or willing to preside, the acting chairperson is to preside at the meeting.

Procedure in committee meetings

21.15 Subject to any specific requirements of this code, each committee of the council may regulate its own procedure. The provisions of this code are to be taken to apply to all committees of the council unless the council or the committee determines otherwise in accordance with this clause.

21.16 Whenever the voting on a motion put to a meeting of the committee is equal, the chairperson of the committee is to have a casting vote as well as an original vote unless the council or the committee determines otherwise in accordance with clause 21.15.

21.17 Voting at a council committee meeting is to be by open means (such as on the voices, by show of hands or by a visible electronic voting system).

Closure of committee meetings to the public

21.18 The provisions of the Act and Part 15 of this code apply to the closure of meetings of committees of the council to the public in the same way they apply to the closure of meetings of the council to the public.

21.19 If a committee of the council passes a resolution, or makes a recommendation, during a meeting, or a part of a meeting that is closed to the public, the chairperson must make the resolution or recommendation public as soon as practicable after the meeting or part of the meeting has ended, and report the resolution or recommendation to the next meeting of the council. The resolution or recommendation must also be recorded in the publicly available minutes of the meeting.

21.20 Resolutions passed during a meeting, or a part of a meeting that is closed to the public must be made public by the chairperson under clause 21.19 during a part of the meeting that is webcast.

Disorder in committee meetings

21.21 The provisions of the Act and this code relating to the maintenance of order in council meetings apply to meetings of committees of the council in the same way as they apply to meetings of the council.

Minutes of council committee meetings

21.22 Each committee of the council is to keep full and accurate minutes of the proceedings of its meetings. At a minimum, a committee must ensure that the following matters are recorded in the committee's minutes:

- (a) the names of councillors attending a meeting and whether they attended the meeting in person or by audio-visual link
- (b) details of each motion moved at a meeting and of any amendments moved to it,
- (c) the names of the mover and seconder of the motion or amendment,
- (d) whether the motion or amendment was passed or lost, and
- (e) such other matters specifically required under this code.

21.23 All voting at meetings of committees of the council (including meetings that are closed to the public), must be recorded in the minutes of meetings with the names of councillors who voted for and against each motion or amendment, (including the use of the casting vote), being recorded.

21.24 The minutes of meetings of each committee of the council must be confirmed at a subsequent meeting of the committee.

21.25 Any debate on the confirmation of the minutes is to be confined to whether the minutes are a full and accurate record of the meeting they relate to.

21.26 When the minutes have been confirmed, they are to be signed by the person presiding at that subsequent meeting.

21.27 The confirmed minutes of a meeting may be amended to correct typographical or administrative errors after they have been confirmed. Any amendment made under this clause must not alter the substance of any decision made at the meeting.

21.28 The confirmed minutes of a meeting of a committee of the council must be published on the council's website. This clause does not prevent the council from also publishing unconfirmed minutes of meetings of committees of the council on its website prior to their confirmation.

22 Irregularities

22.1 Proceedings at a meeting of a council or a council committee are not invalidated because of:

- (a) a vacancy in a civic office, or
- (b) a failure to give notice of the meeting to any councillor or committee member, or
- (c) any defect in the election or appointment of a councillor or committee member, or
- (d) a failure of a councillor or a committee member to disclose a conflict of interest, or to refrain from the consideration or discussion of, or vote on, the relevant matter, at a council or committee meeting in accordance with the council's code of conduct, or
- (e) a failure to comply with this code.

Note: Clause 22.1 reflects section 374 of the Act.

Appendix One – Procedural Motions

Motion	Moved without Notice	Requires Seconder	Speakers / Debate Permitted	Right of Reply
(i) Change the Order of Business	Yes	Yes	Mover of motion only	No
(ii) Business without Notice (matter of urgency) (clause 10.3)	Yes	Yes	Mover of motion only	No
(iii) Dissent from Chairperson's ruling on Point of Order	Yes	Yes	Mover and chairperson only may speak	No
(iv) Adjournment of Meeting	Yes	Yes	No debate permitted	No
(v) Limitation to number of speakers (motion be now put)	Yes if the mover of the motion or amendment has spoken in favour of it and no councillor expresses an intention to speak against it, or if at least 2 councillors have spoken in favour of the motion or amendment and at least 2 councillors have spoken against it.	No	No debate permitted. Motion must be put immediately after mover of original motion/amendment has right of reply	No
(vi) Deferment of a Matter	Yes	Yes	Yes	Yes
(vii) Motion be dealt with in seriatim	Yes	Yes	Mover of motion only	No

Version Control

Revision	Date	Change	Ref
1	22/11/2016	Northern Beaches Council Code of Meeting Practice adopted	2016/299769
2	22/05/2018	Northern Beaches Council Code of Meeting Practice adopted	2018/104009
3	28/5/2019	Northern Beaches Council Code of Meeting Practice adopted based on 2018 Office of Local Government Model Code of Meeting Practice	2019/019769
4	03/03/2022	Northern Beaches Council Code of Meeting Practice – review - 2022	2022/135642
5	24/05/2022	Northern Beaches Council Code of Meeting Practice adopted	2022/271071
6	10/07/2024	Northern Beaches Council Code of Meeting Practice – review	2024/078707



Establishing and maintaining an effective RAP Working Group

The RAP Working Group (RWG) is considered the governing body of the RAP. The RWG is ultimately responsible for the development, implementation and reporting phases of a RAP. It is therefore important to establish an effective RWG in order to develop a RAP.

RAP Working Group requirements

For RAPs to receive Reconciliation Australia's endorsement, they must include the following minimum requirements with respect to their RWG.

Mandatory RAP Working Group requirements for RAP endorsement	
Reflect	<ul style="list-style-type: none"> Optional to establish a RAP Working Group to oversee development of the RAP. Must commit to establishing a RWG as an action within the RAP.
Innovate	<ul style="list-style-type: none"> Must establish or have an existing RWG to oversee development of the RAP. Must demonstrate how Aboriginal and Torres Strait Islander peoples are represented. Must commit to identifying a RAP Champion/s as an action within the RAP. Must commit to meet <u>at least</u> four times per year as an action within the RAP. Must commit to develop a Terms of Reference as an action within the RAP.
Stretch & Elevate	<ul style="list-style-type: none"> Must have an existing RWG to oversee development of the RAP. Must demonstrate how Aboriginal and Torres Strait Islander peoples are represented. Must have an identified RAP Champion/s from senior management. Must have representation from senior management across different areas of the organisation. Must commit to meeting <u>at least</u> four times per year as an action within the RAP. Must commit to reviewing and maintaining a Terms of Reference as an action within the RAP.

RAP Working Group structure

Membership

Beyond the minimum requirements of the RWG for RAP endorsement, it is important that a RWG consist of employees from across an organisation, including senior leadership and Aboriginal and Torres Strait Islander staff. The ideal members for a RWG will vary according to your organisation's size, geographic reach and core business, however, broadly membership should comprise of:

RAP Working Group membership	
Who?	Why?
Staff that represent a wide range of departments, locations and levels.	<ul style="list-style-type: none"> To promote a whole-of-organisation approach to the RAP. To ensure the RAP does not sit with a single team (e.g. the HR department). To ensure the responsibility for implementing the RAP does not fall to Aboriginal and Torres Strait Islander staff or departments. Reconciliation is everyone's responsibility.
Aboriginal and Torres Strait Islander representatives (staff or external).	<ul style="list-style-type: none"> To ensure the RAP is guided by Aboriginal and Torres Strait Islander knowledge and perspectives. To ensure Aboriginal and Torres Strait Islander people are involved in decision-making. To build a culturally appropriate approach to RAP development, implementation and reporting. To assist the RWG and organisation work through areas that can be complex or sensitive. Demonstrated Aboriginal and/or Torres Strait Islander representation is a minimum requirement for Innovate, Stretch and Elevate RAPs. <p>NB: Aboriginal and Torres Strait Islander staff and RWG representatives should not be expected to drive the RAP, but rather guide the RAP.</p>
Key decision makers	<ul style="list-style-type: none"> To ensure the RWG can resolve roadblocks to RAP implementation.
RAP Chair/Co-chairs	<ul style="list-style-type: none"> To coordinate RWG meetings and take responsibility for holding other members of the group accountable and on track. To provide a primary contact for other staff, community members, organisations and Reconciliation Australia when they have enquiries about the RAP.
RAP Champion/s	<ul style="list-style-type: none"> To raise the profile of reconciliation as an organisational priority internally and externally. To lead by example by actioning the commitments in the RAP.
No more than 10 – 15 members	<ul style="list-style-type: none"> To ensure a manageable, and hence sustainable, sized group.

Roles and responsibilities (Terms of Reference)

Many organisations find it useful to consolidate RWG membership, roles, responsibilities, meeting details, agendas and reporting requirements in a set of guidelines such as a Terms of Reference (TOR) document.

A typical RWG terms of reference document should include:

- Overarching purpose and outcomes of the RWG.
- The term the RWG will operate for i.e. from [month, year] to [month, year].
- Membership requirements of the RWG, including the size of the group, how often membership will be reviewed and the process for selecting members.
- Roles and responsibilities of members, including expected time commitment from members and expected input i.e. providing ideas, reviewing and commenting on drafts, assisting with implementation of RAP deliverables.
- Meeting requirements, including how often meetings will be held, who will chair the meetings, and who needs to be present to make decisions.
- Meeting agenda requirements, including how the agenda will be collated, when the agenda will be distributed and who will take minutes of the meeting.
- Reporting requirements, including who the RWG reports to—i.e. Executive Leadership or Board—how often the RWG will report and the various reporting products i.e. RAP Impact Questionnaire, internal reporting, and public reporting.

Aboriginal and Torres Strait Islander Advisory Committees

Although not required for RAP endorsement, another way to facilitate ongoing input from Aboriginal and Torres Strait Islander stakeholders in the planning and governance processes for your organisation is to establish an Aboriginal and Torres Strait Islander advisory committee or reference group.

This committee or group could be made up of Aboriginal and Torres Strait Islander stakeholders, business partners, local Elders, and key representatives of the local community.

The role of an Aboriginal and Torres Strait Islander advisory committee is generally to provide advice, as requested by your organisation, on matters including (but not limited to):

- Embedding Aboriginal and Torres Strait Islander perspectives into operations.
- Locally appropriate reconciliation initiatives.
- Policy and consultation strategies.
- Ensuring better access and engagement for Aboriginal and Torres Strait Islander employees, clients and community members.

Appropriate remuneration

If you are considering establishing an Aboriginal and Torres Strait Islander advisory committee, it is important to be sensitive to the commitment involved for advisory group members and the cost of their time. Appropriate remuneration for travel and time should be a central part of any discussion when establishing and inviting members to join your advisory group. If you are regularly inviting community members to provide advice or assist with delivering RAP actions, you could consider engaging a community member in an ongoing paid role, such as an Elder-in-residence or Aboriginal and Torres Strait Islander liaison officer.

Still unsure?

Please email us at rap.team@reconciliation.org.au.



northern
beaches
council

Environment
Strategic Reference Group

ENVIRONMENT STRATEGIC REFERENCE GROUP

held in the Flannel Flower Room, Civic Centre, Dee Why on

THURSDAY 30 NOVEMBER 2023



MINUTES OF ENVIRONMENT STRATEGIC REFERENCE GROUP

30 NOVEMBER 2023

**Minutes of the Environment Strategic Reference Group
held on Thursday 30 November 2023
in the Flannel Flower Room, Civic Centre, Dee Why
Commencing at 6:20pm**

ATTENDANCE:

Committee Members

Cr Kristyn Glanville (Chair)	Councillor
Cr Michael Gencher	Councillor (<i>not in attendance</i>)
Cr Stuart Sprott	Councillor (<i>not in attendance</i>)
Individual or organisation representatives with specific expertise/experience:	
Alan Jones	Individual – Curl Curl Ward
Nigel Howard	Individual – Frenchs Forest Ward
Jamileh Jahangiri	Individual – Manly Ward
Roberta Conroy	Individual – Pittwater Ward
Sarah Baker	Individual – Frenchs Forest Ward
Joeline Hackman	Northern Beaches War on Waste
Community members or group representatives with broad range of strategic views	
Natalie Warren	Community representative - Curl Curl Ward
Malin Frick	Community representative – Manly Ward
Jacqueline Marlow	Friends of Narrabeen Lagoon Catchment representative

Council Officer Contacts

Todd Dickinson	Director Environment and Sustainability
Yianni Mentis	Executive Manager Environment and Climate Change
Andrew Ward-Harvey	Executive Manager Waste Management & Cleansing
Chris Kraus	Coordinator Bushland Management
Patrick Stuart	Team Leader, Floodplain Planning & Response
Brendan Smith	Acting Manager Bushland and Biodiversity
Lauren Reti	Senior Advisor Governance

Quorum

A majority of members including the Chair or one of the elected Councillors.



MINUTES OF ENVIRONMENT STRATEGIC REFERENCE GROUP

30 NOVEMBER 2023

1.0 ACKNOWLEDGEMENT OF COUNTRY

As a sign of respect, Northern Beaches Council acknowledges the traditional custodians of these lands on which we gather and pays respect to Elders past, present and emerging.

2.0 APOLOGIES

Apologies were received from Mayor Heins, Leigh McGahey and Oscar Jones.

3.0 DECLARATION OF PECUNIARY AND CONFLICTS OF INTEREST

There were no declarations of pecuniary or non-pecuniary conflicts of interest.

4.0 CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS

4.1 MINUTES OF ENVIRONMENT STRATEGIC REFERENCE GROUP MEETING HELD 6 SEPTEMBER 2023

OUTCOME

That the minutes of the Environment Strategic Reference Group meeting held on 6 September 2023, copies of which were previously circulated to all members, are hereby confirmed as a true and correct record of the proceedings of that meeting.



MINUTES OF ENVIRONMENT STRATEGIC REFERENCE GROUP

30 NOVEMBER 2023

5.0 WASTE & CIRCULAR ECONOMY

5.1 LITTER ROADMAP

DISCUSSION

Andrew Ward-Harvey, Executive Manager Waste Management & Cleansing presented to the group on this topic.

Council was successful in obtaining funding from NSW EPA in its Litter Prevention Grants Program and is developing a Litter Prevention Roadmap as part of the grant funded activities. The Litter Prevention Roadmap will help to achieve one of the key outcomes of the draft Waste and Circular Economy Strategy which is for the Northern Beaches to have the cleanest public spaces in Sydney. The completion of Council's Litter Prevention Roadmap will also enable Council to apply for Stream 3 of NSW EPA's Litter Prevention Program funding and allow Council to implement and engage in these actions

Points raised by members:

- Discussion on the number of people fined for littering in the Northern Beaches local government area.
- Seabin Pty Ltd has completed some litter mapping around Sydney which could be of interest to Council. Could Council consider inviting Seabin Pty Ltd to present at a future meeting?
- The use of school education campaigns on litter prevention and how they can be beneficial in behaviour change, with children taking home the information and educating their families.
- Rubbish can be classified into 'old' and 'new' rubbish. Old rubbish has been around for many years, often collected in areas such as Curl Curl Lagoon. New rubbish tends to be 'forgotten' items, eg people have a picnic and leave/forget to pick up some of their rubbish.
- The importance of the location of rubbish bins in high traffic/use areas (such as beaches and parks), ensuring they are in easily visible and accessible locations to make it as easy as possible for people to dispose of their rubbish.
- Work with bigger businesses on their litter production, by mapping the spread of litter produced by their businesses. For example, mapping the 'hotspot' around fast food restaurants could show how much/far their rubbish spreads.
- Suggestion of 'bans' on certain packaging, for example single use coffee cups.
- Rubbish along Mona Vale Road and Wakehurst Parkway has been bulldozed from along the roadside into the bush. A request was made for Council to assist in contacting Connect Sydney to help resolve this matter and have them remove the rubbish.

Next steps

The group members were encouraged to share their ideas and thoughts by making a submission on the draft Waste and Circular Economy Strategy. Submissions close on 10 December, with details available on Councils website <https://yoursay.northernbeaches.nsw.gov.au/waste-and-circular-economy-strategy>

OUTCOME

That the Environment SRG note the report.

ACTION

Provide to interested members of the ESRG, the Council report that contains the overview of the results of Council's audit of litter.



MINUTES OF ENVIRONMENT STRATEGIC REFERENCE GROUP

30 NOVEMBER 2023

6.0 ENVIRONMENTAL RESTORATION & BIODIVERSITY

6.1 BUSHLAND CONDITION MAPPING PROJECT

DISCUSSION

Chris Kraus, Co-ordinator Bushland Management presented to the group on this item.

Council's Environment & Climate Change team have partnered with the Spatial Information team on a bushland condition mapping project including development of online web app and associated dashboard.

Council has responsibility for approximately 17km² of bushland. Council receives monthly reports on progress from bush regeneration contractors which includes maps that indicate the progress of work and site condition. Until now, Council has had no standardised reserve condition rating system or centralized system to store and track reserve condition. This project will better inform management decisions and demonstrate the effectiveness of expenditure on our reserves.

Points raised by members:

- This will be a great source of information for the community when complete. It can be used to encourage people to think of bushland quality in their own properties.
- Queried if Council could implement a strategy to eventually re-evaluate the condition level criteria to raise the bar of the condition levels to push continued improvement.
- Focus some bush regeneration efforts in locations where the community will see the change. Seeing positive change will help the community to engage with the project and goal of improving the condition of our bushland.
- Prioritising regeneration of bushland where we have rare &/or threatened fauna species.
- Council has been able to maintain the same bush regeneration programs that the 3 Council's were running, prior to amalgamation along with the budget for each program. The continuation of these programs has helped to maintain the bushland quality across the local government area.

OUTCOME

That the Environment SRG note the report.



MINUTES OF ENVIRONMENT STRATEGIC REFERENCE GROUP

30 NOVEMBER 2023

7.0 CLIMATE CHANGE & SUSTAINABILITY

7.1 ELECTRIC VEHICLE CHARGING UPDATE

DISCUSSION

Yianni Mentis, Executive Manager Environment and Climate Change provided an update on this item in line with action 7.1 from the 6 September 2023 meeting.

Points raised by members:

- Location of some Council installed chargers at PCYC and other parking areas. Some are located in areas where people would not feel safe to use them, for example on the lower level of a car park in an area that is not very busy or perhaps well lit.
- The benefits of bidirectional charging and education of the community on this subject. It was suggested that a 'bidirectional charger' demonstration/information area could be included in the Coastal Environment Centre once it is set up in the new space.
- Potential incentives that can be offered for people to include electric vehicle charges when people are they are submitting their Development Applications and building their property. A request was made from the group for a Strategic & Place Planning team to present to the ESRG on LEP/DCP direction
- Council vehicles are assessed at the end of their lease to determine if they will transition to a fully electric vehicle, hybrid vehicle or other type of vehicle. This is also dependant on the type and use of the vehicle.
- Andrew Ward-Harvey confirmed that Council is in the process of acquiring an Electric Street Sweeper.
- There are new electric cars that will recharge as they are driven.

OUTCOME

That the Environment SRG note the report.

ACTION

Staff to advise the ESRG:

1. if the location of Council EV chargers is listed on the Council website
2. the location of chargers being installed on street-side power poles

ACTION

Liaise with Strategic & Place Planning for a team member to attend a future Environment SRG meeting to present on the LEP/DCP.



MINUTES OF ENVIRONMENT STRATEGIC REFERENCE GROUP

30 NOVEMBER 2023

8.0 RESILIENCE AND NATURAL HAZARDS

8.1 UPDATE ON FLOODPLAIN MANAGEMENT ACTIVITIES

DISCUSSION

Patrick Stuart, Team Leader, Floodplain Planning & Response presented to the group on this item.

Council has a statutory obligation to prepare and introduce Floodplain Risk Management Studies and Plans (FRMSPs) which outline actions intended to mitigate flood risk for residents of the Northern Beaches. Currently there are 4 studies being undertaken that are at various stages.

At the September ESG meeting, the cost effectiveness of sand pumping methods was discussed as part of the Narrabeen Lagoon Entrance Management Strategy and an action was taken to look into the financial viability of Council purchasing its own mobile sand pumping equipment compared with partnering/contracting with other entities. As part of a review scheduled to be undertaken from July to December 2024, Council will review all potential options, including the suggestions raised by the ESG in September.

Council applied for and is being supported by funds from a state Disaster Risk Reduction Fund through the NSW Reconstruction Authority and is undertaking the following flood risk mitigations project:

- Flood Warning Improvements – due for completion Quarter 1 2024
- Investigation into the flood storage potential of Manly Dam – due for completion in Q2 2024

Points raised by members:

- Development Applications will use the FRMSPs to identify flood risks to a property, and also the impacts of the proposed development to neighbouring properties.
- Community concern about insurance premium impacts to properties that are now identified as being in a flood risk zone according to the mapping completed by Council. Insurance companies complete their own flood mapping and as such, Council's mapping will not impact insurance premiums.
- What plans are Council putting in place for climate change? As part of Council's flood studies, our consultants model the effects of climate change on flooding. Council consider these climate change impacts when investigating options such as bigger pipes, stormwater detention basins and other options.
- The costs/merits of 'reactive management' compared with adjusting the management strategy to actively move residents out of high flood risk areas.

OUTCOME

That the Environment SRG note the report.

ACTION

Investigate the area of bushland east of Oxford Falls where trees are dying – the exact location to be provided by Jacqueline Marlow, Friends of Narrabeen Lagoon Catchment representative



MINUTES OF ENVIRONMENT STRATEGIC REFERENCE GROUP

30 NOVEMBER 2023

9.0 SUPPORTING A SUSTAINABLE COMMUNITY

9.1 100% RENEWABLES POWER PURCHASE AGREEMENT FOR LOCAL BUSINESSES

DISCUSSION

Yianni Mentis, Executive Manager Environment and Climate Change provided an update to the group on the progress of the Power Purchase Agreement (PPA) for local businesses.

Points raised by members:

- This PPA is addressing the biggest sector of community emissions and is an initiative that will make a real difference.
- There is a page on the Council website that provides details of the PPA and some FAQs and some dates of upcoming information sessions in early 2024.
- There is no minimum number of businesses required, however the more we have the better.
- Council has not considered a residential PPA as yet, it would be a much more complex agreement.

Link to the website: <https://www.northernbeaches.nsw.gov.au/community/business-community/sustainability-business-network/renewable-energy-power-purchase-agreement>

OUTCOME

That the Environment SRG note the report.

10.0 GENERAL BUSINESS

Yianni Mentis, Executive Manager Environment & Climate Change thanked members for their submissions to the draft Waste & Circular Economy Strategy.

Jacqueline Marlow, Friends of Narrabeen Lagoon Catchment representative updated the group on efforts to reduce roadkill and the need to increase connectivity for fauna along the Wakehurst Parkway, Forest Way and Mona Vale Road. The Transport for NSW [website](#) is currently asking for submissions on Wakehurst Parkway improvements, submissions close on 6th December. Members were encouraged to make a submission and ask for underpasses with fauna furniture and exclusion fencing.

Councillor Kristyn Glanville requested time at the next ESG meeting for Alan Jones, Individual Representative for Curl Curl Ward, to present on population growth.

Yianni Mentis, Executive Manager Environment & Climate Change confirmed that a list of potential dates for 2024 meetings will be circulated.



MINUTES OF ENVIRONMENT STRATEGIC REFERENCE GROUP

30 NOVEMBER 2023

SUMMARY OF ACTIONS

ITEM NO.	ACTION	RESPONSIBLE OFFICER	DUE DATE
5.1	Provide to interested members of the ESG, the Council report that contains the overview of the results of Council's audit of litter.	Andrew Ward-Harvey	Next available meeting
7.1	Staff to advise the group: 1. if the location of Council EV chargers is listed on the Council website 2. the location of chargers being installed on street side power poles	Yianni Mentis	Next available meeting
	Liaise with Strategic & Place Planning for a team member to attend a future Environment SRG meeting to present on the LEP/DCP.	Yianni Mentis	Next available meeting
8.1	Investigate the area of bushland east of Oxford Falls where trees are dying – exact location to be provided by Jacqueline Marlow, Friends of Narrabeen Lagoon Catchment representative	Yianni Mentis	Next available meeting
10.0	1. Allow time for Alan Jones to present on population growth at the next available meeting 2. Circulate a list of potential dates for 2024 ESG meetings	Yianni Mentis	1. Next available meeting 2. 11 December 2023

The meeting concluded at 8:11pm

This is the final page of the Minutes comprising 9 pages numbered 1 to 9 of the Environment Strategic Reference Group meeting held on Thursday 30 November 2023 and confirmed at the first meeting of 2024



Environment
Strategic Reference Group

ENVIRONMENT STRATEGIC REFERENCE GROUP STRATEGIC REFERENCE GROUP

held in the Flannel Flower Room, Dee Why Civic Centre on

THURSDAY 7 MARCH 2024

MINUTES OF ENVIRONMENT STRATEGIC REFERENCE GROUP - 7 MARCH 2024

Minutes of the Environment Strategic Reference Group
Strategic Reference Group
held on Thursday 7 March 2024
in the Flannel Flower Room, Dee Why Civic Centre
Commencing at 6:16 PM

ATTENDANCE:

Committee Members

Cr Kristyn Glanville (Chair)	Councillor
Mayor Sue Heins	Mayor (<i>not in attendance</i>)
Cr Michael Gencher	Councillor (<i>not in attendance</i>)
Cr Stuart Sprott	Councillor (<i>not in attendance</i>)
Individual or organisation representatives with specific expertise/experience:	
Alan Jones	Individual – Curl Curl Ward
Nigel Howard	Individual – Frenchs Forest Ward
Jamileh Jahangiri	Individual – Manly Ward
Oscar Jones	Individual – Manly Ward
Roberta Conroy	Individual – Pittwater Ward
Sarah Baker	Individual – Frenchs Forest Ward
Community members or group representatives with broad range of strategic views	
Natalie Warren	Community representative - Curl Curl Ward (<i>left the meeting at 8:01pm</i>)
Billy Bragg	Community representative – Pittwater Ward
Jacqueline Marlow	Friends of Narrabeen Lagoon Catchment representative

Council Officer Contacts

Yianni Mentis	Acting Director Environment & Sustainability
Andrew Ward-Harvey	Executive Manager Waste Management & Cleansing
Simon Gray	Acting Executive Manager Environment & Climate Change
Tracey Bennett	Program Manager - Performance
Craig Morrison	Team Leader - Coast
Kara Taylor	Senior Sustainability Officer
Lauren Reti	Senior Advisor Governance

Quorum

A majority of members including the Chair or one of the elected Councillors.

MINUTES OF ENVIRONMENT STRATEGIC REFERENCE GROUP - 7 MARCH 2024

1.0 ACKNOWLEDGEMENT OF COUNTRY

As a sign of respect, Northern Beaches Council acknowledges the traditional custodians of these lands on which we gather and pays respect to Elders past and present.

2.0 APOLOGIES

Apologies were received from Malin Frick, Leigh McGaghey and Joeline Hackman.

3.0 DECLARATION OF PECUNIARY AND CONFLICTS OF INTEREST

There were no declarations of pecuniary or non-pecuniary conflicts of interest.

4.0 CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS

4.1 MINUTES OF ENVIRONMENT STRATEGIC REFERENCE GROUP MEETING HELD ON 30 NOVEMBER 2023

OUTCOME

That the minutes of the Environment Strategic Reference Group meeting held on 30 November 2023, copies of which were previously circulated to all members, were not confirmed and will be reviewed at the 7 June 2024 meeting.

Note: A change to the order of business was made, to bring forward item 8.1 Workshop – Policy Harmonisation.

MINUTES OF ENVIRONMENT STRATEGIC REFERENCE GROUP - 7 MARCH 2024

8.0 CLIMATE CHANGE & SUSTAINABILITY

8.1 WORKSHOP - POLICY HARMONISATION

DISCUSSION

Tracey Bennett, Program Manager – Performance, addressed the group to provide an overview of how the Environment & Sustainability team plans to harmonise 5 policies into one Climate Change Policy.

Members were invited to break into 3 groups to partake in the workshop facilitated by Tracey with assistance from: Yianni Mentis, Acting Director Environment & Sustainability; Andrew Ward-Harvey, Executive Manager Waste Management & Cleansing; Simon Gray, Acting Executive Manager Environment & Climate Change; Craig Morrison, Team Leader – Coast; and Kara Taylor, Senior Sustainability Officer:

- Activity 1 – Each group to identify key themes to be included in the policy
- Activity 2 – With these themes in mind, what would the key principles look like for consideration in the new Climate Change Policy?

The themes, principles and additional feedback and contributions were documented by Tracey and staff.

In response to a discussion point raised, the Chair requested a future briefing from the Environmental Compliance team regarding concerns with policy compliance, believed to be due to enforcement issues.

OUTCOME

The Environment SRG members participated in a workshop to provide input into the harmonisation of key Council environmental policies.

ACTION

The Chair requested a future briefing from the Environmental Compliance team about Council policy enforcement.

MINUTES OF ENVIRONMENT STRATEGIC REFERENCE GROUP - 7 MARCH 2024

6.0 WASTE & CIRCULAR ECONOMY

6.1 WASTE AND CIRCULAR ECONOMY STRATEGY AND EPA GRANTS

DISCUSSION

Andrew Ward-Harvey briefed the group on the progress of the Waste and Circular Economy Strategy.

The strategy was released for community consultation for 6 weeks at the end 2023. 179 submissions were received, with 90% supporting the strategy. Key themes in the commentary included:

- Food organics - food waste collection (trial by end of 2025)
- Plastics – advocating to phase out single use plastics and acknowledging their impact on the environment
- Education and behaviour change
- Reuse and repair centres – highly supported by the community
- Bulky goods collection – the largest number of comments received were about bulky goods collection, with people wanting to know opportunities to recover more resources from piles, and potentially take recyclables/metals from the piles. Council will consider appropriate ways to recover more resources from bulky goods.

Jacqueline Marlow raised the topic of the chemistry of compostable plastics. Phthalate is being used as a binder in compostable plastics, and it is a known hormone 'disrupter' for wildlife. A question was raised whether Council's compostable dog waste bags contain Phthalate. Andrew Ward-Harvey confirmed he would look into this.

OUTCOME

That the Environment SRG note the report.

MINUTES OF ENVIRONMENT STRATEGIC REFERENCE GROUP - 7 MARCH 2024

7.0 ENVIRONMENTAL RESTORATION & BIODIVERSITY

7.1 COASTAL MANAGEMENT PROGRAM

DISCUSSION

Craig Morrison presented an update on the Coast Management Program (CMP). Stage 1 is underway for Northern Beaches Open Coast and Lagoons CMP.

The scoping study has commenced which will confirm the actions and information needed to prepare the CMP. The study will establish:

- CMP scope
- Purpose, vision and objective
- Strategic context.

The outputs will be:

- Community/Stakeholder engagement strategy
- Preliminary business case
- Forward program
- Scoping study report.

The study will cover the coastline from North Head to Palm Beach and coastal lagoons. This area includes 80kms of coastline, 12 embayments, 15 headlands, 22 beaches and 4 lagoons.

OUTCOME

That the Environment SRG note the information provided in this report.

7.2 VALLEY VIEW WETLAND PROJECT

DISCUSSION

Yianni Mentis provided a brief update, confirming the project has been finished and offered the group a guided tour of the wetland with the date and time to be confirmed.

Governance will email group members to seek their preferred timings so Yianni can arrange the tour.

OUTCOME

That the Environment SRG note the information in this report.

MINUTES OF ENVIRONMENT STRATEGIC REFERENCE GROUP - 7 MARCH 2024

9.0 RESILIENCE AND NATURAL HAZARDS

9.1 WAKEHURST PARKWAY FLOOD MITIGATION PROJECT UPDATE

DISCUSSION

Yianni Mentis updated the group on the project.

Council is managing the flood improvement works on behalf of Transport for NSW. The works are taking place across three sites:

- Wakehurst Parkway at Sydney Academy of Sport
- Wakehurst Parkway at 'The Bends'
- Wakehurst Parkway at Oxford Falls (near Oxford Falls Grammar School) and Oxford Falls Road West.

The works are being funded by Transport for NSW and the NSW Government's Stronger Communities Fund.

Full details of the progress of the project are on Council's website:

<https://www.northernbeaches.nsw.gov.au/council/news/crucial-flooding-improvements-next-steps-wakehurst-parkway-upgrades>

Jacqueline Marlow requested it be noted in the minutes that the Middle Creek bridge area of the Wakehurst Parkway, where a 31 year old woman lost her life recently, is a very dangerous section of the road.

OUTCOME

That the Environment SRG note the information in this report.

MINUTES OF ENVIRONMENT STRATEGIC REFERENCE GROUP - 7 MARCH 2024

10.0 SUPPORTING A SUSTAINABLE COMMUNITY

10.1 NET ZERO EXPO EVENT

DISCUSSION

Yianni Mentis invited the group to the Net Zero Expo event to be held at Narrabeen Tramshed Community Centre and Berry Reserve on Sunday 2 June 2024, 10am – 4pm.

Further details are available on Council's website:

<https://www.northernbeaches.nsw.gov.au/community/business-community/sustainability-business-network/net-zero-expo-eoi-stallholders>

OUTCOME

That the Environment SRG note the report.

Natalie Warren left 8:01pm

11.0 GENERAL BUSINESS

11.1 Alan Jones presented to the group on environmental sustainability and population growth.

11.2 Oscar Jones resigned from the ESRG as he is moving interstate.

SUMMARY OF ACTIONS

ITEM NO.	ACTION	RESPONSIBLE OFFICER	DUE DATE
8.1	Request for a briefing from the Environmental Compliance team at a future meeting	Yianni Mentis	TBC

The meeting concluded at 8:26pm

This is the final page of the Minutes comprising 8 pages numbered 1 to 8 of the Environment Strategic Reference Group meeting held on Thursday 7 March 2024 and confirmed on Tuesday 4 June 2024



Community and Stakeholder Engagement Report
Display of banners and promotions on Council facilities – Policy
Including formal banner sites
Consultation period: 3 April to 5 May 2024




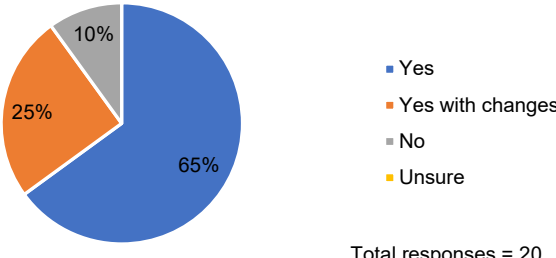

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1. Summary

This report outlines the outcomes of community and stakeholder engagement for the draft Display of Banners and Promotions on Council Facilities Policy exhibited in April 2024.

There were 20 individual responses commenting on the draft Policy with 65% fully supporting, 25% supporting with changes and 10% not supporting the Policy.





 Total unique responses	20*	
 How responses were received	Submission form: Written responses (email/letter)	Completions: 20 Number received: 2
 Online sentiment question: Do you support the draft policy?		
 Feedback themes	Application of the principles Applicants Religious events Community Services from MPs	Banner numbers and promotion times Town Hall Illumination Fees and Charges

*Not every respondent made a comment in addition to answering the sentiment question. The two written submissions were uploaded via the online form.

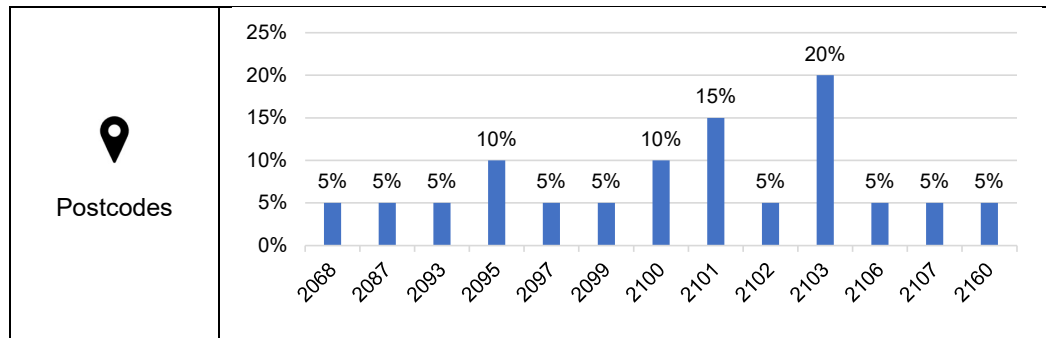
1.1. How we engaged

 <p>Have Your Say: visitation stats</p>	Visitors: 365	Visits: 431	Average time onsite: 1 min 3 secs
 <p>Electronic direct mail (EDM)</p>	Community Engagement (fortnightly) newsletter: 2 editions Council (weekly) e-News: 1 edition Stakeholder email: 2: <ul style="list-style-type: none"> Banner site hirers Groups who booked illumination of Manly Town Hall 		Distribution: 22,000 subscribers Distribution: 58,400 subscribers Distribution: 109 Distribution: 18

1.2. Who responded¹

 <p>Gender</p>	 <p>60% 35% 5%</p> <p>■ Woman ■ Man ■ Prefer not to say</p>
 <p>Age groups</p>	 <p>5% 5% 25% 20% 35% 5% 5%</p> <p>■ 12-17 (nil) ■ 18-24 (nil) ■ 25-34 ■ 35-49 ■ 50-59 ■ 60-69 ■ 70-84 ■ 85+ ■ N/A</p>

¹ Demographic data was gathered by request only through the online form.



2. Background

The draft Display of Banners and Promotions on Council Facilities Policy (Policy) was presented to Council at the 25 March 2024 Council meeting. The draft Policy outlines Council's position on the promotion of events, programs and services displayed on banners at Council's formal banner sites or displayed on Council facilities (e.g. Manly Town Hall) as a banner, illumination or otherwise.

The draft Policy will replace policies adopted by the former Councils. It aims to guide Council staff when assessing applications to display a banner on a formal Council banner site or facility.

3. Engagement objectives

Community and stakeholder engagement aimed to:

- provide accessible information so community and stakeholders can participate in a meaningful way
- build community and stakeholder awareness of participation activities
- identify community and stakeholder concerns, local knowledge and values
- seek out and facilitate the involvement of those affected by or interested in a project
- communicate to community and stakeholders how their input was incorporated into the planning and decision making process.

4. Engagement approach

Community and stakeholder engagement for the Display of Banners and Promotions on Council Facilities Policy was conducted between 3 April and 5 May 2024 and consisted of a series of activities that provided opportunities for community and stakeholders to contribute.

The engagement was planned, implemented and reported in accordance with Council's [Community Engagement Strategy](#) (2022).

A project page² was established on our have your say platform with information provided in an accessible and easy to read format.

² <https://yoursay.northernbeaches.nsw.gov.au/display-banners-and-promotions-council-facilities-policy>

The project was primarily promoted through our regular email newsletter (EDM) channels.

Feedback was captured through an online submission form embedded onto the have your say project page. The form included a question that directly asked respondents for their level of support on the proposal.

An open-field comments box provided community members a space to explain or elaborate on their support, not support or neutral sentiment as well as any other feedback they wished to contribute.

Email and written comments were also invited.

5. Findings

The majority of responses were in support of the draft Policy. As a result of the comments received from the Your Say survey and the two detailed written submissions several minor changes have been proposed.

The changes aim to clarify that any use of Council's banner sites for an event, service or program which facilitates support for and/or is relevant to our community, is permitted and encouraged.

There were some comments and suggestions about operational matters such as fees and charges, length of time that a banner can be hung and who can promote via a banner. These matters are not specifically addressed in this Policy but are covered in the Displaying Banners at Formal Banner sites and Council Facilities Guidelines.


Table 1: Issues, change requests and other considerations

Theme	Issues, change requests and other considerations raised	Council's response
Application of the principles	<p>Concern that not all requests would meet each principle listed in the Policy.</p> <p>Not clear whether each or just one of the four principles outlined need to be met.</p> <p>Concern that most promotions would not provide a direct economic benefit to the Northern Beaches.</p> <p>A local school noted that the restriction in the draft Policy that an activity being promoted must take place in the Northern Beaches or relating to our LGA restricts groups as part of an organisational family wishing to promote events that are outside the Northern Beaches. These events may be in the neighbouring area but benefit our residents.</p>	<p>The draft Policy states the application must generally be consistent with the four principles.</p> <p>Proposal 1: Change the Policy to say that each banner must align with one or more of the principles.</p> <p>Proposal 2: Amend the statement to the following:</p> <p>"Primarily relates to an activity taking place in the Northern Beaches or is relevant to our Local Government Area and community."</p>

Theme	Issues, change requests and other considerations raised	Council's response
Applicants	Request that only not for profits, community groups, government be able to advertise and restrict commercial organisations from promoting their business.	<p>The draft Policy does not allow direct product advertising, however it does allow for the promotion of special events, programs and activities that are considered to provide benefits for our community as well as facilitating economic opportunities for local businesses.</p> <p>Currently Council has restrictions on the number of times each commercial organisation may advertise each year. There are no restrictions on the number of times that not-for-profit groups may use the banner sites each year.</p>
Banner numbers and promotion times	<p>At the moment Council restricts promotion time to two weeks for each banner at each site. There was a request to have longer than two weeks at any one time, up to four weeks was suggested.</p> <p>One respondent wants to avoid too many banners and place restrictions on a maximum number of banners at each site to avoid visual impact.</p>	<p>Council has a maximum number of banners permitted at each site. There are no immediate plans to increase the number of banners at these sites. However, there are some sites that attract banners that have not been approved by Council. Where relevant these are managed by Council's Compliance Team. Banners without approval may be impounded under the relevant legislation.</p> <p>The two-week period to hang a banner will remain in place. It ensures a regular rotation of the banners and enables Council to cater for the large number of requests we receive from our community.</p> <p>The size of the banners at each site is also restricted, aiming to keep the site tidy.</p>

Theme	Issues, change requests and other considerations raised	Council's response
Town Hall illumination	There was a concern that the illumination of the Town Hall in Manly wastes energy and creates light pollution.	The illumination of Manly Town Hall allows not-for-profit organisations to illuminate or project colours onto the façade of Manly Town Hall for the purpose of promoting a community message, cause, product, or service. The illumination uses efficient LED lights which uses relatively low power consumption.
Religious events	There was a concern that the draft Policy limited religious events including those celebrating Christmas and Easter.	The draft Policy does not restrict religious orientated events, it is restricting the use of the Council's banner sites to directly promote specific religious or political views.
Fees and charges	There was a request to reduce the costs of the banners and another to provide the service for free for all not-for-profit groups. One respondent noted that the cost was higher at some locations.	The Fees and Charges for this service are proposed each year as part of Council's Delivery Program. The fee for a banner is the same cost at each site.
Community services suggested by Members of Parliament	A submission was received where it was agreed that banners associated with political matters including elections should be restricted, however it is suggested that Members of Parliament (MPs) should be able to promote community and government services and events that benefit our community such as NDIS, Veteran Affairs and Immigration, My Aged Care and Grant programs.	We agree with this viewpoint. Events, activities and services being offered by community and government services may be advertised on Council facilities, provided it is not considered as a form or electioneering or contain any personal promotion of a candidate. Proposal 3: Add a new principle to the Policy: <ul style="list-style-type: none"> Provides direct support to the Northern Beaches community.

Appendix 1 Verbatim community and stakeholder responses*

Number	Submission
1	For community events such as an Ocean Swim can the timeframe for display be increased to 3 - 4 weeks as the two week period is too short to effectively advertise an event.
2	<i>No comment provided</i>
3	<p>We have had banners at Council sites for Australia Day Breakfast at Newport Beach and they have worked well.</p> 
4	I support amending the policy to ensure not for profit, community groups, government etc are the only advertisers for the benefit of the environment and community in general. It has been disappointing to see businesses using the banner sites for weight loss programs and gyms etc. It should be for general community benefit only.
5	<i>No comment provided</i>
6	<i>No comment provided</i>
7	Looks good - good balance of promoting the area and avoiding excess. I would like to see some maximum number of banners, or some means to avoid visual clutter.
8	<i>No comment provided</i>
9	We are bombarded with far too much advertising everywhere we go already. I don't mind a few banners for important events but I am not in favour of illumination for any reason. Illumination uses energy and created light pollution. Also living in Manly I have no interest in most Northern Beaches events in the northern part of the Council as they are really inaccessible, and I am not interested in seeing advertising about them. I feel that this policy which seems modest could get out of hand easily and turn into an constant advertising blitz.
10	<p>1) It's not clear to me whether each or just one of the 4 principles outlined need to be met?</p> <p>2) Commercial advertising on council property is one of the things this policy should strongly limit. A businesses should not for example be able to use the fact that it donates to a local charity to justify advertisement on Council property. I also dont think the 4th principle "Provides a direct economic benefit to the local economy" should be a necessary requirement as that could potentially disqualify many organisations or events that have no economic aspect.</p>
11	The Newport Pool to Peak Ocean Swims & the Pittwater Ocean Swim Series meet all the criteria in the new policy.

*Personal details and inappropriate language have been redacted where possible. Spelling and grammatical errors have been amended only where misinterpretation or offence may be caused.

ATTACHMENT 1 : COMMUNITY ENGAGEMENT REPORT - DISPLAY OF BANNERS AND PROMOTIONS ON COUNCIL FACILITIES - POLICY - ITEM 11.2 - NORTHERN BEACHES COUNCIL MEETING - 30 JULY 2024


Number	Submission
	We would like to see the cost of erecting banners reduced due to the value to the local community
12	<p>Fragile X Association of Australia (registered office, Brookvale, Northern Beaches) has appreciated the support of Council over many years in illuminating Manly Town Hall on 22 July for the purposes of recognising the cause of raising awareness of Fragile X syndrome. Thousands of children and adults around Australia, and in this Council area live with this condition.</p> <p>We support the draft Display of Banners and Promotions on Council Facilities Policy, in particular as it preserves the intent of Council to mark and recognise causes such as Fragile X. "To be eligible to illuminate Council facilities (including Manly Town Hall), applicants must generally demonstrate the following:</p> <p>x Illumination is for the purpose of either marking, honouring, celebrating or promoting events, community messages, causes and major cultural events."</p> <p>Many thanks to Council for past and ongoing support of Fragile X.</p> <p>Fragile X Association of Australia, Suite 204 20 Dale Street, Brookvale NSW 2100 support@fragilex.org.au</p>
13	<p>Thank you for the opportunity to comment in relation to the draft Council Policy 'Display of Banners and Promotion on Council Facilities'. However, I am very concerned that the Principles/Requirements will have potentially unintended impacts on our community, particularly as I expect that it is unlawful to discriminate against a person or group because of their religious belief or activity.</p> <p>1. 'Council reserves the right to refuse permission to display a banner... which directly advertises... a religious view'. Council banner sites have, for as long as I can recall, permitted banners/signs promoting key events on the Christian calendar such as Christmas/Easter services of local Churches, including Carols. I believe this practice should be allowed to continue and would be highly concerned if this becomes prohibited as a result of the policy.</p> <p>In line with point 1, I would also be concerned that such events run by local Churches or other not-for-profit community events may not be able to 'Provide a direct economic benefit to the local community', but rather be events that foster our community's wellbeing and social connection.</p> <p>I advise that the wording 'a religious view' be deleted in its entirety and urge the Council to review and reconsider the drafting of the policy to ensure our Council supports and fosters inclusion by allowing signs for events such as these that are highly valued by our community.</p>
14	<i>No comment provided</i>
15	Fees should be waived for non profit organisations such as schools & charities. Political advertising, anything to do with climate change or religion should be refused.
16	The costs is high for some locations.
17	<p>Manly Council always used highly visual banners to promote major community events eg. food and wine festivals and community information campaigns.</p> <p>The Community is used to this level of visual communication from Council and it has always worked well. This included placing banners on other public structures such as the Ferry Wharf Ramp and placing them between trees in the Corso. There were never any issues with it and it worked really well.</p>
18	<i>No comment provided</i>
19	Please see attached PDF

Number	Submission
	<div data-bbox="767 416 919 629" data-label="Image"> </div> <p>29 April 2024</p> <p>Northern Beaches Council PO Box 82 Manly NSW 1655</p> <p><u>RESPONSE FROM GLENAEON RUDOLF STEINER SCHOOL in relation to 'Display of Banners and Promotions on Council facilities - Policy'</u></p> <p>Each year, Glenaeon Rudolf Steiner School applies to Northern Beaches Council to hang banners to promote our Parents Association led annual Glenaeon Family Fair event - a community event that takes place on our Castlecrag campus in the Willoughby LGA attracting visitors from all over Sydney, regional NSW and Interstate. We also on occasion, apply to hang banners for our school's tours and Open Day events.</p> <p>Under the proposed policy changes, Glenaeon may no longer be eligible to hang banners in the NBC LGA. We request that the policy wording be changed to allow for consideration of the holistic relationship between our organisation and our connections with the Northern Beaches:</p> <ul style="list-style-type: none"> • Many in our Glenaeon school community - staff, teachers, parents and students reside on the Northern Beaches. • Glenaeon is the closest Steiner high school servicing Steiner families that live in the Northern Beaches LGA. • Every school day, our private charter bus brings students to and from our school from Palm Beach, Avalon, Newport, Mona Vale, Warriewood, Frenchs Forest and Forestville. • There is a significant Steiner community living around our sister school, Kamaroi Rudolf Steiner School in Belrose. • Our school regularly supports and actively encourages our students taking part in many Northern Beaches Council events such as the Northern Beaches Art & Design Prize. • Our PDHPE department work closely with Manly Surf School in delivering surf lessons for our students at Long Reef and Collaroy beaches. • We bring Geography and Biology students to Long Reef Headland and Coastal Environment Centre for their studies and learning. <p>Whilst our events may sometimes take place outside of the Northern Beaches Council LGA, we do bring significant traffic and business to the Northern Beaches regularly each year.</p> <p>Regards, [Redacted Signature] Marketing Communications Manager</p> <p>Glenaeon Rudolf Steiner School Ltd 5a Glenroy Avenue, Middle Cove NSW 2068 ABN: 94 000 385 768 CRICOS Provider Code: 02282B Telephone +61 2 9417 3193 Email: info@glenaeon.nsw.edu.au glenaeon.nsw.edu.au</p>
20	Please see attached submission by Dr Sophie Scamps MP.

Number	Submission
	<div data-bbox="501 367 727 539" data-label="Image"> </div> <div data-bbox="756 418 1185 492" data-label="Text"> <p>DR SOPHIE SCAMPS MP FEDERAL MEMBER FOR MACKELLAR</p> </div> <p>1 May 2024</p> <p>Northern Beaches Council PO Box 82 Manly NSW 1655</p> <p>Dear Northern Beaches Council</p> <p>Re: Display of banners and promotions on council facilities - proposed policy change</p> <p>Thank you for the opportunity to provide feedback on the Council's draft Display of Banners and Promotions on Council Facilities Policy.</p> <p>I wish to request a variation to the draft policy to permit sitting Members of Parliament to display banners of a non-political nature, which are for the sole purpose of promoting support services and events to the Northern Beaches community.</p> <p>As currently drafted the policy states that:</p> <p><i>"The Council reserves the right to refuse permission to display a banner, illumination or other display on any grounds. Any banners or illumination which directly advertises alcoholic products, gambling or smoking or is associated with political matters (including elections), a religious view or contains offensive material will not be approved."</i></p> <p>Although I do not dispute any aspect of this clause of the policy, from experience my office has been denied the ability to display banners that are of a non-political nature, but which instead display a genuine community service message.</p> <p>I ask you to consider that our Northern Beaches community derive significant benefit from sitting Members of Parliament and the services that electorate office teams can provide.</p> <p>As a Federal MP, my team and I can assist Mackellar constituents in navigating government services including:</p> <ul style="list-style-type: none"> • Services Australia • NDIS • Veteran Affairs • Immigration and passports

ATTACHMENT 1 : COMMUNITY ENGAGEMENT REPORT - DISPLAY OF BANNERS AND PROMOTIONS ON COUNCIL FACILITIES - POLICY - ITEM 11.2 - NORTHERN BEACHES COUNCIL MEETING - 30 JULY 2024

Number	Submission
	<ul style="list-style-type: none"> • ATO • My Aged Care • NBN • Grants <p>Please see the attached examples of printed flyers that my office has produced, detailing these support services.</p> <p>Since June 2022, my team has worked on more than 4,000 cases, assisting members of the community who have actively contacted the electorate office in relation to the above services.</p> <p>My team has also assisted many community members and community organisations, on a broad range of non-federal issues.</p> <p>I have outlined below a recent example of where my team was able to assist a member of the community with a NDIS issue:</p> <p>Anthony's mother and primary caregiver Georgia contacted my office when Anthony began to experience declining health. Anthony has had complex disabilities since the age of 15 and urgently needed increased support. An initial application for the National Disability Insurance Scheme (NDIS) was denied. However, my Constituent Liaison Team worked with the National Disability Insurance Agency (NDIA) to secure a review and a successful outcome for Anthony.</p> <p>Anthony's mother was happy to share the following feedback on the services that my team provided:</p> <p><i>"I am so grateful for all your support, time and care when things became very difficult for myself and Anthony. Your devoted attention and kindness to listen to our needs was paramount in this decision. I am so grateful to you for everything." (note - details provided with Georgia's consent)</i></p> <p>In addition to assistance with federal government services, my team and I have run several free community service events including Scam Awareness, Bush Fire Preparedness and Grant Writing Workshops.</p> <p>The ability to display banners detailing the services provided by a Federal MP and promoting future community service events, would greatly assist in communicating these to the community.</p> <p>I believe that this constitutes a very important community message and therefore propose change be made the draft policy as detailed below.</p>

Number	Submission
	<p>Proposed change to draft policy</p> <p>To reflect this, I suggest the policy wording be changed to include:</p> <p><i>Approvals will only be granted to bona fide community organisations, sitting Members of Parliament or community events that provide support to the Northern Beaches Community or providing support services to the Northern Beaches Community.</i></p> <p>My team and I would be happy to work with the Council to agree and approve the wording of any proposed banners. The understanding would be that permission would only be given when the banner is for the purpose of promoting community services or events, which are for the sole purpose of supporting the Northern Beaches community.</p> <p>Political advertising would be specifically excluded and there could be further regulation around no displays during election campaign periods.</p> <p>I believe that considering this variation, would reflect the Council's vision to efficiently and effectively respond to, and deliver on, the evolving needs of the community.</p> <p>Thank you for your time and consideration of this important community matter.</p> <p>If you have any questions or require further information, please contact my Deputy Chief of Staff Charlotte Bonnar in the Electorate Office (02 9913 9566).</p> <p>Yours sincerely</p>  <p>Dr Sophie Scamps</p> <p>Federal Member for Mackellar</p>

Number	Submission
	   

Number	Submission
	 <p>The image shows two promotional banners for Dr Sophie Scamps MP, a Federal Member for Mackellar. The left banner is titled 'Are you interested in grants for your business?' and features a QR code and a photo of two women. The right banner is titled 'My team and I are here to help your business' and lists services provided as a Federal MP, including feedback to the government, raising issues in parliament, and support with grants and services. It also includes a QR code for a business newsletter and contact information for Dr Sophie Scamps MP.</p>

Document administration	
Version	1.0
Date	28 June 2024
Approval	Content provided and approved by Business Operations Team. Responsible manager: Jeremy Smith
Status	Final
Notes	Community and stakeholder views contained in this report do not necessarily reflect the views of the Northern Beaches Council or indicate a commitment to a particular course of action.



Council Policy

Display of Banners and Promotions on Council Facilities

Policy Statement

This policy outlines Council's position on the promotion of events, programs and services displayed on banners at Council's formal banner sites or displayed on Council facilities (e.g. Manly Town Hall) as a banner, illumination or otherwise. It aims to ensure a consistent, equitable and transparent approach for the management of requests to use these sites.

Council recognises the display of banners and the illumination of buildings is inexpensive and an effective way of promoting services, activities and events across the Northern Beaches.

Principles

To be eligible to display a banner on a Council facility, applicants must generally demonstrate their event or activity is consistent with one or more of the following:

- Primarily relates to an activity taking place in the Northern Beaches or relevant to our Local Government Area and our community.
- Provides environmental, recreational, social, educational, cultural benefits and/or support services for our community.
- Supports visitation to the Northern Beaches.
- Supports community-based activities that will have a direct economic benefit to the local economy.

To be eligible to illuminate Council facilities (including Manly Town Hall), applicants must generally demonstrate the following:

- Illumination is for the purpose of marking, honouring, celebrating or promoting events, community messages, causes and major cultural events.
- Illumination will not detract from the historic integrity of Manly Town Hall or any other such facility.

Priority for both banners and illumination is given to Council events, services and programs. Sites may also be hired by external organisations including government and not for profit organisations, community organisations, and businesses, to promote a range of events and activities aligned with the above.

Sites are only available for short term use. This aims to facilitate the promotion of as many events, programs and services as possible.

Council encourages the use of banners made from sustainable materials and/or banners that can be reused to reduce unnecessary waste.

Council reserves the right to refuse permission to display a banner, illumination or other display on any grounds. Any banners or illumination which directly advertises alcoholic products, gambling or smoking or is associated with political matters (including elections), a religious view or contains offensive or contentious material, or does not align with Council's adopted position or policy will not be approved.

Banners and illumination cannot be used as direct advertising for commercial products and businesses. However commercial business may hire a site for special events, programs and activities such as open days and registration periods that are deemed to be aligned with the above principles and provide community benefit.



Council may, by way of a Council Resolution, direct that a promotion for a particular event, political statement or otherwise be undertaken that does not conform to the principles above so long as it is lawful.

Scope and application

- This policy applies to all requests to use Council's formal banner sites and other facilities.
- Requests require an application. Approved requests for the display of banners are subject to Council's fees and charges and adherence to the terms and conditions listed in the Booking Contract.
- Hirers are responsible for all costs involved in designing, manufacturing, installing and removing the banner or illumination as outlined in the terms and conditions for each site.
- The implementation of this policy will be supported by relevant guidelines.

References and related documents

- Local Government Act 1993.
- Roads Act 1993.
- Environmental Planning and Assessment Act 1979.
- Northern Beaches Council Community Strategic Plan 2018 - 2028.
- Displaying banners at formal banner sites and Council facilities Guidelines
- Illumination of Manly Town Hall Guidelines.

Definitions

Banner - refers to an outdoor banner promoting an event, activity, service, and program to the public. They are usually made of canvas, polyester fabric or vinyl or via illumination.

Facility – Council building or structure

Formal Banner site - is a location on Council owned or managed land that has been approved for the display of outdoor banners, it may not necessarily have infrastructure, such as banner poles.

Illumination - projecting colours onto the façade of a building/ facility for the purpose of promoting an event, activity, cause or service.

Terms and conditions – these are included in the Booking Contract and outline the hirers responsibilities for the production, installation and removal of banners for each site. The Booking Contract is sent to the applicant when the request is approved. It is expected that the hirer adheres to all terms and conditions outlined for each location.

Responsible Officer

Executive Manager Parks & Open Space

Review Date

Every four years or as required. Variations to this policy may be sought by making written representation to Council. Any proposal for a variation would be considered on a case-by-case basis.

Revision History



Revision	Date	Status	TRIM Ref
1	29/01/2024	First draft Display of Banners and Promotions on Council Facilities	2024/011649
2	1/7/2024	Amended Draft Display of Banners and Promotions on Council Facilities	2024/011649
3	19/7/2024	Amended Draft Display of Banners and Promotions on Council Facilities	2024/011649



RFS

Meeting Minutes

	Description
Meeting	Bush Fire Management Committee - Northern Beaches District
Convened by:	Guy Baddock – Executive Officer
Attendees:	As per attendance sheet
Location:	Northern Beaches EOC/FCC / Online Teams
Date and time:	Tuesday, 5 December 2023 commencing at 1100hrs
Apologies:	As per attendance sheet
Minutes by:	Sam Dolan, A/District Assistant

1. Minutes

1.1. Welcome

Councillor, David Walton (NBC)

1.2. Apologies

As per attendance sheet.

1.3. Acceptance of Minutes

Minutes of BFMC Meeting – 6 September 2023

Minutes of BFMC Meeting – 6 June 2023

Minor change.

- 6 Sept minutes Page 3. Sydney Harbour Trust - should be 3 tanks altogether.

Moved by: David Walton

Carried.

1.4. Matters arising

Nothing submitted.

1.5. Correspondence In

- Archie Broadly – CL / IMZ mapping.
- Feedback – NB Plan of Operations
- BFRMP Submission- Mr John Holman
 - Guy Baddock advised - John Holman property (hazard complaint) site inspection done. Determination is there is no hazard. Has replied on behalf of the BFMC.
 - Additional works required offline between RFS and NPWS.
- GSA (RFS) – Functional Maintenance Funding – Fire Trails
- Ben Robb (NPWS) – TOBAN advice
- Matt Horwood (NBC) – Response to Submission – BFRMP
- Wildfire ignition risk – Morning Bay

1.6. Correspondence Out

- DRAFT Meeting minutes – Tuesday 6 June 2023
- DRAFT Meeting Minutes – Tuesday 6 September 2023
- Northern Beaches Plan of Operations

1.7. Hazard Reduction (HR) Program Update

Guy Baddock provided an update to the meeting.

- Push from the RFS to continue with hazard reductions.
- 100 additional staff employed to execute burn plans.
- 6 currently on the shelf ready to go from the RFS.
- Northern Beaches is going to conduct hazard reductions as needed, when the environment is conducive to correct implementation and outcomes, not to torch the bush.

Ben Robb (NPWS) - concur with Northern Beaches RFS regarding HRs

- Rodney Clark (NPWS) – flagged issues with funding. Guy Baddock will take it up with RFS.

Archie Broadley (CL) – HRs private company writing burn plans. Crown will go with leading FF authority. This company has caused some issues. Guy Baddock (RFS) to discuss with Hornsby District as required.

Matt Horwood (NBC) – there are some burns (small) on the program which are good to go with. Some of them are preferred during the summer period.

Mathew Mildwater (FRNSW) - x6 (urban blocks) target through summer (evening shift) ½ hectare size.

1.8. Bush Fire Risk Management Plan (BFRMP)

Guy Baddock advised the meeting that final data is ready to go.

1.9. Ignition Prevention Plan (IPP)

Guy Baddock – draft format has not been signed off.

- Ben Robb will send a copy to Guy Baddock.
- Will send updated version out to the committee in the next couple of weeks.

Ben Fallowfield (NBC) - asked about the Fire Danger Rating (FDR) system. Guy Baddock advised that we look into this and make the necessary adjustments.

- Darryl Dunbar (FRNSW) - asked if the IPP has this been flagged with the Local Emergency Management Committee (LEMC).
 - Guy Baddock confirmed that it has been.
- Further discussion occurred regarding the FDR and interactions with other agencies.

Guy Baddock (RFS) confirmed the BOM have made changes to the data for ratings. We are now seeing less Extreme days based off these changes.

1.10. Fire Access / Fire Trail (FAFT) Plan

Ben Robb (NPWS) – report for Aug to Nov provided to the meeting regarding maintenance works.

Matt Horwood (NBC) – provided an update to the meeting regarding maintenance works. Seeking support with funding from the RFS.

Archie Broadley (CL) – provided an update to the meeting regarding maintenance works.

All data captured within individual agency reports.

ACTION: FAFT plan expiring soon – suggested a sub-committee to review this.

1.11. General Business

Agency Reports:

Ben Robb (NPWS) – agency report same as what was given to the LEMC.

- Working with other agencies for New Year's Eve (north head).
- Hungry beach fire (small unattended campfire). West Pittwater campfires, there is no infrastructure to protect. Community education plan to be put into place.
- Ellis Trigg last HR done in Sept. Advised of upcoming HRs in autumn. Fire prep ready to go for the bush fire season.
- Luke McSweeney 4 months extended leave. Send all correspondence to the generic Sydney North inbox.

Matt Horwood (NBC)

- Council's contractors have completed Round 1 APZ maintenance and are working on completing second quarter works.
- HR sites have been identified and ready to go. (21 ready to go)
- 14 burns completed to date.

- Community Engagement events have occurred including supporting RFS Get Ready Weekend and distribution of Council's Bush Fire Preparation Flyer.

Archie Broadley (CL)

- State aerial inspection has been completed.
- APZ round 1 done and starting round 2.

Mathew Mildwater (FRNSW)

- 22 HRs on books
- Updated on HRs done recently.
- HR at Anzac Reserve (schedule for summer), assistance might be requested.
- Community engagement programs ongoing.
- Review of BF and HR training due to the outcomes of near miss incident. Includes aviation training (water bombing).

Paul Gamosh (Sydney Water)

- Program finished for bush fire season.
- 26 liaison officers trained and ready to respond.
- Hydrant mapping completed.
- Please continue with HR notifications.

Nick Skelton/Judy Lambert (NCC)

- Completed quarterly NCC training.

Peter Jensen (Harbour Trust)

- North Head water hydrant and tank update.

Guy Baddock (RFS)

- Reminder to submit agency reports.
- HR complaints are currently outstanding. We are working on them. Big push to complete over the next couple of weeks.
- Weather update – HRs risk vs rewards to conduct HRs during summer.

Archie Broadley (CL) – special fire protection areas (retirement villages, etc.) there have been discussions regarding evacuations. Is there a plan specifically for Cromer and Duffys forest areas as the initial reference?

- Guy Baddock (RFS) There is a requirement to review the current SFPP assets within the Northern Beaches. There needs to be a discussion between evacuation and relocation.

- Ben Fallowfield (NBC) – there have been some emergency planning enquiries from Schools as well.
- These facilities/groups are responsible for ensuring that they manage their own bush fire risk including that they effectively plan for evacuation/relocation themselves in consultation with relevant stakeholders.

Judy Lambert (NCC) – Mentioned that the FDRs have an impact on volunteer activities.

David Walton (Chairperson) – Asked if the RFS is seeing anything different from the BOM weather modelling.

- Guy Baddock (RFS) - we are not seeing anything different. Jan/Feb are expected to be above temperatures.

Paul Gamosh (Sydney Water) – BFMC relationships are important to get things done faster.

- On leave Jan & Feb - Rebecca Gonzalez will be the contact during this time. Can the contact list be updated and circulated.
- Guy Baddock (RFS) – Responses to the two submissions to be sent out by Executive Officer.

ACTION: Update the BFMC contact list and circulate.

Mat Horwood (NBC) – update stakeholders meeting for manly dam. No longer a meeting, will now be a letter reply from the BFMC.

- Submission suggested content for risk plan.
- Guy Baddock – submission to be sent out. Brought back to the BFMC for close out.

Ben Robb (NPWS) – Quarantine station, seeking RFS and F&R support on the emergency plan.

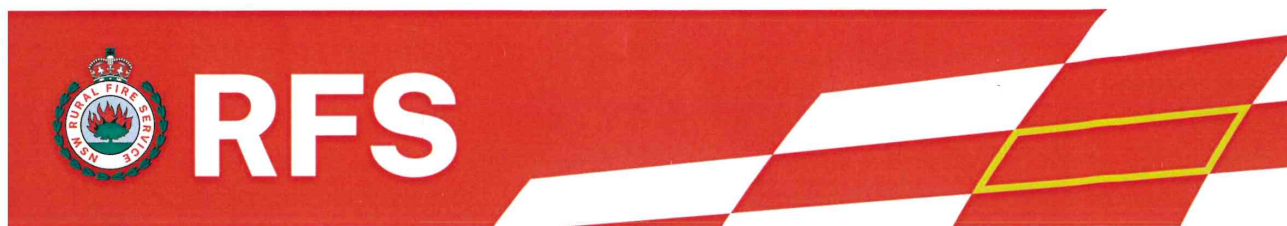
Meeting closed: 12:15pm

Table 1: Documents referred to in the meeting.

Document title	Date
BFMC Minutes 6 June 2023	5 December 2023
BFMC Minutes 6 September 2023	5 December 2023

Table 1: Next meeting

Date	Start time	Finish time	Location
5 March 2024	10:00 Hours	12:00 Hours	Northern Beaches FCC



BFMC - 004/2023 - Attendance Sheet 5 december 2023

Participants	Present	Apology	Absent
Guy Baddock - RFS	✓		
Daniel Broockley	✓		
Ben Falloufield - NBC	✓		
Todd Dickinson - NBC	✓		
Chris Harris - RFS GSAC	✓		
Bryan German - RFS GSAC		✓	
MATHEW MIDWATER - FRNSW BFO	✓		
Paul Gernosh - Sydney Water	✓		
Judy Lambert	NCC (alt. rep)	✓	
YIAOWI MENTIS	NBC	✓	
Isobel Smith	NBC	✓	
Matt Horwood	NBC	✓	
Scott Crossweller	RFS	✓	
Ben Robb	NPWS	✓	
Rodney Clarke	NPWS		✓
David Walton	NBC	✓	
WARREN CASS	RFS	✓	

Participants	Present	Apology	Absent
DARRIN DUNBAR FRNSW	✓		
KEL McNAMARA FENSW		✓	
PETER JENSEN	✓		
Kerrin Lambert FRNSW	✓		
Rodney Clark	online.		
Jim Fryday	online		
Gareth Birch	online.		
Naomi Ziegler	online.		
Kel McNamara		✓	
Nick Skelton	online		



PLANNING PROPOSAL for Lot 2 DP1174201 (drainage reserve) Winbourne Road, Brookvale

Amendments to
Warringah Local Environmental Plan 2011:

- rezone from RE1 Public Recreation to E4 General Industrial;
- apply maximum building height of 11m on Height of Buildings Map;
- apply minimum lot size of 4,000sqm on Lot Size Map; and
- list in Part 2 of Schedule 4 to reclassify the land as Operational.

Council reference: PEX2024/0003

Planning Portal reference: PP-2024-928

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EXECUTIVE SUMMARY

Site Details	
Legal description	Lot 2 DP 1174201
Area	92 sqm
Dimensions	Approximately 1.83m wide, 50.28m long
Address	Lot 2 Winbourne Road, Brookvale (located between 39 and 41 Winbourne Road, Brookvale)
Owner	Northern Beaches Council (land held as drainage reserve)

Planning Proposal	
Proponent	Mr Nigel White, Planning Direction Pty Ltd on behalf of the adjacent land owner
Local Environmental Plan	Warringah Local Environmental Plan 2011

Proposed LEP Amendments		
	Current	Proposed
Zoning	RE1 Public Recreation	E4 General Industrial
Height of Buildings	nil	11m maximum
Lot Size	nil	4,000sqm minimum
Classification	Community	Operational

Technical Studies and Supporting Information		
Title	Author	Date
Planning Proposal Report	Planning Direction Pty Ltd	May 2024
Flood Impact and Risk Review	Costin Roe Consulting Pty Ltd	25 March 2024
Preliminary Contamination Assessment	Alliance Geotechnical Pty Ltd	2 May 2024
Civil Sketch - Service Overlay Co14488.00-SKC01 (v2)	Costin Roe Consulting Pty Ltd	25 March 2024
Site Survey - Detail and Levels Drawing: 693detail 1 Rev b	Waterview Surveying Services	11 March 2024

Site Description

The subject site is a narrow strip of land located between 39 and 41 Winbourne Road in the Brookvale industrial area (see Figures 1 and 2).

Brookvale is the Northern Beaches' largest employment hub. It includes expansive industrial zoned precincts to the eastern and western sides of the Pittwater Road arterial corridor, which together comprise the largest concentration of industrial land in northern Sydney. The site is located in the eastern industrial precinct and is surrounded by a wide variety of industrial and urban services activities.

The site is owned by Council, having been dedicated to Council as a drainage reserve in the early 1900s when the area was subdivided. The original drainage reserve extended through to Chard Road to the south. However, the southern half of the reserve was rezoned, reclassified, and sold to the owner of adjoining land in or around 2011, and has since been developed.

The site does not serve any significant drainage function. An existing underground stormwater pipe runs diagonally across the tip of the site's north-west corner, and on through adjoining land.

The site slopes gradually to the south. Its surface is largely concrete hardstand, and has been partly encroached on by structures and storage associated with the adjoining industrial activities which are primarily automotive servicing and repairs (see Figure 3).

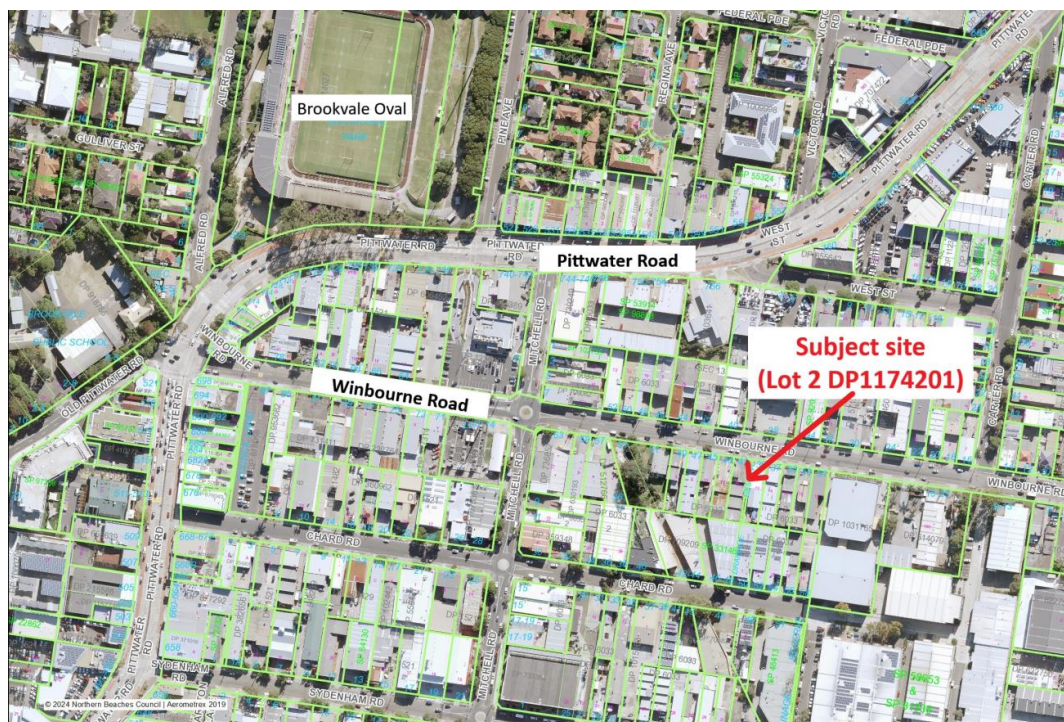


Figure 1 Location

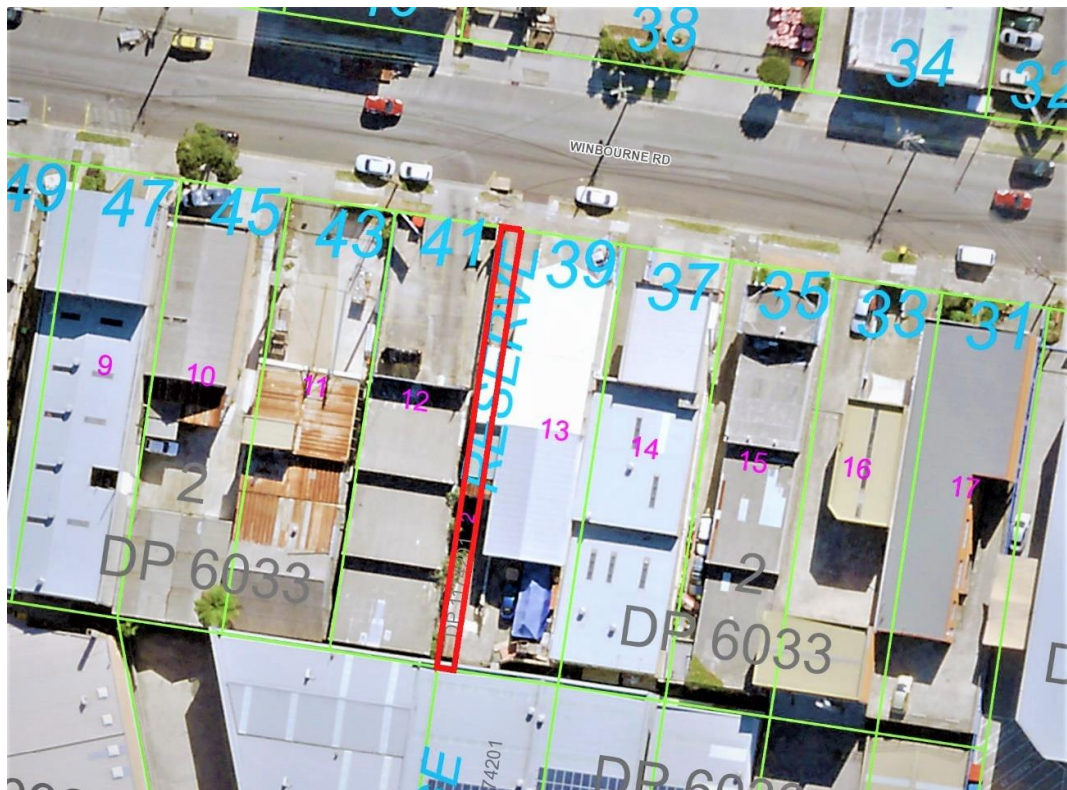


Figure 2 Subject Site (outlined in red)



Figure 3 Streetview (subject site runs between the two buildings pictured)

Proposal

This is a proponent-initiated Planning Proposal. The request was made by an applicant on behalf of the owners of adjoining properties, who are looking to purchase the site from Council and to amalgamate and develop the land in the future.

The intention is to rezone and reclassify the land to enable it to be sold and developed. The existing RE1 Public Recreation zoning is somewhat of an anomaly as the land has never been used for recreation and is not accessible to the public. The land does not provide any open space or public pathway function and is not required for drainage. It is surplus to Council's needs and able to be divested.

Before the site can be considered for sale or development, it must be rezoned and reclassified.

Pre-lodgement discussions were held with Council's Strategic Planning team, with specialist advice sought from Council's Property, Floodplain Planning and Stormwater Operations units, as well as the State Government agency responsible for flood planning. Council provided owner's consent for a Planning Proposal to be lodged.

The Planning Proposal seeks to amend Warringah Local Environmental Plan 2011 (WLEP) by:

- rezoning the land from RE1 Public Recreation to E4 General Industrial;
- applying a maximum building height of 11m on the Height of Buildings Map;
- applying a minimum lot size of 4,000sqm on the Lot Size Map; and
- listing the land in Part 2 of Schedule 4 to reclassify the land as Operational.

The first three amendments would bring the site under the same statutory planning controls as the adjoining properties and the broader industrial area. The reclassification would allow the site to be leased or sold. Any amalgamation and/or development would be subject to a future development application under the site's new zoning if the Planning Proposal is progressed.

Where public land is proposed to be reclassified, the legislation requires a public hearing to be held. The hearing would be chaired by an independent person and can only take place after statutory public exhibition of the Planning Proposal should a Gateway determination to proceed be issued.

For probity reasons, given the site's public ownership, an independent planning consultant has been engaged to assess the Planning Proposal. The report of the independent consultant is attached as Appendix C. The report recommends that Council support the progression of the Planning Proposal for a Gateway Determination.

Part 1 – Objectives and intended outcomes

Objective

The objective of this Planning Proposal is to amend Warringah Local Environmental Plan 2011 (WLEP) to rezone the subject land from RE1 Public Recreation to E4 General Industrial, apply a maximum building height of 11m and a minimum subdivision lot size of 4,000sqm, and reclassify the land from Community to Operational.

Intended outcomes

- To enable future sale, consolidation and development of the land.
- To remove a redundant drainage reserve from the industrial precinct and optimise future use of the land for industrial and employment generating purposes consistent with the surrounding land use pattern.
- To include the land in an appropriate zone that reflects its current and future potential use.
- To apply the same lot size and building height statutory controls as surrounding land.

Part 2 – Explanation of provisions

Intended Provisions

The following changes to the provisions of WLEP are sought:

- Amend Zoning Map (sheet LZN_010A) to include the land in E4 General Industrial Zone
- Amend WLEP Height of Buildings Map (sheet HOB_010A) to show a maximum building height of 11m
- Amend the WLEP Lot Size Map (sheet LSZ_010A) to show a minimum subdivision lot size of 4,000sqm
- Amend Part 2 of Schedule 4 to reclassify the land as Operational by adding the listing:

Part 2 Land Classified, or reclassified, as operational land – interests changed

Column 1	Column 2	Column 3
Locality	Description	Any trusts etc not discharged
Brookvale	Lot 2, DP 1174201, Winbourne Road	Nil

With these amendments, the site’s zoning and height and lot size designations will match that of the surround land. Part 4 of this document contains the existing and proposed WLEP mapping.

Part 3 – Justification of strategic and site-specific merit

Section A – Need for the planning proposal

1. Is the Planning Proposal a result of an endorsed Local Strategic Planning Statement, strategic study or report?

Yes. The recently endorsed Brookvale Structure Plan (BSP) makes reference to two drainage reserves in the eastern industrial precinct (one being the subject site) and recommends both be rezoned from RE1 Public Recreation to E4 General Industrial, in recognition of the fact that the land is not and was never intended to be used for public recreation. The Planning Proposal will rectify a zoning anomaly and provide additional E4 zoned land within an important industrial precinct. Rezoning and reclassification of the site will provide potential for surrounding industrial land businesses to expand through consolidation of lots, increase the development options, and enable more efficient utilisation of land which is in line with the broader planning intention to retain and manage industrial land and encourage employment and economic growth, as envisaged by both the Northern Beaches Local Strategic Planning Statement (LSPS) and BSP.

Implementation of the BSP is a long term project involving preparation of a suite of WLEP amendments, a Development Control Plan and Development Contributions Plan to bring into effect the recommended rezonings and planning and urban design controls. A number of technical studies are necessary and given current budget constraints this could take up to 5 years to complete.

The proponent in this case is looking to purchase and develop the drainage reserve in a shorter timeframe, so has requested the Planning Proposal to expedite their plans.

This Planning Proposal, if progressed, will enable future development applications for purposes consistent with the E4 General Industrial zone, and will ensure the planning controls are consistent with the surrounding area.

2. Is the Planning Proposal the best means of achieving the objectives or intended outcomes, or is there a better way?

Yes. The Planning Proposal is the only option to rezone and reclassify the site and correct the current anomaly. The site has never been used for is not required for drainage purposes, has never been used for public recreation, and is not useful for any other public purpose. The existing zoning does not reflect its use, and an E4 General Industrial zoning consistent with the surrounding area would optimise its utilisation for the broader community benefit in terms of employment and economic growth.

To do nothing would result in an unusable parcel of land remaining inappropriately identified for public recreational use and would not be consistent with the Brookvale Structure Plan.

The site cannot be sold while it is classified Community land. Once reclassified as Operational, the site will no longer fall under the General Community Use Generic Plan of Management, and it can be considered for potential sale and amalgamation with adjoining properties.

Reclassification will involve a public hearing for community members to express and have their views considered by an independent chairperson. Any sale of the land would be managed by Council's Property Team in a separate transparent process at a later stage.

The matters the Planning Secretary requires to be addressed as part of the justification of the Planning Proposal are detailed in Appendix C.

Section B – Relationship to the strategic planning framework

3. Will the Planning Proposal give effect to the objectives and actions of the applicable regional, or district plan or strategy (including any exhibited draft plans or strategies)?

Yes. See commentary below.

Greater Sydney Region Plan (A Metropolis of Three Cities)

Direction	Objective/s	Alignment
A city of great places	Objective 12 Great places that bring people together Objective 13 Environmental heritage is identified, conserved and enhanced.	Reclassification of the site to 'operational land' and rezoning of the site to E4 zone will allow for opportunities for future industrial development, thereby contributing to creating great places. The site is not mapped as containing any heritage or item or being within a heritage conservation area.
A well-connected city	Objective 14 A Metropolis of Three Cities – integrated land use and transport creates walkable and 30-minute cities.	The site is located in the Brookvale-Dee Why Strategic Centre and has adequate access to public transport. Rezoning and reclassification of the site provides an opportunity for industrial development close to public transport, contributing to the delivery of a 30-minute city.
Jobs and Skills for the City	Objective 22: Investment and business activity centres. Objective 23: Industrial and urban services land is planned, retained and managed.	The Planning Proposal if approved, will provide additional industrial zoned land for future development, including potential for consolidation with adjoining lots to achieve larger development sites, thereby creating opportunities for investment and business activity. Providing additional industrial zoned land, consistent with Brookvale Structure Plan.
A city in its landscape	Objective 25: The coast and waterways are protected and healthier	The site does not serve a drainage purpose. A Flood Impact and Risk Review submitted has identified the flood conditions related to the site and the relevant flood controls.

Direction	Objective/s	Alignment
	<p>Objective 31: Public Open Space is accessible, protected and enhanced.</p> <p>Objective 27: Biodiversity is protected, urban bushland and remnant vegetation is enhanced</p> <p>Objective 30: Urban tree canopy cover is increased.</p> <p>Objective 31: Public open space is accessible, protected and enhanced.</p> <p>Objective 32: The Green Grid links parks, open spaces, bushland and walking and cycle paths</p>	<p>Flooding and stormwater impacts are to be addressed in any future Development Application stage for the site.</p> <p>Retention of the site as RE1 to protect the small amount of vegetation on public land would have minimal to no positive impact to the community due the land size being unusable for public recreation and the location being between two industrial buildings with poor access.</p> <p>Council pre-lodgement minutes note that the site does not support any public recreation, public open space, ecological, scientific, cultural or aesthetic values.</p> <p>The small portion of vegetation to the south of the site provides no connection to the wider open space network, nor does it provide a function of a riparian corridor to any waterway. To retain the site as RE1 zoned land to protect this small amount of vegetation on public land would have minimal to no positive impact to the community due the land size being unusable for public recreation and the location being between two industrial buildings.</p> <p>The site is identified on the NSW Planning Portal Spatial Viewer as having a 0.86% canopy cover pursuant to Greater Sydney Tree Canopy Cover 2022. Retention of the site for public recreation and compliance with the recommended tree canopy cover would not be in the best interest of the public. Future development applications could condition additional landscaping on the site to achieve additional tree canopy cover.</p> <p>The site is currently inaccessible and unusable as public recreation space. The site is identified in the Brookvale Structure Plan to be rezoned to E4 General Industrial. To protect the public open space would be inconsistent with Brookvale Structure Plan.</p> <p>The NSW Planning Portal Spatial Viewer identifies the site as Existing Green Grid Assets (Sydney) (non-EPI). The land to the south is also identified, however that land has since been re-classified to operational land, rezoned to E4 General Industrial and developed.</p>

Direction	Objective/s	Alignment
		Any intended connection from Winbourne Road to Chard Road no longer exists, therefore the mapping on this site appears to be an anomaly.
A resilient city	Objective 37: Exposure to natural and urban hazards is reduced	<p>Any future DA is to address any hazards to the site and surrounds. The site no longer serves a drainage purpose.</p> <p>The proponent has submitted a Flood Impact and Risk Review which reviewed the existing flood risks and relevant flood controls. This review concluded that the land can be rezoned, the site is generally subject to low hazard flooding and overland flows, and any future DA would need to include a development-specific flood impact and risk assessment with detailed flood modelling and confirmation of compliance with the relevant controls.</p>

North District Plan

Planning Priority	Objective/s	Alignment
N6 - Creating and renewing great places and local centres, and respecting the District's heritage	Objective 12: Great places that bring people together	This priority makes comment on place-based planning. The site is located within an existing industrial area and is nominated in the Brookvale Structure Plan to be rezoned to E4 General Industrial. The proposal to rezone and reclassify the site is in keeping with the place-based planning.
N10 - Growing investment, business opportunities and jobs in strategic centres.	Objective 22: Investment and business activity in centres.	The site currently does not have potential to create employment. The proposed rezoning and reclassification of the site offers an opportunity for future amalgamation with adjoining properties to achieve a larger site with greater potential for development and additional employment opportunities. Rezoning of the site is consistent with the Objective 22, noting the Brookvale-Dee Why locality is identified as a Strategic Centre.
N11 - Retaining and managing industrial and urban services land.	Objective 23: Industrial and urban services land is planned, retained and managed.	<p>The commentary in priority 11 notes:</p> <p><i>'In the North District, given the limited supply of industrial and urban services land and the inability to increase the supply, industrial and urban services land needs to be safe-guarded and efficiently managed'.</i></p> <p>Rezoning of the site to E4 General Industrial will provide additional industrial land to assist in alleviating the limited supply of industrial land in the North District.</p>

Planning Priority	Objective/s	Alignment
N12 - Delivering integrated land use and transport planning a 30-minute city.	Objective 14: A Metropolis of Three Cities - integrated land use and transport creates walkable and 30-minute cities.	The site is located within 30 minutes by public transport of residential dwellings. It has public transport to the Winbourne Road frontage and the nearby Pittwater Road corridor. Brookvale-Dee Why Is identified as a Strategic Centre. The Planning Proposal is in keeping with creating a 30-minute city.
N15 - Protecting and improving the health and enjoyment of Sydney Harbour and the District's waterways.	Objective 25: The coast and waterways are protected and healthier	NSW ESpatial viewer does not identify any water way or riparian area located within the site. Future impacts from development on surrounding waterways and riparian areas are to be addressed at the Development Application stage.
N16 - Protecting and enhancing bushland and biodiversity	Objective 27: Biodiversity is protected, urban bushland and remnant vegetation is enhanced	<p>This priority notes:</p> <p><i>'...for the North District, conservation planning will focus on opportunities to protect and enhance areas of endangered and critically endangered ecological communities outside the Protected Natural Area, including areas of native vegetation close to existing national parks. A strategic approach to protecting the biodiversity in the North District involves investing in connected bushland corridors and protecting larger pockets of remnant vegetation, as large and connected areas of bushland give the District's wildlife the greatest chance of survival. Councils are also working together to map opportunities to restore and reconnect areas of habitat in established urban areas. This complements the delivery of the Greater Sydney Green Grid. Selected species of trees and understorey plants for parks and street planting in targeted areas supports the movement of wildlife and helps strengthen connections between areas of habitat'.</i></p> <p>The site is not connected to an open space network and has no bushland or biodiversity values. Brookvale Structure Plan identifies the current zoning as an anomaly. Retention of the RE1 zoning will not assist connection to a larger "green grid" as the site is surrounded by industrial development.</p> <p>Rezoning of the site is inconsistent with this priority, however, it is consistent with the Brookvale Structure Plan, where the site is specifically identified by Lot and DP to be rezoned to E4 General Industrial.</p>

Planning Priority	Objective/s	Alignment
N19 - Increasing urban tree canopy cover and delivering Green Grid connections.	<p>Objective 30: Urban tree canopy cover is increased.</p> <p>Objective 32: The Green Grid links parks, open spaces, bushland and walking and cycling paths.</p>	<p>A future development application will be able to address tree canopy cover. This is not a matter to be addressed in a Planning Proposal.</p> <p>Retention of the site as RE1 would not assist in connection to a larger "green grid", as the site is surrounded by industrial development.</p> <p>The site directly adjoining to the south is also mapped as 'green grid' and has been previously rezoned to E4 General industrial and developed. The site is not connected to a wider green grid.</p> <p>Rezoning of the site is inconsistent with this priority, however, it is consistent with the Brookvale Structure Plan, where the site is specifically identified by Lot and DP to be rezoned to E4 General Industrial.</p>
N20 - Delivering high quality open space.	Objective 31: Public open space is accessible, protected and enhanced.	<p>The site is not connected to an open space network and has never been used for public recreation. It is not accessible to the general public. Brookvale Structure Plan identifies the current RE1 zoning as an anomaly.</p> <p>Retention of the site as RE1 would not assist in connection to a larger "green grid", as the site is surrounded by industrial development.</p> <p>Rezoning of the site is inconsistent with this priority, however, it is consistent with the Brookvale Structure Plan, where the site is specifically identified by Lot and DP to be rezoned to E4 General Industrial.</p>
N22 - Adapting to the impacts of urban and natural hazards and climate change.	Objective 37: Exposure to natural and urban hazards is reduced.	<p>Any future Development Application would be required to address any hazards to the site and surrounds.</p> <p>The site no longer serves a drainage purpose.</p> <p>The proponent has submitted a Flood Impact and Risk Review which reviewed the existing flood risks and relevant flood controls. This review concluded that the land can be rezoned, the site is generally subject to low hazard flooding and overland flows, and any future DA would need to include a development-specific flood impact and risk assessment with detailed flood modelling and confirmation of compliance with the relevant controls.</p>

4. Is the Planning Proposal consistent with a council Local Strategic Planning Statement that has been endorsed by the Planning Secretary or Greater Cities Commission, or another endorsed local strategy or strategic plan?

The Proposal is consistent with the following Council adopted plans: Local Strategic Planning Statement (Towards 2040), Community Strategic Plan (Northern Beaches Community Strategic Plan 2040), and the Brookvale Structure Plan.

Northern Beaches Local Strategic Planning Statement – Towards 2040

Priority	Alignment
Priority 5 - Greener urban Environments great places	The Planning Proposal is inconsistent with Priority 5. Rezoning the site to E4 General Industrial and reclassification to Operational land will provide opportunity for future industrial development with adjoining E4 zoned land. Future Industrial development of the site will reduce the existing vegetation and the 'green grid' identified on the site will be redundant. However, future industrial development may include planting of vegetation including trees, particularly along the frontage benefitting the pedestrian environment.
Priority 6 - High quality open space for recreation	The Planning Proposal is inconsistent with the principles of Priority 6. Rezoning of the site from RE1 Public Recreation to E4 General Residential will result in a net loss of public open space (by zone only). There will be no net loss of public open space in a practical sense as the site is not currently and never has been utilised as public open space for recreation. It is not suitable for use as open space due to its size, location and physical qualities. The site's zoning has been identified in the Brookvale Structure Plan as an anomaly in the LEP mapping.
Priority 17 - Centres and neighbourhoods designed to reflect local character, lifestyle and demographic changes	The Planning Proposal is consistent with the principles of Priority 17. Rezoning of the site to E4 General Residential will be in keeping with the local identify of the surrounding Brookvale area being, industrial uses
Priority 24 - Brookvale as an employment and innovation centre	The Planning Proposal is inconsistent and consistent with various principles of Priority 24. Rezoning the site to E4 General Industrial will preserve the industrial integrity of neighbouring industrial lands zoned E4 and will allow for future expansion, and the potential for additional employment. Refer to Priority 5 and 6 above for commentary regarding inconsistency with enhancing canopy cover and green links.
Priority 28 - safeguarded employment	The Planning Proposal is consistent with the principles of Priority 28. The current RE1 zoning of the site has been identified as an anomaly in the LEP. Rezoning the site to E4 General Industrial will assist in further supporting industrial land and future employment

Northern Beaches Community Strategic Plan 2040

Goal	Alignment
Protection of the environment Goal 1 a. Enhance, restore, and protect local biodiversity and bushland District Park Plan of Management	The target for this goal is no net loss of bushland. While the proposal will result in a loss of vegetation if the site is rezoned and further developed, vegetation on the site does not have bushland or biodiversity values. The site is mapped as a green grid, however it has no connectivity to a wider green network and has been identified by Council as an anomaly in the LEP.
Vibrant Local Economy Goal 13 a. Ensure that employment lands are retained and cater for a diverse range of businesses and industry	The Planning Proposal will provide additional employment land consistent with the Brookvale Structure Plan.

Brookvale Structure Plan

The proposal is consistent with Brookvale Structure Plan (BSP). The subject site is specifically nominated on page 39 by Lot and DP to be rezoned to E4 General Industrial (see Figure 4).

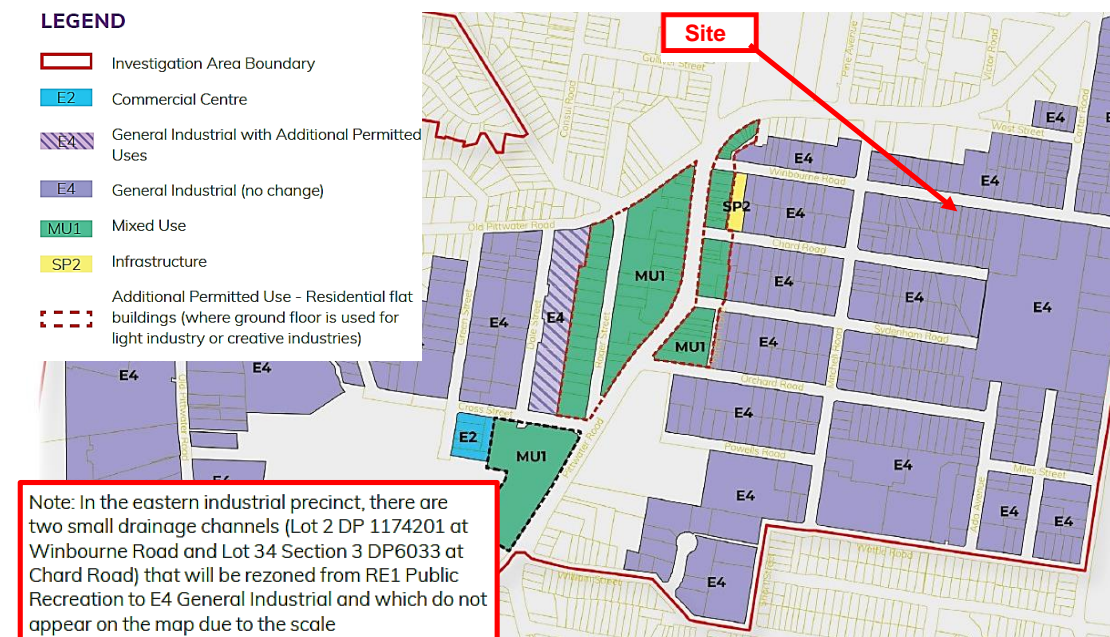


Figure 4 Brookvale Structure Plan - Recommended future land zoning map (extract)

Text on page 40 of the BSP also includes:

“Two drainage reserves are proposed to be rezoned from RE1 Public Recreation to E4 General Industrial. This land is not recreational and was never intended to be. Rezoning to an E4 zone will match the adjoining industrial zoning and rectifies a zoning anomaly when the planning controls were translated to the Standard Instrument format when all public land was assigned an RE1 Public Recreation zone”.

5. Is the planning proposal consistent with any other applicable State and regional studies or strategies?

NSW State Plan 2021

The NSW State Plan 2021 is a 10-year plan that sets the strategic direction and goals for the NSW Government for services and infrastructure. The following Goals are relevant to the proposal:

Goal 1 – Improve the performance of the NSW economy.

Target - Grow employment by an average of 1.25% per year to 2020.

The Planning Proposal is consistent with Goal 1. Rezoning and reclassification of the site will provide additional industrial land to be further developed, providing additional employment opportunities. The Planning Proposal will provide the potential for amalgamation to create a larger development site, which increases the options for employment and economic growth.

State Infrastructure Strategy 2022-2042

The NSW State Infrastructure Strategy 2022-2042 (the Strategy) sets out the NSW Government's infrastructure vision for the State over the next 20 years. The Strategy notes that to optimise land use where infrastructure capacity exists (Section 10.1):

"The NSW Government is increasingly focused on connecting people with jobs, services and amenity by planning for growth and development around public transport infrastructure, such as passenger rail stations, interchange hubs and freight routes".

The Planning Proposal will rezone the site to E4 General Industrial and reclassify the site to Operational Land providing future opportunity for development and employment close to public transport, in an established industrial area well served by existing utilities and infrastructure.

Future Transport Strategy

The Future Transport Strategy provides a set of strategic directions for Transport to achieve mobility for customers, communities, businesses, and people. The strategy identifies a number of key priorities. The following priority is of relevance to the proposal:

P1 - Supporting growth through smarter planning.

The Planning Proposal is consistent with P1 as the site will be rezoned E4 General Industrial in accordance with the Brookvale Structure Plan to rectify an anomaly in the WLEP 2011 mapping.

6. Is the planning proposal consistent with applicable SEPPs?

Yes. See commentary below.

SEPP	Complies	Comment
(Biodiversity and Conservation) 2021	Yes	The Planning Proposal does not propose vegetation clearing or affect land subject to potential koala habitats, foreshore or waterways areas, water catchments, strategic conservation areas. Vegetation on the site is minimal and does not involve biodiversity or bushland values. Further information will be available at the DA stage to assess the impacts of future development on vegetation.
(Exempt & Complying Development Codes) 2008	Yes	The Planning Proposal does not propose any building works or changes relevant to this policy.
(Housing) 2021	N/A	The Planning Proposal does not relate to housing or a residential zone.
(Industry and Employment) 2021	Yes	The Planning Proposal does not propose any advertising or signage. The land is not located in the Western Sydney employment area.
(Planning Systems) 2021	N/A	N/A
(Primary Production) 2021	N/A	N/A
(Precincts – Western Parkland City) 2021	N/A	The site is not identified within a State Significant Precinct, Sydney Region Growth Centre, Western Sydney Aerotropolis, Penrith Lakes, St Marys, or Western Sydney Parklands.
(Resilience and Hazards) 2021	Yes	<p>The site is not mapped as containing land identified as 'coastal use', 'coastal environment area' or 'coastal vulnerability' nor is it proximate to land mapped on the 'Coastal Wetlands and Littoral Rainforests Area Map'.</p> <p>The site is located within an established industrial area of Brookvale, approximately 3km north-west from the nearest mapped coastal Foreshore area.</p> <p>The Planning Proposal will not adversely affect the coastal zone area.</p> <p>The Planning Proposal will not adversely impact public access to the foreshore area.</p>
(Resources and energy) 2021	Yes	The Planning Proposal does not affect any land containing mineral, petroleum and extractive material resources.
(Sustainable Buildings) 2022	N/A	N/A
(Transport and Infrastructure) 2021	Yes	The Planning Proposal does not propose any built form. Referral to state agencies can be undertaken post Gateway determination.

7. Is the planning proposal consistent with applicable Ministerial Directions (section 9.1 directions) or key government priority?

Yes. See commentary below on the applicable Ministerial Directions.

Direction	Complies	Comment
Focus Area 1 : Planning systems		
1.1 Implementation of Regional Plans	Yes	The Planning Proposal is consistent with the objectives and actions of the Sydney Region Plan (see earlier Section B - 3).
1.3 Approval and Referrals	Yes	The Planning Proposal does not include any provisions that require the concurrence, consultation, or referral of development applications to a Minister or public authority and does not identify development as designated development.
1.4 Site Specific Provisions	Yes	The Planning Proposal does not seek to impose any additional development standards or requirements, and does not contain or refer to drawings that show details of any proposed development.
Focus Area 3 : Biodiversity and Conservation		
3.1 Conservation Zones	Yes	The subject site does not involve environmentally sensitive areas or land within a conservation zone or otherwise identified for environment conservation/protection purposes.
3.2 Heritage Conservation	Yes	The Planning Proposal does not affect existing heritage provisions in Warringah Local Environmental Plan 2011. The subject land does not contain or adjoin any known heritage items, heritage conservation areas, archaeological sites, aboriginal objects or aboriginal places of significance.
3.5 Recreation Vehicle Area	Yes	The Planning Proposal does not enable land to be developed for a recreation vehicle area.
3.7 Public Bushland	Yes	The site is small with minimal vegetation. It is not connected to an open space network and has no bushland or biodiversity values. Brookvale Structure Plan identifies the current RE1 zoning as an anomaly as the land is not accessible to the public and has never been used for open space or recreation. Retention of the RE1 zoning will not assist connection to any green grid as the site is surrounded by industrial development.
Focus Area 4 : Resilience and Hazards		
4.1 Flooding	Yes	The Planning Proposal and supporting Flood Impact and Risk report has been reviewed by Council's Floodplain Planning team who advised that although not consistent with Direction 4.1(2), the proposed rezoning is of minor significance in relation to flood risk, having regard to the site's size and shape, the zoning of adjacent land, the layout of existing infrastructure, practical constraints on construction of flood mitigation infrastructure, and the ability to achieve compliance with the relevant WLEP and DCP controls.

Direction	Complies	Comment
		<p>Council's Stormwater Operations team who are the 'asset owner' of the drainage reserve have confirmed they do not have future plans to construct stormwater infrastructure through the site.</p> <p>Direction 4.1 provides that a planning proposal may be inconsistent with the direction if the planning proposal authority can satisfy the Planning Secretary that (d) the provisions of the planning proposal that are inconsistent are of minor significance as determined by the relevant planning authority.</p>
4.4 Remediation of Contaminated Land	Yes	<p>A Phase 1 Preliminary Site Investigation was undertaken by Alliance Geotechnical and Environmental Solutions, which made the following conclusions:</p> <ul style="list-style-type: none"> • The potential for land contamination to be present at the site as a result of current and previous land use activities, is considered to be low to moderate; • If there is land contamination on the site, and that land contamination presented an unacceptable human health or ecological exposure risk, there are readily available and proven technologies available to manage and/or remediate the contaminants of potential concern identified for the site; • The site would be suitable for the proposed rezoning to E4 - General Industrial, in the context of land contamination. This conclusion is based on the site suitability for a specific land use scenario under that zoning (permitted with or without consent) being assessed, in accordance with, but not necessarily limited to, the relevant provisions of: State Environmental Planning Policy (SEPP) Resilience and Hazards 2021; Warringah Development Control Plan 2011; and Warringah Local Environmental Plan.
4.5 Acid Sulphate Soils	Yes	<p>A Phase 1 Preliminary Site Investigation undertaken by Alliance Geotechnical and Environmental Solutions notes the site is not affected by Acid Sulphate Soils and the probability of occurrence is extremely low.</p>
Focus Area 5 : Transport and Infrastructure		
5.1 Integrating Land Use and Transport	Yes	<p>Traffic generation from any future use is to be addressed at DA stage. The site is under 100m² and will have minimal impact in terms of additional traffic generated by future development.</p>
5.2 Reserving Land for Public Purposes	No	<p>The Planning Proposal will alter the permitted uses on Council owned "community" land, however, rezoning the site from RE1 Public Recreation to E4 General Industrial is consistent with Brookvale Structure Plan and will rectify an anomaly in WLEP.</p> <p>Reclassifying the site to Operational will allow Council to sell the land as it is no longer required for drainage or any other public purpose. The current Community land classification is also an anomaly as it not suitable for use by the general public and has never been accessible to the public. It has no potential to provide a pathway or any other obvious public purpose.</p>

Direction	Complies	Comment
Focus Area 7 : Industry and Employment		
7.1 Employment Zones	Yes	The Planning Proposal will increase the area of E4 Industrial land consistent with the Brookvale Structure Plan and will enable amalgamation to achieve a larger development site with increased options for employment-generating development.

Section C – Environmental, social and economic Impact

8. Is there any likelihood that critical habitat or threatened species, populations or ecological communities, or their habitats, will be adversely affected because of the proposal?

No. The site does not contain any habitat or threatened species. The vegetation on the site is not identified on the 'Biodiversity Values Map', nor is it mapped as containing 'riparian land', 'terrestrial biodiversity', 'natural resources' or 'environmentally sensitive land'. Notwithstanding, any future Development Application post rezoning and reclassification of the site will require an ecological assessment to assess the impact on the vegetation existing on the site.

9. Are there any other likely environmental effects of the Planning Proposal and how are they proposed to be managed?

Information submitted with the Planning Proposal has been reviewed internally by Council's Floodplain Planning, Stormwater Operations, Development Advisory Services, Traffic and Property teams. Feedback provided by these teams indicates that the site is considered suitable for the proposed rezoning and reclassification, and matters of environmental effects such as flood impact, stormwater management, traffic, parking, contamination, and noise would be addressed in detail at the DA stage for a future development proposal.

10. Has the Planning Proposal adequately addressed any social and economic effects?

Council's Pre-Lodgement report for the Planning Proposal notes that the site no longer serves a drainage purpose and is not suitable for use as open space or for public recreation. The site currently provides no social benefit to the community. The Planning Proposal will result in a positive economic outcome for the community through the provision of additional industrial land and potential consolidation of industrial properties, enabling expanded or new industrial activities and potentially providing additional employment opportunities.

Planning Secretary's Requirements for Reclassifying Land

The Local Environmental Plan Making Guideline August 2023 (page 65) sets out the Planning Secretary's requirements for reclassifying land. The specific matters that are to be addressed when a Planning Proposal involves reclassification are detailed below.

Requirement	Comment
Is the planning proposal the result of a strategic study or report?	<p>Yes. The Brookvale Structure Plan identifies the site as one of two drainage reserves in the eastern industrial area in Brookvale that are recommended to be rezoned from RE1 Public Recreation to E4 General Industrial as both reserves are unsuitable for public recreation, are not accessible by the public, and are no longer required for drainage.</p> <p>The proposal to rezone and reclassify the site will enable its future sale, amalgamation and development for industrial purposes consistent with the character and pattern of development in the surrounding area.</p>
Is the planning proposal consistent with the council's community plan, or other local strategic plan?	<p>Yes. Part 3 of this document outlines the proposal's consistency with the Northern Beaches Local Strategic Planning Statement and Community Strategic Plan.</p> <p>Rezoning to E4 General Industrial and reclassification to allow sale, amalgamation and development of the site for industrial purposes will be in keeping with the local character. It will help to preserve the industrial integrity of adjoining lands, allow for future expansion and a greater range of development options on a larger consolidated site, enhance economic and employment outcomes, and support efficient use of land.</p> <p>The site is not required for drainage and is unsuitable for use as open space or for any public purpose. The current RE1 zoning and Community classification are an anomaly and do not reflect the site's characteristics.</p>
If the provisions of the planning proposal include the extinguishment of any interests in the land, an explanation of the reasons why the interests are proposed to be extinguished should be provided	<p>The site's Certificate of Title (see Appendix B) shows no encumbrances on the title and there are no trusts associated with the land.</p> <p>The site's public ownership and status as a drainage reserve was established when the area was originally subdivided in 1910. The survey plan (see Appendix C) created two drainage reserves being Lots 34 and 35 on DP 6033. The two drainage reserve lots vested in local government ownership upon registration of the DP. The site is the northern half of original Lot 35. The southern half was reclassified in 2008 and later subdivided, sold, amalgamated with adjoining land and developed.</p>
The concurrence of the landowner must be obtained, where the land is not owned by the PPA	The land is owned by Northern Beaches Council who is the Planning Proposal Authority.
The effect of the reclassification, including loss of open space, any discharge of interests, and/ or removal of public reserve status	All interests will be discharged, including the drainage reserve status, upon reclassification. The land is not required for drainage and is unsuitable for any public purpose. It has never been used for public recreation or accessible by the general public. There is no potential to provide a public pathway as the southern part of the drainage reserve that originally connected with Chard Road no longer exists.

<p>The strategic and site-specific merits of the reclassification and evidence to support this</p> <p>Does the planning proposal deliver a public benefit?</p>	<p>Part 3 of this document outlines the strategic and site-specific merits. Reclassification is necessary to enable the land to be sold and later developed for industrial purposes. There is no public benefit in maintaining the site's Community land classification and RE1 Public Recreation zoning. This classification and zoning are an anomaly which do not reflect the characteristics or best use of the land and are out of character with the area. Greater public benefit will be derived from allowing the land to be divested by Council and amalgamated with adjoining land to significantly increase the development options for industrial purposes which will further support employment opportunities and economic growth.</p>
<p>Have the implications for open space in the LGA in relation to current and future open space needs been considered and will there be a net gain to open space?</p>	<p>The reclassification will have no practical impact on the quantity of open space on the Northern Beaches. The site is very small and narrow, with no vegetation of any significance. It has never provided any genuine open space function.</p>
<p>How funds obtained from any future sale of the land will be used</p>	<p>Funds from future sale of the land would be added to the general pool of assets and income allocated in annual budgets to a range of Councils operations and projects. One of these could be the implementation of Brookvale Structure Plan which is a planning framework and land use strategy to grow and evolve the role of Brookvale as an employment-focused strategic centre.</p>
<p>How council will ensure funds remain available to fund proposed open space sites or improvement referred to in justifying the reclassification, if relevant</p>	<p>N/A</p>

Section D – Infrastructure (Local, State and Commonwealth)

Is there adequate public infrastructure for the Planning Proposal?

Yes. The Proposal will not require any changes to the delivery of public infrastructure to the land. The site is near public transport services, including bus services. The site is in an established urban industrial area, with all typical utilities in place. The site itself is a very small land area and its future development is not expected to place any significant demand on public infrastructure.

Section E – State and Commonwealth interests

What are the views of State and Commonwealth public authorities consulted in accordance with the Gateway determination?

An update to this section of the Proposal will occur following consultation with relevant State and Commonwealth public authorities in accordance with the Gateway determination.

Part 4 – Maps

The Planning Proposal intends to amend the Land Zoning Map, Lot Size Map, and Height of Buildings Map of WLEP, so as to be consistent with surrounding land.

No amendment to the Floor Space Ratio Map is proposed, consistent with surrounding land which has no mapped floor space ratio.

Figures 5 - 10 are extracts of the existing and proposed WLEP maps, zoomed to a scale at which the site can be seen. Full size WLEP maps have been produced in accordance with the standard technical requirements and will be forwarded separately with the submission for Gateway Determination.

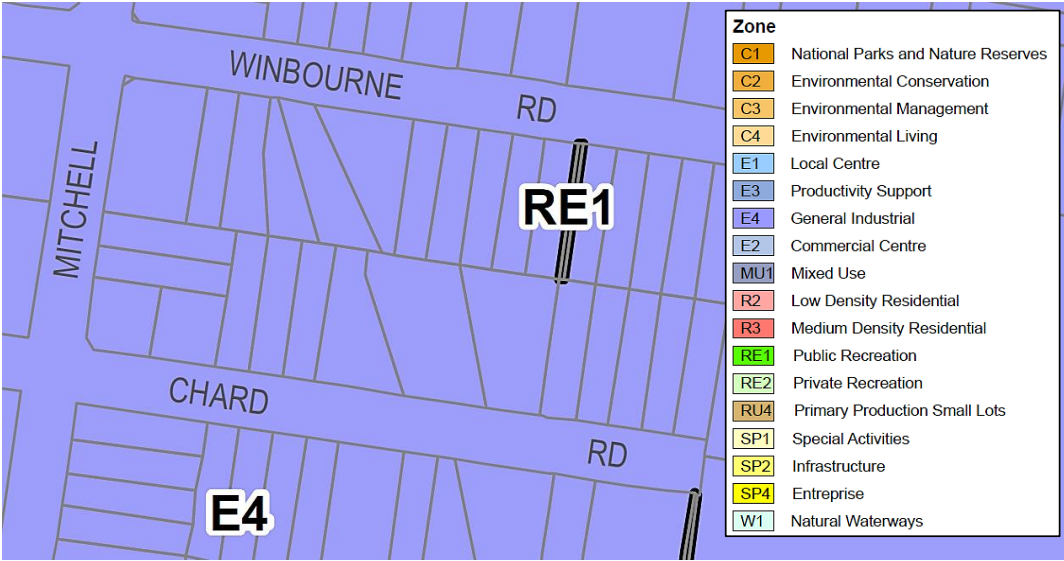


Figure 5 Existing Land Zoning Map – Sheet LZN_010A (extract)

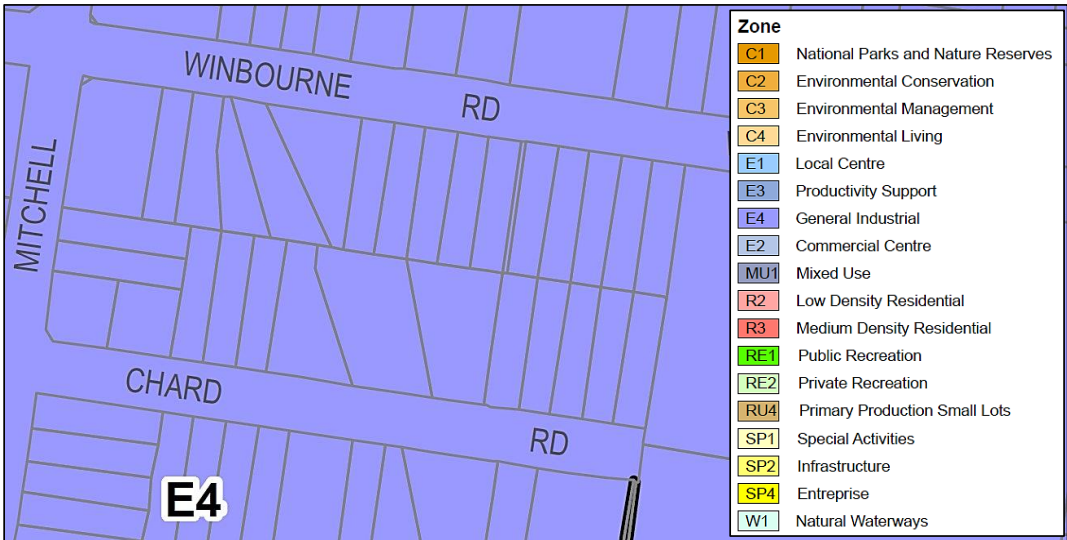


Figure 6 Proposed Land Zoning Map – Sheet LZN_010A (extract)

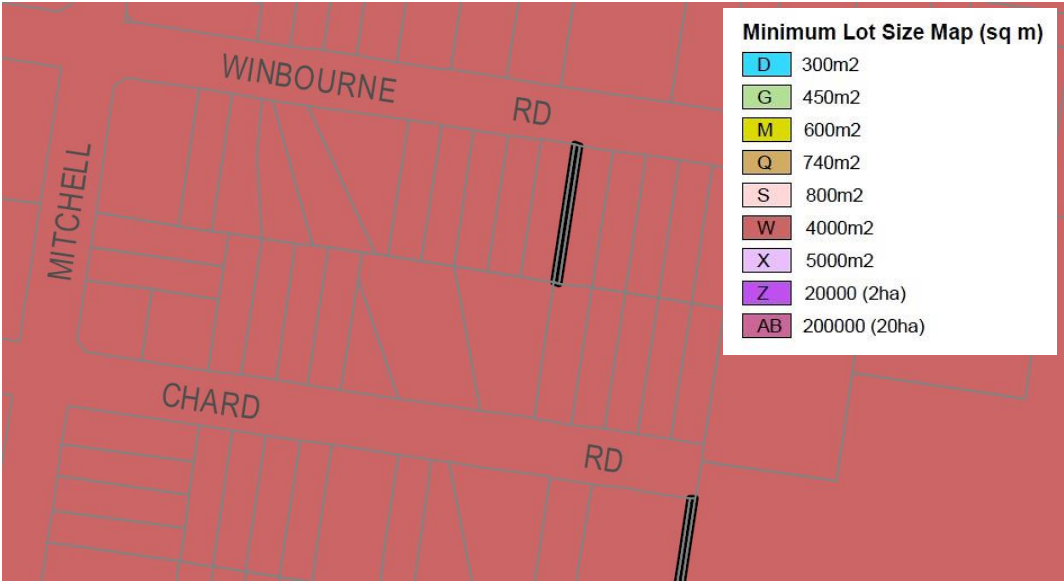


Figure 7 Existing Lot Size Map – Sheet LSZ_010A (extract)

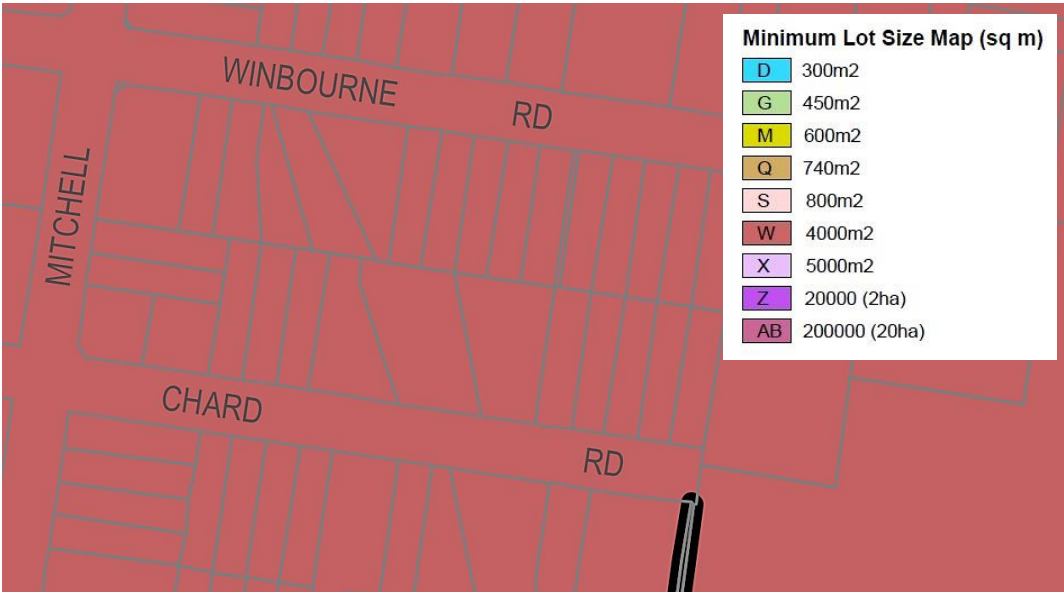


Figure 8 Proposed Lot Size Map – Sheet LSZ_010A (extract)

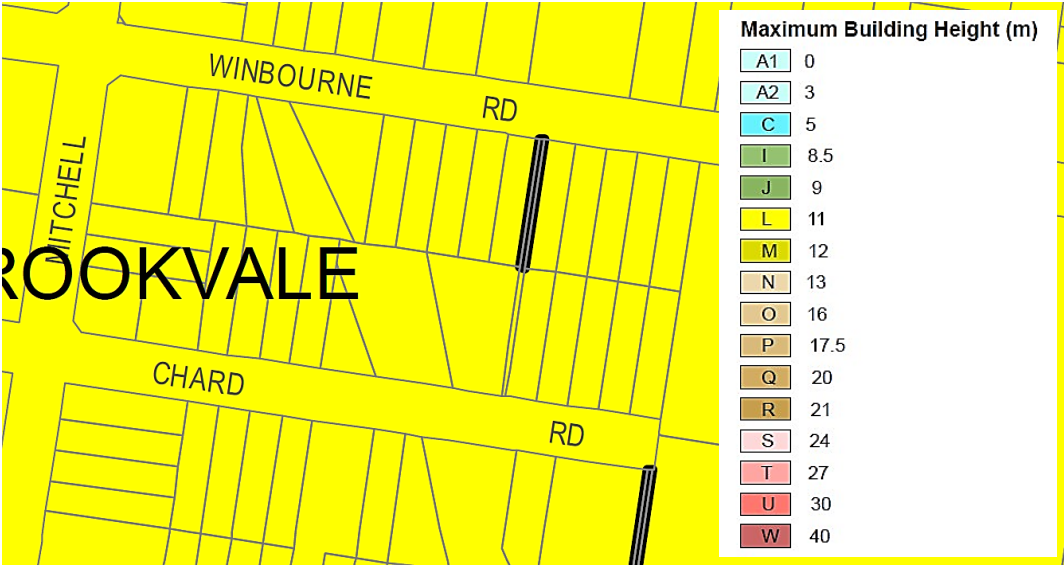


Figure 9 Existing Height of Buildings Map – Sheet HOB_010A (extract)

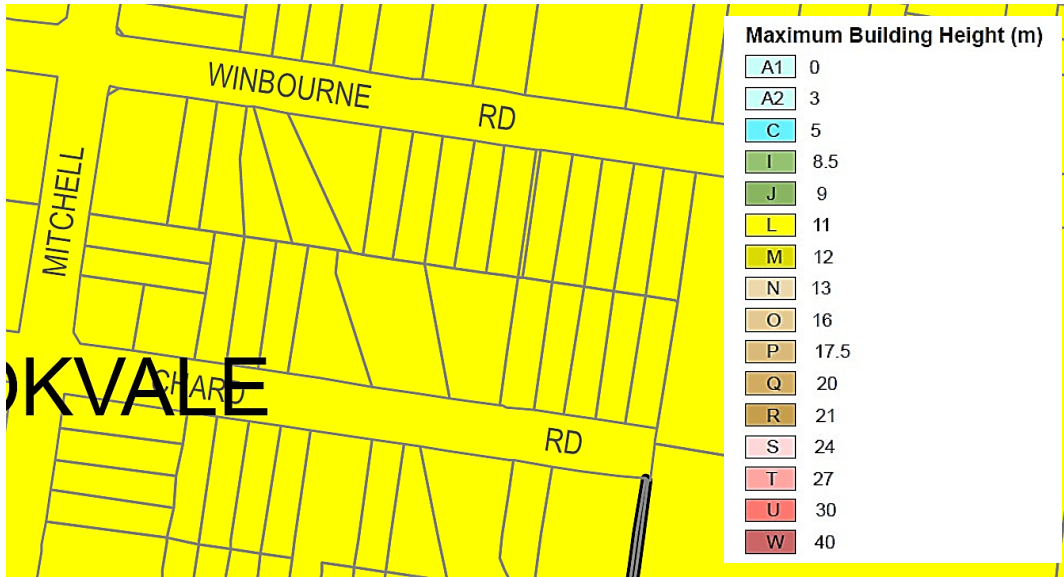


Figure 10 Proposed Height of Buildings Map – Sheet HOB_010A (extract)

Part 5 – Community Consultation

The Planning Proposal application was placed on non-statutory public exhibition for 14 days for the period 3 - 16 June 2024. No public submissions were received. One online submission was withdrawn as the submitter mistook the site for a different location.

Should a Gateway determination be granted, consultation will occur in accordance with the requirements of the determination. As the proposal involves reclassification of public land, a public hearing will also be held subsequent to the statutory public exhibition post-Gateway.

Part 6 – Project Timeline

Stage	Timeframe
Consideration by Local Planning Panel	July 2024
Consideration by Council	June-August 2024
Council Decision	August 2024*
Gateway Determination	September 2024
Public exhibition and consideration of submissions	September 2024
Public hearing and reporting	October 2024
Post-exhibition review and additional studies	October 2024
Submission to the Department for finalisation	November 2024
Gazettal of LEP amendment	December 2024

* no Council meeting to be held in September 2024 due to local government elections

Appendix A

Certificate of Title



Land & Property
Information

A division of the Department of Finance & Services

LAND AND PROPERTY INFORMATION NEW SOUTH WALES - TITLE SEARCH

FOLIO: 2/1174201

SEARCH DATE	TIME	EDITION NO	DATE
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30/10/2012	4:09 PM	1	26/10/2012

LAND

LOT 2 IN DEPOSITED PLAN 1174201
AT BROOKVALE
LOCAL GOVERNMENT AREA WARRINGAH
PARISH OF MANLY COVE COUNTY OF CUMBERLAND
TITLE DIAGRAM DP1174201

FIRST SCHEDULE

WARRINGAH COUNCIL

SECOND SCHEDULE (1 NOTIFICATION)

1 RESERVATIONS AND CONDITIONS IN THE CROWN GRANT(S)

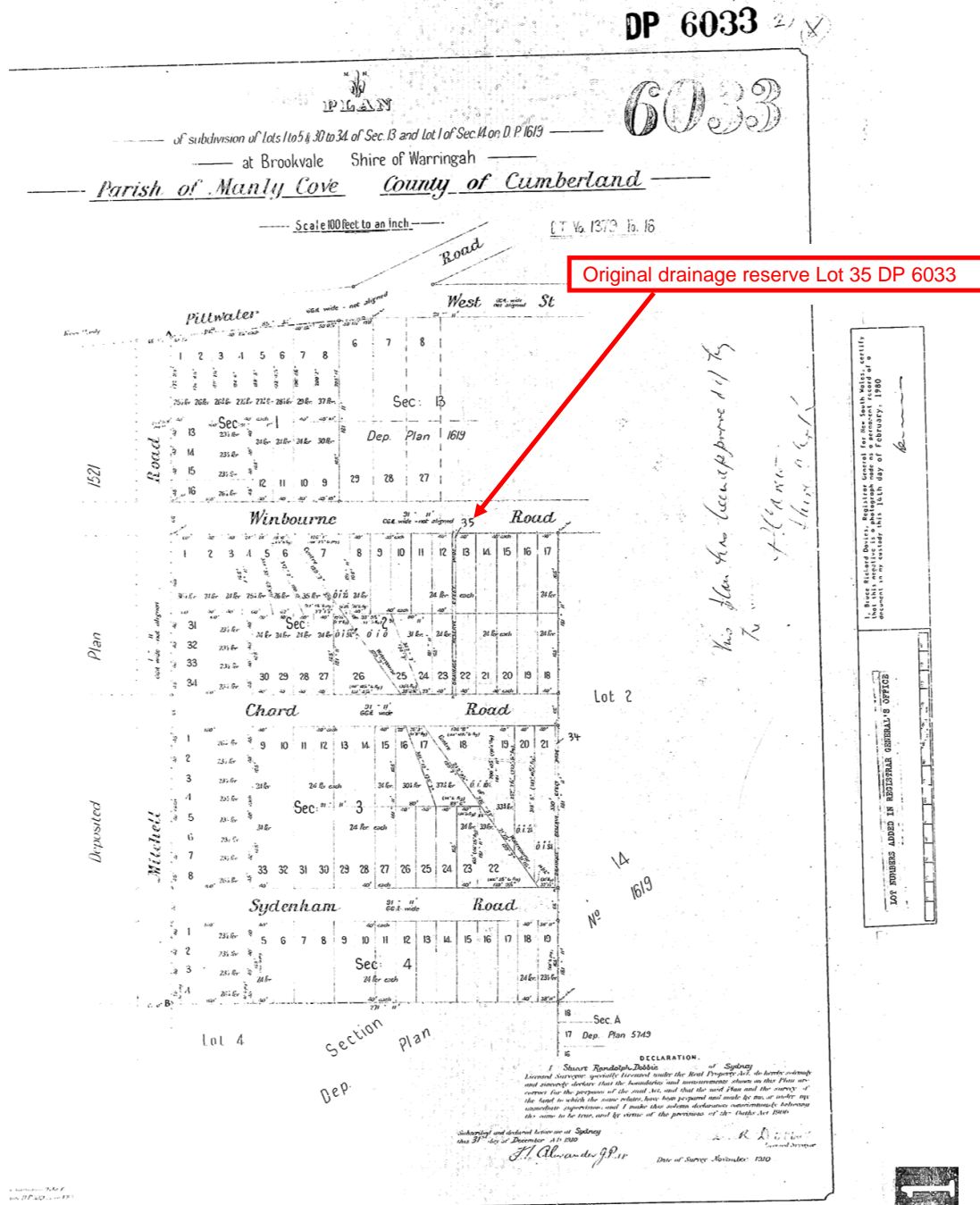
NOTATIONS

UNREGISTERED DEALINGS: NIL

*** END OF SEARCH ***

Appendix B

Original Survey Plan November 1910



Appendix C

**Independent Assessment Report by
DFP Planning Pty Ltd**



planning consultants

Independent Planning Assessment of Proposed Amendment to Warringah LEP 2011

Amendment to Land Zoning Map, Minimum Lot Size Map, Height of
Building Map and Part 2 of Schedule 4

Lot 2 Winbourne Road, Brookvale

Prepared for: Northern Beaches Council
June 2024

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Printed: 27 June 2024
File Name: 22126A Lot 2 Winbourne Road, Brookvale/Reports/22126A.Assessmnet Report.docx
Project Manager: R. Player
Client: Northern Beaches Council
Project Number: 22126A

Document Control

Version	Prepared By	Reviewed By	Issued To	Date
Rev_1, Draft	N. Bartley	R. Player	Client	24.06.2024
Final	N. Bartley	R. Player	Client	27.06.2024

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Executive Summary

A Planning Proposal was received by Northern Beaches Council (Council) for Lot 2 Winbourne Road, Brookvale (the Site), legally known as Lot 2 in DP 1174201). The Site is largely vacant, with a concreted area to the north, a small amount of vegetation to the south, a 0.975m diameter stormwater pipe traverses the north-west corner of the site, which also has a stormwater inlet pit. A small portion of the built form of No 39 Winbourne Road encroaches onto the site. Overhead electrical wires are present to the north of the site, running from the road reserve on the frontage of No. 41 Winbourne Road to No.39 Winbourne Road.

The topography of the site falls from north (RL 13.86) to south (RL 10.6).

The land is owned by Council and is zoned RE1 Public Recreation under the Warringah Local Environmental Plan 2011 (Warringah LEP). The site is 1.8m wide, 50.28m long with a total site area of 92.0124m² and is located within the E4 General Industrial zoned land area of the Brookvale locality under the Warringah LEP.

The Site does not provide a recreational or drainage purpose and is an anomaly with surrounding land use zones.

A Pre-Lodgement meeting was held between the proponent and Council on 20 February 2023.

The Planning Proposal application was submitted to Council on 16 May 2024 and seeks to amend the land zoning map from RE1 Public Recreation to E4 General Industrial, the minimum lot size map from no mapped lot size to a minimum of 4000m², height of building map from no maximum height limit to a maximum of 11m and reclassify the land from 'community land' to 'operational land'.

If supported, the Planning Proposal will facilitate the future lawful development of the site, in conjunction with neighbouring sites for a general industrial use.

DFP Planning has been commissioned by Council to undertake an assessment of the application in accordance with the NSW Government's Local Environmental Plan Making Guideline (August 2023) and have recommended:

'That Council support the progression of the Proposal for a Gateway determination from DPHI under section 3.34(1) of the EP&A Act'.

1 Introduction

1.1 Commission

DFP has been commissioned by Northern Beaches Council's Strategic and Place Planning Division (Council) to prepare an Independent Planning Assessment Report of a Planning Proposal submitted for Lot 2 Winbourne Street, Brookvale (the Site). A new Planning Proposal document, based on that submitted by the proponent, with an updated justification that aligns with this assessment, has been prepared by Northern Beaches Council who, as the Planning Proposal Authority, will be responsible for submitting it for Gateway determination. The Planning Proposal being assessed was prepared by Planning Direction Pty Ltd, dated May 2024.

The Planning Proposal application seeks to amend the Warringah Local Environmental Plan (WLEP) 2011 in regard to the Site to amend the land zoning map from RE1 Public Recreation to E4 General Industrial, the minimum lot size map from no mapped lot size to a minimum of 4000m², height of building map from no maximum height limit to a maximum of 11m and reclassify the land from 'community land' to 'operational land'. Reclassification will require an amendment to Part 2 of Schedule 4 of WLEP.

The proposed LEP amendment will facilitate the future lawful development of the site, in conjunction with neighbouring sites for a general industrial use.

1.2 Purpose of this Report

The purpose of this report is to provide Council with an independent assessment of the Planning Proposal, including the description of the site, assessment of statutory and strategic provisions, other relevant planning provisions and Ministerial Directions applicable to the Planning Proposal.

1.3 Assumptions

This Independent Assessment Report is based on information provided within the Planning Proposal Report, prepared by Planning Direction Pty Ltd, dated May 2024 and supporting specialist reports/ studies and further information as provided by Council, detailed in **Table 1**.

Table 1 List of supporting reports/ studies and additional information		
Title	Author	Date
Notes of Pre-Lodgement Meeting – Planning Proposal	Northern Beaches Council	23 February 2023
External Response – State Agency (Flooding and Water)	NSW Environment and Heritage Group	10 February 2023
Planning Proposal	Planning Direction Pty Ltd	May 2024
Preliminary Contamination Assessment	Alliance Geotechnical and Environmental Solutions	2 May 2024
Site Survey	Waterview Surveying Services	11 March 2024
Sketch showing service overlay	Costin Roe Consulting	25 March 2024
Flood Impact and Risk Review	Costin Roe Consulting	25 March 2024
Internal Response - Floodplain Planning	Northern Beaches Council	24 May 2024
Internal Response - Property	Northern Beaches Council	27 May 2024
Internal Response - Traffic	Northern Beaches Council	27 May 2024
Internal Response – Development Advisory Services	Northern Beaches Council	29 May 2024
Internal Response – Contamination	Northern Beaches Council	13 June 2024

2 Site Context

2.1 Location

The site is located in the Northern Beaches Local Government Area (LGA), on the southern side of Winbourne Road, within the existing industrial area of Brookvale (see **Figure 1**). The site is approximately 1.2km north-east of Warringah Mall and is proximate to public transport by of a bus stop within 20m of the Site on Winbourne Road.

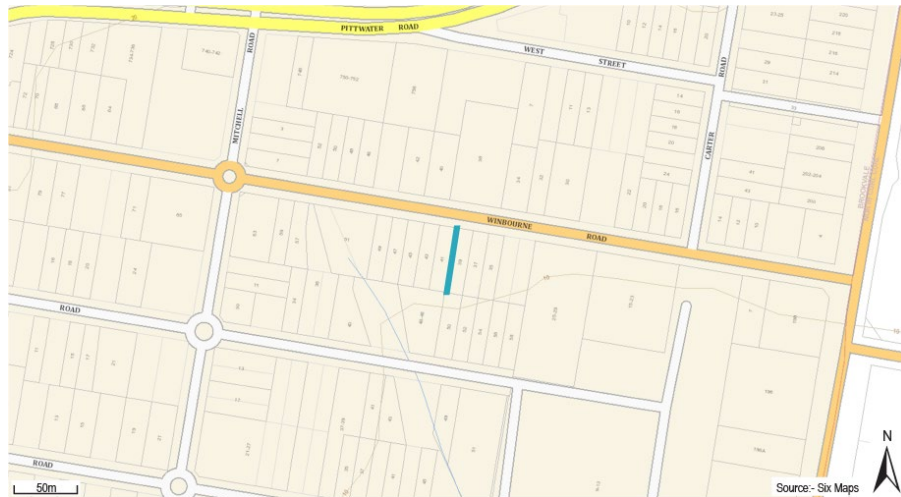


Figure 1 Broader Site Location (source Six Maps)

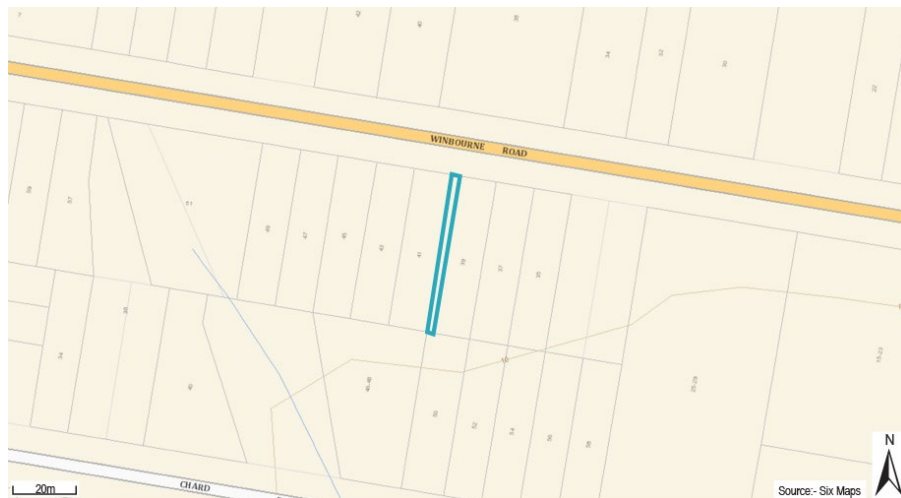


Figure 2 Site Location (source Six Maps)

2.2 Site Description

The site is legally described as Lot 2 in DP 1174201 and has a frontage to Winbourne Road.

The Site is largely vacant, with a concreted area to the north, a small amount of vegetation to the south, a 0.975m diameter stormwater pipe traverses the north-west corner of the site, with a stormwater inlet pit. A small portion of the built form of No 39 Winbourne Street encroaches onto the site. Overhead electrical wires are present to the north of the site, running from the road reserve on the frontage of No. 41 Winbourne Street to No.39 Winbourne Street. Topography of the site falls from north (RL 13.86) to south (RL 10.6).

2 Site Context

The land is owned by Council and is zoned RE1 Public Recreation under the Warringah Local Environmental Plan 2011. The site is classified as Community land, although is not and never has been accessed or used by the general public. The site is 1.8m wide, 50.28m long with total area of 92.0124m² and is located within a locality of E4 General Industrial zoned land at Brookvale.

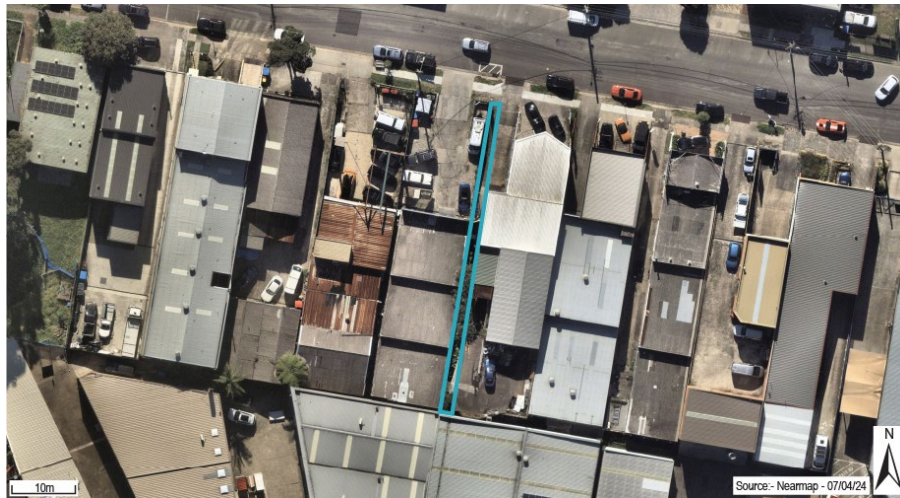


Figure 3 Site Context

2.3 Surrounding Development

The Site is surrounded by industrial development to the north, south, east, and west. Pittwater Road is approximately 160m to the north west of the site. Recreational areas are located approximately 300m north- west and 750m north east of the site, with the nearest major retail centre being Warringah Mall approximately 1.2km south west of the site. Residential properties are located approximately 600m south of the site and 500m east of the site.

2.4 Proposal

The Planning Proposal seeks to amend the Warringah Local Environmental Plan 2011 in regard to the Site to amend the land zoning map from RE1 Public Recreation to E4 General Industrial, the minimum lot size map from no mapped lot size to a minimum of 4000m² and height of building map from no maximum height limit to a maximum of 11m. The Planning Proposal will also need to include amendments to Part 2 of Schedule 4 of WLEP to reclassify the land to Operational, which will enable its future sale.

The proposed LEP amendment will facilitate the future lawful development of the site, in conjunction with neighbouring sites for a general industrial, land use development.

Council has noted in the Pre-Lodgement minutes that the site no longer serves a public recreational or drainage purpose.

2 Site Context

2.5 In force Planning Provisions

Pursuant to the Warringah LEP 2011, the provisions in **Table 2** apply to the site.

Table 2 WLEP Provision applicable to the site	
Clause	Relevance
Zone	The site is zoned RE1 Public Recreation
4.1 Minimum Lot Size	WLEP has no minimum lot size for the site.
4.3 Height of Buildings	WLEP has no maximum building height for the site.
4.4 Floor Space Ratio	WLEP has no floor space ratio for the site
5.2 Classification and reclassification of public land	Clause 25 of the <i>Local Government Act 1993</i> (the LG Act) requires that all public land must be classified. Clause 26 of the LG Act states that there are two classifications for public land- "community" and "operational". The Site is currently classified as community land. The Planning Proposal seeks to reclassify the site from community land to operational land.
5.10 Heritage Conservation	NSW Planning Portal Spatial Viewer does not identify any heritage items or conservation areas on the site or proximate to the site. Future DA's will need to assess impacts to conservation areas and items, approximately 300m north west and south east of the site.
6.3 Flood Planning	Council issued a Flood Information Report on 14 March 2023 which identifies the site is affected by flood.
6.1 Acid Sulfate Soils	NSW Planning Portal Spatial Viewer indicates there are no Acid Sulphate Soils affecting the site. This is further confirmed by the Preliminary Contamination Report submitted by Alliance Geotechnical and Environmental Solutions.
6.2 Earthworks	N/A – the Planning Proposal does not propose any physical works. Future Development applications are to address any proposed earthworks.
6.4 Development on Sloping Land	The site is identified as Landslide Risk Land – Area A – Slope <5. Any future Development Application will need to assess the Landslide Risk on the site.
Schedule 4 – Part 1 – Land classified, or classified, as operational land – no interest changed.	The site is classified as community land and will require a reclassification to operational land under Schedule 4 Part 2.

In addition, the below provisions in **Table 3** also apply to the site.

Table 3 Other Provision applicable to the site	
Item	Relevance
Green Grid Assets (Sydney) (Non-EPI)	NSW Planning Portal Spatial Viewer identifies the site as Existing Green Grid Assets (Sydney) (non-EPI). Noted that the land to the south which has since been re-classified to operational land was also identified as Existing Green Grid Assets (Sydney) (Non-EPI) and as such any intended connection from Winbourne Road to Chard Road no longer exists.
Greater Sydney Tree Canopy Cover 2022 (0.86)	NSW Planning Portal Spatial Viewer identifies the site as having a 0.86% canopy cover pursuant to Greater Sydney Tree Canopy Cover 2022.

3 Planning Proposal Assessment

An assessment of the Proposal has been undertaken below against the Local Environmental Plan Making Guideline (the 'Guideline'), dated August 2023 prepared by the NSW Department of Planning, Industry and Environment (now DPHI).

3.1 Part 1 – Objectives and Intended Outcomes

3.1.1 Proposal Objectives

The proponent notes:

'The intended objective or outcome of this Planning Proposal is:

- *To rezone the site which is currently zoned RE1 Public Recreation to E4 General Industrial to enable and facilitate potential consolidation of sites and future development across adjoining sites.*
- *Rationalise land ownership and remove a redundant open space corridor from the industrial precinct.*
- *Associated updates consistent with the proposed zoning of a maximum height of building of 11m and minimum subdivision lot size of 4,000sqm'.*

Assessment Comment:

The proposal also intends to reclassify the site from Community Land to Operational land to achieve the above objectives.

3.2 Part 2 – Explanation of Provisions

The proponent notes:

The proposed outcome will be achieved through the amendments to Warringah Local Environmental Plan 2011 as outlined below:

- *Amend the Warringah LEP 2011 Land Zoning Map from RE1 to E4 General Industrial.*
- *Amend the Warringah LEP 2011 Height of Building Map to identify the site as having a maximum building height of 11m.*
- *Amend the Warringah LEP 2011 Lot Size Map to identify the site as having a minimum lot size of 4,000sqm.*

Assessment Comments:

The proposal will also require an amendment to Schedule 4 to reclassify the land from Community Land to Operational Land.

3.3 Part 3 – Justification

3.3.1 Section A – Need for the planning Proposal

The Local Environmental Plan Making Guideline requires that the Proposal demonstrates Strategic and potential Site-Specific Merit. This section reviews the Proposal against the applicable Strategic Planning matters for consideration.

3.3.1.1 Question 1 - Is the Planning Proposal a result of an endorsed Local Strategic Planning Statement, strategic Study or Report?

The Planning Proposal results from an anomaly within the WLEP zones, a recommendation within the Brookvale Structure Plan and is also consistent with outcomes of the Towards 2040 – Northern Beaches Local Strategic Planning Statement (LSPS) and the vision set out for Brookvale within the Brookvale Structure Plan.

Brookvale Structure Plan Vision

'Nestled in its unique coastal and bushland environment, Brookvale will be a vibrant, accessible and enlivened place. It will fulfil its role as an employment-focused centre, supporting the local economy with opportunities that are proudly diverse, innovative and creative. The centre will be a liveable and sustainable place supported by activity, public spaces, and community services that embrace parts of Brookvale's character and unique environmental qualities that will be highly valued by employees, residents and visitors'.

3 Planning Proposal Assessment

Brookvale Structure Plan

‘Two drainage reserves are proposed to be rezoned from RE1 Public Recreation to E4 General Industrial. This land is not recreational and was never intended to be. Rezoning to an E4 zone will match the adjoining industrial zoning and rectifies a zoning anomaly when the planning controls were translated to the Standard Instrument format when all public land was assigned an RE1 Public Recreation zone’.

The Site is specially identified by Lot and DP to be rezoned to E4 General Industrial in **Figure 4** below (page 39 of the Brookvale Structure Plan).

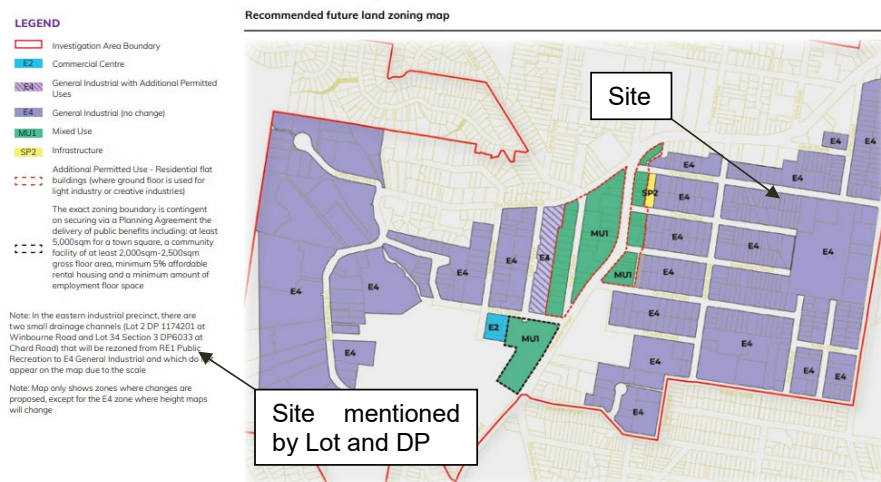


Figure 4 Brookvale Structure Plan – recommended Future Land Zoning Map

Northern Beaches LSPS Outcomes:

- supporting Brookvale as an employment-based centre
- ensuring appropriate land use interfaces

The proposal will provide additional E4 general industrial zoned land. Once the land is reclassified to operational land, there is potential for surrounding industrial land businesses to expand, therefore there is potential additional employment opportunities.

3.3.1.2 Question 2 - Is the Planning Proposal the best means of achieving the objectives or intended outcomes, or is there a better way?

A Planning Proposal is the only option to rezone the site, which will further permit industrial land uses in keeping with the surrounding character and objectives of the E4 General Industrial Zone.

The current zone is an anomaly in WLEP as identified in Brookvale Structure Plan. The classification is an anomaly. This is most likely a result of a default process wherein any public land that was not classified by Council within 12 months of commencement of the Local Government Act was automatically classified Community. The site's Community classification is not an accurate reflection of the original purpose of dedication to Council as drainage reserve, nor of its ongoing use and management. Community land is generally land that Council makes available for use by the general public such as parks or sportsgrounds. The site is not suitable for and has never been used by the general public. As the southern half of the original drainage reserve was rezoned, reclassified, and developed, there is no potential for any public pathway.

3 Planning Proposal Assessment

The site requires reclassification of the site from Community to Operational land before it can be considered for potential sale and amalgamation with adjoining properties.

To do nothing would result in an unusable parcel of land remaining inappropriately identified for public recreational use and would not be consistent with the Brookvale Structure Plan.

3.3.2 Section B – Relationship to Strategic Planning Framework

3.3.2.1 Question 3 - Will the Planning Proposal give effect to the objectives and actions of the applicable regional, or district plan or strategy (including any exhibited draft plans or strategies)?

3.3.2.1.1 Greater Sydney Regional Plan – A Metropolis of Three Cities

The Greater Sydney Region Plan (GSRP) was released in March 2018 and provides a 40-year vision (to 2056) for the Greater Sydney Region. The GSRP establishes a 20-year plan to provide a vision of three cities where most residents live within 30 minutes of employment, education, health facilities, services, and great places. The three cities comprise the Western Parkland City, the Central River City, and the Eastern Harbour City.

The GSRP aims to achieve the vision through the implementation of 10 Directions based around a framework of core themes being, liveability, productivity, and sustainability. The 10 Directions consist of:

- A city supported by infrastructure
- A collaborative city
- A city for people
- Housing the city
- A city of great places
- A well-connected city
- Jobs and skills for the city
- A city in its landscape
- An efficient city
- A resilient city

The 10 Directions are a core component of the vision and are to be achieved through collaboration with State Agencies, Local Government, the community, and businesses.

An assessment against the relevant directions/ objectives of the GSRP and the Planning Proposal are listed in **Table 4**.

Table 4 Greater Sydney Region Plan Assessment			
Direction	Objective/s	Proponent Comment	Assessment
A City of great places	Objective 12: Great places that bring people together	Reclassification of land will allow for opportunities for future development, thereby contributing to creating great places.	Reclassification of the site to 'operational land' and rezoning of the site to E4 zone will allow for opportunities for future industrial development, thereby contributing to creating great places.

3 Planning Proposal Assessment

Table 4 Greater Sydney Region Plan Assessment			
Direction	Objective/s	Proponent Comment	Assessment
A City of great places	Objective 13: Environmental heritage is identified, conserved and enhanced.	There are no heritage items or conservation areas on the site.	The site is not mapped as containing any heritage or item or being within a heritage conservation area.
A well-connected city	Objective 14: A Metropolis of Three Cities – integrated land use and transport creates walkable and 30-minute cities.	The Planning Proposal will incentivise development on industrial land within the Strategic Centre of Brookvale-Dee Why, thereby contributing to the delivery of a 30-minute city.	The site is located within the Strategic Centre of Brookvale-Dee Why and has adequate access to Public Transport. Rezoning and reclassification of the site provides opportunity for industrial development, therefore contributing to the delivery of a 30-minute city.
Jobs and Skills for the City	Objective 22: Investment and business activity centres.	The Planning Proposal may facilitate increased jobs for surrounding land areas, thereby creating opportunities for investment and business activity.	The Planning Proposal if approved, will provide additional industrial zoned land for future development, therefore creating opportunities for investment and business activity.
Jobs and Skills for the city	Objective 23: Industrial and urban services land is planned, retained and managed.	The Planning Proposal will allow for the retention and management of industrial land which may promote a range of land use activities, such as light manufacturing, light industry, or urban services. This may create local employment opportunities within the strategic centre.	The Planning Proposal will provide additional industrial zoned land, consistent with the Brookvale Structure Plan.
A city in its landscape	Objective 25: The coast and waterways are protected and healthier	The Planning Proposal has identified the potential impacts of flooding and stormwater on the site. Flooding impacts and impacts to stormwater infrastructure can be suitably mitigated with a future development across the site.	<p>The Planning Proposal identified the potential impacts of flooding and stormwater on the site.</p> <p>The site no longer serves a drainage purpose.</p> <p>Flooding impacts and impacts to stormwater infrastructure are to be addressed in any Development Application stage for the site.</p>

3 Planning Proposal Assessment

Table 4 Greater Sydney Region Plan Assessment			
Direction	Objective/s	Proponent Comment	Assessment
A city in its landscape	Objective 31: Public Open Space is accessible, protected and enhanced.	While zoned for public recreation, the site is not currently used for this use. The open space strip of land is not obvious to a passing observer and serves no purpose as open space zoned land. The RE1 Public Recreation zoning offers limited opportunity to achieve the express purpose of recreation or any meaningful development.	Retention of the site as RE1 to protect the small amount of vegetation on public land would have minimal to no positive impact to the community due the land size being unusable for public recreation and the location being between two industrial buildings with poor access. Council Pre-lodgement minutes, note the site does not support any public recreation, public open space, ecological, scientific, cultural or aesthetic values.
A city in its landscape	Objective 27: Biodiversity is protected, urban bushland and remnant vegetation is enhanced	Not addressed.	The small portion of vegetation to the south of the site provides no connection to the wider open space network, nor does it provide a function of a riparian corridor to any waterway. To retain the site as RE1 zoned land to protect the small amount of vegetation on public land would have minimal to no positive impact to the community due the land size being unusable for public recreation and the location being between two industrial buildings.
A city in its landscape	Objective 30: Urban tree canopy cover is increased.	Not addressed.	The site is identified on the NSW Planning Portal Spatial Viewer as having a 0.86% canopy cover pursuant to Greater Sydney Tree Canopy Cover 2022. Retention of the site for public recreation and compliance with the recommended tree canopy cover would not be in the best interest of the public. Future development applications could condition additional

3 Planning Proposal Assessment

Table 4 Greater Sydney Region Plan Assessment			
Direction	Objective/s	Proponent Comment	Assessment
			landscaping on the site to achieve additional tree canopy cover.
A city in its landscape	Objective 31: Public open space is accessible, protected and enhanced.	Not addressed.	The site is currently inaccessible and unusable as public recreation space. The site is identified in the Brookvale Structure Plan to be rezoned to E4 General Industrial. To protect the public open space would be inconsistent with the Brookvale Structure Plan.
A city in its landscape	Objective 32 – The Green Grid links parks, open spaces, bushland and walking and cycle paths	Not addressed.	NSW Planning Portal Spatial Viewer identifies the site as Existing Green Grid Assets (Sydney) (non-EPI). The land to the south is also identified, however, has since been re-classified to operational land, rezoned to E4 General Industrial and developed. Any intended connection from Winbourne Road to Chard Road no longer exists, therefore the mapping on this site appears to be an anomaly.
A resilient City	Objective 37: Exposure to natural and urban hazards is reduced	Any future development can adequately mitigate the risks of flooding and stormwater.	The proponent submitted a Flood Impact and Risk Review which concluded that a review of the relevant flood controls and existing flood risks shows that the land can be rezoned, the site is generally subject to low hazard flooding and overland flows, and any future DA would need to include a development-specific flood impact and risk assessment with detailed flood modelling and confirmation of compliance with the relevant controls.

3 Planning Proposal Assessment

Table 4 Greater Sydney Region Plan Assessment			
Direction	Objective/s	Proponent Comment	Assessment
			The site no longer serves as a drainage purpose.

3.3.2.1.2 North District Plan

Table 5 North District Plan Assessment			
Priority	Objective/s	Proponent Comment	Assessment
N6 - Creating and renewing great places and local centres, and respecting the District's heritage.	Objective 12: Great places that bring people together	Reclassification and rezoning of the site will allow for opportunities for future development, thereby contributing to creating great places.	This priority makes comment on placed based planning. The site is located within an existing industrial area and is nominated in the Brookvale Structure Plan to be rezoned to E4 General Industrial. The proposal to rezone and reclassify the site is in keeping with the place-based planning.
N10 - Growing investment, business opportunities and jobs in strategic centres.	Objective 22: Investment and business activity in centres.	The Planning Proposal may facilitate increased jobs for surrounding land areas, thereby creating opportunities for investment and business activity. The proposal may contribute to the job targets of an additional 3,000 to 6,000 jobs by 2036.	The site in its current form does not have the potential to create employment. The proposed rezoning and reclassification of the site offers an opportunity for future amalgamation with adjoining properties to achieve a larger site with greater potential for development and therefore additional employment opportunities. Rezoning of the site is consistent with the Objective 22, noting the Brookvale – Dee Why locality is identified as a Strategic Centre.
N11 - Retaining and managing industrial and urban services land.	Objective 23: Industrial and urban services land is planned, retained and managed.	The Planning Proposal will allow for the retention and management of industrial land, potentially providing for a mix of economic outcomes.	The commentary in the priority notes ' <i>In the North District, given the limited supply of industrial and urban services land and the inability to increase the supply, industrial and urban services land needs to be safe-</i>

3 Planning Proposal Assessment

Table 5 North District Plan Assessment			
Priority	Objective/s	Proponent Comment	Assessment
			<i>guarded and efficiently managed</i> '. Rezoning of the site to E4 General Industrial will provide additional industrial land to assist in alleviating the limited supply of industrial land in the North District.
N12 - Delivering integrated land use and transport planning a 30-minute city.	Objective 14: A Metropolis of Three Cities – integrated land use and transport creates walkable and 30-minute cities.	The Planning Proposal will incentivise development on industrial land within the Strategic Centre of Brookvale-Dee Why, thereby contributing to the delivery of a 30-minute city.	The site is located within 30 minutes of residential dwellings and has public transport to the Winbourne Road frontage. Brookvale-Dee Why is identified as a Strategic Centre. The Planning Proposal is in keeping with assisting in creating a 30-minute city.
N15 - Protecting and improving the health and enjoyment of Sydney Harbour and the District's waterways.	Objective 25: The coast and waterways are protected and healthier.	The Planning Proposal has identified the potential flooding and stormwater storm water considerations affecting the site. Flooding and stormwater infrastructure can be suitably resolved with a future development proposal over a consolidated site. Flooding and stormwater do not play a role in this instance as the application simply facilitates a transfer of land ownership. No development is proposed and the industrial development adjoining the lot will continue to operate unaffected by the proposal.	NSW ESpatial viewer does not identify any water way or riparian area located within the site. Future impacts from development on surrounding waterways and riparian areas are to be addressed at the Development Application stage.
N16 – Protecting and enhancing bushland and biodiversity.	Objective 27: Biodiversity is protected, urban bushland and remnant vegetation is enhanced.	Not addressed	This priority notes, <i>'for the North District, conservation planning will focus on opportunities to protect and enhance areas of endangered and critically endangered ecological communities outside the Protected Natural Area, including areas of native vegetation close to existing national parks. A strategic approach to</i>

3 Planning Proposal Assessment

Table 5 North District Plan Assessment			
Priority	Objective/s	Proponent Comment	Assessment
			<p>protecting the biodiversity in the North District involves investing in connected bushland corridors and protecting larger pockets of remnant vegetation, as large and connected areas of bushland give the District's wildlife the greatest chance of survival. Councils are also working together to map opportunities to restore and reconnect areas of habitat in established urban areas. This complements the delivery of the Greater Sydney Green Grid. Selected species of trees and understorey plants for parks and street planting in targeted areas supports the movement of wildlife and helps strengthen connections between areas of habitat'.</p> <p>The site is not connected to an open space network and as identified by Council in the Brookvale Structure Plan the current zoning is an anomaly. Retention of the site as RE1 would not assist in connection to a larger "green grid", as the site is surrounded by industrial development. Rezoning of the site is inconsistent with this priority, however, it is consistent with the Brookvale Structure Plan, where the site is specifically identified by Lot and DP to be rezoned to E4 General Industrial.</p>
N19 - Increasing urban tree canopy cover and delivering Green Grid connections.	Objective 30: Urban tree canopy cover is increased.	Not addressed	A future development application will be able to address tree canopy cover. This is not a matter to be addressed in a Planning Proposal.

3 Planning Proposal Assessment

Table 5 North District Plan Assessment			
Priority	Objective/s	Proponent Comment	Assessment
N19 - Increasing urban tree canopy cover and delivering Green Grid connections.	Objective 32: The Green Grid links parks, open spaces, bushland and walking and cycling paths.	Not addressed	<p>Retention of the site as RE1 would not assist in connection to a larger "green grid", as the site is surrounded by industrial development.</p> <p>The site directly adjoining to the south is also mapped as 'green grid' and has been previously rezoned to E4 General industrial and developed. The site is not connected to a wider green grid.</p> <p>Rezoning of the site is inconsistent with this priority, however, it is consistent with the Brookvale Structure Plan, where the site is specifically identified by Lot and DP to be rezoned to E4 General Industrial.</p>
N20 - Delivering high quality open space.	Objective 31: Public open space is accessible, protected and enhanced.	While zoned for public recreation, the site is not currently used for this use. The open space strip of land is not obvious to a passing observer and serves no purpose as open space zoned land. The RE1 Public Recreation zoning offers limited opportunity to achieve the express purpose of recreation or any meaningful development.	<p>The site is not connected to an open space network and as identified by Council in the Brookvale Structure Plan; the current zoning is an anomaly. Retention of the site as RE1 would not assist in connection to a larger "green grid", as the site is surrounded by industrial development. Rezoning of the site is inconsistent with this priority, however, it is consistent with the Brookvale Structure Plan, where the site is specifically identified by Lot and DP to be rezoned to E4 General Industrial.</p>
N22 - Adapting to the impacts of urban and natural hazards and climate change.	Objective 37: Exposure to natural and urban hazards is reduced.	Any future development can adequately mitigate the risks of flooding and stormwater.	<p>The proponent submitted a Flood Impact and Risk Review which concluded that a review of the relevant flood controls and existing flood risks shows that the land can be rezoned, the site is generally subject</p>

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Table 5 North District Plan Assessment			
Priority	Objective/s	Proponent Comment	Assessment
			<p>to low hazard flooding and overland flows, and any future DA would need to include a development-specific flood impact and risk assessment with detailed flood modelling and confirmation of compliance with the relevant controls.</p> <p>The site no longer serves as a drainage purpose.</p>

3.3.2.2 Question 4 - Is the Planning Proposal consistent with a Council LSPS that has been endorsed by the Planning Secretary or GCC, or another endorsed local strategy or strategic plan?

The Proposal is consistent with the following Council adopted plans: Northern Beaches Local Strategic Planning Statement (Towards 2040), Community Strategic Plan (Northern Beaches Community Strategic Plan 2040) and Brookvale Structure Plan. An assessment against these plans is provided below.

3.3.2.2.1 Northern Beaches Local Strategic Planning Statement – Towards 2040

The Northern Beaches LSPS identifies a range of planning priorities which aim to deliver the directions and priorities within the Greater Sydney Regional Plan and North District Plan. The relevant planning priorities and principles within the LSPS are identified below:

Priority 5: Greener Urban Environments

Principles:

- *Create a resilient, healthy and interconnected urban tree canopy across the Northern Beaches.*
- *Protect, maintain and enhance the existing urban tree canopy, including mature trees.*
- *Provide a diverse range of species of varying families and genera, prioritising local native tree, shrub and ground cover species where possible.*
- *Offset tree canopy loss by planting a minimum of two trees for any one tree removed from public and private land.*
- *Integrate the design of green, blue and grey infrastructure in support of the urban tree canopy.*
- *Reduce exposure to UV radiation and the urban heat island effect by increasing the urban tree canopy and green cover, incorporating water sensitive urban design and improving infrastructure and building design.*
- *Provide habitat for wildlife and connect to the local green grid including wildlife corridors*

Proponent Comment: - Nil

Assessment Comment:

The proposal is inconsistent with Priority 5. Rezoning the site to E4 General Industrial and reclassification to operational land will provide opportunity for future industrial development with adjoining E4 zoned land. Future industrial development of the site will reduce the existing vegetation on site and the green grid identified on the site will be redundant. However, future industrial development may include planting of vegetation including trees.

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Priority 6: High quality open space for recreation

Principles:

- *Improve the provision, diversity and quality of open space for recreation.*
- *Design open space to be flexible, versatile, multifunctional and fit for purpose.*
- *Ensure open space responds to demand and meets diverse community needs.*
- *Use open space to connect people to nature.*
- *Ensure developments result in no net loss of public open space.*
- *Ensure new open space contributes to, connects and enhances the local green grid.*
- *Design sustainable open space that considers lifecycle costs, management and maintenance.*
- *Encourage collaboration and partnerships to promote shared use.*
- *Support rooftop parks, increased building setbacks and conversion of road space in built-up areas.*
- *Design vibrant, accessible and interactive open spaces.*
- *Ensure access to natural open space and waterways is sustainable so that these areas are preserved for the future.*
- *Ensure new residential development is located within 400m of open space and high-density areas within 200m of open space.*

Proponent Comment – Nil

Assessment Comment:

The Planning Proposal is inconsistent with the principles of Priority 6. Rezoning of the site from RE1 Public Recreation to E4 General Industrial will result in a net loss of public open space (by zone only). In this regard, the site has been identified by Council in the Brookvale Structure Plan as an anomaly in the LEP mapping, the site is not currently and never has been utilised as public open space. It is not suitable for use as public open space due to its size, location, and physical qualities.

Priority 17: Centres and neighbourhoods designed to reflect local character, lifestyle and demographic changes

Principles:

- *Renew great places through design excellence and innovative design while respecting and enhancing local character.*
- *Enhance the visual and environmental amenity of buildings and places in centres.*
- *Enhance local identity through place-based planning and design.*
- *Activate public spaces and walking, cycling and public transport opportunities.*
- *Enable appropriate outdoor dining, night-time activity, events and temporary and interim uses.*
- *Recognise heritage and culture as a fundamental aspect of the identity of place, including identification of places and items which contribute to the significant character of a place.*

Proponent Comment – Nil

Assessment Comment:

The proposal is consistent with the principles of Priority 17. Rezoning of the site to E4 General Industrial will be in keeping with the local identity of the surrounding Brookvale area being, industrial uses.

Priority 24: Brookvale as an employment and innovation centre

Principles:

- *Support Brookvale as an employment-based centre.*
- *Establish a town centre-activity point and open space outside of Warringah Mall.*
- *Support the expansion of Warringah Mall and integrate it with surrounding built form.*
- *Bring life back to the streets, including revitalisation of the main commercial strip on Pittwater Road.*
- *Ensure appropriate interfaces between different land uses.*

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- Enhance tree canopy and provide green links to Brookvale Park, Warringah Mall and the B-Line.
- Enhance Brookvale's identity and define gateways to create a sense of arrival.
- Improve public transport and regional cycle networks to Sydney CBD, Frenchs Forest, Mona Vale and Manly.
- Support the night-time economy, creative and innovative industries and public art.
- Preserve the industrial integrity of the industrially-zoned land.

Proponent Comment:

'The Planning Proposal will assist in supporting Brookvale as an employment-based centre by enabling future development on the lot and adjacent lots. In addition, the Planning Proposal will also enable the industrial integrity of the industrially zoned land by ensuring that land uses within the area is used for its intended purpose. The Proposal will also ensure that the industrial area remains cohesive, allowing for more efficient land use planning, infrastructure development, and economic activity within the zone'.

Assessment comment:

The Planning Proposal is inconsistent and consistent with various principles of Priority 24. Rezoning the site to E4 General Industrial will preserve the industrial integrity of neighbouring industrial lands zoned E4 and will allow for future expansion, and the potential for additional employment. Refer to assessment comment to Priority 5 and 6 for commentary regarding inconsistency with enhancing canopy cover and green links.

Priority 28: safeguarded employment lands

Principles:

- Safeguard employment land from noncompatible uses, particularly residential and mixed-use development.
- Restrict subdivision and strata titling of industrial lots to prevent further fragmentation.
- Focus on economic outcomes that support the population rather than job numbers.
- Support industrial and urban services by managing the interface with adjoining land uses and ensuring residential development does not sterilise industrial or urban services uses.
- Support efficient use of land and built form that responds to changes in technology and innovation

Proponent comment – Nil

Assessment Comment:

The Planning Proposal is consistent with the principles in Priority 28. The current RE1 zoning of the site has been identified as an anomaly in the LEP. Rezoning the site to E4 General Industrial will assist in further supporting industrial land and future employment opportunities.

3.3.2.2.2 Northern Beaches Community Strategic Plan 2040

Northern Beaches Community Strategic Plan (CSP) captures the community's vision, aspirations, and goals for the local area, with eight (8) community outcomes.

The proponent has stated the Planning Proposal is consistent with the CSP.

The relevant goals are discussed below:

Protection of the environment - Goal 1 – Influence

- a) Enhance, restore, and protect local biodiversity and bushland District Park Plan of Management

Assessment comment:

The target for this goal is no net loss of bushland. The proposal will result in a loss of vegetation if the site is rezoned and further developed. The site is mapped as a green grid, however, has no connectivity to a wider green network and has been identified by Council as

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an anomaly in the LEP. The site does not contain any vegetation with bushland or biodiversity values.

Vibrant Local Economy - Goal 13 – Influence

- (a) Ensure that employment lands are retained and cater for a diverse range of businesses and industry.

Assessment comment:

The Planning Proposal will provide additional employment land consistent with the Brookvale Structure Plan.

3.3.2.2.3 Brookvale Structure Plan

The proposal is consistent with Brookvale Structure plan, the site is specifically nominated on page 39 by Lot and DP to be rezoned to E4 General Industrial. Page 40 of the Brookvale Structure Plan also notes the following in regard to the site, *‘two drainage reserves are proposed to be rezoned from RE1 Public Recreation to E4 General Industrial. This land is not recreational and was never intended to be. Rezoning to an E4 zone will match the adjoining industrial zoning and rectifies a zoning anomaly when the planning controls were translated to the Standard Instrument format when all public land was assigned an RE1 Public Recreation zone’*. Refer to **Figure 4** of this report for the map on page 39 of the Brookvale Structure Plan.

3.3.2.3 Question 5 - Is the Planning Proposal consistent with any other applicable State and regional studies or strategies?

The proponent comments:

The Proposal is consistent with the following State Plans and Strategies:

- NSW State Plan 2021
- NSW State Infrastructure Strategy 2022-2042
- Future Transport Strategy 2056

Assessment Comments

NSW State Plan 2021

The NSW State Plan 2021 is a 10-year plan that sets the strategic direction and goals for the NSW Government for services and infrastructure. The following Goals are relevant to the proposal:

Goal 1 – Improve the performance of the NSW economy.
Target - Grow employment by an average of 1.25% per year to 2020.

The Planning Proposal is consistent with Goal 1. Rezoning and reclassification of the site will provide additional industrial land to be further developed, providing additional employment opportunities. The Planning Proposal will provide the potential for amalgamation to create a larger development site, which increases the options for employment and economic growth.

NSW State Infrastructure Strategy 2022-2042

The NSW State Infrastructure Strategy 2022-2042 (the Strategy) sets out the NSW Government's infrastructure vision for the State over the next 20 years. The Strategy notes that to optimise land use where infrastructure capacity exists (Section 10.1):

“The NSW Government is increasingly focused on connecting people with jobs, services and amenity by planning for growth and development around public transport infrastructure, such as passenger rail stations, interchange hubs and freight routes”.

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The Planning Proposal will rezone the site to E4 General Industrial and reclassify the site to Operational Land providing future opportunity for development and employment close to public transport, in an established area well served by existing utilities and infrastructure.

Future Transport Strategy

The Future Transport Strategy provides a set of strategic directions for Transport to achieve mobility for customers, communities, businesses, and people. The strategy identifies a number of key priorities. The following priority is of relevance to the proposal:

- P1 - Supporting growth through smarter planning.

The Planning Proposal is consistent with P1 as the site will be rezoned E4 General Industrial in accordance with the Brookvale Structure Plan to rectify an anomaly in the WLEP 2011 mapping.

3.3.2.4 Question 6 - Is the Planning Proposal consistent with the applicable State Environmental Planning Policies (SEPPs)

The proponent provided a general assessment against relevant SEPPs and noted the proposal is generally consistent with the relevant SEPPs. The below table is an assessment against in force SEPPs.

Table 6 Compliance with State Environmental Planning Policies (SEPPs)			
SEPPs as of (June 2024)	Applicable	Consistent	Comment
(Biodiversity and Conservation) 2021	Yes	Yes.	The Planning Proposal does not propose to clear vegetation or affect land subject to potential koala habitats, foreshore or waterways areas, water catchments, strategic conservation areas. Further information is to be provided at the DA stage to assess the impacts of proposed vegetation removal that would be required to facilitate the future development.
(Exempt and Complying Development Codes) 2008	Yes	Yes.	The Planning Proposal does not propose any building works or changes to this policy.
(Housing) 2021	No.	N/A.	The Planning Proposal does not relate to housing or a residential zone.
(Industry and Employment) 2021.	Yes.	Yes.	The Planning Proposal does not propose any advertising or signage. The land is not located in the Western Sydney employment area.
(Planning Systems) 2021.	No	N/A	N/A
(Primary Production) 2021	No.	N/A	N/A
(Precincts – Western Parkland City) 2021	No	N/A	N/A – The site is not identified within a State Significant

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Table 6 Compliance with State Environmental Planning Policies (SEPPs)			
SEPPs as of (June 2024)	Applicable	Consistent	Comment
			Precinct, Sydney Region Growth Centre, Western Sydney Aerotropolis, Penrith Lakes, St Marys, or Western Sydney Parklands.
(Resilience and Hazards) 2021	Yes	Yes	<p>The site is not mapped as containing land identified as 'coastal use', 'coastal environment area' or 'coastal vulnerability' nor is it proximate to land mapped on the 'Coastal Wetlands and Littoral Rainforests Area Map'.</p> <p>The site is located within an industrial area of the Brookvale locality, approximately 3km north-west from the nearest mapped coastal Foreshore area.</p> <p>The Planning Proposal will not adversely affect the coastal zone area.</p> <p>The Planning Proposal will not adversely impact on the public access to the foreshore area.</p>
(Resources and energy) 2021	Yes.	Yes	The Planning Proposal does not affect any land containing mineral, petroleum and extractive material resources.
(Sustainable Buildings) 2022.	No.	N/A	N/A
(Transport and Infrastructure) 2021	Yes.	Yes.	The Planning Proposal does not propose any built form. Referral to state agencies can be undertaken post Gateway determination.

3.3.2.5 Question 7 - Is the Planning Proposal consistent with applicable Ministerial Directions (s9.1 Directions)?

The proponent provided a general assessment against relevant s9.1 Ministerial Directions and noted the Planning Proposal is generally consistent with the relevant s9.1 Directions. The below table is an assessment against in force Directions.

Table 7 Compliance with s9.1 Ministerial Directions				
Direction	Applicable	Consistent	Proponent Comment	Assessment Comment
Focus Area 1: Planning Systems				
1.1 Implementation of Regional Plans	Yes	Yes.	The Planning Proposal is consistent with the objectives and actions of the Regional Plans.	The Planning Proposal is consistent with the objectives and actions of the Regional Plans (See Table 4)

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Table 7 Compliance with s9.1 Ministerial Directions				
Direction	Applicable	Consistent	Proponent Comment	Assessment Comment
1.2 Development of Aboriginal Land Council	No	N/A	N/A	N/A
1.3 Approval and Referrals	Yes	Yes	The Planning Proposal does not include any provisions that require the concurrence, consultation, or referral of development applications to a Minister or public authority and does not identify development as designated development.	The Planning Proposal does not include any provisions that require the concurrence, consultation, or referral of development applications to a Minister or public authority and does not identify development as designated development.
1.4 Site Specific Provisions	Yes.	Yes.	The Planning Proposal will rezone the site to an existing zone already in the environmental planning instrument that allows that land use without imposing any development standards or requirements in addition to those already contained in that zone. The Planning Proposal does not contain or refer to drawings that show details of any proposed development.	The Planning Proposal does not seek to impose any additional development standards or requirements and does not contain or refer to drawings that show details of any proposed development.
1.4A Exclusion of Development Standards from Variation	No	N/A	N/A	N/A
Focus Area 1: Planning Systems – Place Based				
1.5 Parramatta Road Corridor Urban Transformation Strategy	No	N/A	N/A	N/A.
1.6 Implementation of North-West Priority Growth Area Interim Land Use and Infrastructure Implementation Plan	No	N/A	N/A	N/A
1.7 Implementation of Greater Parramatta Growth Area Interim Land Use and Infrastructure Implementation Plan	No	N/A	N/A	N/A.
1.8 Implementation of Wilton Growth	No.	N/A	N/A	N/A

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Table 7 Compliance with s9.1 Ministerial Directions				
Direction	Applicable	Consistent	Proponent Comment	Assessment Comment
Area Interim Land Use and Infrastructure Implementation Plan				
1.9 Implementation of Glenfield to Macarthur Urban Renewal Corridor	No	N/A	N/A	N/A.
1.10 Implementation of the Western Sydney Aerotropolis Plan	No	N/A	N/A	N/A
1.11 Implementation of Bayside West Precincts 2036 Plan	No	N/A	N/A	N/A
1.12 Implementation of Planning Principles for the Cooks River Precinct	No	N/A	N/A	N/A
1.13 Implementation of St Leonards and Crows Nest 2036 Plan	No	N/A	N/A	N/A
1.14 Implementation of Greater Macarthur 2040	No	N/A	N/A	N/A
1.15 Implementation of the Pyrmont Peninsula Place Strategy	No	N/A	N/A	N/A
1.16 North West Rail Link Corridor Strategy	No	N/A	N/A	N/A
1.17 Implementation of the Bays West Place Strategy	No	N/A	N/A	N/A
1.18 Implementation of the Macquarie Park Innovation Precinct	No	N/A	N/A	N/A
1.19 Implementation of the Westmead Place Strategy	No	N/A	N/A	N/A
1.20 Implementation of the Camella-Rosehill Place Strategy	No	N/A	N/A	N/A
1.21 Implementation of South-West Growth Area Structure Plan	No	N/A	N/A	N/A

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Table 7 Compliance with s9.1 Ministerial Directions				
Direction	Applicable	Consistent	Proponent Comment	Assessment Comment
1.22 Implementation of the Cherrybrook Station Place Strategy	No	N/A	N/A	N/A
Focus Area 3: Biodiversity and Conservation				
3.1 Conservation Zones	Yes	Yes	The Planning Proposal does not contain environmentally sensitive areas, land within a conservation zone or identified for environment conservation or protection purposes.	The site is not in an environmentally sensitive area.
3.2 Heritage Conservation	Yes	Yes	No comment	The Planning Proposal does not affect existing heritage provisions in Warringah Local Environmental Plan 2011.
3.3 Sydney Drinking Water Catchments	No	N/A	N/A	N/A
3.4 Application of C2 and C3 Zones and Environmental Overlays in Far North Coast LEPs	No	N/A	N/A	N/A
3.5 Recreation Vehicle Areas	Yes	Yes	No comment	The Planning Proposal does not enable land to be redeveloped for a recreation vehicle area.
3.6 Strategic Conservation Planning	No	N/A	N/A	N/A
3.7 Public Bushland	Yes	Yes	No comment	Further information will be required at the future DA stage, to assess any impacts of vegetation removal.
3.8 Willandra Lakes Region	No	N/A	N/A	N/A
3.9 Sydney Harbour Foreshores and Waterways Area	No	N/A	N/A	N/A
3.10 Water Catchment Protection	No	N/A	N/A	N/A
Focus Area 4: Resilience and Hazards				
4.1 Flooding	Yes	Yes	The Planning Proposal will rezone land within the Flood Planning Level from RE1 Public Recreation to E4 General Industrial. However, the Planning	The proponent has submitted a Flood Impact and Risk Review The Planning Proposal and supporting flood risk information has been

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Table 7 Compliance with s9.1 Ministerial Directions				
Direction	Applicable	Consistent	Proponent Comment	Assessment Comment
			<p>Proposal is supported by a flood and risk impact assessment that is prepared in accordance with the principles of the Floodplain Development Manual 2005. Council has also confirmed that flooding in the industrial precinct can be resolved and managed through a co-ordinated approach as identified in the Brookvale Structure Plan.</p> <p>The Planning Proposal does not permit development in floodway areas, residential dwellings or permit a significant increased in density. The Planning Proposal will not contribute to significant flood impact to adjacent properties. The Planning Proposal will not permit development where occupants cannot safely evacuate. The Planning Proposal will not create significantly increased requirement for government spending on emergency management services, flood mitigation and emergency response measures. No hazardous materials are likely to be stored on the site. The Planning Proposal can adequately mitigate any risk with regards to flooding with a future development proposal across a consolidated site. The Planning Proposal is effectively the first stage in the process addressing specifically rezoning and reclassify the site and the transfer of ownership.</p> <p>(2) A Planning Proposal must not rezone land within the flood planning area from Recreation, Rural, Special Purpose or Conservation Zones to a Residential, Employment, Mixed Use,</p>	<p>reviewed by Council's Floodplain Planning team who advised that although not consistent with Direction 4.1(2), the proposed rezoning is of minor significance in relation to flood risk, having regard to the site's size and shape, the zoning of adjacent land, the layout of existing infrastructure, practical constraints on construction of flood mitigation infrastructure, and the ability to achieve compliance with the relevant WLEP and DCP controls.</p> <p>Council's Stormwater Operations team who are the 'asset owner' of the drainage reserve have confirmed they do not have future plans to construct stormwater infrastructure through the site.</p> <p>Direction 4.1 specifically provides that a planning proposal may be inconsistent with the direction if the planning proposal authority can satisfy the Planning Secretary that (d) the provisions of the planning proposal that are inconsistent are of minor significance as determined by the relevant planning authority.</p>

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Table 7 Compliance with s9.1 Ministerial Directions				
Direction	Applicable	Consistent	Proponent Comment	Assessment Comment
			W4 Working Waterfront or Special Purpose Zones.	
4.2 Coastal Management	No	N/A	N/A	N/A
4.3 Planning for Bushfire Protection	No	N/A	N/A	N/A
4.4 Remediation of Contaminated Land	Yes	Yes	Based on the existing land use, it is unlikely that contamination will be an issue, and nonetheless a phase 1 contamination assessment has been undertaken.	<p>A Phase 1 Preliminary Site Investigation was undertaken by Alliance Geotechnical and Environmental Solutions, which made the following conclusions:</p> <ul style="list-style-type: none"> • The potential for land contamination to be present at the site as a result of current and previous land use activities, is considered to be low to moderate; • If there is land contamination on the site, and that land contamination presented an unacceptable human health or ecological exposure risk, there are readily available and proven technologies available to manage and/or remediate the contaminants of potential concern identified for the site; • The site would be suitable for the proposed rezoning to E4 - General Industrial, in the context of land contamination. This conclusion is based on the site suitability for a specific land use scenario under that zoning (permitted with or without consent) being assessed, in accordance with, but not necessarily limited to, the relevant provisions of: State Environmental Planning Policy (SEPP) Resilience and Hazards 2021; Warringah Development Control Plan 2011; and Warringah Local Environmental Plan.

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Table 7 Compliance with s9.1 Ministerial Directions				
Direction	Applicable	Consistent	Proponent Comment	Assessment Comment
4.5 Acid Sulphate Soils	Yes	Yes	The presence of Acid Sulfate Soils are unlikely to be a constraint to development and can be resolved at DA stage.	A Phase 1 Preliminary Site Investigation was undertaken by Alliance Geotechnical and Environmental Solutions, notes the site is not affected by Acid Sulphate Soils and the probability of occurrence is extremely low.
4.6 Mine Subsidence and Unstable Land	No	N/A	N/A	N/A
Focus Area 5: Transport and Infrastructure				
5.1 Integrating Land Use and Transport	Yes	Yes	The additional permitted use may require an assessment of traffic impacts at DA stage.	Traffic generation from any potential future use is a matter to be addressed at DA stage. The site is under 100m ² , any additional traffic generated for development of the site will be minimal.
5.2 Reserving Land for Public Purposes	Yes	No	The Planning Proposal alters the permitted uses on Council owned "community" land. The proposal will require approval of the relevant public authority and the Planning Secretary.	The Planning Proposal will alter the permitted uses on Council owned "community" land, however, rezoning the site from RE1 Public Recreation to E4 General Industrial is consistent with the Brookvale Structure Plan to rectify an anomaly in the LEP. Reclassification of the land to 'Operational Land' also forms part of the Planning Proposal. The existing Community classification is not an accurate reflection of the site's use as it not suitable for use by the general public and has never been accessible to the public. It has no potential to provide a pathway or any other obvious public purpose.
5.3 Development Near Regulated Airports and Defence Airfields	No	N/A	N/A	N/A
5.4 Shooting Ranges	No	N/A	N/A	N/A
Focus Area 6: Housing				

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Table 7 Compliance with s9.1 Ministerial Directions				
Direction	Applicable	Consistent	Proponent Comment	Assessment Comment
6.1 Residential Zones	No	N/A	N/A	N/A
6.2 Caravan Parks and Manufactured Home Estates	No	N/A	N/A	N/A
Focus Area 7: Industry and employment				
7.1 Employment Zones	Yes	Yes	The Planning Proposal will increase the area of Employment land and thereby increase the total potential flood space area.	The Planning Proposal will increase the area of E4 Industrial land consistent with the Brookvale Structure Plan and will enable amalgamation to achieve a larger development site with increased options for employment-related development.
7.2 Reduction in non-hosted short-term rental accommodation period	No	N/A	N/A	N/A
7.3 Commercial and Retail Development along the Pacific Highway, North Coast	No	N/A	N/A	N/A
Focus Area 8: Resource and Energy				
8.1 Mining, Petroleum Production and Extractive Industries	No	N/A	N/A	N/A
Focus Area 9: Primary Production				
9.1 Rural Zones	No	N/A	N/A	N/A
9.2 Rural Lands	No	N/A	N/A	N/A
9.3 Oyster Aquaculture	No	N/A	N/A	N/A
9.4 Farmland of State and Regional Significance on the NSW Far North Coast	No	N/A	N/A	N/A

3.3.3 Section C – Environmental, Social and Economic Impact

The Guideline requires that the Planning Proposal demonstrates site-specific merit. Section 3.3 reviews the Planning Proposal against the applicable site-specific matters for consideration.

3.3.3.1 Question 8 - Is there any likelihood that critical habitat or threatened species, populations or ecological communities, or their habitats, will be adversely affected as a result of the proposal?

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The proponent states as follows:

'It is unlikely that the site contains any critical habitat or threatened species, populations or ecological communities, or their habitats'.

DFP Peer Review

The vegetation on site is not identified on the 'Biodiversity Values Map', nor is it mapped as containing 'riparian land', 'terrestrial biodiversity', 'natural resources' or 'environmentally sensitive land'. Notwithstanding, any future Development Application post rezoning and reclassification of the site will require an ecological assessment to assess the impact on the vegetation existing on the site.

3.3.3.2 Question 9 - Are there any other likely environmental effects as a result of the Planning Proposal and how are they proposed to be managed?

The proponent states as follows:

In addition to the ecological effects, the following potential environmental effects have been identified including:

Table 8 Proponent Response to Question 9	
Environmental Effect	Proponent Comment
Flooding and Stormwater	A Flood Impact Assessment and Stormwater Management Plan would need to be submitted with any DA. A fit for purposed flood impact and risk assessment (FIRA) has examined the constraints of the site relative to Council's flood model and identified methods to manage flood risk proposed by future development. Stormwater Infrastructure will also need to be readjusted to permit any development.
Traffic	The applicant may need to submit a Traffic Impact Assessment for review as part of the DA submission at a future date.
Bushfire.	Not applicable.
Contamination	Notwithstanding, based on the existing land use, it is unlikely that contamination will be an issue, and nonetheless contamination will be assessed at the DA stage.
Acoustic	Any DA lodged will be subject to assessment by Council's Environmental Health officer. Acoustic impacts can be assessed at this stage and can be mitigated by way of conditions of consent.
Heritage	The E-spatial viewer does not reveal any State Heritage items on the site. There are no locally listed heritage items on the site. Any development approval can provide standard conditions of consent in relation to unexpected finds procedures.

Internal Council Referral Comments

Contamination

3 Planning Proposal Assessment

'A Planning Proposal has been lodged in relation to the Council-owned drainage reserve at Lot 2 DP 1174201, in Brookvale. Lot 2 is located in between properties 39 and 41 Winbourne Road and comprises a site area of approximately 92sqm.

The Planning Proposal only involves the drainage reserve land. The following amendments to Warringah Local Environmental Plan (WLEP) are proposed to achieve consistency with the statutory planning controls applying to the surrounding land:

- *rezoning from RE1 Public Recreation to E4 General Industrial*
- *inclusion of the land in the Lot Size Map applying a minimum lot size of 4,000sqm*
- *including of the land in the Height of Buildings Map applying a height limit of 11m*
- *listing in Part 2 of Schedule 4 to reclassify the land from Community to Operational.*

No development is proposed at this stage. Any development of the land would be subject to a future development application.

A Preliminary Contamination Assessment was conducted by Alliance Geotechnical & Environmental Solutions dated 02 May 2024; reference report number 17769-ER-2-1 Rev 1.

The conclusion of the report states:

The potential for land contamination to be present at the site as a result of current and previous land use activities, is considered to be low to moderate. The site would be suitable for the proposed rezoning to E4 - General Industrial, in the context of land contamination.

Based on the permitted land uses for E4 General Industrial contained within The State Environmental Planning Policy Amendment (Land Use Zones) (No 5) 2022, Environmental Health concur with the conclusion of the Preliminary Contamination Assessment and the land is suitable for the proposed rezoning'.

Traffic

No comment. As there is no development proposed at this stage, matters raised at pre-lodgement related to vehicular access, manoeuvring and parking would be dealt with at a future development application stage. The Transport Network team acknowledged at pre-lodgement that rezoning and consolidation with adjoining lots would enable a larger development that is better able to accommodate on-site parking and to minimise the number of vehicle crossings (driveways).

Stormwater Operations

'The Stormwater Assets team has no objections to the rezoning proposal of Lot 2 in DP 117201 from RE1 Public Recreation to IN1 General Industrial.

As previously agreed by the former Manager – Stormwater and Floodplain Engineering (2019/739923), the drainage reserve at the subject site is not required due to the proposed relocation of the stormwater pipeline along the northern and western boundary of the development site.

Based on the Stormwater Pipeline Relocation plans prepared by Costin Roe, the proposal to relocate the stormwater pipeline to the proposed alignment would in theory be supported by Council, however it is not the preferred stormwater solution due to the multiple 90-degree bends proposed within the system.

The preferred option would be to reconstruct the stormwater pipeline along Winbourne Road opposite the frontages of 41-51 Winbourne Road. This will minimize the number of 90-degree bends and improve the hydraulics of the stormwater system.

This option will also unburden the subject property from Council's pipelines and drainage easements which has benefits to the applicant.

3 Planning Proposal Assessment

In any case, the proposed stormwater system will need to be designed in accordance with Council Water Management for Development Policy and Council's AUS-SPEC #1.

Additionally, the existing Council pipeline through the site will need to be decommissioned and removed as part any stormwater relocation works.

All structures are to be located clear of any Council pipeline, pit or easement and comply with minimum vertical and horizontal clearances.

Hydraulic design plans and an accompanying report detailing the drainage system upgrade is to be prepared by a Civil Engineer registered on the NER demonstrating compliance with Council's Policy'.

Floodplain Planning

"Floodplain Planning and Response team have no objections to the planning proposal.

Although not consistent with section 4.1 (2) of the Local Planning Direction, the proposed rezoning is of minor significance in relation to flood risk. This decision was reached after careful consideration of the following factors:

- The proposal is consistent with all other sections of 4.1 of the Local Planning Direction*
- The shape and relatively small size and the lot.*
- The zoning of adjacent lots are E4.*
- Construction of flood mitigation infrastructure on the lot is not practical due to downstream site constraints and the layout of existing infrastructure.*
- The proposal is supported by councils Stormwater Assets team who have confirmed they don't have future plans to construct stormwater infrastructure through the lot.*
- It is considered possible for the rezoned lot to achieve compliance with Clause 5.21 of the Warringah LEP and Section E11 of the Warringah DCP (2011)."*

DFP Peer Review

Flood mitigation and stormwater drainage services are not considered to be constraints to the Planning Proposal and can be satisfactorily addressed at the development application stage of a future industrial development of the site and adjoining properties.

Development Advisory Services

No issues raised.

3.3.3.3 Question 10 - Has the Planning Proposal adequately addressed any social and economic effects?

The proponent states as follows:

'This Planning Proposal provides social and economic benefits through the provision of land for industrial purposes.

Employment opportunities at future Development Application stages are anticipated from construction of buildings on the site and adjacent lots, and long-term employment opportunities through operation of any future industrial use.

The Proposal is unlikely to adversely impact existing social infrastructure or use of public open space. The site has not been used for open space since its inception'.

Assessment Comment:

Council's Pre-Lodgement minutes for the Planning Proposal note the site no longer serves a public recreational or drainage purpose. The site currently provides no social benefit to the

3 Planning Proposal Assessment

community. The Planning Proposal will result a positive economic outcome through the provision of additional industrial land providing potential additional employment.

3.3.4 Section D – Infrastructure (Local, State and Commonwealth)

3.3.4.1 Question 11 - Is there adequate public infrastructure for the Planning Proposal?

The proponent states as follows:

'Yes. The Proposal will not require any changes to the delivery of public infrastructure to the land. The site is in an established urban area and benefits from access to a range of existing facilities and services, including utilities.'

The site is near several public transport services, including bus services along Winbourne Road and Pittwater Road which provides connections to the Manly Town Centre and the wider Northern Beaches. The site is located approximately 4 km from the Manly Town Centre, which provides additional public transport connections to the Sydney CBD, North Sydney CBD, and Chatswood.'

Assessment Comment:

Yes. The site is located within an established industrial area of the Brookvale locality connected to services. Public transport is available on Winbourne Road, proximate to the site frontage, which connects the site by public transport to a wider public transport network, including to Sydney CBD.

3.3.5 Section E – State and Commonwealth Interests

3.3.5.1 What are the views of State and Commonwealth public authorities consulted in accordance with the Gateway Determination

The proponent states as follows:

'This Planning Proposal will require public notification. Relevant government authorities will be notified during the exhibition period.'

Assessment Comment:

The Planning Proposal does not identify any specific referrals to State or Commonwealth public authorities. As the site is mapped within 40m of a mapped waterway, referral under Water Management Act will be required post Gateway determination of the Planning Proposal.

3.4 Part 4 – Maps

The Planning Proposal intends to amend the Land Zoning Map, Minimum Lot Size Map, and Height of Building Map of WLEP 2011.

No amendment to the Floor Space Ratio Map is proposed, consistent with surrounding land which has no mapped floor space ratio.

The Existing Land Zoning Map provided in the proponent's Planning Proposal incorrectly identified the existing zone as SP1. The existing zone is RE1 Public Recreation.

The updated Planning Proposal prepared by Council for submission to DPHI contains all maps necessary to correctly identify the existing and proposed LEP designations. The maps have been produced in accordance with the standard technical requirements for LEP mapping.

3.5 Part 5- Community Consultation

The proponent commented:

3 Planning Proposal Assessment

'It is likely that Council will place the Planning Proposal of public exhibition in accordance with a gateway determination for a period of 28 days.

Exhibition material may include:

- *Notification letter to adjoining landowners and occupiers.*
- *Email to community members who have registered their interest.*
- *Update Council's public exhibition website 'Your Say' with relevant material.*

A public hearing is required to be held in accordance with the requirements of the Environmental Planning and Assessment Act and Local Government Act because a reclassification of Council lands is proposed'.

Assessment Comment

A Pre-Lodgement meeting was held between Council and the applicant on 23 February 2023. DFP have reviewed the Council's Pre-Lodgement notes on the Planning Proposal.

The Planning Proposal proposes to add the site to Schedule 4 Classification and Classification of public land as noted in the Pre-Lodgement minutes.

The Planning Proposal does not mention any amendments to DCP Maps as noted in the Pre-Lodgement minutes.

Relevant sections of the Greater Sydney Region Plan and North District Plan as identified in the Council's Pre lodgement minutes were addressed in the Planning Proposal and this assessment.

Relevant supporting studies noted in the Council's Pre-Lodgement Minutes were submitted with the Planning Proposal.

The Planning Proposal did not outline any consultation with neighbours.

As noted in the Council's Pre-Lodgement minutes, if the application is supported by Council, the Planning Proposal will be forwarded to the NSW Department of Planning, Housing and Industry (DPHI) for a Gateway Determination. Consultation with public authorities and the community (statutory notification) will occur following a successful Gateway Determination and in accordance with any conditions set out therein. The reclassification will also require a public hearing to be held subsequent to the Statutory notification required by a successful Gateway determination. Public hearing requirement. PN16-001 requires at least 21 days' notice be given before the hearing, after the statutory notification has ended.

Council conducted non-statutory exhibition of the Planning Proposal from 3-16 June 2024. No submissions were received during the exhibition period. For clarity, one (1) submission was received incorrectly, which related to another project and was therefore withdrawn as a submission to this Planning Proposal.

3.6 Part 6 – Project Timeline

The proponent proposed the following project timeline.

3

Planning Proposal Assessment

Table 9 Proposed Project Timeline	
Stage	Timeframe
Consideration by Council	June 2024
Council Decision	June 2024
Gateway Determination	August 2024
Commencement and completion of public exhibition period	August 2024.
Consideration of Submissions	September 2024.
Post-exhibition review and additional studies	September 2024
Submission to the Department for finalisation (where applicable)	October 2024
Gazettal of LEP amendment	October 2024

4 Recommendations

DFP Planning's engagement to undertake this independent planning assessment involved the following:

- Inspection of the site of the Planning Proposal and the surrounding Brookvale area.
- Assessment of the Planning Proposal application taking into account the relevant State and local planning legislation, policy and guidelines, technical feedback from internal referrals and external agencies, and submissions received through notification phases.
- Consideration of land classification requirements under the Local Government Act 1993.
- Recommendation as to whether the Planning Proposal should be supported or not.

Upon review and assessment of the information presented with the Proposal, it is recommended that Council support the progression of the Planning Proposal for a Gateway Determination from the Department of Planning, Housing and Industry (DPHI) under section 3.34(1) of the EP&A Act 1979.

MINUTES OF NORTHERN BEACHES LOCAL PLANNING PANEL MEETING - 17 JULY 2024

4.0 PUBLIC MEETING ITEMS

4.1 PEX2024/0003 PLANNING PROPOSAL FOR LOT 2 WINBOURNE ROAD, BROOKVALE (DRAINAGE RESERVE)

PROCEEDINGS IN BRIEF

The proposal is to amend Warringah Local Environmental Plan 2011 by: rezoning the land from RE1 Public Recreation to E4 General Industrial, applying a maximum building height of 11m on the Height of Buildings Map, applying a minimum lot size of 4,000sqm on the Lot Size Map, and listing the land in Part 2 of Schedule 4 to reclassify the land as Operational.

At the public meeting which followed the Panel was not addressed by any neighbours or representatives of the applicant. Ashley Raso, as a representative of the land owner, attended the meeting to answer any questions from the Panel.

ADVICE OF PLANNING PANEL

The Northern Beaches Local Planning Panel recommends that Council **endorse** the Planning Proposal for Lot 2 Winbourne Road, Brookvale to be forwarded to the Department of Planning, Housing and Infrastructure for a Gateway Determination.

REASONS FOR RECOMMENDATION:

The Panel agrees generally with the Assessment Report. The site is currently classified as community land, zoned RE1 Public Recreation and is held as a drainage reserve.

It appears that these designations are anomalies as the land is not accessible to the general public and its narrow dimensions and isolation from other public land have made it unsuitable for community use. The Panel also notes the advice that it is not used or needed as a drainage reserve.

The Panel supports the proposed rezoning to E4 General Industrial. This change will enable the land to be amalgamated with adjoining site/s and developed for an industrial use which is consistent with Council's strategic planning objectives to support industrial and employment opportunities.

Vote: 4/0

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File Ref. No: BFS24/2329 (35026)
TRIM Ref. No: D24/55907
Contact: Inspector [REDACTED]

15 May 2024

The General Manager
Northern Beaches Council
PO Box 82
MANLY NSW1655

E-mail: council@northernbeaches.nsw.gov.au

Attention: Manager Compliance/Fire Safety

Dear Sir Madam,

**Re: INSPECTION REPORT
BOARDING HOUSE – UNDER CONSTRUCTION
195-197 SYDNEY ROAD FAIRLIGHT (hereafter “the premises”)**

Fire and Rescue NSW (FRNSW) received correspondence concerning the adequacy of the provision for fire safety in or in connection with the premises.

The correspondence, from the Office of the Building Commissioner, stated in part that:

- *The building under construction had reached a height of 12 metres and did not have a fire hydrant system installed.*

Pursuant to Section 9.32(1) of the *Environmental Planning and Assessment Act 1979* (EP&A Act), Authorised Fire Officers from the Fire Safety Compliance Unit of FRNSW inspected the premises on 2 May 2024.

On behalf of the Commissioner of FRNSW, the comments in this report are provided under Section 9.32(4) and Schedule 5, Part 8, Section 17(1) of the EP&A Act.

The items listed in the comments of this report are based on the following limitations:

- A general overview of the building was obtained without using the development consent conditions or approved floor plans as a reference.
- Details of the Provisions for Fire Safety and Fire Fighting Equipment are limited to a visual inspection of the parts in the building accessed and the fire safety measures observed at the time.

Fire and Rescue NSW

ABN 12 593 473 110

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Community Safety Directorate
Fire Safety Compliance Unit

1 Amarina Ave
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COMMENTS

The following item was identified during the inspection:

1. Fire Hydrant System:
 - 1A. A fire hydrant system had not been installed despite the building reaching an effective height of 12 metres, contrary to the requirements of E1D16(b) of the NCC.

FRNSW believes that there are inadequate provisions for fire safety within the building.

FIRE SAFETY ORDER NO. 1

Authorised Fire Officers' of FRNSW issued a Notice No. 1, dated 3 May 2024, under the provisions of Section 9.34 of the EP&A Act. In this regard, Council is not presently required to act on Item No. 1 of this report.

Under Schedule 5, Part 6, Section 12 of the EP&A Act, a copy of the Notice is attached for your information. FRNSW will conduct further inspections of the building to assess compliance with the terms of this Notice and advise Council accordingly.

Please be advised that Schedule 5, Part 8, Section 17(2) requires any report or recommendation from the Commissioner of FRNSW to be tabled at a Council meeting. FRNSW refers this matter to the Council as the appropriate regulatory authority and awaits the Council's advice regarding its determination under Schedule 5, Part 8, Section 17 (4) of the EP&A Act.

Please do not hesitate to contact Inspector [REDACTED] FRNSW's Fire Safety Compliance Unit at FireSafety@fire.nsw.gov.au or call (02) 9742 7434. If you have any questions or concerns regarding the above matters, please ensure that you refer to file reference BFS24/2329 (35026) for any future correspondence concerning this matter.

Yours faithfully

[REDACTED]

[REDACTED]
Team Leader
Fire Safety Compliance Unit

Attachment: [Appendix 1- Notice of Intention to Issue and Order – 4 pages]

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Appendix 1- Notice of Intention to Issue and Order

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File Ref. No: BFS24/2329 (35026)
TRIM Ref. No: D24/51007
Contact: Inspector [REDACTED]

3 May 2024

[REDACTED]
2-26 PARK STREET
SYDNEY NSW 2000

Dear The Proper Officer

**Re: NOTICE OF INTENTION
PROPOSED FIRE SAFETY ORDER – ORDER NO.1
BOARDING HOUSE DEVELOPMENT
195-197 SYDNEY ROAD FAIRLIGHT (“the premises”)**

Authorised Fire Officers of the Fire Safety Compliance Unit of Fire and Rescue NSW (FRNSW) inspected “the premises” and identified fire safety concerns on Thursday, 2 May 2024. FRNSW gives you a **Notice of Intention to give a Fire Safety Order – Order No.1** (“**Notice**”) because of the concerns. This “Notice” is issued under Section 9.34 of the *Environmental Planning and Assessment Act, 1979* (EP&A Act) and Schedule 5, Part 6, Section 8 (corporation) of the EP&A Act.

A copy of the **Proposed Fire Safety Order – Order No.1** (“**Proposed Order**”) is also attached. This “Notice” outlines the terms of the “Proposed Order”. You may explain by way of representations to FRNSW why the Fire Safety Order – Order No.1 should not be given under Schedule 5, Part 7, Section 13 of the EP&A Act.

Representations are to be made in writing and should be received by FRNSW no later than **5.00 pm Friday, 17 May 2024**. After hearing and considering any representations, under the provisions of Schedule 5, Part 7 (Section 14 and Section 15) of the EP&A Act, FRNSW may decide:

- to give a Fire Safety Order – Order No.1 in accordance with the “Proposed Order”;
- to give a Fire Safety Order – Order No.1 in accordance with modifications made to the “Proposed Order”;
- not to give a Fire Safety Order – Order No.1.

A copy of this “Notice” will be forwarded to Northern Beaches Council, under the provisions of Schedule 5, Part 6 (Section 12) of the EP&A Act.

Fire and Rescue NSW	ABN 12 593 473 110	www.fire.nsw.gov.au
Community Safety Directorate Fire Safety Compliance Unit	1 Amarina Ave Greenacre NSW 2190	T (02) 9742 7434 F (02) 9742 7843
www.fire.nsw.gov.au		Page 1 of 4

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Please do not hesitate to contact Inspector [REDACTED] of FRNSW's Fire Safety Compliance Unit at FireSafety@fire.nsw.gov.au or call on (02) 9742 7434 if there are any questions or concerns about the above matters. Please ensure that you refer to file reference BFS24/2329 (35026) regarding any correspondence concerning this matter.

Yours faithfully

[REDACTED]

Team Leader
Fire Safety Compliance Unit

C.C. Private Certifier

[REDACTED]

E-mail: [s](#)
[ir](#)

[REDACTED]

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Proposed Fire Safety Order ORDER No. 1

*Under the Environmental Planning and Assessment Act 1979 (EP&A Act)
Part 9 Implementation and Enforcement – Division 9.3 Development Control Orders
Fire Safety Orders in accordance with the table to Part 2 - Schedule 5.
Intend to give an Order in accordance with Section 9.34(1)(b)*

I,



Inspector
(rank)

6776
(number)

being an authorised Fire Officer within the meaning of Schedule 5, Part 8, Section 16
of the *Environmental Planning and Assessment Act 1979*, and duly authorised for the
purpose, hereby order:

**ARCH MANLY MANAGEMENT
(AUSTRALIA) PTY LTD**

Owner

(name of the person whom Order is served)

(position, i.e. owner, building manager)

with respect to the premise

**BOARDING HOUSE DEVELOPMENT
195-197 SYDNEY ROAD FAIRLIGHT ("the premises")**
(name/address of premises to which Order is served)

to do or refrain from doing the following things:

1. Install a fire hydrant system in accordance with Clause E1D16 of the National Construction Code 2022, Volume 1 Building Code of Australia (NCC).

The terms of the Proposed Fire Safety Order – Order No.1 are to be complied with:

By no later than **30 days** from the date of the Fire Safety Order – Order 1.

The reasons for the issue of the Proposed Fire Safety Order - Order No.1 are:

- a. At the time of inspection, the Boarding House Development was under construction.

Fire and Rescue NSW

ABN 12 593 473 110

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Community Safety Directorate
Fire Safety Compliance Unit

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- b. Adequate firefighting equipment was not installed in the building, which was under construction and had reached an effective height of 12 metres.
- c. Attack fire hydrants were not installed in the building on all levels, excluding the two uppermost storeys - as per the requirements of E1D16(b)(i).
- d. The required booster connections were not installed at the boundary of the premises.
- e. To do or refrain from doing such things specified in the Order to ensure or promote adequate fire safety.

Appeals

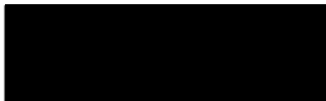
Pursuant to Section 8.18 of the Environmental Planning & Assessment Act 1979 (EP&A Act), there is no right of appeal to the Court against a Fire Safety Order – Order 1 once it is issued, other than an order that prevents a person from using or entering premises.

Non-Compliance with Fire Safety Order – Order No.1

Once issued, failure to comply with a Fire Safety Order – Order 1 may result in further Orders and/or fines being issued.

Substantial penalties may be imposed under Section 9.37 of the EP&A Act for failure to comply with a Fire Safety Order – Order No.1.

NOTE: Representations are to be made in writing and should be received by FRNSW no later than **5.00 pm** on **Friday, 17 May 2024**.



Team Leader
Fire Safety Compliance Unit

This **Proposed** Fire Safety Order - Order No. 1 was mailed on **3 May 2024**.

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File Ref. No: BFS24/2329 (35026)
TRIM Ref. No: D24/61711
Contact: [REDACTED]

22 May 2024

[REDACTED]
ARCH MANLY MANAGEMENT (AUSTRALIA) PTY LTD
68 ALFRED STREET S
MILSONS POINT NSW 2061

**Re: FIRE SAFETY ORDER – ORDER NO.1
BOARDING HOUSE DEVELOPMENT
195-197 SYDNEY ROAD FAIRLIGHT (“the premises”)**

Fire & Rescue NSW (FRNSW) has received your letter dated 17 May 2024 in response to the Notice of Intention to give a Proposed Fire Safety Order – Order No.1 dated 3 May 2024.

FRNSW has determined to issue the **Fire Safety Order – Order No.1** (**‘Order No.1’**), in response to your representations, consideration given under the provisions of Schedule 5, Part 7 (Section 14 and Section 15) of the *Environmental Planning & Assessment Act 1979* (EP&A Act). Accordingly, I have attached a copy of the FRNSW **“Order No. 1”** dated 23 May 2024, issued under Section 9.34 of the EP&A Act.

A copy of the **“Order No.1”** will be forwarded to Northern Beaches Council, under Schedule 5, Part 6, Section 12 of the EP&A Act. Authorised Fire Officers will conduct inspections to assess compliance with the **“Order No.1”**.

Please do not hesitate to contact Inspector [REDACTED] of FRNSW’s Fire Safety Compliance Unit at FireSafety@fire.nsw.gov.au or call on (02) 9742 7434 if there are any questions or concerns about the above matters. Please ensure that you refer to file reference BFS24/2329 (35026) regarding any correspondence concerning this matter.

Yours faithfully,

[REDACTED]

[REDACTED] compliance
Fire Safety Compliance Unit

Fire and Rescue NSW

ABN 12 593 473 110

www.fire.nsw.gov.au

Community Safety Directorate
Fire Safety Compliance Unit

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CC: [REDACTED]
ARCH Capital Management Company Limited

E-Mail: jscicluna@archcapital.net

Principal Certifier

[REDACTED]
E-mail: [REDACTED]
info@swpartners.com.au

The General Manager
Northern Beaches Council
Attention: Manager Compliance/Fire Safety

E-mail: council@northernbeaches.nsw.gov.au

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Fire Safety Order ORDER No. 1

**Under the *Environmental Planning and Assessment Act 1979 (EP&A Act)*
Part 9 Implementation and Enforcement – Division 9.3 Development Control Orders
Fire Safety Orders in accordance with the table to Part 2 - Schedule 5.
*Give an Order in accordance with Section 9.34(1)(b)***

I, [REDACTED] **Inspector** **6776**
(name) (rank) (number)

being an authorised Fire Officer within the meaning of Schedule 5, Part 8, Section 16 of the *Environmental Planning and Assessment Act 1979*, and duly authorised for the purpose, hereby order you

**ARCH MANLY MANAGEMENT
(AUSTRALIA) PTY LTD**
(name of the person whom Order is served)

Owner
(position, i.e. owner, building manager)

with respect to the premise

**BOARDING HOUSE DEVELOPMENT
195-197 SYDNEY ROAD FAIRLIGHT (“the premises”)**
(name/address of premises to which Order is served)

to do, or refrain from doing, the following things:

1. Install a fire hydrant system in accordance with Clause E1D16 of the National Construction Code 2022, Volume 1 Building Code of Australia (NCC).

The reasons for the issue of this Fire Safety Order - Order No.1 are:

- a. At the time of inspection, the Boarding House Development, was under construction.
- b. Adequate firefighting equipment was not installed in the building, which was under construction and had reached an effective height of 12 metres.

Fire and Rescue NSW

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- c. Attack fire hydrants were not installed in the building on all levels, excluding the two uppermost storeys - as per the requirements of E1D16(b)(i) of the NCC.
- d. The required booster connections were not installed at the boundary of the premises.
- e. To do or refrain from doing such things specified in the Order to ensure or promote adequate fire safety.

The terms of this Fire Safety Order - Order No.1 are to be complied with:

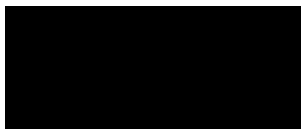
By no later than **5:00pm** on the **10 June 2024**.

Appeals

Pursuant to Section 8.18 of the Environmental Planning & Assessment Act 1979 (EP&A Act), there is no right of appeal to the Court against this Fire Safety Order - Order No.1 other than an order that prevents a person from using or entering premises.

Non-Compliance with Fire Safety Order – Order No.1

Failure to comply with this Fire Safety Order - Order No.1 may result in further Orders and/or fines being issued. Substantial penalties may also be imposed under Section 9.37 of the EP&A Act for failure to comply with a Fire Safety Order - Order No.1.



Team Leader
Fire Safety Compliance Unit

This Fire Safety Order - **Order No. 1** was hand delivered on **23 May 2024**.

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File Ref. No: BFS24/2329 (35026)
TRIM Ref. No: D24/73258
Contact: Inspector [REDACTED]

21 June 2024

ARCH MANLY MANAGEMENT (AUSTRALIA) PTY LTD
68 ALFRED STREET S
MILSONS POINT NSW 2061

**RE: FIRE SAFETY ORDER (ORDER 1)
BOARDING HOUSE DEVELOPMENT
196-197 SYDNEY ROAD FAIRLIGHT ("the premises")**

Authorised Fire Officers from the Fire Safety Compliance Unit of Fire and Rescue NSW (FRNSW) inspected 'the premises' on Friday, 7 June 2024.

At the time of the inspection, the terms of the Fire Safety Order (Order 1) dated 24 May 2024, issued under Section 9.34 and Schedule 5, Part 8, Section 16 of the *Environmental Planning and Assessment Act 1979* (EP&A Act) on 'the premises' were compliant. An inspection report has been forwarded to Northern Beaches Council under Sections 9.32 and Schedule 5, Part 8, Section 17 of the EP&A Act.

FRNSW were advised that the hydrant system would be a dry hydrant system. At the time of the inspection, the hydrant system was flooded with water and a pressure maintenance pumpset was installed. FRNSW preference is to have the hydrant system flooded.

Should the hydrant system be drained and maintained in a dry state, FRNSW require Section 1 – *Design and Installation Requirements* of the Australasian Fire and Emergency Service Authorities Council guideline, '[Design, installation and maintenance requirements for dry hydrants](#)', dated 4 November 2020 to be implemented.

Please do not hesitate to contact Inspector [REDACTED] of FRNSW's Fire Safety Compliance Unit at FireSafety@fire.nsw.gov.au or call on (02) 9742 7434 if there are any questions or concerns about the above matters. Please ensure that you refer to file reference BFS24/2329 (35026) regarding any correspondence concerning this matter.

Fire and Rescue NSW

ABN 12 593 473 110

www.fire.nsw.gov.au

Community Safety Directorate
Fire Safety Compliance Unit

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F (02) 9742 7843

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Yours faithfully

[Redacted Signature]

Team Leader Fire Safety Compliance
Fire Safety Compliance Unit

C.C [Redacted] Company Limited

E-Mail: [Redacted]

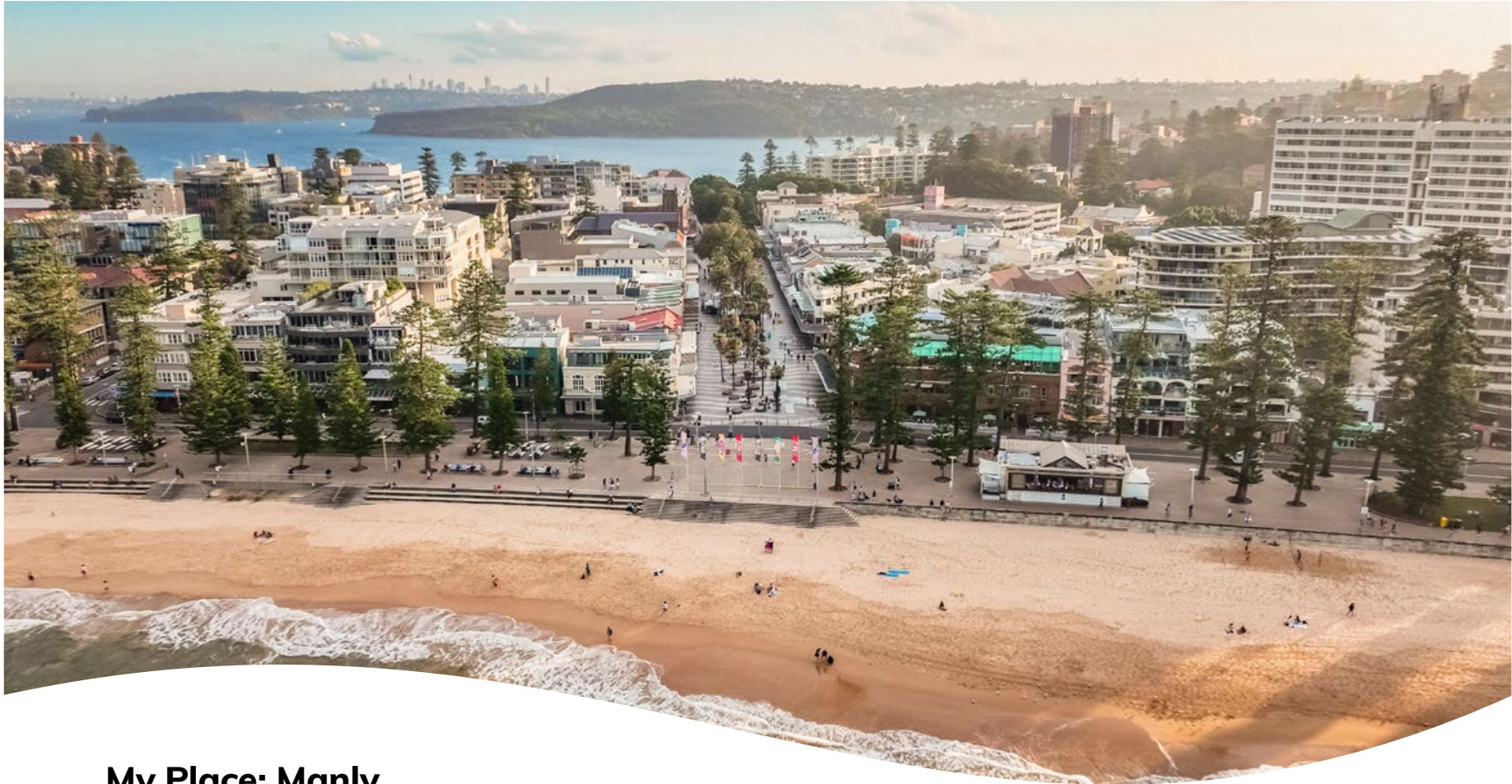
[Redacted]

E-mail: [Redacted] —
info@swpartners.com.au

The General Manager
Northern Beaches Council
Attention: Manager Compliance/Fire Safety

E-mail: council@northernbeaches.nsw.gov.au

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My Place: Manly
Manly Place Plan
May 2024



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Message from the Mayor



Manly is famed for its rich natural beauty, iconic ocean front, and laneways filled with cafes, shops, restaurants, and bars. It's a place cherished by many people, for various reasons.

My Place: Manly is a unique place plan that has been developed in partnership with the community. It captures all the things people love and value most about Manly centre and sets out a vision and action plan that will help make it the best place to live, work and visit in the future.

The My Place methodology ensures that our place plans are tailored to the individual needs and characteristics of a place. Each plan is based on evidence, ultimately helping enhance the social, economic, and environmental aspects of a 'place', and designed with people in mind.

As a result, the community was involved in all aspects of developing My Place: Manly.

Throughout the process there was genuine excitement and enthusiasm in the prospect of Manly centre getting a makeover. We heard unwavering support for a vibrant and activated Manly centre. We know people love spending time here and many residents call the centre of Manly home.

The concept design ideas mapped for Manly's key places will help bring Manly's streets and spaces to life, while honouring its rich Aboriginal and European heritage.

As we move forward there will be challenges in striking the right balance between meeting everyone's needs and allowing the centre to grow and present new activities and opportunities.

We remain committed to working with the NSW Government to ensure Manly continues to strengthen its vibrant local economy and compete as a world-class visitor destination.

Thank you to everyone who gave their time and energy to help shape My Place: Manly. I am excited to see how these ideas and concepts will shape this special place.

Sue Heins
Mayor

Acknowledgement of Country

5

We acknowledge the Traditional Owners of this land and Elders past and present. We recognise Aboriginal people who live here today and the spirits and ancestors of the Clans that lived in this area as the original custodians of the Northern Beaches.





My Place: Manly 2024



My Place: Manly 2024

The My Place approach

Northern Beaches Council is working to create great places that are vibrant, safe, inclusive and sustainable right across the Northern Beaches

We have initiated 'My Place', a place-planning approach to planning, design and management of specific centres.

The approach focuses on people's connection to their local area and encourages them to work with us.

Our approach involves watching and asking questions to the people who live, work and relax in a particular 'place' to discover their needs and their aspirations.

Community participation and involvement is essential during all aspects of My Place, so that we can develop a place plan that truly reflects community expectations and aspirations.

Following the success of the first My Place planning process in Avalon Beach, Manly continues the My Place planning process. We refer to this as My Place: Manly.

Specific emphasis has been placed on ensuring that all members of the community have an opportunity to engage with the process and to share their ideas and thoughts about what is best for Manly now and in the future.

The outcome of this approach is a place plan, which is an evidence-based framework to enhance the social, economic and environmental aspects of a 'place'.

The place plan identifies and considers the features that make Manly such a special place. It identifies what the community values most and provides an action plan that aligns with the community's current and future needs and aspirations.

What is place planning?

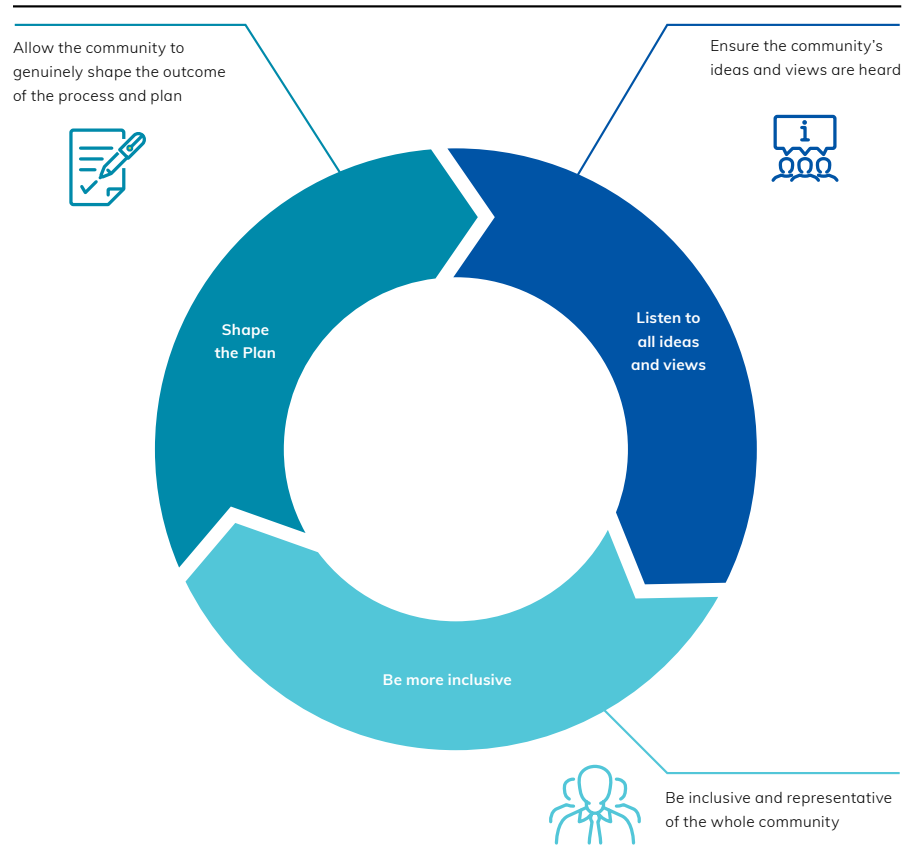
In essence, place planning is about working with the community to develop local solutions for local problems.

My Place: Manly commenced with targeted community engagement followed by extensive community-wide consultation during the public exhibition period.

It is the community that makes Manly special, and it is the community that will elevate the special qualities of Manly into the future.

Figure 1

Key features of the My Place approach



Strategic planning framework

Place plans are not developed in isolation; they sit within a broader strategic planning framework.

This framework involves a hierarchy of key strategic policies spanning the overarching Greater Sydney Region Plan, down to more focused and localised strategic plans and policies including Towards 2040 - the Northern Beaches Local Strategic Planning Statement and local statutory planning controls including the Manly Local Environmental Plan (LEP) 2013 and Manly Development Control Plan (DCP) 2013.

In particular, this place plan responds directly to an identified action under Priority 26 of our Towards 2040:

Action 26.1 - Prepare a place plan for Manly and develop LEP and DCP controls to respond to LEP studies, thematic history study, West Esplanade heritage activation plan, destination management plan and night-time economy to balance competing uses.

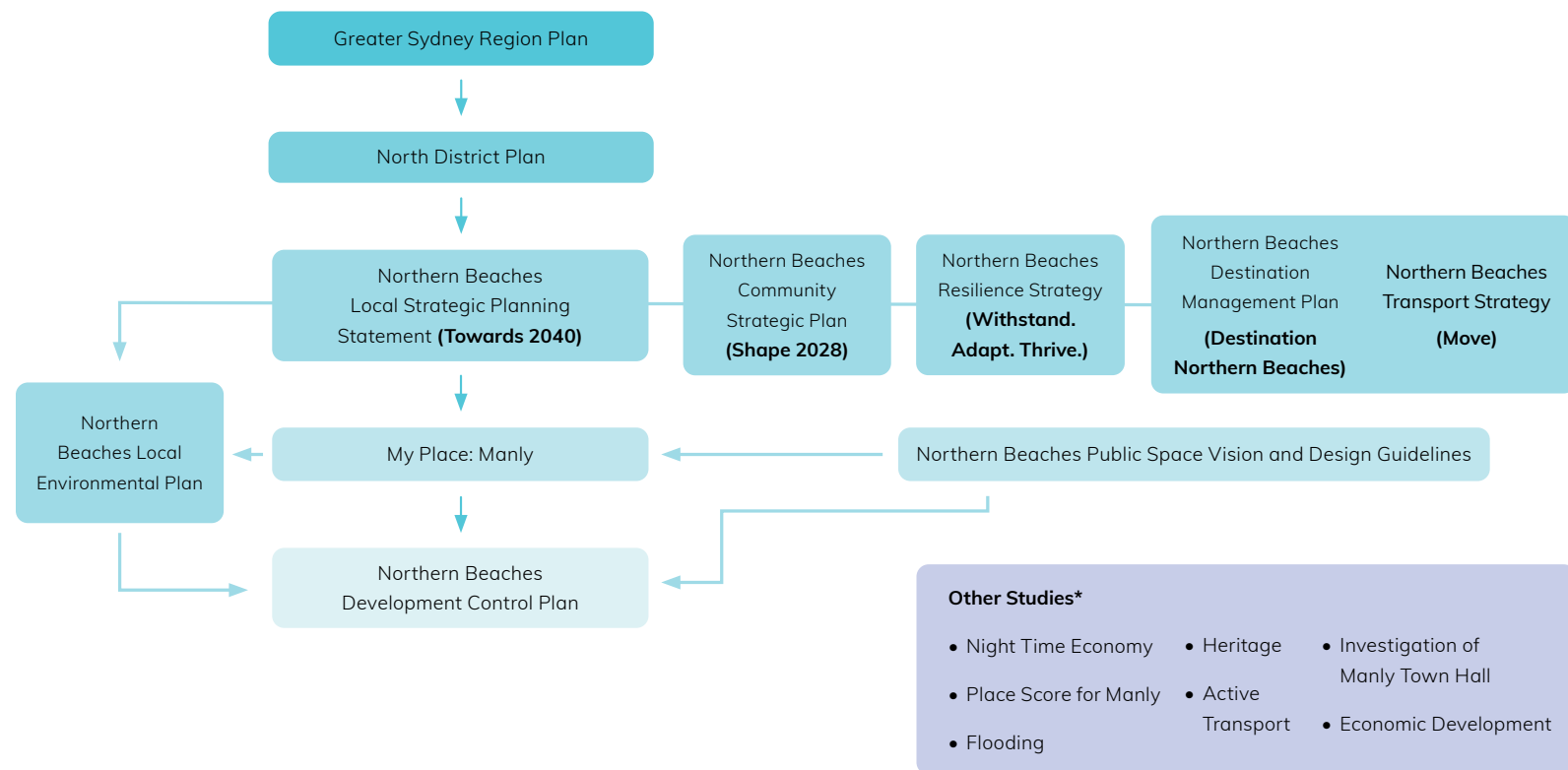
It also responds to an identified action under the Action Plan of Destination Northern Beaches, our destination management plan:

Undertake a place plan for Manly which will include a focus on tourism, local and night-time economy, street activations, recreation, signage/wayfinding, key pedestrian movement corridors, public amenity and creativity.

Council's Public Space Vision and Design Guidelines, adopted in May 2021 informs the planning, design and construction of streets, open spaces and public/private interfaces. It is the reference document for any public domain improvements anticipated for the Manly centre. These guidelines already establish that, for Manly, the 'Beach Palette' will be utilised. Designing spaces to create safe and accessible places for our community will facilitate consistency with our Community Safety Plan (2021) and Disability Inclusion Action Plan (2022).

* Study pathway is not an exhaustive list of studies that have been undertaken to date. See Key documents at the end of this document for a more comprehensive list of relevant documents.

Figure 2
Study pathway



Manly, the gateway to the Northern Beaches, is a successful international and domestic visitor attractor and also a strategic centre that caters for a wide variety of commercial uses. There is a particular focus on hospitality and tourism which results in a seasonal economy and variable business conditions.

However, the current needs and future demands of Manly's residential population are well catered for with a mix of retail and non-retail uses including supermarkets, hospitality, clothing, household goods, health, education and community services. Council's Local Housing Strategy does not identify the Manly centre for further housing investigation. Future floor space growth is constrained by heritage values and the seaside coastal character. Our studies recommend retaining the building height controls to protect the heritage significance, and fabric and scale of the centre; and to continue self-containment and investigate opportunities for more co-working spaces as well as to continue supporting diversity

in housing typologies and dwelling sizes.

My Place: Manly seeks to establish strategies to create a place that is attractive to all who visit, work, live and play in Manly; establishing a sustainable place that is fit for potential future growth. Key to this will be the implementation of the Manly Night-Time Economy Strategy providing certainty for all users of Manly centre, be it business owners/operators, visitors and residents. This strategy builds on other policy directions already in place such as State Environment Planning Policy (Exempt and Complying Development Codes) 2008 which allows a range of commercial land uses operating with approval in Manly centre to expand their operating hours from 6am to 10pm without the need to seek a change to their operating hours.

Outdoor dining is available for any food and drink premises in Manly as long as the outdoor dining area is associated with the approved food and drink premises and approval for the outdoor dining area has been granted at Council's sole discretion in line with Council's Outdoor Dining and Footpath Merchandise Guide.

'Food and drink premises' means premises that are used for the preparation and retail sale of food or drink (or both) for immediate consumption on or off the premises, and includes any of the following:

- restaurant or cafe
- take away food and drink premises
- pub
- small bar.

Note: 'food and drink premises' are a type of retail premise.

Recommended planning controls are targeted for the Manly centre to support the community vision, principles, actions and place priorities for each key place established in My Place: Manly.

Relationship to Manly2015 Master Plan

This place plan is informed and supported by a series of other studies, strategies and reports, including the Manly2015 Master Plan, prepared and adopted by the former Manly Council.

My Place: Manly builds upon and replaces the previous Master Plan, with a focus on public domain improvements and programs that aim to support and build capacity within the local community. The place plan also seeks to reinforce Manly's role as an internationally renowned destination and as the premier gateway for the Northern Beaches.

In developing the place plan, the key strategies of the Manly2015 Master Plan were revisited to determine their relevance in considering the current context of Manly.

Some key design strategies from the Manly2015 Master Plan have been revised or removed through development of this place plan. Respecting previous decisions by the former Council is an important cornerstone of My Place: Manly however certain elements and specific design strategies of the Manly2015 Master Plan have not been carried forward through to this place plan.

These include the following:

- Removal and redevelopment of the Whistler Street Car Park did not proceed. Specific works however, were completed in the last five years, including remediation to the structure, and upgrade of amenities and bike cage.
- Construction of a car park under Ivanhoe Park did not proceed based on Council's decision in August 2016.
- Plans for Belgrave Street and reconfiguration of the road did not proceed. On 26 October 2021, Council adopted the Landscape Masterplan and Plan of Management for Ivanhoe Park which includes frontage to Belgrave Street. The future treatment along Belgrave Street towards Manly Wharf should be consistent with the treatment adopted for the Belgrave Street frontage of Ivanhoe Park.

The place plan has moved away from the 2015 Master Plan's focus on Manly's main thoroughfare and has branched out with a greater study area encompassing the surrounding laneways and Pittwater Road.

My Place: Manly carries forward and builds upon several key design strategies from the Manly2015 Master Plan, including:

- Defining and enhancing the key gateways into the Manly centre.
- Identifying Manly's key places and defining their future role and function.
- Redefining and balancing the competing functions of The Corso away from its historical role as a thoroughfare.
- Improving the pedestrian amenity of key locations, such as Sydney Road.
- Building on the centre's strengths to attract diversity in commercial uses that will contribute to the centre's vibrancy.
- Considering a different location for a new stage, away from the beachfront.

Manly is not just a strategic centre but is the premier gateway to the Northern Beaches and tourist destination. This place plan seeks to improve the functionality and amenity of Manly as a strategic centre benefiting all stakeholders across a 24-hour period.

These strategies are further discussed in the Principles and Actions and Key Places – Place Priorities and Concept Design Ideas in the following sections of this place plan.

My Place: Manly replaces other former master plans, public domain or landscape design plans specifically prepared for the Manly centre (wholly or in part).

Place plan framework

Our process

Figure 3
Framework

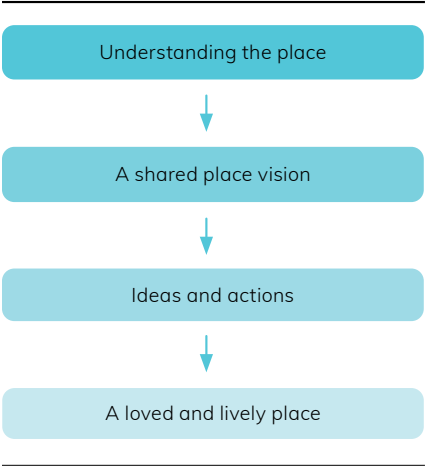
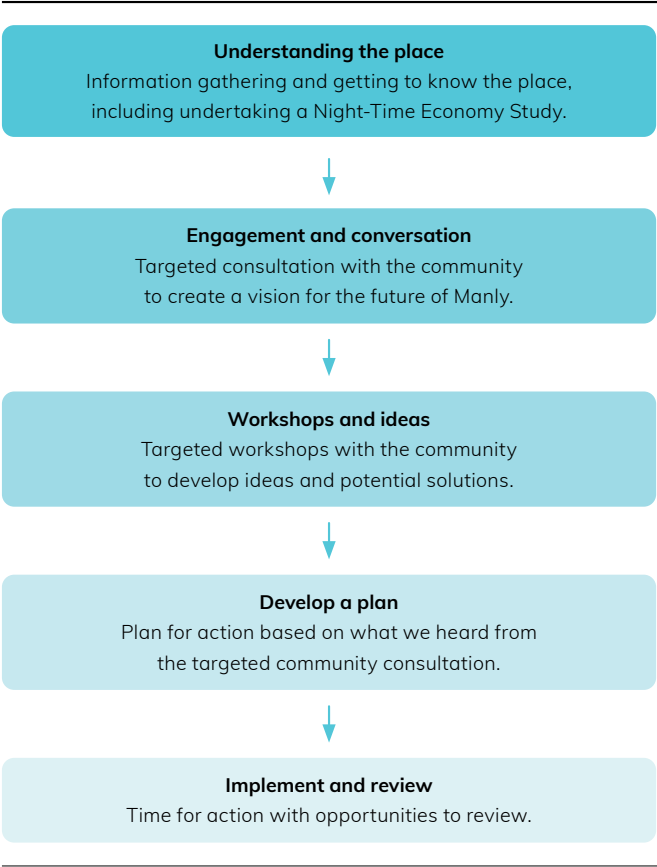


Figure 4
Process



How to read this place plan

Manly as a special place

Sets out what we know about Manly.

What we heard

Summarises the engagement process undertaken to gain local insight on Manly.

Community vision

Outlines the community's vision and aspirations for Manly.

Key places

Identifies the areas of Manly that this place plan focuses on.

Principles

Reflects the community's vision and guides the preparation of this place plan.

Place priorities

Sets the purpose and specific objectives of each Key Place.

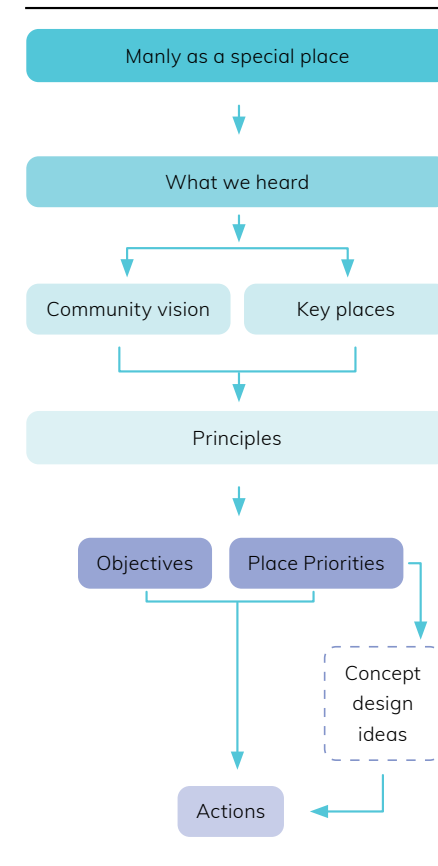
Concept design ideas

Illustrates potential design outcomes for the Key Places, which are subject to further studies and design development.

Actions

Outlines the individual initiatives and projects to deliver the principles and place priorities.

Figure 5
My Place: Manly





My Place: Manly 2024

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Manly as a special place



My Place: Manly 2024

What we know about Manly

Our place

Manly sits at a unique juncture of beach and bushland, an isthmus setting cradled between the iconic blue of Manly Cove and Manly Beach and the green embrace of North Head.

Manly is Sydney's premier seaside town centre, showcasing a signature blend of a vibrant day and night economy, friendly community spaces, distinctive building character and a bespoke creative energy.

Manly provides a welcoming home for residents, a vital place for workers and embraces day and other short-term visitors drawn to this special place.

Indigenous heritage

We acknowledge and respect the Indigenous people of Manly and their connection to Country. The environment of Manly has a strong cultural heritage as a place which provided food, shelter and law.

The landscape had been shaped by its first inhabitants. Controlled fires were used to clear country for hunting, make travel easier and encourage the growth and visibility of root vegetables. Whilst carvings on rock platforms and walls, provide an enduring and outstanding gallery of outdoor art displaying different representations and attitudes of the Indigenous people.

Manly is a special gathering place, with the spectacular North Head forming a place of cultural significance to the people of the Sydney coast and beyond. North Head is a place of trade and ceremony, as well as a place of burial and mourning, where bodies of those with an ancestral and familial connection to the northern harbour were carried.

Although comparatively isolated from the first European settlement in Sydney Cove, the Indigenous people of Manly and the Northern Beaches were also the first to develop a relationship with European settlers, as a further display of the uniqueness of this place.

European heritage

The Manly Town Centre Heritage Conservation Area (HCA) reflects the early development of Manly as a peripheral harbour and beachside village in the fledgling colony of New South Wales. Its local heritage significance is enhanced by its role as a day trip and holiday destination in its early years following its development by Henry Gilbert Smith as a seaside resort with wide promenades and esplanades, taking inspiration from Brighton, England.

The unique streetscape of The Corso, which falls within the Manly Town Centre HCA, is shaped by an uncommon grouping of fine late 19th century to early 20th century buildings, which collectively contribute to its historic streetscape. Its overall character is defined by a wide promenade flanked by fine grain buildings and important vistas to the harbour and the ocean.

The Corso's historic streetscape is further enhanced by a number of heritage listed Fig Trees and a grouping of Phoenix Palm Trees originally planted in 1928. The Corso also has additional social significance generated by a strong collective community experience and memory of its role as a visitor destination, linked to Manly's historic past as a seaside resort.

The urban character of the Pittwater Road HCA to the north is underpinned by its distinctive street pattern which comprises the alignment, detailing and silhouette of the street facades and the overall building scale along Pittwater Road. While the names of a few streets have changed over time, the alignment of streets in this HCA remains unaltered to this day. It also demonstrates successive waves of development with many fine examples of Victorian, Federation and Interwar residential and commercial development.

Legend

- Study area
- Heritage Conservation Area

Figure 6

Manly Town Centre and Pittwater Road Heritage Conservation Areas



Local economy

Manly is one of five strategic centres ideally situated on the southern end of the Northern Beaches. It is a hotspot for retail, employment and tourism with its vibrant environment. Manly Beach attracts a variety of people from across Sydney, including domestic and international visitors and community members from the Northern Beaches local government area

Manly functions well and is a cohesive precinct. There is a collection of cafes and restaurants close to Manly Beach, while the business strips perpendicular to Manly Wharf have a greater presence of knowledge-intensive uses. Retail, commercial, community and hospitality land uses are collectively grouped in the 'population serving sector' and will be the largest employment sector for Manly by 2036.¹

For the year ending March 2018, Manly accounted for a quarter of all international visitors and 3% of all domestic visitors to NSW. Their top activities were eating out at restaurants, visiting friends and relatives, going to the beach and sightseeing.

Tourism is important to Manly's economy and the rest of the Northern Beaches. Manly is a visitor gateway to the rest of the Northern Beaches and both Destination Northern Beaches and My Place: Manly aim to reinforce this and create related opportunities. For 2019 (pre-COVID) nearly 2.8 million visitors to NSW visited Manly during their trip. This included international and domestic tourists participating in day trips or overnight stays. In 2022, visitors (people living outside the Manly suburb) accounted for 1/3 of all spending in Manly CBD (\$213.8 million). This shows that wherever visitors are coming from (neighbouring suburbs, across Sydney or NSW, interstate or overseas), the visitor dollar is certainly important to supporting the local economy in Manly.²

¹Source: Northern Beaches Employment Study, SGS Economics

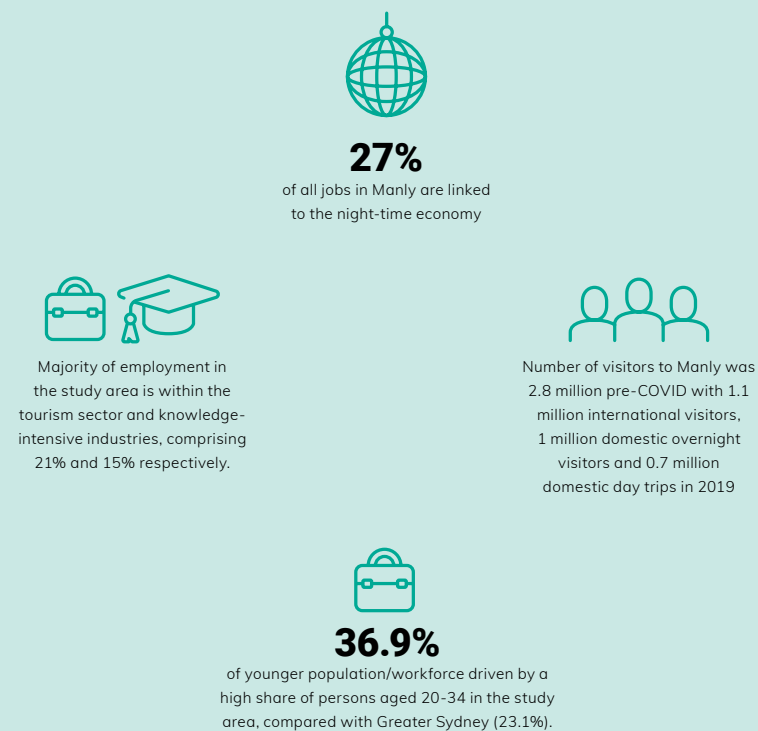
²Source: Spendmapp.com.au (December 2019, page 74)

Manly has a thriving night-time economy supplemented by professional services uses near Manly Wharf. A strong and vibrant night-time economy (NTE) has positive economic flow-on effects to other businesses and the locality. The higher proportion of visitor expenditure recorded in Manly, compared to the Northern Beaches in 2021 (26 % and 17%, respectively), reflects that Manly is a strong tourist and visitor attractor (HillPDA, 2022).

Currently, Manly is the “only designated late-night entertainment precinct in the LGA”.³

³Source: Towards 2040 - Northern Beaches Local Planning Statement (2020)

Figure 7



Source: .id

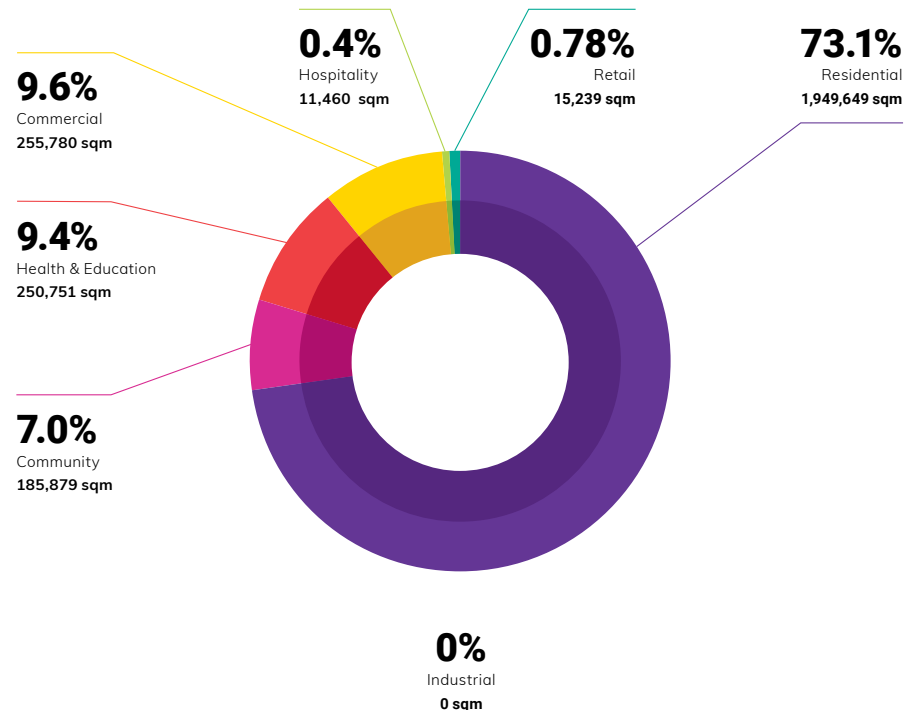
Currently, the range of land uses permitted in the Manly centre (including residential development) facilitates a diversified strategic centre. However this also has the potential to create tension in the Manly Centre. The challenge for this place plan is to develop a clear vision for Manly and balance competing land uses and expectations of all stakeholders (business owners and operators, residents and visitors).

Council's own Business on the Beaches Strategy recognises that improving the quality of public areas provides inspiring spaces for innovation, promotes the cultural identity of the Northern Beaches, and in turn, facilitates opportunities to increase the number of creative and cultural economy businesses and jobs.

*Source: Northern Beaches Employment Study, 2019

My Place: Manly 2024

Figure 8
Manly estimated land use*



Extent of the place plan

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Study area

The study area of this place plan is the Manly centre. Its boundary is generally defined by land zoned E1 Local Centre under the Manly Local Environmental Plan 2013. We recognise that a large portion of the study area falls within the Manly Town Centre Heritage Conservation Area (HCA), and a small part of the northern section falls within the Pittwater Road HCA, and anything proposed within these HCA's will need to consider the heritage significance of these areas.

Zone of influence

There are a number of key sites that sit within and on the periphery of the study area being project-managed by others. The place plan project team acknowledges that anything proposed for these sites will have an impact and influence on the Manly centre. Specific sites with adopted strategies or development approval have been accounted for in the development of the place plan.

Some sites are still being investigated and the recommendations for their development will be considered against My Place: Manly.

1. Manly Town Hall investigation of future adaptive reuse
2. Manly Life Saving Club
3. West Esplanade (Plan of Management)
4. Ivanhoe Park (Plan of Management and Landscape Masterplan)
5. Wharf 3 upgrade by TfNSW
6. ICMS Office (consent granted 19 March 2020)
7. Royal Far West (consent granted 20 April 2022)
8. Former Manly Sea Life investigation by TfNSW
9. Northern Beaches Coast Walk

Legend

- Study area
- Zone of influence
- Heritage Conservation Area
- Northern Beaches Coast Walk
- Manly Visitor Information Centre

Figure 9

Manly Town Centre Heritage Conservation Area and surrounds



Definition of Night-Time Economy (NTE)

"The night-time economy includes all the commercial activity that takes place outside the traditional business day, across the evening (6pm-9pm), night-time (9pm-2am), and late-night (2am-6am). The range of industries involved in the NTE is diverse and broad, including core functions such as live music venues, restaurants, and bars; as well as supporting businesses including transport, retail, and accommodation services."

(Sydney 24 Hour Economy Strategy
- NSW Treasury, 2020).

Manly's night-time economy

Manly is an iconic location on the Northern Beaches and is an important tourism destination in Sydney.

It is a premier beach destination offering an eclectic mix of waterfront restaurants, bars and laneways bustling with cafes and independent traders. Its offerings contribute to the local economy, culture, and community. It also makes Manly the only designated late-night precinct on the Northern Beaches (Towards 2040 - Northern Beaches Local Planning Statement, 2020).

The NTE plays a vital role in positively contributing to the productivity, culture and liveability of every place on the Northern Beaches.

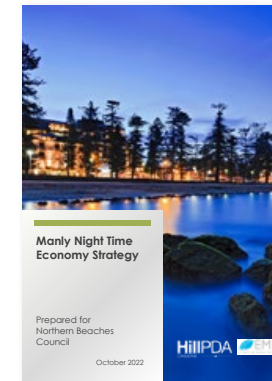


Figure 10



To better understand the significance of the NTE for the Manly Centre, Council commissioned the Manly Night-Time Economy Strategy (HillPDA, October 2022).

This report designates land use clusters (being those land uses seen to be compatible with each other) to identify any commonality in their distribution and linkages to other elements in the centre. In turn, the land use clusters map informed the development of the place plan and considered the diversification of NTE activities in the centre. Crucial to delivering a successful NTE are the following objectives:

- Support local businesses and encourage live music and performing arts by enhancing the public domain to facilitate a safe and pleasant environment.
- Foster a vibrant and safe environment especially at night.
- Get 'buy-in' from all stakeholders that it is everyone's responsibility.

To do this, we have adopted the 'agent of change' approach which, on balance, is best practice globally and is seen to be equitable and provides certainty for all stakeholders.

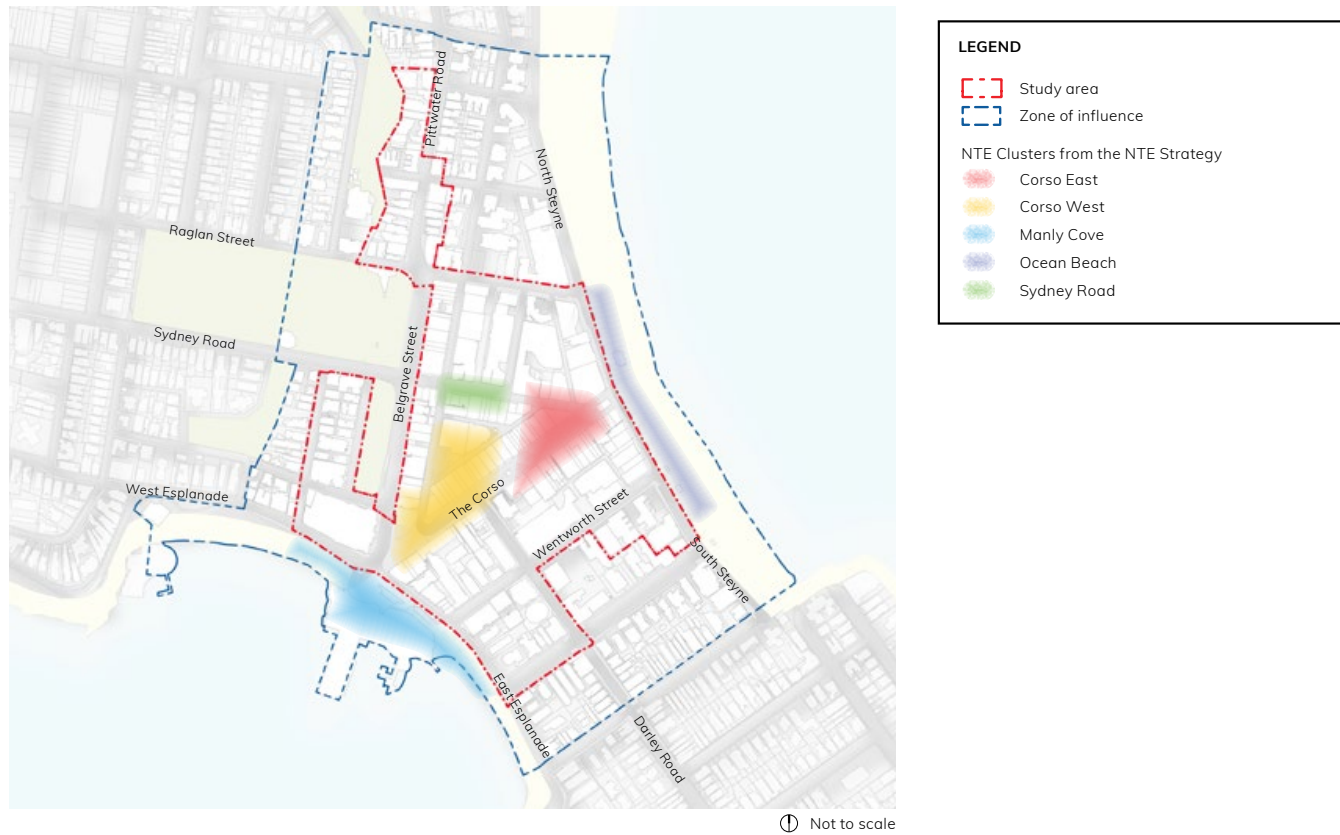
- The 'agent of change' approach refers to the notion that each stakeholder is aware of the nature of NTE venues and that events may affect their future and ongoing use and enjoyment of land due to operating hours, noise and other measures of these venues and events.
- Each stakeholder is responsible for mitigating sounds it is receiving.
- All stakeholders, business operators, residents and visitors will be aware of their obligations in contributing to a vibrant and safe night-time economy.

Principles towards a 24-hour economy

Council has developed a broad set of principles to guide us in considering a NTE for all place-based investigations; assist in responding to antisocial behaviour; address tensions between conflicting land uses and create a range of activities and opportunities for all demographics. The principles for a 24-hour economy in Manly seek to balance the social and economic aspects of our places and positively impact all stakeholders; and assists in framing what the NTE could look like and guide us in improving our local economies.

In turn, these principles have been considered in the development of the Manly Night-Time Economy Strategy.

Figure 11
Land Use Cluster Map



Night-time economy principles



1. Foster a thriving and creative night-time economy reflecting local identity

Activate and improve public places to create comfortable, safe, and interesting places which encourage social interaction and productivity. This has informed the development of this place plan.

The land use activity clusters will assist in enhancing activation, attracting particular businesses and managing community expectations while providing a focus for specific planning controls and requirements for developers and operators. Activity clusters with specific land uses for varying operating hours have been identified on the Land Use Clusters.

The land use activity clusters were used to ascertain compatible land uses that may be co-located with opportunities for activations. Listing these land uses and activations is a way of managing expectations. Another way of managing community expectations will be development controls associated with land uses and buildings, and may include acoustic requirements for development.



2. Continue to build partnerships and capability for businesses and the community to deliver exciting and unique night-time experiences

Continue to build partnerships with the Manly Business Chamber and community groups and investigate opportunities for shared facilities, sponsorships, mentoring and other initiatives to support local businesses and boost innovation and productivity.

Adopt the Manly Night-Time Economy Strategy and implement the 'agent of change' approach that facilitates greater certainty for all stakeholders. This includes planning controls to implement land use clusters and acoustic requirements for buildings. The implementation of this strategy will provide certainty and consistency to all stakeholders where noise mitigation measures rest with each development in the Manly centre.



3. Encourage a diversity of night-time offerings catering to all demographic categories

Define the key places in Manly based on shared attributes and implement land use clusters to provide certainty for stakeholders and provide opportunities for a variety of compatible uses.

Develop a program of events to support local businesses and encourage additional family-friendly late afternoon and night-time activities. The program will span the calendar year and consider all key locations and public spaces.



4. Create a night-time economy that leverages and enhances surrounding natural beauty and the built environment

Provide flexible public spaces that complement identified land use clusters and enhance interaction with the environment. For example, The Corso East is the Northern Beaches' home of entertainment with live music, pubs, clubs, and bars. The Corso West provides a connection to culture

with its proximity to Manly Art Gallery and Town Hall. Activated public spaces in these areas must be compatible with the surrounding uses to support potential events, performances, and other temporary activities.



5. Support safe and accessible places that welcome locals, workers and visitors

Incorporate 'Safer by Design' principles into all public space activation and improvements.

Continue to implement alcohol-free zones in appropriate locations and times.

Figure 12

Example of potential acoustic requirements based on development type could be prepared in future



Our community

Manly enjoys a strong sense of community with many active community groups, high rates of volunteering and a history of community-led arts and cultural programming. The following provides a snapshot of our community.

Figure 13
Community Snapshot



Population of 2996 in the study area in 2023.



Majority of residents in the study area were born overseas (51.4%), with 30.7% of residents born in other major English speaking countries.



Higher than average annual household income in the study area (\$123,070), compared to the Greater Sydney benchmark (\$92,200).



High proportion of population in the Manly centre are SINKs and DINKs (single income no kids, dual income no kids): 38.5% SINKs and 31.4% DINKs compared to the Greater Sydney benchmark (22.2% and 23.3% respectively).



Negative population growth within the study area, experiencing a decrease of 129 residents in 2023.



Lower proportion of population in the Manly centre over 65 years old (14.2%) compared with the Greater Sydney benchmark (15.2%).



Number of visitors to Manly was 2.8 million pre-COVID, with 1.1 million international visitors, 1 million domestic overnight visitors and 0.7 million domestic daytrips in 2019.



High proportion of younger population/workforce in the study area driven by a high share of persons aged 20-34 (36.9%), compared with the Greater Sydney benchmark (23.1%).



Smaller household size in the study area, the portion of group (9.4%) and lone person (36.6%) households are well above the Greater Sydney benchmarks (4.6% and 21.7% respectively).



High share of rented dwellings across the study area (63.3%), well above the Greater Sydney benchmark (35.1%).



Almost all homes in the study area are attached dwellings, flat, unit or apartments (94.3%). Semi-detached, terrace house or townhouse dwellings make up the balance.



Higher proportion of unoccupied private dwellings in the Manly centre (20.6%) compared with the Greater Sydney benchmark (7.9%).

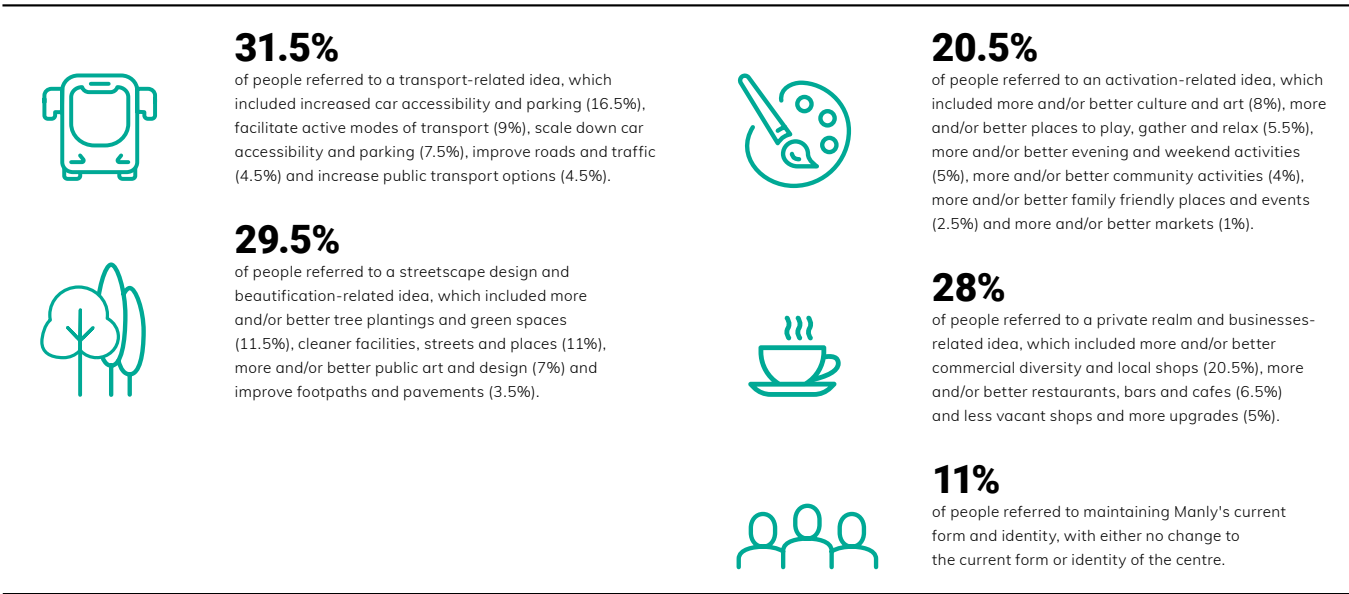


Majority of employment in the study area is within the tourism sector and knowledge-intensive industries, comprising 21% and 15 % respectively.

Our community's ideas for changes

Participants of the Placescore Community Insights Report conducted in 2018 were asked "What is your small or big idea to improve your local town centre?". Our community's responses have been summarised into five key themes.

Figure 14
Placescore Community Insights Report community response summary





Project Working Group
Source: Northern Beaches Council

My Place: Manly 2024

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What we heard

Project Working Group
Source: Northern Beaches Council

My Place: Manly 2024



My Place: Manly 2024

Community engagement

Community consultation is at the heart of My Place: Manly.

We undertook a range of virtual and in-person workshops with the Manly community to gain a clear understanding of their thoughts, passions and aspirations.

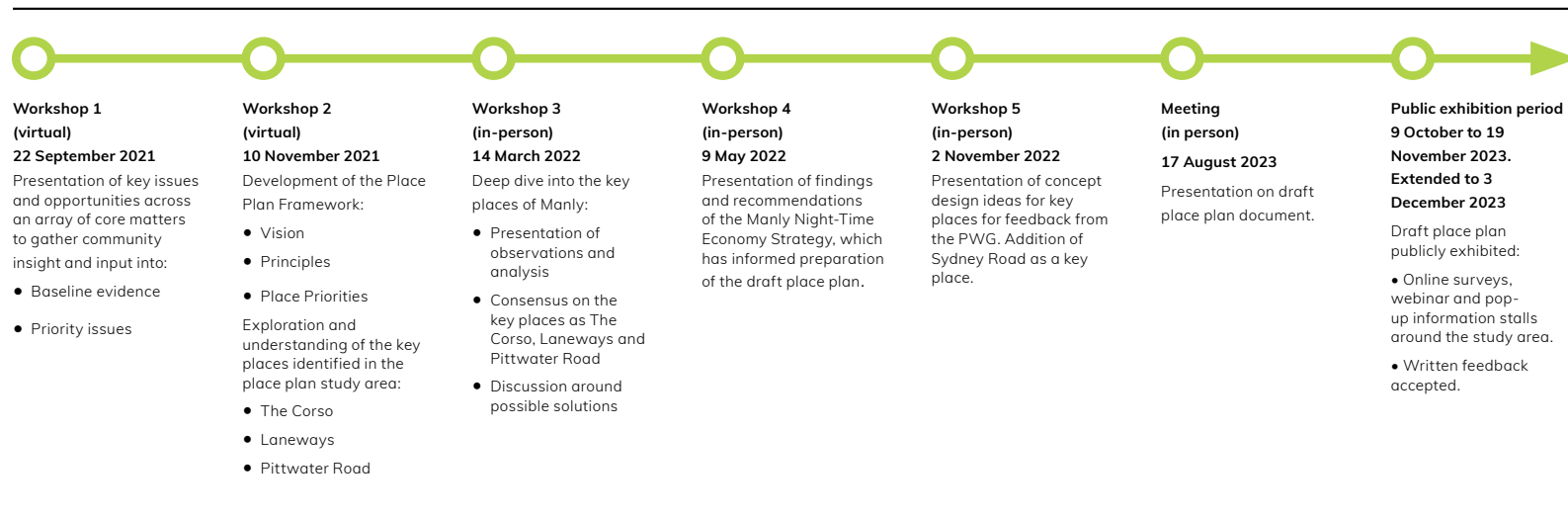
We established a Project Working Group (PWG), which represented a broad cross section of the Manly community who hold an intimate understanding of the area.

The PWG provided a forum for discussions between Council, our consultants and 15 representatives including residents, businesses, associations and representative bodies, and other special interest groups.

The PWG provided valuable insights and helped us to verify key issues, identify additional opportunities and further

develop ideas and solutions for the future of Manly. This engagement allowed the development of a framework for the place plan and enabled us to present a clear community vision for the future of Manly, supported by a series of principles and objectives, place priorities for each key place and actions to help realise the vision.

Figure 15
My Place: Manly community engagement



Community vision for Manly

A community vision that builds on the current vision for Manly in Towards 2040 has been developed with the PWG.

This updated vision for Manly has informed the development of the place plan and will guide decision making.

Current vision for Manly
(Priority 26 in Towards 2040):
"Manly as Sydney's premier
seaside destination."

My Place: Manly 2024

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Updated vision for Manly:

"Manly is a thriving and welcoming coastal town centre, uniquely positioned between a world-class beach and harbour, with a vibrant local economy, attractive and functional public spaces and rich Aboriginal and European Heritage. A place of stunning natural beauty to live, work, play and holiday!"



Play Manly
Source: Salty Dingo

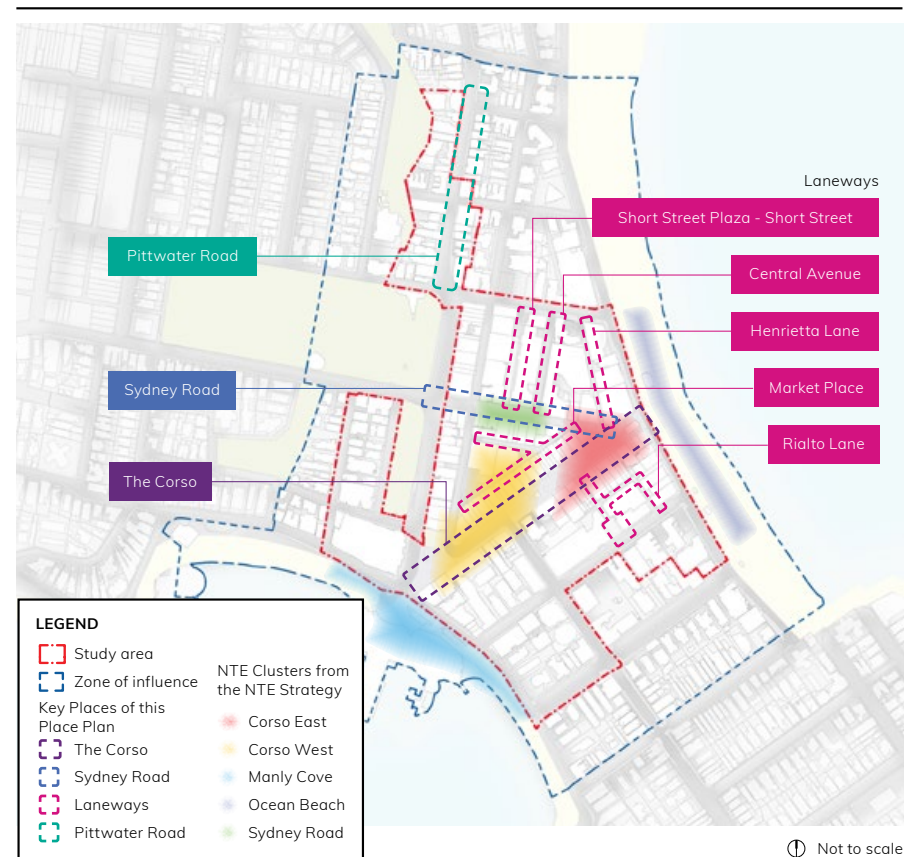
Key places of Manly

Following consultation with the PWG, four key places of Manly have been identified to be the focus of this place plan.

These key places provide the opportunity to build on Manly's already vibrant character and help realise the community's vision for Manly. The four key places are: The Corso, Sydney Road, Laneways (Market Place, Rialto Lane particularly Rialto Square, Henrietta Lane, Central Avenue and Short Street Plaza - Short Street) and Pittwater Road.

The diagram on the right illustrates how these key places relate to the land use clusters outlined in the Night-Time Economy section on Page 29 of this place plan. The identification of these clusters has been recommended to ensure a balanced approach to supporting the night-time economy while also managing the impacts of noise and disturbance in the Manly centre. Key uses and stakeholders for each of these clusters have been identified to assist in enhancing activation, attracting particular businesses and managing community expectations with the introduction of new planning controls and requirements.

Figure 16
Key places of Manly



The role and functions of the key places

The vision for all key places in Manly is to create flexible and activated spaces year-round, highly regarded by the community and visitors as thriving and unique places.

The Corso – the heart of Manly

The Corso is the heart of Manly in a geographical and historical sense.

The Corso is a large space with different built forms and functions. In some sections, it should feel like Manly's main street with a buzz of activity and vitality and a diversity of uses and experiences. In other sections, it should feel like a town square where locals and visitors come together and socialise through events, eating, entertainment and to experience life in a beautiful and comfortable place.

To create this vision, we need to define and design spaces within The Corso to specifically encourage people to want to spend time being entertained, playing in family-friendly spaces and eating outdoors in clean and tidy designated spaces. These areas should allow easy pedestrian flow that encourages people to slow down and enjoy the atmosphere. Additional tree canopies that will provide more shade and help enhance people's comfort and enjoyment. By decluttering and re-designing some spaces, the community could enjoy more events and activities.

The Corso plays a vital role in the local night-time economy and should be a key consideration when planning and designing spaces for after-dark experiences. The intersection of The Corso and Sydney Road (defined as Corso East) is currently the centre of Manly's nightlife. This area is the home of entertainment, live music, pubs, clubs and bars, complete with a buzz of conversation, music, and activity.

The vision for Corso West is to become Manly's cultural home where visitors looking to experience the Northern Beaches cultural capital, rush to theatres, cinemas, and music venues. Corso West would also host community facilities that bring creatives of all ages together. Manly Town Hall and Manly Plaza are the centre of Corso West, and their envisaged vibrancy encourages visitors and locals to find out what's going on. The surrounding cafes, restaurants and other businesses enjoy the presence of a new customer base at their doorstep.

Sydney Road – Manly's dining room

Sydney Road-Belgrave Road is the gateway into Manly coming from the west. It is the entry point for people walking through and enjoying the bustling atmosphere and also for cyclists who are most welcome, however will need to either push or park their bicycles to abide by the safety signage.

Sydney Road is Manly's dining room. From Whistler Street east, Sydney Road is a pedestrianised space with cafes, restaurants and bars supplemented by arts and craft and fresh food markets on the weekend. It offers a casual yet vibrant atmosphere, perfect for visiting, socialising and eating. We aim to build on its existing 'eat street' character to transition into evening hours, capitalising on this thriving hub that leads into the laneways and The Corso.

Market Place – village vibes

Market Place, nestled within Whistler Street, The Corso and Sydney Road, is visited by tourists, locals, musicians and creatives and has a friendly village atmosphere. Manly Library anchors this space and is surrounded by cafes, restaurants and bars with outdoor dining.

Market Place has an electric energy and hosts community facilities that enable creatives and young people to engage and collaborate. It's a creative and edgy place that has a long history with locals and visitors. The space is known for its healthy and delicious food options, street art and buskers. Arts and creative businesses will also complement the well-established food and drink businesses.

Currently, high rental prices are causing less interest from creative businesses to invest in the centre.

New signage offering directions and information together with improvements to the public domain will help make the space feel more enjoyable and safer.

Manly's Laneways – hidden gems

Manly offers an eclectic mix of vibrant evolving laneways that offer an array of shops, cafes and services. Tourists, locals, workers, foodies and bar connoisseurs all frequent Manly's laneways for a variety of reasons, day and night.

Short Street Plaza, Central Avenue and Henrietta Lane veer off Sydney Road - Manly's dining room.

Short Street Plaza west of Central Avenue is a pedestrian-only plaza with pockets of activation. Increasing active frontages for cafe dining with lighting and public art on blank walls, as well as amenity improvements, will result in a gradual transitional entry into Manly's eat street.

Mid-block along Sydney Road is Central Avenue. Fast becoming the 'health and wellness' cluster, Central Avenue is a two-way street servicing vehicles with direct access onto Raglan Street. Pedestrian amenity and safety along Central Avenue between Sydney Road and Raglan Street are improved by widening the footpaths and plantings at specific locations.

Henrietta Lane is a 6m wide lane located at the eastern end of Sydney Road, and acts as a service lane for businesses fronting the beachfront. Art installations, including lighting and murals, will bring visual interest into this space.

Rialto Lane, connecting The Corso to Wentworth Street, balances cars, people, loading docks, services and waste collection. Public artwork to existing service areas will further enhance laneway character. It leads to another hidden gem, Rialto Square; a quaint public space with outdoor dining areas then onto Wentworth Street.

Pittwater Road

Pittwater Road is a gateway into Manly when travelling by road. It needs to be welcoming, vibrant and effective in showcasing its historical built form. A sense of arrival should be created that reflects the essence of Manly – a celebrated coastal town with a unique modern vibrancy.

This section of Pittwater Road, from Carlton Street to Raglan Street, is a lively residential neighbourhood with a great mix of retail, a variety of food experiences and services such as gyms and hairdressers. There is opportunity to add more life, amenity and energy into this 'great place to live' that is within close proximity to the world famous Manly Beach.

We would like to slow down traffic, add safer pedestrian crossings and enhance the green amenity with new trees and raingardens. Outdoor dining would be encouraged to occur as a hybrid arrangement with parking areas. These streetscape improvements and activations will attract visitors, encourage residents to proudly enjoy their local street and will appeal to new businesses to add to retail mix.



South Steyne
Source: Salty Dingo

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My Place: Manly 2024



My Place: Manly 2024

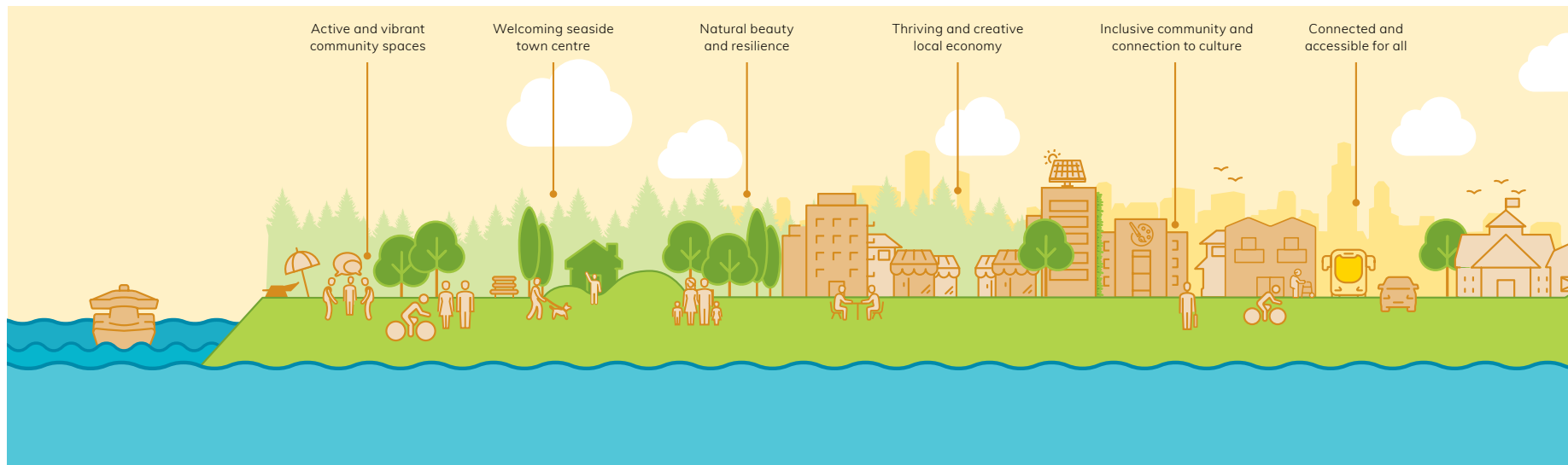
Our principles, objectives and actions

Six principles will guide the realisation of the community's vision for Manly.

Each principle is supported by a series of objectives that recommend actions to deliver the initiatives proposed by this place plan.

They include providing flexible spaces for a diverse range of activities such as spaces for people to meet and gather, as well as improving and enhancing the public domain to make spaces safer and more enjoyable to spend time in.

Figure 17
Manly Town Centre





Manly Corso
Source: Salty Dingo

My Place: Manly 2024

Principle 1**Active and vibrant community spaces**

Create adaptable, friendly and unique public spaces that foster interaction, expression, and healthy lifestyles.

Objectives

1. Improve the overall look and feel of Manly centre.
2. Create flexible public spaces that enhance community interaction.
3. Make a positive impact on community health and well-being.

Actions

1. Undertake audit of existing assets/ infrastructure including utilities, pipes, public art installations, signage, street furniture (bins, seating, bollards, trees, lighting etc) and public amenities.
2. Our public spaces should embrace sustainability concepts, be exemplary and biophilic design. They are designed and constructed with sustainability and safety in mind.
3. Investigate ways to future-proof public spaces to account for seasonal and climatic conditions and enable efficiencies in the rollout of temporary/pop-up events, seasonal infrastructure and temporary overlay e.g. lighting, park and ride.
4. Our public spaces create opportunities for events and activities that are attractive to broader demographics.
5. Provide a range of ambient lighting within the Manly centre.
6. Investigate ways of reconfiguring the Whistler Street ground level car park to optimise pedestrian safety and visual amenity.
7. Encourage outdoor dining areas associated with an approved food and beverage premises to be suitably located so it creates vibrancy in Manly's streets and laneways.
8. Review ongoing NSW Vibrancy Reforms for relevance to Manly.



Manly Town Hall
Source: Ethos Urban



Pop-up piano by Yantra de Vilder at Town Hall Square during Play Manly
Source: Salty Dingo



Space to gather and dwell on The Corso during Play Manly
Source: Salty Dingo



Market Place
Source: Karen Watson photography

Principle 2**Welcoming seaside town centre**

Enhance Manly's distinctive seaside urbanity, characterised by energised laneways and excellent built form.

Objectives

1. Reinforce Manly's role as the premier visitor gateway to the Northern Beaches.
2. Positively shape Manly into a safe, easy to access centre with a range of experiences and services to suit all users.
3. Celebrate and preserve Manly's built form, landscape and cultural heritage.

Actions

1. Continue discussions with Transport for NSW to explore opportunities to renew/enhance the plaza area at Manly Wharf and create a 'sense of arrival' to enhance the visitor arrival experience, in conjunction with Wharf 3 upgrade, redevelopment of the former Aquarium building, and Council's West Esplanade Heritage Activation Plan.
2. Explore opportunities for installation of gateway feature at the Sydney Road - Belgrave Street intersection and Pittwater Road at Carlton Street signifying these intersections as the gateways into Manly centre.
3. Create a sense of arrival in the forecourt of Manly Town Hall as people enter via this area into Manly Centre.
4. Develop a theme-based program for public art installations including light art, wall art or elements that reflect the coastal or historical setting and embrace sustainability concepts or biophilic design such as green walls. Suitable sites will be identified for the potential of such installations. The potential sites are to enhance visual interest particularly at locations where there is limited activation opportunity.
5. Explore opportunities to use light art installations at key laneway intersections to signify entry points into Manly's laneways.
6. Build on the audit of existing assets/ infrastructure and ensure a coordinated approach to upgrading assets such as wayfinding signage and street furniture.
7. If required, review the waste collection and cleansing operations in line with the implementation of the 24- hour economy activities in the Manly centre.

8. Consider and if required, implement changes from the updated short-term rental accommodation framework that assist in balancing visitor accommodation and housing in Manly centre.
9. Any public domain improvement is to be consistent with the Northern Beaches Public Space Vision and Design Guidelines for the Manly centre.
10. Preserve the low-scale historical architecture and fine grain pattern and maintain important historical view corridors such as towards the harbour and ocean.
11. Review development provisions to achieve a consistent treatment for awnings; and improve the streetscape and visual appearance of the built form by limiting advertising and signage on buildings.



Public art by Rachel Giddens along Rialto Lane
Source: Simone Franchi



Public art installation during Play Manly
Source: Salty Dingo



Greening of laneways Corso
Source: Salty Dingo



Existing outdoor dining in Market Place
Source: Salty Dingo

Principle 3**Natural beauty and resilience**

Stewardship of the natural environment that protects and enhances the unique local ecosystem.

Objectives

1. Embrace Manly's iconic blue and green natural features and protect unique local ecosystems.
2. Increase the urban tree canopy and create quality green streets and public spaces.
3. Encourage and empower the community to embrace everyday green practices.

Actions

1. Promote events along Manly Cove/ at Manly beach and oceanfront that celebrate Manly's iconic beach setting and does not result in adverse environmental impact.
2. Finalise the Seaforth to Manly Flood Risk Management Study/Plan and if required, a detailed stormwater study for the study area and the surrounding zone of influence.
3. Integrate landscape design with water and stormwater management.
4. Increase tree and vegetation planting in the design of public spaces to increase shading and increase utility and enjoyment of these spaces.
5. Incorporate sustainability outcomes, such as green architecture and biophilic design, into development approvals process where possible.
6. Develop noise planning controls which may include noise planning levels and acoustic requirements for new development.
7. Explore opportunities for a public art trail that connects the Manly centre with its surrounding natural assets while promoting sustainability and resilience.
8. Encourage walking and cycling throughout the Manly centre (and its surrounds) to decrease greenhouse gas emissions, congestion and increase amenity and health benefits. Work with Transport for NSW to support safe walking and cycling infrastructure.
9. Explore local composting options for food waste and organics to reduce waste generated and promote circular economy solutions.



Outdoor market by the cove during Play Manly
Source: Salty Dingo



Outdoor cinema by the cove during Play Manly
Source: Salty Dingo



Water sensitive urban design
Source: Water Sensitive Cities



Composting
Source: Tara Samuelson

Principle 4**Thriving and creative local economy**

Provide a vibrant local economy which facilitates a diversity of experiences through the day and night, to make Manly an enviable place to live, work and play in.

Objectives

1. Build a diverse and resilient local economy that services and supports the needs of the local community first.
2. Embrace and build on Council's 'Business on the Beaches' economic development strategy and the Manly Night-Time Economy Strategy to support businesses and the local community.
3. Embrace and build on the focus of Destination Northern Beaches to strengthen supply, capacity and governance of tourism related assets.

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Actions

1. Develop a program of events to support local business and encourage additional, family-friendly late afternoon and night-time activities.
2. Encourage unique and diverse retailers by working in collaboration with Manly Business Chamber to establish mentoring programs and initiatives to support local start-up businesses and local entrepreneurs.
3. Adopt the 'agent of change' approach in the implementation of the Manly 24-Hour Night-time Economy Strategy to improve certainty for businesses, residents, owners and creatives.
4. Investigate and undertake a trial of late-night trading for low impact land uses such as health and wellness, retail and food and drink (without liquor license).
5. Investigate undertaking another trial of late-night trading hours for additional uses at specific locations e.g. licensed venues.
6. Develop controls specifying acoustic requirements for development and may include preparation of a Noise Planning Level. Develop noise planning controls which may include noise planning levels and acoustic requirements for new development.
7. Work with Manly Business Chamber and businesses to run a 'Shop Local' campaign to highlight the importance of supporting local businesses.
8. Promote Manly to increase visitations and stays during the off-season and mid-week, particularly the winter months.
9. Investigate opportunities to facilitate a diverse range of land uses including office space, cultural/creativity activities and tourism-orientated development.



Outdoor stage on The Corso during Play Manly
Source: Salty Dingo



Pop-up activities along The Corso during Play Manly
Source: Salty Dingo



Family-friendly games along The Corso during Play Manly
Source: Salty Dingo



Smaller performances such as busking
Source: The Rocks



local business CRE8 with JAZ - Design & Print
Source: Karen Watson Photography



Art displays as temporary activation
Source: Ethos Urban

Principle 5**Inclusive community and connection to culture**

Recognise Manly's significant built and landscape cultural heritage, acknowledging and respecting Indigenous heritage and supporting a cohesive and creative community.

Objectives

1. Embrace and build on the Connected Through Creativity 2029 - Northern Beaches Arts and Creativity Strategy.
2. Celebrate and promote cultural places and acknowledge and recognise Indigenous culture and stories.
3. Consider the needs of conflicting users of Manly including local families, tourists, teenage visitors, night-time visitors and people of differing cultural backgrounds.

Actions

1. Undertake a review of public art assets in Manly.
2. In developing a program for public art that includes various forms, embraces sustainability concepts and biophilic design, and reflects local historical and coastal contexts, incorporate the following elements:
 - a. create a shortlist of locations for public art installations.
 - b. reinstate the 'Bend the Truth' sculpture by Michael Snape, 1996.
3. Celebrate and support Manly's creative community, in particular ideas relating to Indigenous messages.
4. Develop a cultural program for all-year activities in Manly to improve everyday amenity and attract visitation to core events and programs and provide opportunities for new events.
5. Extend on the Connected Through Creativity 2029 through a busker program to provide entertainment in designated areas of Manly centre.
6. Investigate heritage significance of the sandstone pylons at the beach end of The Corso with the view to reinstate/ restore these pylons.
7. Foster opportunities to celebrate the community's creativity through activation of the laneways, open spaces and vacant shops via installations, galleries, art boxes and pop-ups.
8. Develop greater awareness of the 'agent of change' approach so that stakeholders are aware that the person developing their property is responsible for incorporating noise measures in the design and construction of their development.
9. Investigate opportunity for public art installations as permissible development that does not require development consent.



'Catch and Release' mural by Reubszz
at Donny's Bar in Market Place
Source: Salty Dingo



Manly Corso
Source: Karen Watson Photography



Artwork created by local public school children
displayed in vacant shop window
Source: Salty Dingo



Community art classes during Play Manly
Source: Salty Dingo

Principle 6**Connected and accessible for all**

Connect the community to Manly and its iconic beach, bush and harbour, with a focus on sustainable modes of travel which improves movement for all.

Objectives

1. Prioritise people over cars by improving accessibility for all and increase walking and cycling opportunities to and within Manly centre.
2. Improve the functionality, safety and pedestrian experience in and adjacent to the laneways, and along Pittwater Road from Raglan Street to Carlton Street.
3. Improve and increase bicycle parking spaces and associated facilities.
4. Improve public transport services into Manly, particularly outside of peak periods and on weekends to reduce reliance on private vehicles.

My Place: Manly 2024

Actions

1. Undertake a comprehensive Movement and Place Study to gain a holistic understanding of current and future requirements for public transport, active transport, private vehicles, parking, deliveries, services, waste collection and cleansing operations; including the feasibility of converting Henrietta Lane and Short Street to dedicated shared zones and option for a signalised intersection at Pittwater Road and Carlton Street.
2. Review current and future on-street parking requirements along Pittwater Road (from Raglan Street to Carlton Street) to inform suitable locations for footpath widening, kerb build-outs, parklets and rain gardens as indicated in the proposed design concepts in this place plan.
3. Continue to collaborate with Transport for NSW to optimise public transport routes and improve amenity and frequency of services.
4. Continue to advocate to Transport for NSW to retain the iconic Freshwater Class Manly Ferry.
5. Explore opportunities for shuttle bus services to better manage parking and accessibility between Manly and the Northern Beaches.
6. Investigate safety measures on the promenade to minimise conflict between pedestrians and cyclists to create a safer environment when crossing from The Corso towards the beach.
7. Ensure that all new major public domain works proposed for Manly are universally accessible and inclusive for all, in line with Focus Area 2 - Creating Liveable Communities, outlined in Council's Disability Inclusion Action Plan 2022-2026.



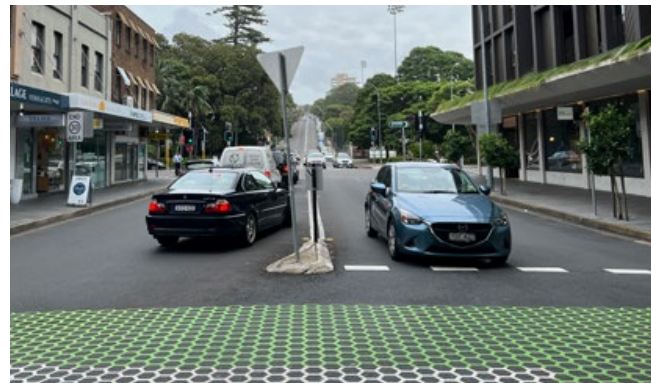
Shared zone
Source: Gehl Architects



Bicycle repair station
Source: LADOT



Bicycle path along North and South Steyne
Source: Ethos Urban



Sydney Road and Whistler Street intersection
Source: Ethos Urban

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Concept design ideas for the key places

My Place: Manly 2024



Positioning of key places within the Manly centre

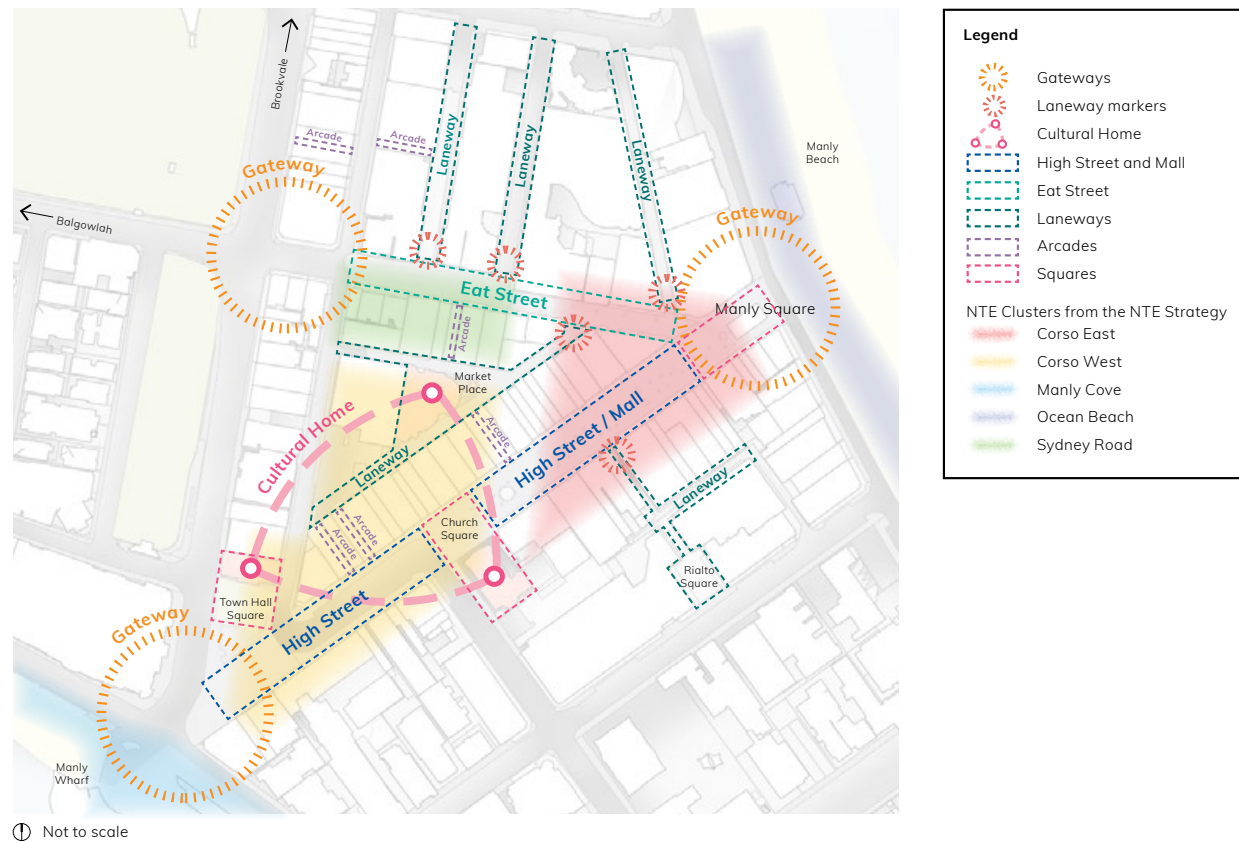
Before developing concept design ideas for the key places (The Corso, Sydney Road, Laneways and Pittwater Road), it is prudent to recognise that they are closely interlinked with other parts of the Manly centre.

The key places and the surrounding public spaces are characteristically and typologically different from one another. They each have a function and role to play that collectively make Manly the unique place that it is today and is detailed on Page 40 of this place plan. This is particularly true in the Manly centre, where the existing fine-grain character of the centre lends itself to being highly connected via a network of laneways and arcades.

We have grouped these places into the following character areas based on their shared attributes:

- Gateways
- Cultural Home
- High Street and Corso East (The Corso)
- Eat Street (Sydney Road)
- Laneways
- Laneway markers
- Arcades
- Squares
- Pittwater Road

Figure 18
Character areas within the Manly centre



Gateways

There are three 'Gateways' surrounding the Manly centre.

Manly Wharf to the south-west is the first point of contact welcoming visitors to Manly.

The Sydney Road and Belgrave Street intersection signifies the entry into the Manly centre when approaching from Balgowlah to the west. Pittwater Road heading southwards provides a transition from residential into the commercial activities of Manly. A key focus of this place plan is to enhance the Sydney Road and the Pittwater Road gateways and frame these edges of the centre.

Cultural Home (Corso West)

A key priority of this place plan is to create a 'Cultural Home' for Manly that is centered around the potential renewal of Manly Town Hall. Together with St Matthews Church, Manly Town Hall, Manly Court House and the police station these buildings and their adjoining open spaces form synergies that anchor Manly's cultural, civic, and community uses.

High Street and Corso East

The Corso functions as a 'High Street' that connects Manly Cove/ Wharf and the beach. Its south-western end is very much a typical high street with retail frontages lining both sides of a vehicular street, whereas its north-eastern end is a pedestrian-only mall extension of this high street typology.

A focused reconfiguration of the north-eastern end, known as Corso East, will encourage a mix of activities and provide spaces for people to dwell, gather as a community and enjoy events and performances.

Eat Street

Sydney Road is seen as Manly's 'Eat Street' and is home to a variety of restaurants with outdoor dining under the shade of established trees, creating a pleasant space to dine and dwell in. Its existing character will be retained and enhanced as part of this place plan.

Laneways

Off to the sides of The Corso and Sydney Road are the laneways of Manly, where smaller and more intimate pockets of activity can be found. Improvements to prioritise pedestrian safety and amenity will build upon the unique characteristics of these laneways.

Laneway Markers

There is an opportunity for this place plan to introduce visual markers that signal entry points to the adjoining laneways. These markers could be in the form of light art installations that establish visual identities unique to each laneway.

Arcades

A series of arcades exemplify the fine-grain character of the Manly centre. These arcades currently provide and will continue to provide important through-site connections that link The Corso with Market Place and Sydney Road.

Squares

The introduction of new squares along The Corso will assist in spatially defining it while complementing the existing Town Hall Square. The new Church Square and Manly Square will provide flexible, open spaces that can support a range of uses.

Rialto Square

Accessible from Rialto Lane or Wentworth Street, Rialto Square and pockets of Rialto Lane offer a hidden oasis for locals and visitors. This hidden gem avails itself for increased activation that balances the servicing arrangement in Rialto Lane and the needs of residents that overlook Rialto Square.

Pittwater Road Neighbourhood (Pittwater Road)

While situated away from the intense activity of the Manly centre, Pittwater Road provides a range of amenity and services for local residents and plays an important role in connecting Manly with Brookvale to the north. This place plan seeks to prioritise pedestrian safety and amenity along a particular section of Pittwater Road and create a sense of arrival into Manly.



Source: Karen Watson Photography

The Corso

The Corso is Manly's iconic high street, connecting Manly Cove and the world-famous Manly Beach.

The Corso is multi-layered and complex in its typology, with its south-western portion functioning like a road with lanes for cars and bikes and its north-eastern portion being a pedestrian-only mall. In addition, it operates very differently throughout the year. It is extremely busy in summer but is relatively under-utilised in winter. These layers make it difficult to achieve consistent activation year-round, particularly along the mall portion of The Corso.

To achieve a main street with activities and diverse experiences, the following place priorities for The Corso are identified:

- Create flexible spaces to facilitate large gatherings, pop-ups and everyday activities for locals and visitors to increase dwell time along The Corso.
- Create an integrated 'Cultural Home' centered around Manly Town Hall by implementing adaptive reuse investigations and encouraging ancillary uses.
- Tell a story of Indigenous and European heritage in The Corso via preserved built form and landscape, interpretive signage and public art.
- Provide directional signage as part of the entrance into Manly centre and useful signage in The Corso for public amenities and essential services.
- Improve urban tree canopy along The Corso with appropriate tree species that create shade and ambience while being resilient and aesthetically pleasing.
- Protect and retain the heritage trees.
- Promote opportunities in The Corso for public art and displays which celebrate Manly's cultural heritage and natural environment.
- Ensure there is a clear access path from Manly Wharf to Manly Beach for the full length of The Corso for all pedestrians including those with mobility limitations.
- Provide a safe environment for people to gather and sight-see, particularly with pedestrians' and cyclists tendencies to travel fast at the beach end of the Corso.
- Investigate the opportunities for a new structure and gathering point at the east end of The Corso providing a much-needed all-weather outdoor performance space.



Source: Karen Watson Photography



My Place: Manly 2024

Key moves for The Corso

In response to our guiding principles and place priorities, particularly around increasing activity and dwell time along The Corso, the following key moves have been established to inform the potential reconfiguration of The Corso:

**Maintain smooth pedestrian flow**

Ensure that pedestrian movement is not impeded by any new permanent structures or trees along both sides of The Corso, taking care to avoid designing only for 'event-mode' in summer.

**Retain key movement and gathering nodes**

Keep these areas free of any new permanent structures or trees to retain the current Town Hall Square and to create a new 'Manly Square'.

**Celebrate significance of -existing fig trees**

Keep area around existing fig trees free from any new permanent structures that may detract from their significance.

**Acknowledge the heritage significance of the Canary Island Date Palms**

Ensure that these trees, originally planted along The Corso in 1928, are retained while allowing the flexibility for them to be relocated elsewhere on The Corso if required.

**Celebrate built form heritage**

Keep area in front of St Matthews Church free from any new permanent structures or trees and create a new 'Church Square'.

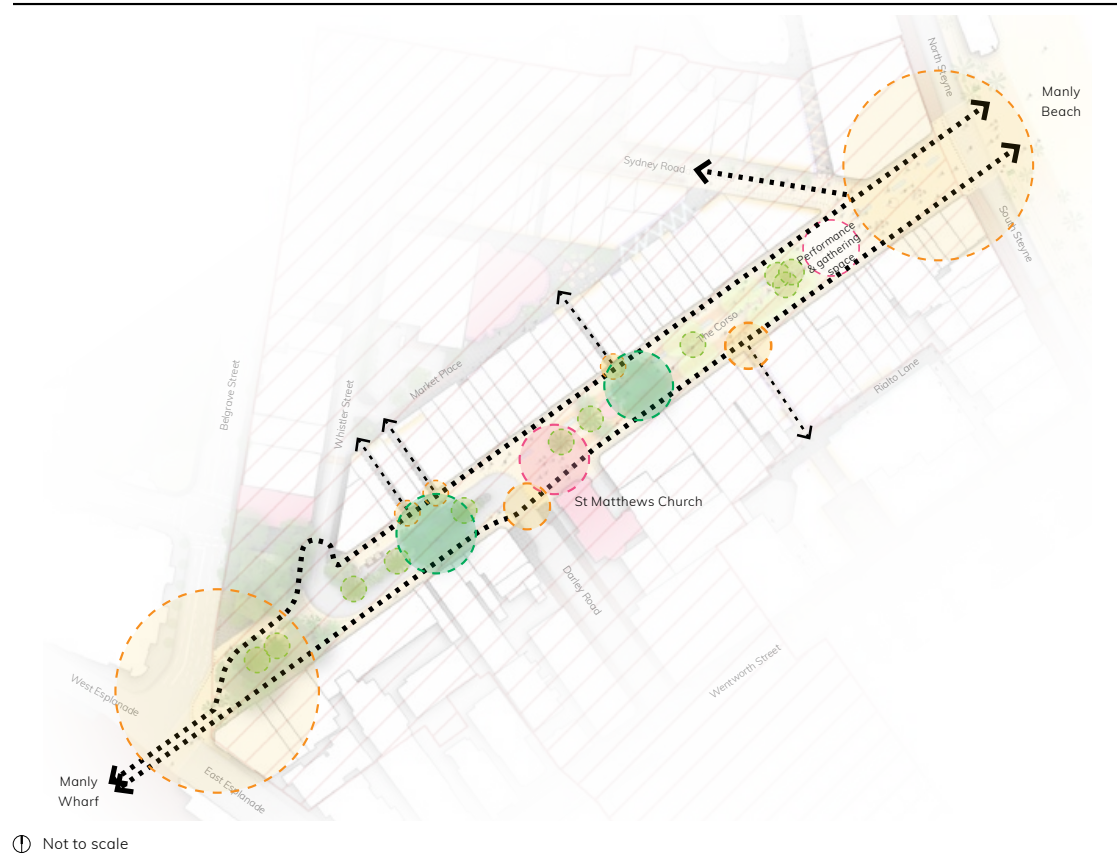
**Introduce a new multi-purpose performance and gathering space**

Provide an architecturally-designed structure/building that anchors the north-eastern end of The Corso.

**Acknowledge the Manly Town Centre Heritage Conservation Area**

Ensure that due consideration is given to the Heritage Conservation Area that The Corso sits within.

Figure 19
Key moves for The Corso



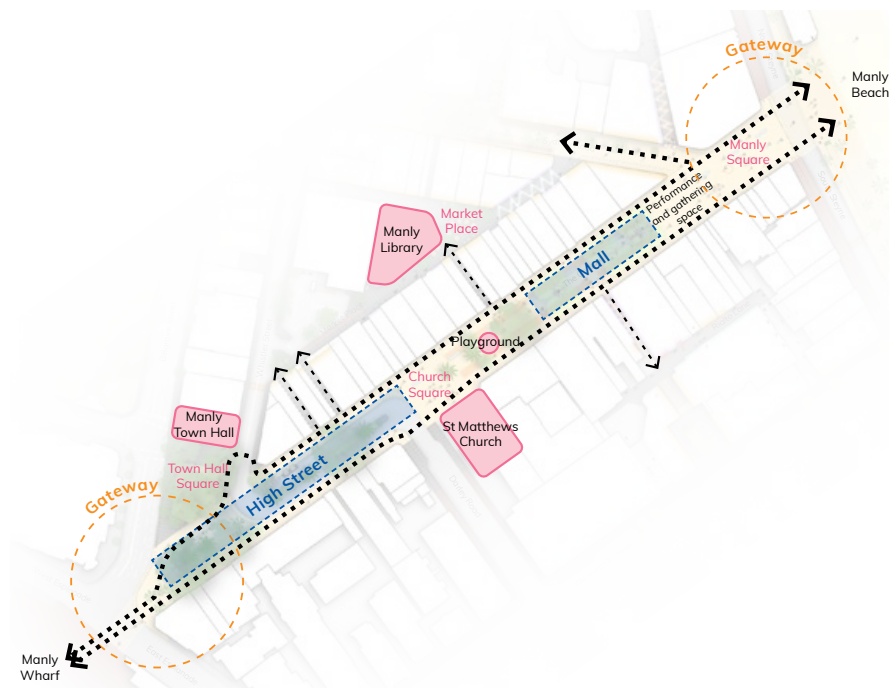
Spatial definition of The Corso

To help give definition to the types of activity that may occur on different parts of The Corso, portions of The Corso are spatially defined by different clusters of activity.

The south-western portion of The Corso is defined by Manly Wharf on one end and St Matthews Church, the new Church Square and the existing playground on the other end. This length of The Corso functions as a typical high street.

On the other side of the playground lies the north-eastern portion of The Corso, which functions as the pedestrian-only mall extension of the high street typology. The proposed performance and gathering space sits in the middle and signifies the transition towards the new Manly Square and Manly Beach.

Figure 20
Spatial definition of The Corso



① Not to scale

Concept design idea for The Corso

1. **Retain existing high street character** - No change proposed for the south-western end of The Corso. Existing carriageway compresses pedestrian activity along shopfronts and vehicular movement provides passive surveillance after dark
2. **Retain and celebrate significance of existing fig trees** - Ensure that no new permanent structures are constructed around them.
3. **Relocate four existing Canary Island Date Palms on The Corso** - Two to be relocated to near the existing playground and be clustered with two other existing Canary Island Date Palms in this location. Two to be relocated to near the existing Manly War Memorial at the south-western end of The Corso.

4. **Retain existing playground and water play fountains.**
5. **Activity zones** - Dedicated zones on both sides of The Corso that provide space for a range of activities including outdoor dining, seating, public litter bins, phone booths, water play, smaller performances and pop-ups under the shade of new trees.
6. **Provide new trees to replace existing Cabbage Palm Trees** to increase shading in the proposed activity zones. Selection of tree species will be subject to future detailed design.
7. **Replace the existing John Speight Stage, with a multi-purpose performance and gathering space** - Consider the existing stage as fit-for-purpose over the short-term as there may be opportunity to have a performance space and still allow for circulation around it.

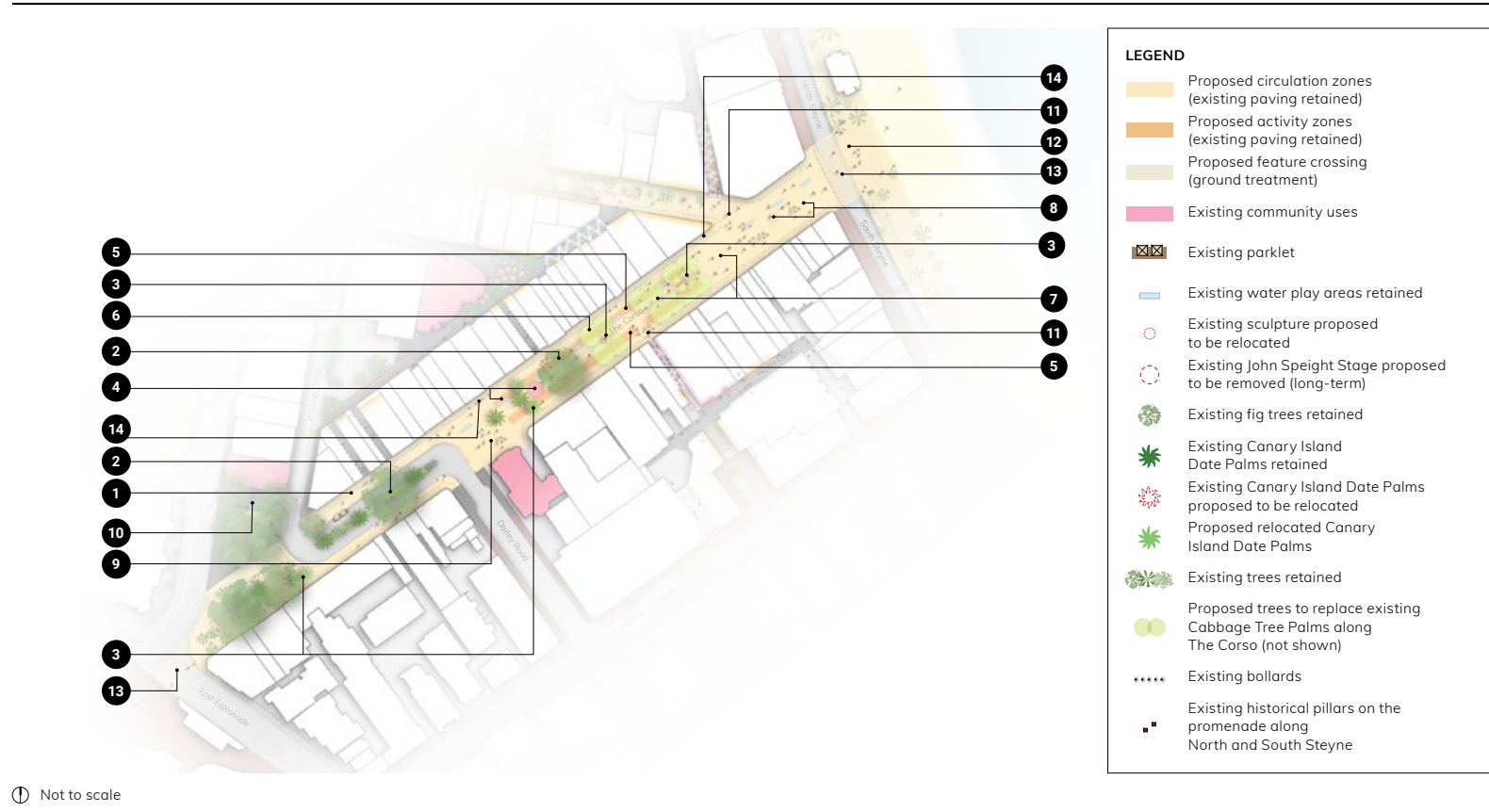
In the longer term, the existing stage may be replaced with a new multi-purpose performance and gathering space anchoring the north-eastern end of The Corso.

The location and design of the new performance space will be dependent on opportunities for views to the beach. The view to Manly Beach is retained with an open all-weather structure that includes integrated tiered seating and flexible performance space. This option will need to consider the Manly Town Centre Heritage Conservation Area as well as their adjacencies with existing heritage buildings along The Corso.

8. **Manly Square** - An open space for larger events and performances in front of relocated stage structure requires the relocation of existing sculpture to new activity zones on either side of The Corso.

9. **Church Square** - Open space that allows flexibility for performances and events such as weddings, with no new permanent structures.
10. **Town Hall Square** - No physical change proposed in front of the Manly Town Hall. The future reuse and renewal of the Manly Town Hall is the subject of separate investigations (currently underway).
11. **Key circulation nodes** - Open spaces with no permanent ground structures (such as street furniture) so as to not impede pedestrian circulation between The Corso, adjoining lanes, arcades and streets.
12. **Investigate safety measures on the promenade to minimise conflict between pedestrians and cyclists** to create a safer environment when crossing from The Corso towards the beach, with consideration to the location of the four existing historical pillars.
13. **Feature art crossings at both ends of The Corso** - Opportunity to create feature pedestrian crossings integrated with public art that is uniquely Manly.
14. **Provide a consistent awning treatment** that is sympathetic to the quality of The Corso's streetscape within the Manly Town Centre Conservation Area.
15. **Introduce a new LEP clause specifically for signage on The Corso** to ensure that signage, including advertisements and real estate signs, are sympathetic to the quality of The Corso's streetscape within the Manly Town Centre Conservation Area and seek to replace or remove any existing non-compliant signage over time.

Figure 21
Concept design idea for The Corso



Movement along The Corso

The Corso will need to be able to support heavy foot traffic in summer and during large events such as the Manly Jazz Festival.

However, it is crucial that The Corso is not designed to be in 'event-mode' as this would result it in being an expansive space lacking activity and being underutilised for most of the year.

To balance movement and activity, the concept design proposes the following zones for The Corso:

1. Shopping and circulation zones -

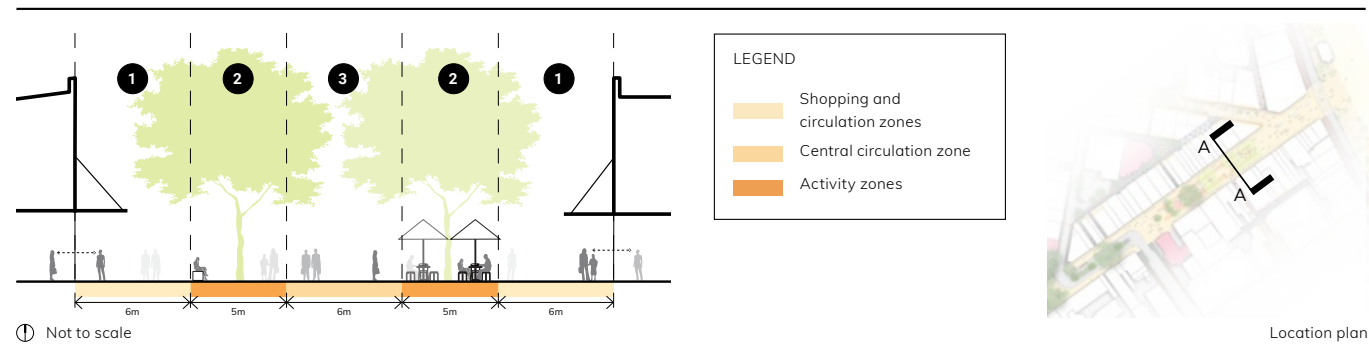
Circulation space compressed to 6m on both sides of The Corso to encourage interaction with shopfronts while still allowing for movement between the cove and the ocean. This zone will also be used by maintenance vehicles for waste management and cleansing services along The Corso.

2. Activity zones - 5m wide flexible zones on

both sides of The Corso that provide space for a range of activities including outdoor dining, seating, public litter bins, phone booths, water play, smaller performances and pop-ups under the shade of new trees.

3. Central circulation zone - 6m wide circulation space with no new structures in between the activity zones, connecting the existing playground with the new performance and gathering space. This unobstructed zone also allows for movement between the shopfronts and activity zones on either side of The Corso.

Figure 22
Section A-A: Various zones across The Corso

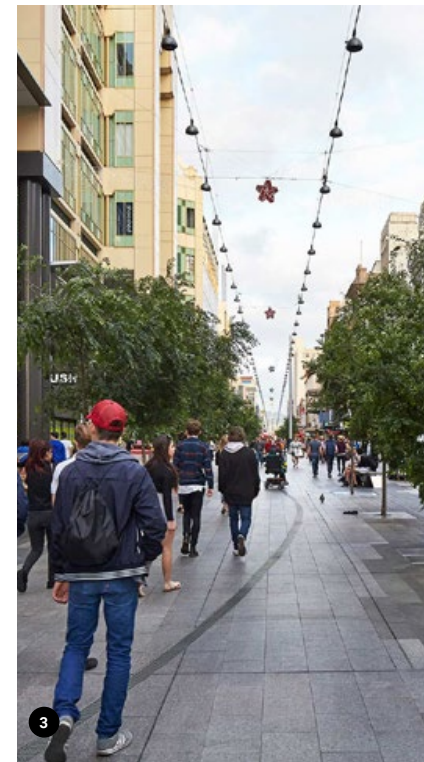




Compressed circulation space that encourages interaction with shopfronts at the south-western end of The Corso while still allowing movement exemplifies how this can be extended to the north-eastern end of The Corso
Source: Ethos Urban



Dedicated activity zones provide space for a range of activities under the shade of trees
Source: Tony Caro Architecture



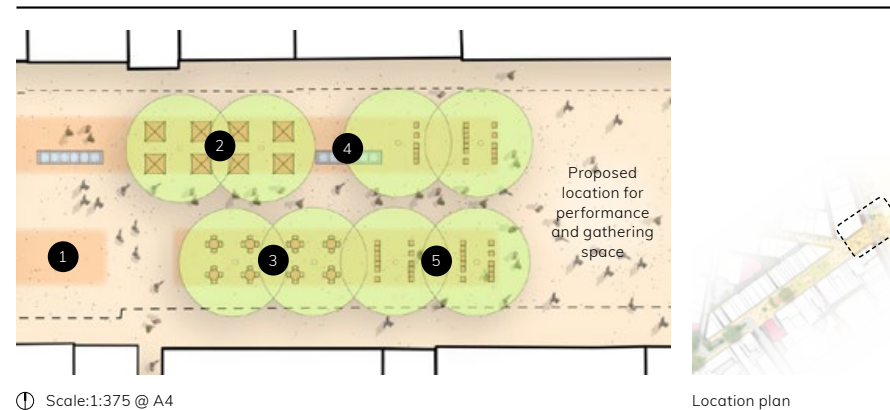
Central circulation zone that is free of permanent structures and allows for movement between shopfronts on either side of the mall
Source: Peter Bennetts

Activity zones along The Corso

Dedicated activity zones will reduce visual clutter along The Corso by consolidating existing infrastructure with new infrastructure and flexible spaces that can facilitate a range of activities, including:

- 1. Flexible performance spaces** - Open spaces within activity zones that can cater for smaller, informal performances such as busking.
- 2. Pop-ups** - Flexible spaces for smaller pop-up events and market stalls.
- 3. Outdoor dining** - 5m wide activity zone provides sufficient space for two rows of outdoor dining (the furniture is not delivered by Council) under the shade of new trees.
- 4. Water play** - Retention of existing water play fountains within the activity zones.
- 5. Spaces to dwell** - Street furniture under the shade of new trees provide spaces to gather and dwell.
- 6. Supporting infrastructure** - Public litter bins, new power outlets and other infrastructure consolidated in the activity zones.

Figure 23
Indicative configuration of proposed activity zones



The activity zones provide a flexible framework that can be adjusted to suit the needs of adjacent retail tenancies. Spaces for outdoor dining could be provided where there are food and beverage offerings nearby. Street furniture and other infrastructure can be located elsewhere in the activity zone.

Curation of the activity zones will need to be undertaken in co-ordination with the future detailed design of The Corso.



Outdoor stage on The Corso during Play Manly
Source: Salty Dingo



Pop-ups and market stalls
Source: Rundle Mall



Existing water fountains
Source: Weekend Notes



Outdoor dining
Source: Daily Telegraph

My Place: Manly 2024

Performance and gathering space

The Corso Canopy will provide an open and all-weather gathering space that is also flexible and can be utilised for a range of other activities such as live music and performances.

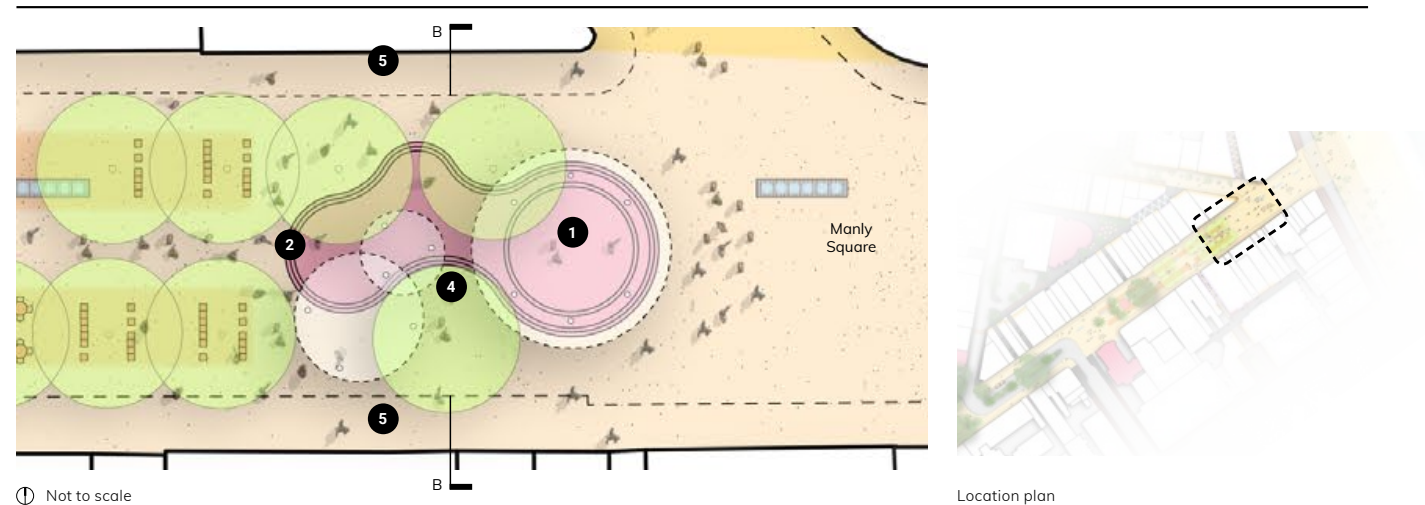
The concept design for this structure is illustrative only and will be subject to further investigations and design development, including consultation with the relevant stakeholders to ensure that this structure is able to meet event and operational requirements.

As a guide, the design of this structure should as a minimum:

1. Provide a permanent outdoor performance space that is sheltered from the elements.
2. Provide space for seating to encourage people to meet, gather and dwell on The Corso.

Figure 24

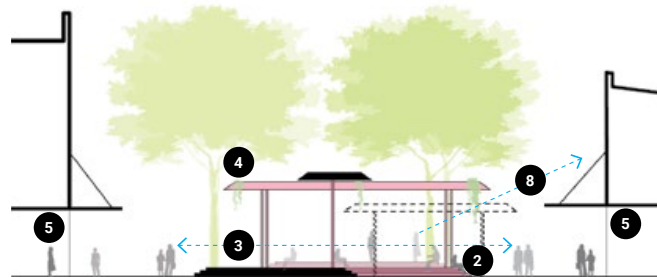
Plan of the Corso Canopy



3. Be generally open in nature so as to not obstruct sight lines and present safety concerns after dark.
4. Explore ways of integrating trees, vegetation and supporting infrastructure such as lighting, wayfinding signage and power outlets.
5. Consider its interface with existing building entries, utility services and conduits.
6. Consider curtilages to existing buildings along The Corso.
7. Consider overlapping tree cover and permanent roof structures at various heights that provide sufficient shelter where required and reinforce the open nature of the Corso Canopy.
8. Consider roof structures that are spaced apart, similar to how the proposed trees are spaced apart, to allow for casual views of the built form facades along The Corso.

Figure 25

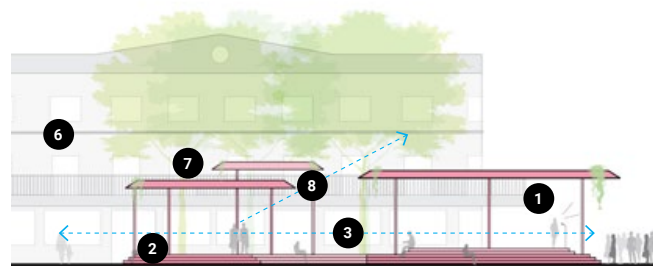
Section B-B: Cross section through The Corso and the Corso Canopy



① Scale 1:250 @ A4

Figure 26

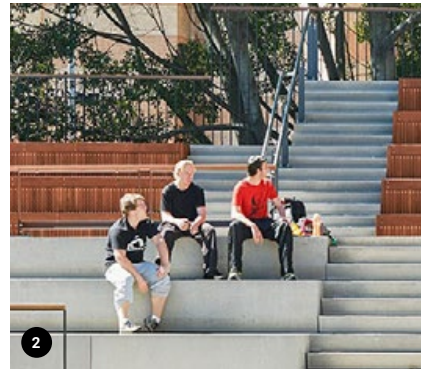
South-east elevation of the Corso Canopy



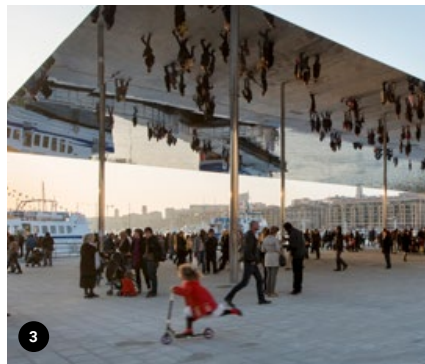
① Scale 1:250 @ A4



1
Sculpture element offering shaded seating and gathering.
By Studio Chris Fox (The Carriage works Eveleigh NSW).
Source: Northern Beaches Council



2
Spaces to gather and dwell
Source: Aspect Studios



3
Open in nature so as to not obstruct sight lines
Source: ArchDaily



5 6
Consider interface with existing
buildings and heritage curtilages
Source: Ethos Urban



4
Integrated trees, lighting and seating.
Source: Landezine



Artistic Impressions: Mark Gerada

My Place: Manly 2024

Sydney Road

Sydney Road is seen as Manly's 'dining room' that branches off The Corso.

Existing tenancies along its eastern end (between Central Avenue and The Corso) include local cafes and eateries with designated outdoor dining areas supplemented by arts & craft and fresh food markets on weekends. It provides a more intimate and relaxed outdoor dining setting as compared to the high-level of activity along The Corso, with slower foot traffic that segways into the adjoining laneway network allowing for a casual yet vibrant atmosphere perfect for socialising and eating. The western end of Sydney Road has a unique spatial character as it is shaded well by four existing fig trees - a huge natural asset for this part of Manly. It is currently underutilised despite it presenting itself as the gateway into Manly from the west.

Improving the edge condition in this part of Sydney Road to emphasise the sense of arrival into the Manly centre and building on Sydney Road's 'Eat Street' character are primary for this key place as well as these place priorities:

- Emphasise its role as an anchor that leads to the adjoining laneways.
- Provide casual seating under the existing fig trees.



Sydney Road
Source: Ethos Urban



Sydney Road
Source: Karen Watson Photography



Sydney Road
Source: Ethos Urban



Sydney Road
Source: Ethos Urban



Sydney Road
Source: Karen Watson Photography



Sydney Road
Source: Karen Watson Photography

My Place: Manly 2024

Concept design idea for Sydney Road

- 1. Widen footpaths and build-out kerbs at the Sydney Road and Belgrave Street intersection and along the eastern side of Belgrave Street** to improve pedestrian amenity in this section of Sydney Road into the centre from Whistler Street to Belgrave Street.
- 2. Provide new large trees on the widened footpaths along the eastern side of Belgrave Street to frame the gateway entry into Manly and improve pedestrian amenity along Belgrave Street.** This natural visual marker builds upon the prominence of the existing fig trees on the pedestrian-only portion of Sydney Road.
- 3. Widen footpath along the southern side of Sydney Road** to allow sufficient space to accommodate new trees.
- 4. Provide new large trees on both sides of Sydney Road between Belgrave Street and Whistler Street** to frame sight lines down Sydney Road towards the existing fig trees to the east.
- 5. Extend existing road stencil treatment or provide new road art between Belgrave Street and Whistler Street** to emphasise the sense of arrival into the Manly centre, while improving pedestrian safety and amenity.
- 6. Provide planting on existing pedestrian refuge and median strips** along Sydney Road to soften the hardscape of the Sydney Road and Belgrave Street intersection.
- 7. Provide public art on the facades of 57 Sydney Road to create a visual marker at this corner of Sydney Road and Belgrave Street.**
- 8. Retain existing outdoor dining and encourage more outdoor dining along the eastern end of Sydney Road** to build on its 'Eat Street' character.
- 9. Provide new lighting / light art to illuminate existing fig trees** to celebrate the significance of these natural assets on Sydney Road.
- 10. Investigate opportunities for casual gathering and shared dining spaces under the existing fig trees at the western end of Sydney Road** that differentiates itself from the eastern end of Sydney Road.
- 11. Consolidate supporting infrastructure in co-ordination with the new casual gathering and shared dining spaces,** including public litter bins, CCTV and light posts.
- 12. Provide light art at intersections with adjoining laneways** as a wayfinding device that signifies the entryway into the laneways.
- 13. Updated granite paving around Ivanhoe Park and Gilbert Park** as per the adopted Ivanhoe Park Landscape Masterplan (separate to this place plan).

Figure 27
Concept design idea for Sydney Road





Large trees used as natural visual markers
Source: Google Maps



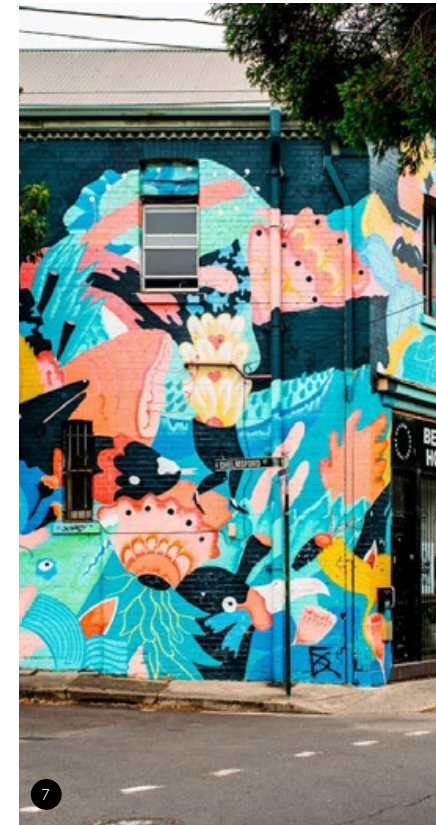
Road art
Source: Dezeen



Light art projection on fig tree as part of Vivid Sydney
Source: Ample Projects



Planting on median strips
Source: Google Maps



Public art on building as a visual marker. Artist: JUMBOist
Source: The Culture Trip



Artistic Impressions: Mark Gerada

My Place: Manly 2024

Sydney Road East - 'Formal' outdoor dining

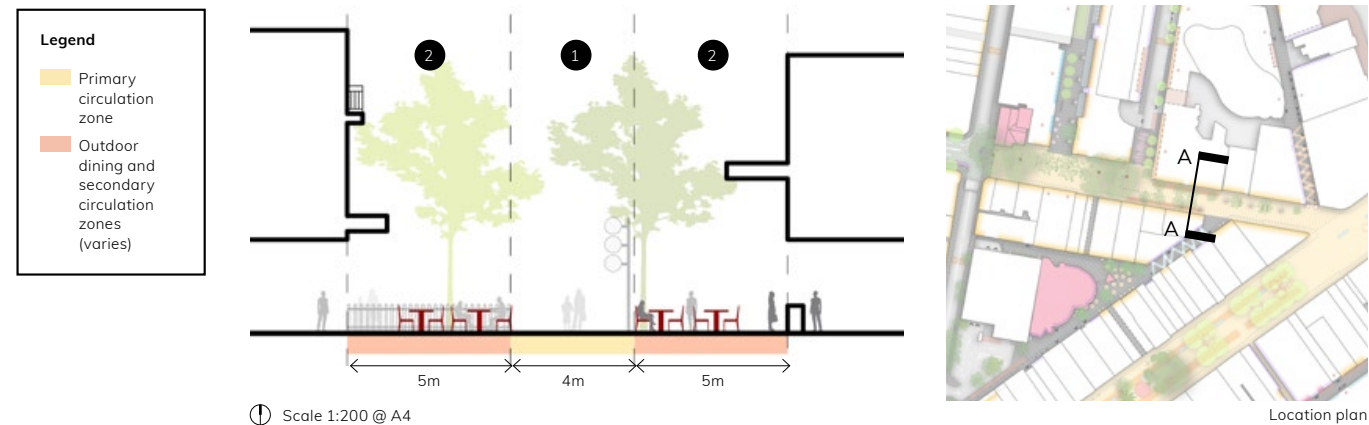
The concept design proposes to retain the existing character along the eastern end of Sydney Road and encourage more outdoor dining here to build upon its 'Eat Street' character.

1. Primary circulation zone - 4m wide circulation zone that runs along the middle of this end of Sydney Road, free of any permanent structures.

2. Activity and secondary circulation zones - 5m wide zones on both sides that provide designated areas for an activity zone such as outdoor dining area or secondary circulation zone where an activity zone is not present. This can also be interchangeable with pop-ups under the shade of existing trees.

Figure 28

Section A-A: Various zones across the eastern end of Sydney Road



Sydney Road West - Casual communal gathering

The concept design proposes to extend the existing 'Eat Street' character into the western end where its spatial character is defined by the heavy canopy of four existing fig trees.

The concept design capitalises on this natural asset and introduces street furniture under the fig trees that provide

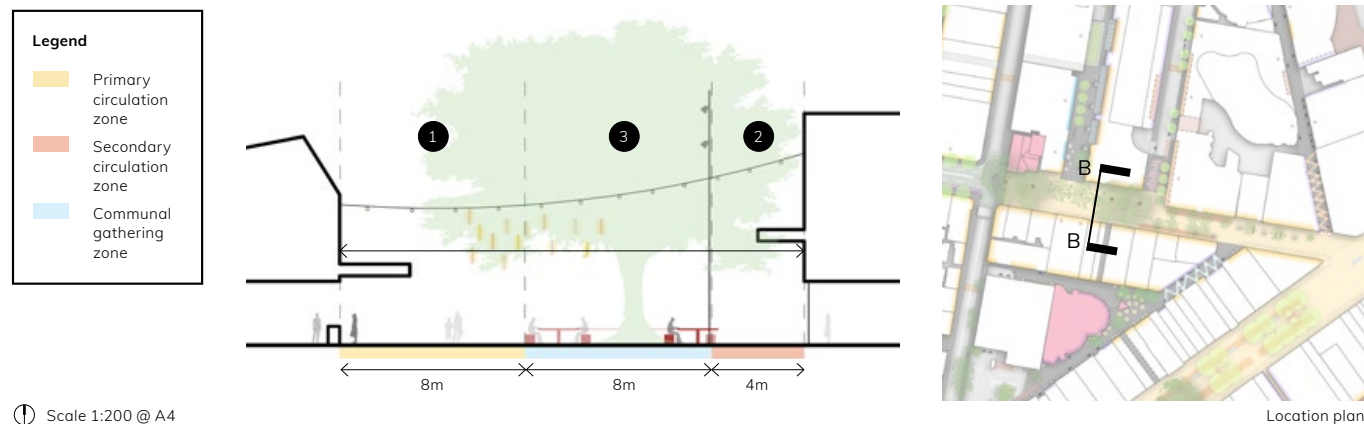
opportunities for casual interactions and is a more intimate gathering space.

- 1. Primary circulation zone** - 8m wide zone on the southern side of this end of Sydney Road.
- 2. Secondary circulation zone** - 4m zone on the northern side of this end of Sydney Road that provides a more compressed space between the communal gathering zone and the shopfronts.

- 3. Communal gathering zone** - 8m zone under the canopy of the existing fig trees with area set aside for communal use.

The combination of community services and hospitality creates a vibrant and active space with fine-grain cafes, restaurants and bars lining the edges and plenty of outdoor dining in the centre of the square.

Figure 29
Section B-B: Various zones across the western end of Sydney Road



Market Place

Market Place forms an integral part of Manly's 'Cultural Home' and has been a focal point of the community for decades.

While Market Place is an active space, people have to navigate uneven paving, bollards, wheelie bins, delivery and garbage trucks. The existing Manly Library external fire stairs, fences to the licensed areas as well as old signage and street lighting limit activity and flexibility of uses in the centre of Market Place. Furthermore, the area in front of the Whistler Street carpark building prioritises vehicles, making it unsafe for pedestrians walking through this area.

Building on its already vibrant and fine-grain character, the place priorities for Market Place are:

- Manly Library is the primary anchor for Market Place that fosters a creative environment.
- Investigate option of removing library fire stairs.
- Investigate opportunity to reinstate 'Bend the Truth' sculpture (Michael Snape, 1996) in an appropriate location.



Market Place
Source: Ethos Urban



Market Place
Source: Karen Watson Photography



Market Place
Source: Ethos Urban



Market Place
Source: Karen Watson Photography



Market Place
Source: Karen Watson Photography

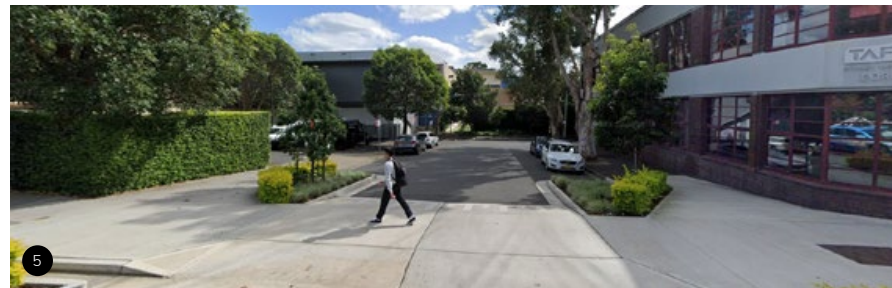


Market Place
Source: Karen Watson Photography

My Place: Manly 2024

Concept design idea for Market Place (short-term)

1. Update paving around the library to be consistent with surrounding granite paving.
2. Consider the provision of continuous awnings to provide shade and shelter from the elements without impeding service and operational requirements.
3. Explore opportunities for more public art such as murals on blank walls and along the edges of the Manly Library.
4. Provide light art at Sydney Road intersection as a wayfinding device that signifies the entryway into Market Place.
5. Provide new raised footpaths along Whistler Street to prioritise pedestrian movement while still allowing vehicles to exit the car park to Whistler Street.
6. Raise and pave existing loading zones with revised bollards to improve pedestrian safety and amenity.
7. Make existing parklet permanent by widening existing footpath.
8. Investigate opportunities for activations/ events in Manly Library at night-time complementary to enlivening Market Place.

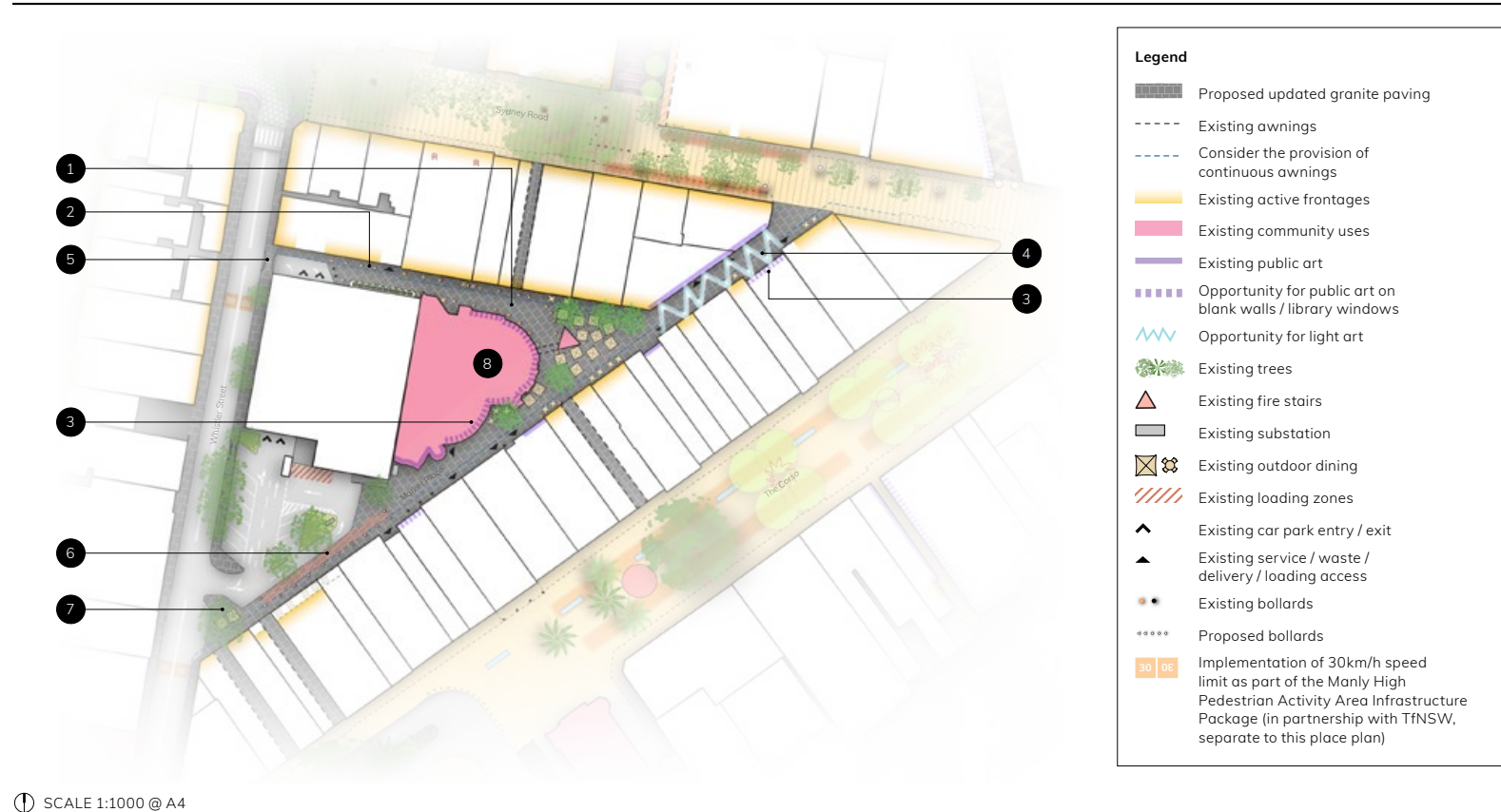


Raised and continuous footpath
Source: Google Maps



Paved loading zone to match footpath paving
Source: Ethos Urban

Figure 30
Concept design idea for Market Place (short-term)



Concept design idea for Market Place (long-term)

In addition to the proposed short-term improvements, the following recommendations are proposed for the long-term:

1. Explore opportunities to remove existing fire stairs outside the library.
2. Explore opportunities to renew or refurbish Manly Library, re-examine usage of current facilities and their interface with Market Place and investigate opportunities for activation events at night.
3. Consider the replacement of existing trees for a single, large and iconic tree such as a Jacaranda to better define the visual character of Market Place.
4. Consider the feasibility of using loose furniture designed specifically for Market Place to further strengthen its visual identity while also allowing a flexibility of use.
5. Review and simplify bollard operations in co-ordination with the recommended review of the movement operations.



Existing external fire stairs
Source: Ethos Urban



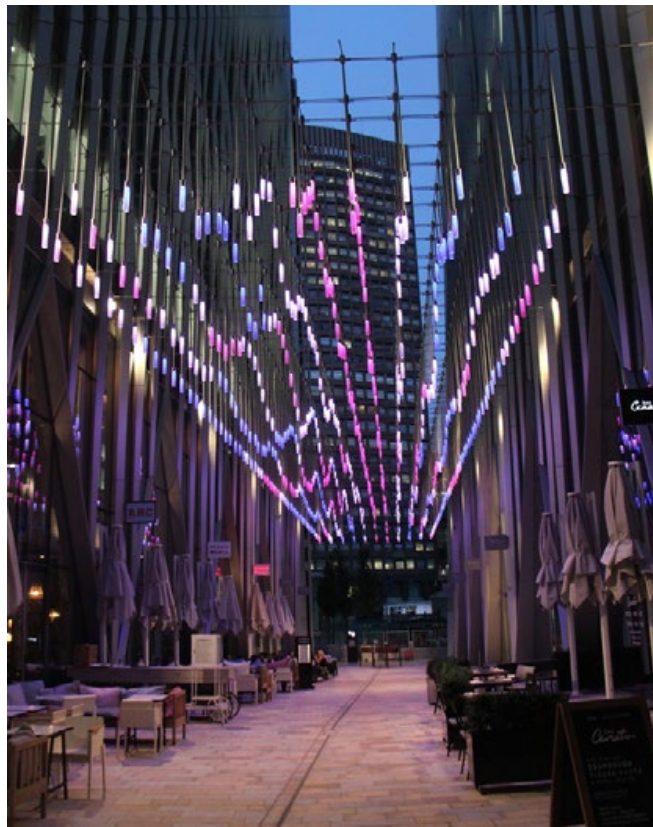
Potential library renewal
Source: Studio Hollenstein



Jacaranda trees provide a distinct visual character
Source: Destination NSW

Figure 31
Concept design idea for Market Place (long-term)





Light art by Carl Stahl Architecture to signalise entryway into laneway
Source: Christine Jakob



Consistent granite paving
Source: Ethos Urban



Public art mural opportunities.
Source: Karen Watson Photography



Artistic Impressions: Mark Gerada

My Place: Manly 2024

Rialto Lane and Rialto Square

Rialto Lane is a place with enormous functional requirements and pressures, balancing people, cars, loading docks, servicing and waste collection.

Changes to the eastern part of Rialto Lane will also be limited due to loading zones and ingress/egress of parking areas.

Rialto Lane leads to another hidden gem, Rialto Square. This quaint public space provides outdoor dining areas for the adjoining restaurants and cafes.

Activation in Rialto Lane occurs from its entrance at The Corso. Along the northern edge of the laneway, it has benefited from breaks in the building elevation to create safe and attractive spaces for people in the lane. The southern edge of the laneway performs the servicing requirements of the Peninsula development.

The place priorities at this location include:

- Prioritise day-time activation over night-time activation to ensure residents are not at a disadvantage.

Rialto Lane

- Provide light art at The Corso intersection as a wayfinding device that signifies the entryway into Rialto Lane.
- Promote screening of existing service areas to add fine grain laneway character.
- Explore new options for waste management to free up the backs of buildings providing activation or visual treatment opportunities.
- Ensure vehicular circulation or movements are not impeded by outdoor dining or activations in this laneway.

Rialto Square

- Outdoor dining areas are assigned to specific tenancies at ground level of Rialto Square, based on Development Consent DA0443/2002.
- Explore opportunities for new trees at Rialto Square to provide shade without impacting the space available for outdoor dining, and along Wentworth Street to improve streetscape and pedestrian amenity.



Rialto Square
Source: Karen Watson Photography



Rialto Lane
Source: Karen Watson Photography



Rollers Bakehouse, Rialto Lane
Source: Ethos Urban



Rialto Lane
Source: Ethos Urban



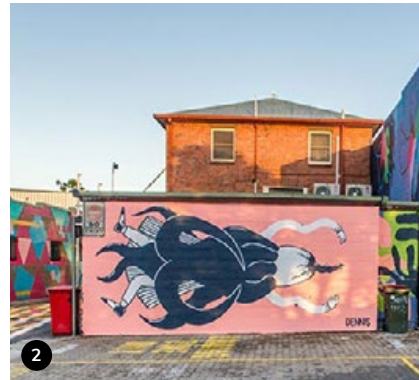
Rialto Square
Source: Karen Watson Photography



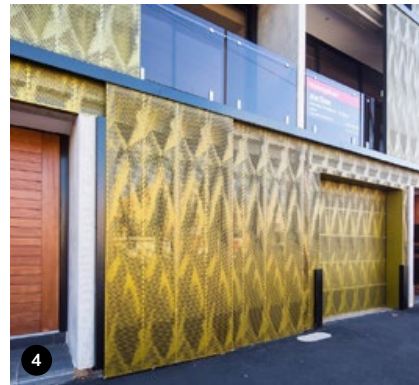
Rialto Lane
Source: Ethos Urban

Concept design idea for Rialto Lane

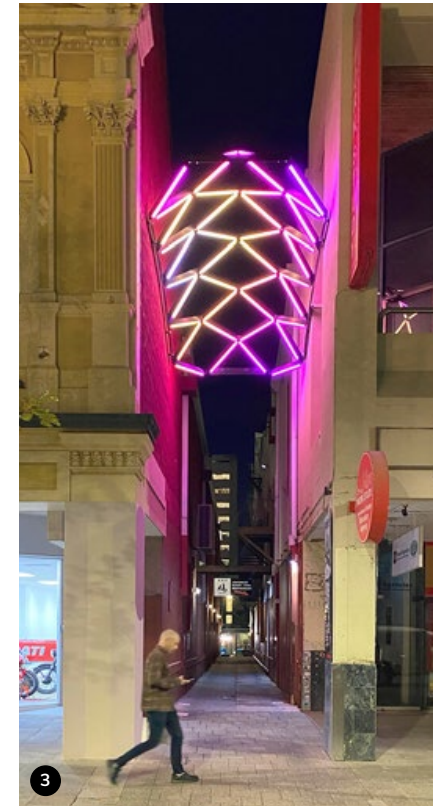
1. Review and simplify paving types to distinguish shared zone locations.
2. Explore opportunities for more public art such as murals on blank walls.
3. Provide light art at The Corso intersection as a wayfinding device that signifies the entryway into Rialto Lane.
4. Investigate feasibility of providing decorative screening to existing service areas.
5. Explore opportunities for new trees at Rialto Square to provide shade without impacting the space available for outdoor dining.
6. Explore opportunities for new trees along Wentworth Street to improve streetscape and pedestrian amenity.
7. Provide new raised footpaths along Wentworth Street to prioritise pedestrian safety while still allowing vehicles to enter from and exit to Wentworth Street.



Murals by Danny Gretscher and Andy Dennis
Source: Resene

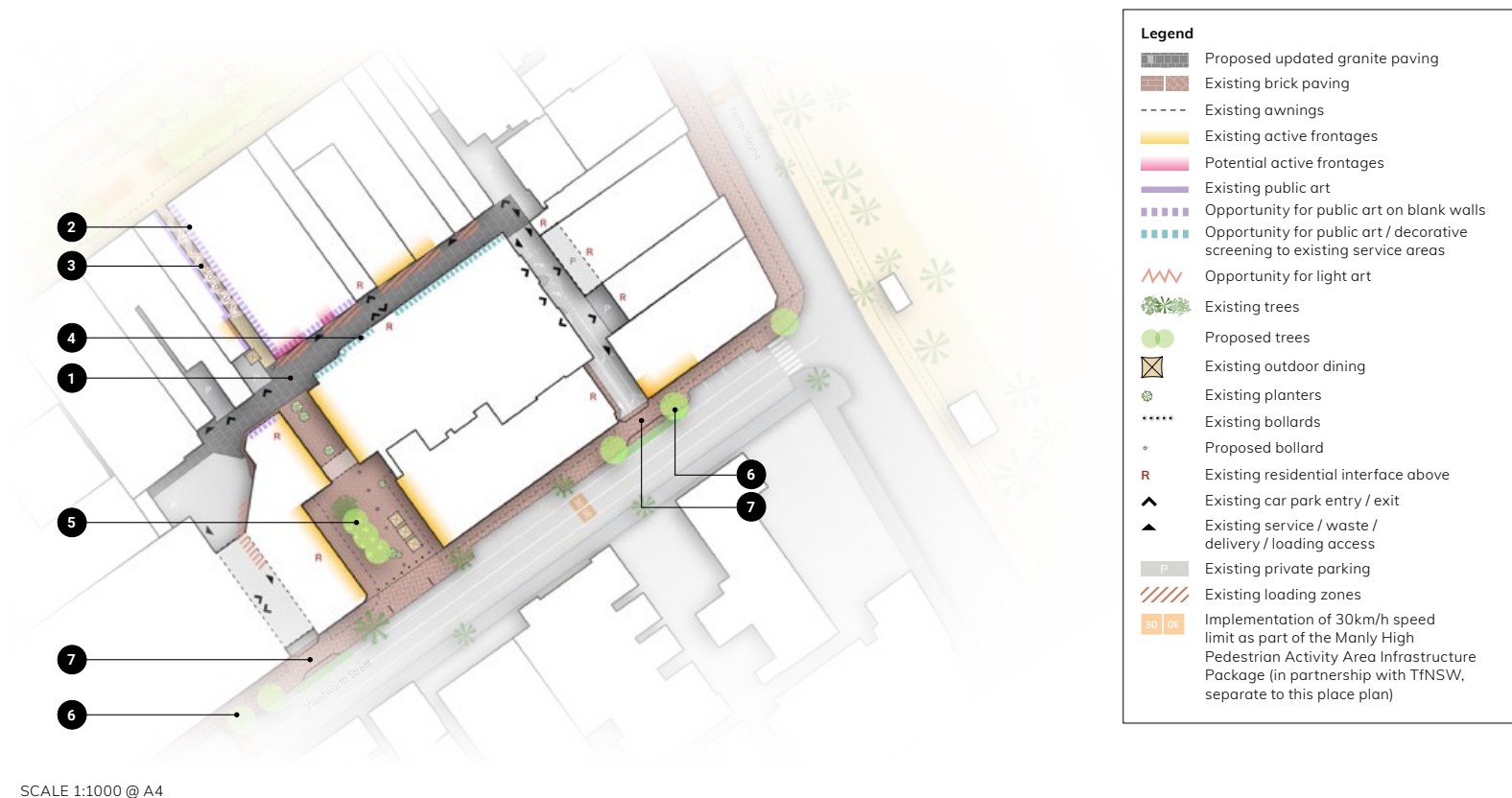


Decorative screening to car parks and service areas
Source: Locker Group



Light art to signalise entryway into laneway, 'Solaris' by Joshua Webb.
Source: Historic Heart of Perth

Figure 32
Concept design idea for Rialto Lane



Henrietta Lane

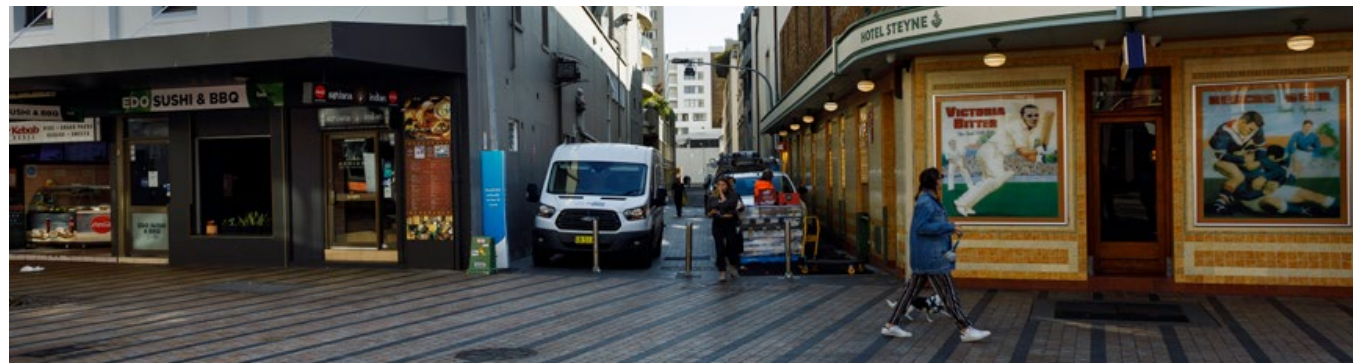
Henrietta Lane is a traditional service lane supporting buildings fronting North Steyne and the three large residential developments at Central Avenue.

The lane is 2.7m wide and is characterised by roller doors, waste storage, service areas, and access to and from the carpark with empty shop fronts at the northern end. Pedestrians need to negotiate kerbs, uneven road surfaces, wheelie bins and cars. Combined with limited street lighting, this makes pedestrian journeys feel precarious and unsafe.

Acknowledging its important service function, no structural or use changes are proposed at this location. We aim to make Henrietta Lane safer for pedestrians by turning it into a dedicated shared zone with new road surfaces, better lighting throughout and potentially some light art or mural-style public art to improve the overall quality of the space and add visual interest to an area often overlooked by the public.

Place priorities are to:

- Balance the needs of cars, people, loading docks, services and waste collection.
- Upgrade and designate the area as a shared zone to improve pedestrian safety, while maintaining important service lane function.
- Provide visual interest to the southern end where it intersects with Sydney Road.
- Explore opportunities to activate Henrietta Lane and its vacant frontages for pop-ups or 'hole in the wall' commercial activities.



Henrietta Lane viewed from Sydney Road
Source: Karen Watson Photography



Henrietta lane
Source: Karen Watson Photography



Henrietta lane
Source: Ethos Urban



Henrietta Lane
Source: Ethos Urban



Henrietta Lane
Source: Ethos Urban

My Place: Manly 2024

Concept design idea for Henrietta Lane

1. Transition Henrietta Lane into a dedicated shared zone with consistent granite paving and clear signage at both ends of the lane.
2. Provide raised footpaths along Raglan Street to prioritise pedestrian movement.
3. Explore opportunities for more public art such as murals on blank walls.
4. Provide light art at the southern end of the lane as a wayfinding device that signifies the entryway into Henrietta Lane.
5. Review and investigate opportunities to improve current street lighting to improve pedestrian safety at night without visually impacting residential units that overlook Henrietta Lane.
6. Explore opportunities for pop-up or retail tenancies to activate existing vacant frontages to the north of Henrietta Lane.



Clear shared zone signage
Source: AFP

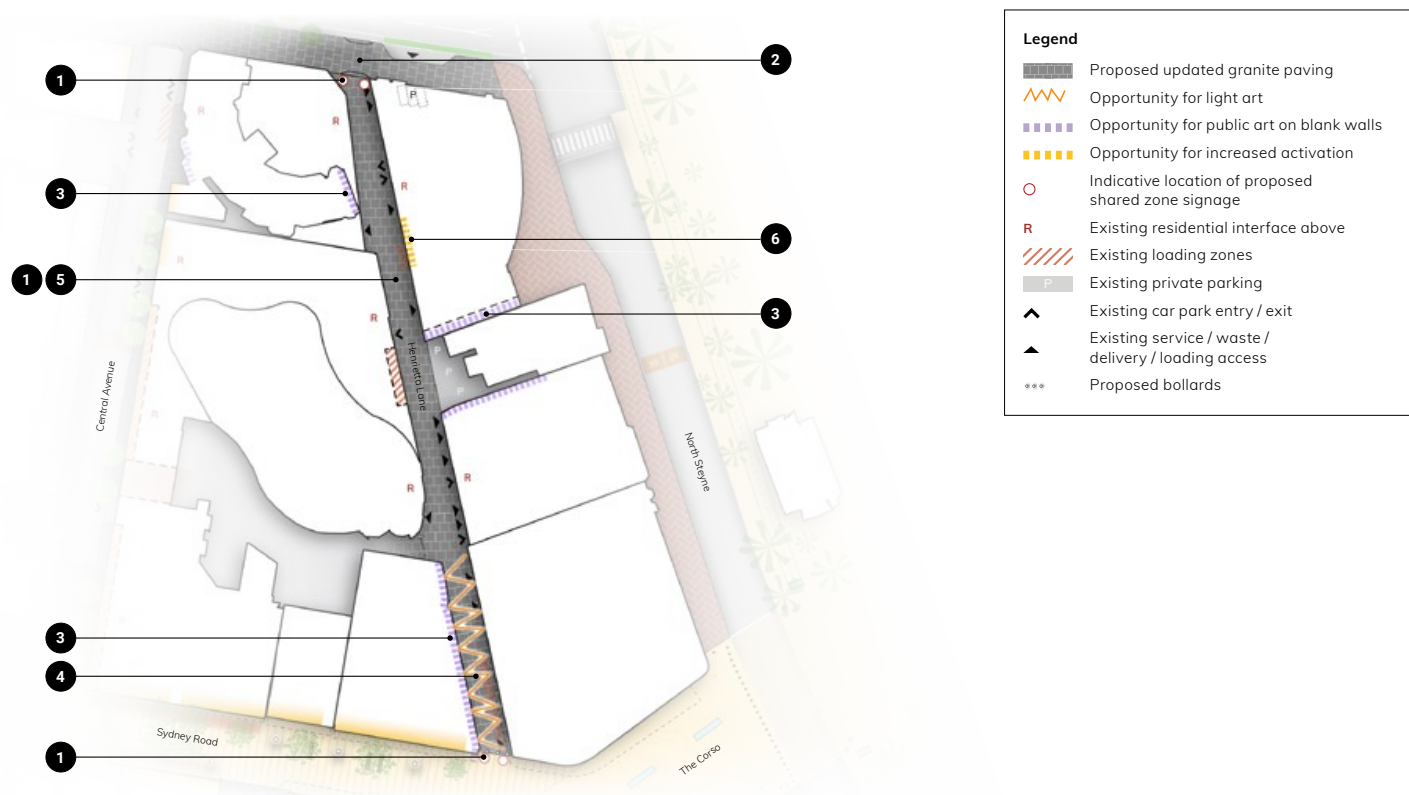


Retail tenancies to activate and provide passive surveillance to laneway
Source: Miss Never Full



'In Between Two Worlds' by Reubszz, integrating light art, wall murals and ground treatment
Source: Salty Dingo

Figure 33
Concept design idea for Henrietta Lane



① SCALE 1:1000 @ A4

Central Avenue

Compared to the other laneways, Central Avenue operates most like a traditional street with two-way traffic, street parking, footpaths on either side and is fast becoming a 'Health and Wellness' cluster.

It provides access to the Manly National and Pacific Waves public carparks, as well as a number of private carparks. There are several shops, cafes and services such as a hairdresser, massage therapist and gym. Uses are relatively fine-grain and concentrated on the eastern side of the street within the Pacific Waves development. The activation is setback from the building edge due to the existing colonnade at street level. The western side of the street has large blank walls to Manly National carpark. The combination of blank walls and recessed retail means that Central Avenue feels relatively inactive.

To improve Central Avenue, its place priorities are:

- Encourage the establishment of health and wellness landuses/ activities on and in proximity to Central Avenue.
- Investigate opportunities to improve street frontage activation particularly the area underneath the colonnades.
- Providing opportunities for activation and interest along the Central Avenue frontage.
- Prioritise artwork to the south of Central Avenue covering the blank walls that exist to create a welcoming atmosphere when entering from Sydney Road.
- If appropriate, investigate opportunities for continuous awnings to be installed as a way of providing shade and shelter from the elements.



Central Avenue
Source: Ethos Urban



Central Avenue
Source: Karen Watson Photography



Central Avenue
Source: Karen Watson Photography

My Place: Manly 2024



Central Avenue
Source: Karen Watson Photography

Concept design idea for Central Avenue

1. Explore opportunities to extend existing retail tenancies to the street edge of the existing colonnade along Central Avenue.
2. Provide light art at the Sydney Road intersection as a wayfinding device that signifies the entryway into Central Avenue without impacting residential units that overlook this end of Central Avenue.
3. Provide a new raised and paved area at the southern end of Central Avenue that retains the existing loading zone.
4. Consider the provision of continuous awnings to provide shade and shelter from the elements.
5. Widen footpaths and provide new trees at selected points along the eastern side of Central Avenue to improve streetscape amenity and provide opportunities for outdoor dining.
6. Introduce new public art and/or green walls on existing blank walls.

7. Provide raised footpaths along Raglan Street to prioritise pedestrian movement, similar to the existing treatment at the intersection of Short Street and Raglan Street.



Example of retail infill in former colonnade typology
Source: Dexus

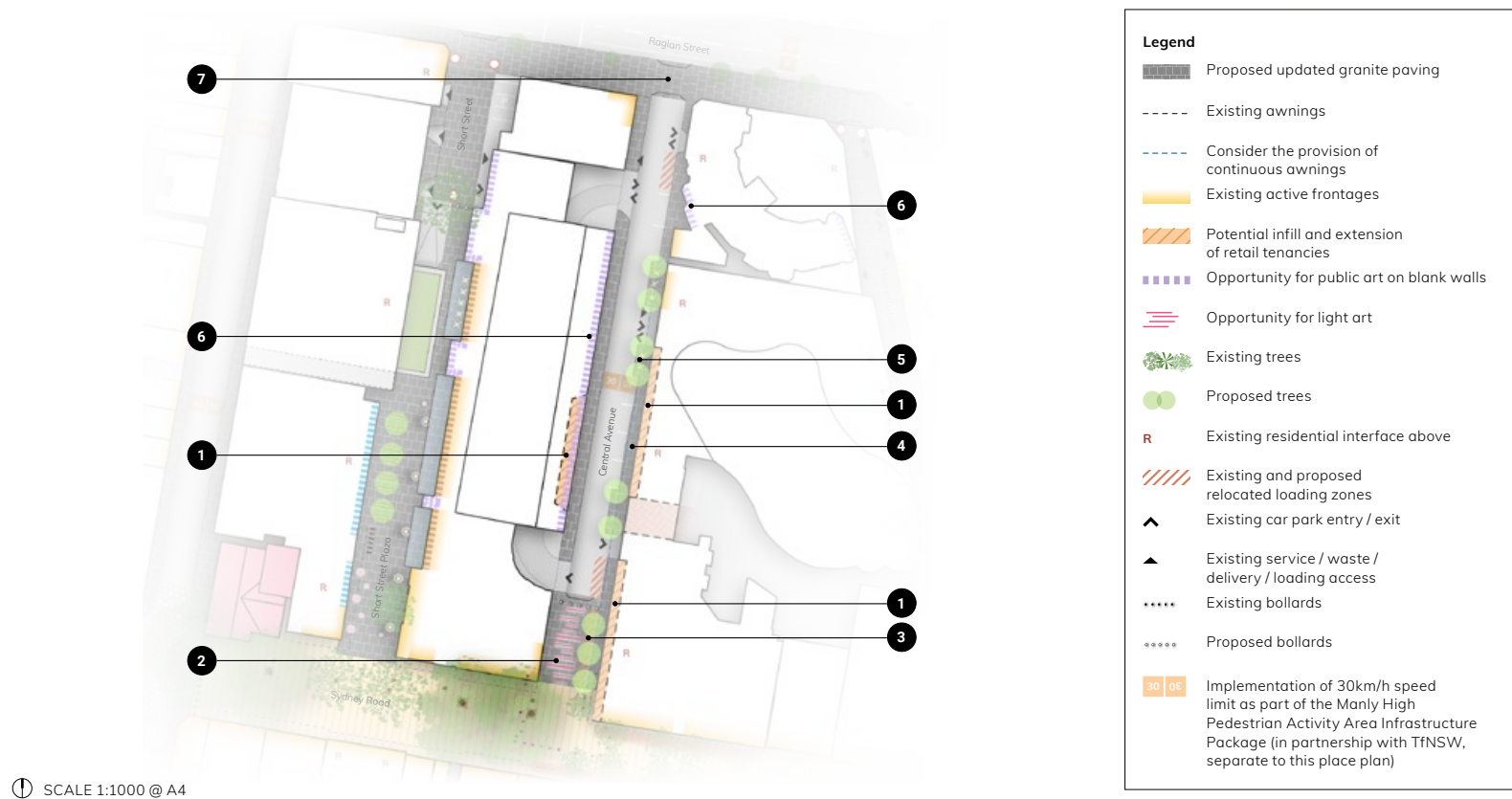


The Gallery from the Solid Ground Program
Source: Mercy Works



Public art on blank wall, Shadow by Fintan Magee
Source: Street Art News

Figure 34
Concept design idea for Central Avenue



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Short Street Plaza - Short Street

Short Street Plaza is a pedestrian-only plaza with pockets of activation.

This includes a number of allied health services, the Australian Pacific College, as well as other services like a barber and gym. Existing infrastructure in the plaza (such as bicycle racks) are well-utilised. The benches and planter boxes at the south end of the plaza appear cluttered and may present safety concerns after dark as sight lines are obstructed by the plantings. Similar to Central Avenue, the eastern side of the plaza is dominated by blank walls of the Manly National carpark. The northern end of the plaza is anchored by a cafe with outdoor dining. Activation in this part of the plaza is supported by a raised grassed area that is used for gathering and picnics. Activation in the rest of the plaza is limited due to wind tunnel conditions. Between the Plaza and Raglan Street, 50m of the historic Short Street remains as an access way to existing private car parks and loading docks.

In order to prioritise pedestrian safety and amenity, the place priorities are to:

- Design to create a comfortable environment by mitigating the wind-tunnel effects at this location.
- Seek creative solutions to deliver visual interest to the Manly National Carpark building facade.
- Build on the presence of bicycle infrastructure and collaborate with the Manly Business Chamber for a new central bicycle workshop and infrastructure to encourage active transport to the town centre.



Short Street Plaza
Source: Ethos Urban



Short Street Plaza
Source: Ethos Urban



Short Street Plaza
Source: Karen Watson Photography



Short Street Plaza
Source: Karen Watson Photography



Short Street Plaza
Source: Ethos Urban



Short Street Plaza
Source: Karen Watson Photography

My Place: Manly 2024

Concept design idea for Short Street Plaza - Short Street

1. Transition Short Street into a dedicated shared zone with raised and consistent granite paving and clear signage at both ends of the street.
2. Update paving along Short Street Plaza with consistent granite paving type throughout.
3. Explore opportunities for increased visibility into existing tenancies where they are currently obscured from Short Street Plaza to increase activation along these edges.
4. Provide light art at the Sydney Road intersection as a wayfinding device signifying the entryway into Short Street Plaza and designed to complement existing lamp posts.
5. Explore opportunities for new public art and/or green walls on existing blank walls.
6. Explore opportunities for new trees to increase greenery and assist in mitigating wind impacts along Short Street Plaza.
7. Replace existing street furniture and planters with new benches under the shade of new trees to provide clear lines of sight for increased pedestrian safety.
8. Mitigate wind impacts from above with street elements to create a more comfortable environment for people to spend time in, to be informed by further wind studies.
9. Investigate opportunities for a new bicycle hub (workshop / maintenance facility) to support and encourage active transport; with potential delivery by a private entity (business) or through a public-private partnership.



Shared zone to prioritise pedestrians
Source: National Association of City Transportation Officials



Steel canopy to mitigate wind impacts from above
Source: Dezeen



Bicycle repair facility
Source: Bike and Crew

Figure 35
Concept design idea for Short Street Plaza - Short Street



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Manly Vale Park n Ride (Transport for NSW)
Source: Northern Beaches Council



Copenhagen
Source: Northern Beaches Council



Artistic Impressions: Mark Gerada

My Place: Manly 2024

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Pittwater Road Neighbourhood

Travelling north along Pittwater Road away from Manly Oval and Ivanhoe Park, is a lively neighbourhood with a great mix of housing, green canopy, a mix of corner shops, cafes, restaurants, bars as well as supporting amenities such as laundromats and gyms.

Combined with a short walk to the beach this provides for a great amenity and a great place to live in. However, the speed of the traffic, the amount of cars and buses and lack of proper street crossings makes the pedestrian environment feel unsafe when crossing Pittwater Road and its adjoining side streets. Signalised intersections are 550m apart, and to move north-south pedestrians have to cross two lanes of traffic with parked cars and intersection geometries permitting cars to turn at relatively high speeds.

Pittwater Road is a 'gateway' into Manly by road and should be welcoming, vibrant and effective in showcasing its historical built form. The place priorities are to:

- Create a sense of arrival into Manly where it intersects with Carlton Street by adding elements that reflect a celebrated seaside town.
- Create a more pedestrian friendly environment by widening footpaths, slowing down traffic and adding safer places to cross and navigate Pittwater Road.
- Enhance and further develop Pittwater Road's unique modern vibrancy.
- Showcase and preserve the historical built form along Pittwater Road to highlight its well-established position in Manly's original urban fabric.
- Retain and enhance the community's understanding of built heritage in Pittwater Road.
- Encourage patronage from Ivanhoe Park and Manly Oval for pre and post event food and beverage.



Pittwater Road
Source: Ethos Urban



Pittwater Road
Source: Karen Watson Photography



Pittwater Road
Source: Karen Watson Photography



Pittwater Road
Source: Karen Watson Photography



Pittwater Road
Source: Karen Watson Photography



Pittwater Road
Source: Karen Watson Photography

My Place: Manly 2024

Concept design idea for Pittwater Road Neighbourhood

1. Build out kerbs at key points along Pittwater Road including existing intersections to improve pedestrian safety by shortening the distances required to cross the street. Provide new trees on new kerb-outs where suitable to provide shade for pedestrians and outdoor dining. Ensure that kerb build-outs do not impede turning paths of existing bus routes.
2. Trial parklets in front of existing cafes and restaurants to provide additional space for outdoor dining, with the view of widening the footpaths if parklets are successful.
3. Investigate feasibility of a new signalised intersection at Carlton Street to provide a safe means for pedestrians to cross before the next signalised intersection up north at Pine Street (220m away).
4. Relocate bus stops where required to suit new kerb build-outs at the Raglan Street intersection and a potential new signalised intersection at Carlton Street.
5. Explore opportunities for rain gardens as stormwater quality improvement devices.

Figure 36
Concept design idea for Pittwater Road

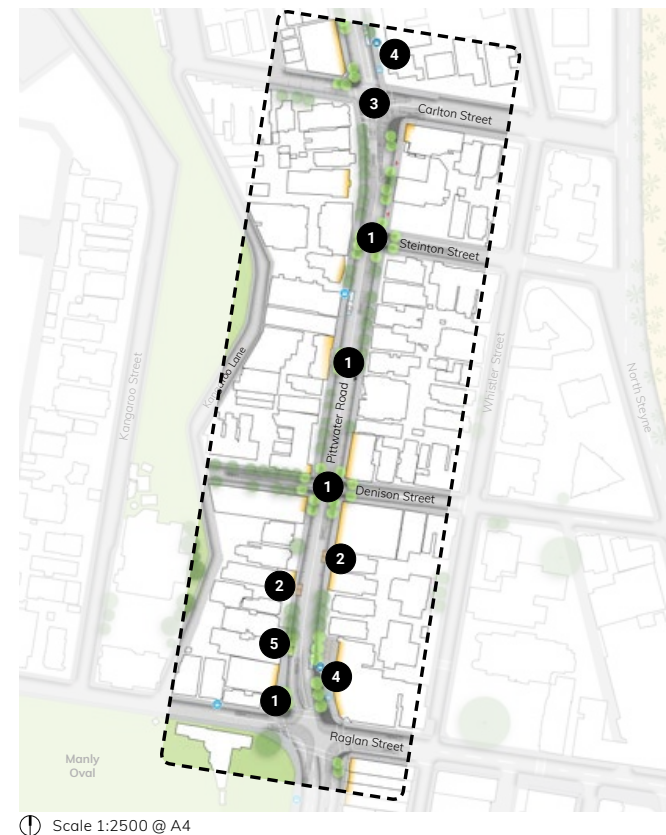


Figure 37
Concept design idea for Pittwater Road (Raglan Street to Denison Street)



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Figure 38
Concept design idea for Pittwater Road (Denison Street to Steinton Street)



Figure 39
Concept design idea for Pittwater Road (Steinton Street to Carlton Street)





Where we're headed



My Place: Manly 2024

Implementation

My Place: Manly is a framework for community-led action.

It seeks to achieve the community's future vision for the area through actions and concept design proposals for the key places and provides recommendations for enhancing and revitalising Manly through public space and infrastructure improvements, programs, events and activations.

Timeframe

My Place: Manly will be implemented through a staged approach, with an indicative time-frame allocated to each action.

Indicative timeframes include:

Figure 40
Place plan delivery timeframe

Quick wins	<2 years
Short-term	1 - 3 years
Medium-term	3 - 5 years
Long-term	5 - 15 years

Funding

The recommendations in My Place: Manly will need a source of funding.

While Council is ultimately responsible for funding, there are varied methods of funding available that could be considered. These include:

- Council:
 - capital works program
 - section 7.12 contributions
 - grant applications (state/ federal government)
- Public-private partnership

Indicative cost

Approximate cost ranges are outlined as low, medium, high or significant.

The costings are indicative only.

Figure 41
Approximate cost ranges

Key		
Low	(\$0 - \$15,000)	\$
Medium	(\$15,001 - \$500,000)	\$\$
High	(\$500,001 - \$5,000,000)	\$\$\$
Significant	(\$5,000,001 upwards)	\$\$\$\$

Action plan

Figure 42

My Place: Manly action plan

No	Action	Responsibility	Cost
Quick wins (<2 years)			
Q1	Provide directional signage as part of the entrance into Manly centre and useful signage in The Corso for public amenities and essential services.	Council	\$\$
Q2	Explore opportunities to use light art installations at key laneway intersections to signify entry points into Manly's laneways.	Council and TfNSW	\$
Q3	Encourage outdoor dining areas associated with an approved food and beverage premises to be suitably located so it creates vibrancy in Manly's streets and laneways.	Council	
Q4	Work with business property owners including the Manly Business Chamber to connect landowners of vacant tenancies with individuals and groups looking for short-term or temporary space. Encourage short-term leases for pop-ups and temporary activation in current vacancies.	Council and business property owners	\$
Q5	Prioritise day-time activation over night-time activation in Rialto Lane and Rialto Square to ensure residents are not at a disadvantage.	Council	\$
Q6	Consider opportunities to integrate landscape design with water and stormwater management.	Council	\$
Q7	Encourage walking and cycling throughout the Manly centre (and its surrounds) to decrease greenhouse gas emissions, congestion and increase amenity and health benefits.	Council and TfNSW	\$
Q8	Explore local composting options for food waste and organics to reduce waste generated and promote circular economy solutions.	Council	\$
Q9	Discuss opportunities with the owners of 57 Sydney Road for the purposes of public art on the facade to be incorporated into any future development.	Council and building owners of 57 Sydney Road	
Q10	Investigate opportunities to repurpose the engraved bricks featured on the footpath of Market Place.	Council	
Q11	Review any changes to the NSW Government's "Diverse and well-located housing reforms" to identify any impacts on the study area.	Council	
Q12	Extend on Connected Through Creativity 2029 through a busker program to provide entertainment in designated areas of the Manly centre.	Council	

No	Action	Responsibility	Cost
Short-term (1-3 years)			
S1	Undertake audit of existing assets/infrastructure including utilities, pipes, public art installations, signage, street furniture (bins, seating, bollards, trees, lighting etc.) and public amenities.	Council	\$
S2	Provide a range of ambient lighting in the Manly centre incorporating 'Safer by Design' principles.	Council, TfNSW and if required, other landowners	\$
S3	Undertake a comprehensive Movement and Place Study to gain a holistic understanding of current and future requirements for public transport, active transport, private vehicles, parking, deliveries, services, waste collection and cleansing operations; including the feasibility of converting Henrietta Lane and Short Street to dedicated shared zones and option for a signalised intersection at Pittwater Road and Carlton Street.	Council and TfNSW	\$
S4	Ensure that all new major public domain works proposed for Manly are universally accessible and inclusive for all, in line with Focus Area 2 - Creating Liveable Communities, outlined in Council's Disability Inclusion Action Plan 2022-2026.	Council	
S5	Investigate ways to future-proof public spaces to account for seasonal and climatic conditions and enable efficiencies in the roll-out of temporary/pop-up events, seasonal infrastructure and temporary overlay e.g. lighting, park and ride.	Council	\$
S6	Finalise the Seaforth to Manly Flood Risk Management Study/Plan and if required, a detailed stormwater study for the study area and the surrounding zone of influence).	Council	\$
S7	Continue discussions with Transport for NSW to explore opportunities to renew/enhance the plaza area at Manly Wharf and to create a 'sense of arrival' to enhance the visitor arrival experience, in conjunction with Wharf 3 upgrade, redevelopment of the former Aquarium building, and Council's West Esplanade Heritage Activation Plan.	Council, Heritage NSW and TfNSW	
S8	Develop a theme-based program for public art installations and prepare a shortlist of locations including the opportunity to reinstate the 'Bend the Truth' sculpture by Michael Snape, 1996. Public art could include light art and wall art with elements that reflect the coastal or historical setting, embrace sustainability concepts and biophilic design or draw inspiration from Indigenous perspectives.	Council	\$
S9	Develop and promote events along Manly Cove/at Manly beach and oceanfront that celebrate Manly's iconic beach setting and Welcome to Country, without resulting in adverse environmental impact.	Council	\$
S10	Explore opportunities for installation of gateway feature at the Sydney Road - Belgrave Street intersection and Pittwater Road at Carlton Street signifying these intersections as the gateways into Manly centre.	Council and TfNSW	\$
S11	Review current and future on-street parking requirements along Pittwater Road (from Raglan Street to Carlton Street) to inform suitable locations for footpath widening, kerb build-outs, parklets and rain gardens before/as part of detailed design for Pittwater Road Neighbourhood (key place).	Council and TfNSW	\$

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No	Action	Responsibility	Cost
Short-term (1-3 years)			
S12	Continue to collaborate with Transport for NSW to optimise public transport routes and improve amenity and frequency of services.	Council and TfNSW	
S13	Create an integrated 'Cultural Home' centered around Manly Town Hall in the Corso by implementing adaptive reuse investigations and encouraging ancillary uses.	Council	\$\$\$\$
S14	Explore opportunities for a public art trail that connects the Manly centre with its surrounding natural environment and Indigenous heritage while promoting sustainability and resilience.	Council	\$
S15	Incorporate sustainability outcomes, such as green architecture and biophilic design, into the development approvals process where possible.	Council	
S16	Undertake an updated acoustic assessment to inform development of a noise planning map.	Council	\$
S17	As part of the new LEP/DCP project: <ul style="list-style-type: none"> Review development provisions to achieve a consistent treatment for awnings; and improve the streetscape and visual appearance of the built form by limiting advertising and signage on buildings. Develop planning controls addressing the 'agent of change' approach to include acoustic requirements for development informed by a noise planning map identifying locations and land uses requiring greater acoustic consideration. Consider visitor accommodation and services as part of the range of permissible land uses for a vibrant centre that caters for its residents, operators and visitors. Investigate opportunities to facilitate health and wellbeing land uses/ activities as permissible uses on and in proximity to Central Avenue. Investigate opportunities to facilitate a diverse range of land uses including office space, cultural and creative activities, and tourism orientated development. 	Council	\$
S18	Investigate and undertake a trial of late-night trading for low impact land uses such as health and wellness, retail and food and drink (without liquor license).	Council, TfNSW, Community Safety Committee, NSW Police and Liquor & Gaming NSW	\$
S19	In collaboration with the building owner of the Manly National Carpark, seek creative solutions to enhance the visual appeal of the building facade fronting Short Street.	Council and building owner	\$

My Place: Manly 2024

No	Action	Responsibility	Cost
Short-term (1-3 years)			
S20	Investigate safety measures on the promenade to minimise conflict between pedestrians and cyclists to create a safer environment when crossing from The Corso towards the beach.	Council and TfNSW	\$\$
S21	Investigate ways to provide a safe environment for people to gather and sight-see, particularly with pedestrians and cyclists.	Council	
S22	Explore opportunities for shuttle bus services to better manage parking, in line with Destination Northern Beaches.	Council and TfNSW	\$\$
S23	Investigate heritage significance of the sandstone pylons at the beach end of The Corso with the view to reinstate/ restore these pylons.	Council	
S24	Continue to advocate to retain the iconic Freshwater Class Manly Ferry.	Council and TfNSW	

No.	Action	Responsibility	Cost
Medium term (3-5 years)			
M1	Build on the audit of existing assets/infrastructure and ensure a coordinated approach to upgrading assets.	Council	
M2	Create a sense of arrival in the forecourt of Manly Town Hall as people enter via this area into Manly Centre.	Council	\$\$
M3	Create a sense of arrival into Manly at Carlton Street intersection by adding elements that reflect a proud community of a celebrated seaside town.	Council and TfNSW	\$\$
M4	Detailed design and construction of specific Laneway(s) based on agreed and identified priorities.	Council	\$\$\$
M5	If required, review the waste collection and cleansing operations in line with the implementation of the 24-hour economy activities in the Manly centre.	Council	\$\$
M6	Investigate undertaking another trial of late-night trading hours for additional uses at specific locations e.g. licensed venues.	Council, TfNSW, Community Safety Committee, NSW Police and Liquor & Gaming NSW	\$\$
M7	Provide opportunity for activation and interest along the Central Avenue frontage.	Council	
M8	Detailed design and construction of the public domain for The Corso. Create flexible spaces in The Corso to facilitate large gatherings, markets and everyday activities for locals and visitors to increase dwell time along The Corso.	Council	\$\$\$\$
M9	Seek accreditation into the Purple Flag Program.	Council	\$\$
M10	Consider and if required, implement changes from the updated short-term rental accommodation framework that assist in balancing visitor accommodation and housing in Manly centre.	Council	

No.	Action	Responsibility	Cost
Long term (5-15 years)			
L1	Commence investigations for asset renewal of John Speight stage (and renewal build).	Council	\$\$\$\$
L2	Detailed design and construction of other / remaining Laneways based on agreed and identified priorities.	Council and TfNSW	\$\$\$\$
L3	Create a more pedestrian friendly environment by widening footpaths, slowing down traffic and adding safer places to cross and navigate Pittwater Road (key place).	Council and TfNSW	\$\$\$
L4	Investigate ways of reconfiguring the Whistler Street at grade parking area to improve pedestrian safety and visual amenity.	Council	\$\$\$
L5	Improve and prioritise pedestrian connections and safety in Pittwater Road and between Manly Cove and beach to Pittwater Road.	Council and TfNSW	\$\$\$

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Key documents

My Place: Manly 2024

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My Place: Manly 2024

State documents

- State Environmental Planning Policy (Exempt and Complying Development Codes) 2008 (NSW Planning)
- NSW Public Spaces Charter, Transport for NSW (NSW Department of Planning and Environment, 2021)
- Sydney 24-hour Economy Strategy (NSW Treasury, September 2020)
- Local Infrastructure Benchmark Costs Final Report (IPART, April 2014)
- NSW Waste and Sustainable Material Strategy 2041 (Department of Planning, Industry and Environment, June 2021)
- Manly Cove Manly Wharf 3 Upgrade and Former Manly Sea Life: Consultation Summary Report (Transport for NSW, August 2022)
- NSW Vibrancy Reforms (introduced 1 December 2023)

Council documents

- Manly Local Environmental Plan 2013 and Manly Development Control Plan 2013 (last amended 28 August 2017)
- Shape - Community Strategic Plan (adopted 28 June 2022)
- Towards 2040 - Local Strategic Planning Statement (adopted 26 March 2020)
- Northern Beaches Local Housing Strategy (adopted 16 December 2021)
- Business on the Beaches - Northern Beaches Economic Development Strategy, (adopted 22 August 2023)
- Manly Night-Time Economy Strategy (HillPDA Consulting for Northern Beaches Council, October 2022)
- Northern Beaches Employment Study (SGS Economics for Northern Beaches Council, December 2019)
- Economic Development Paper (July 2017)
- Move, Northern Beaches Transport Strategy 2038 (adopted 27 November 2018)
- Northern Beaches Walking Plan (adopted 17 April 2019)
- Northern Beaches Bike Plan (adopted 14 August 2020)
- Manly Parking Permit Framework (adopted July 2020)
- Electric Vehicle Charging Infrastructure Plan (adopted August 2021)
- Resilience Strategy: Withstand, Adapt, Thrive (adopted 28 June 2022)
- Manly to Seaforth Flood Study: Flood Study Report (Cardno for Northern Beaches Council, adopted 18 April 2019)
- Northern Beaches Events Strategy 2018-2023 (Northern Beaches Council, adopted June 2018)

- Connected Through Creativity 2029 - Northern Beaches Arts and Creativity Strategy (adopted 2019)
- Public Art Policy (adopted 28 May 2019)
- Coast Walk Public Art Strategic Plan (GML Heritage for Northern Beaches Council, adopted May 2019)
- Community Centres Strategy (adopted March 2021)
- Better Together: Social Sustainability Strategy 2040 (adopted August 2021)
- Disability Inclusion Action Plan (DIAP) 2022-2026 (adopted 28 June 2022)
- Updated Alcohol-Free Zone Map for Manly (adopted 28 June 2022)
- Destination Northern Beaches (adopted 28 September 2021)

- Protect Create Live - Environment Climate Change Strategy 2040 (adopted December 2019)
- Council Climate Change Action Plan (adopted Feb 2021)
- Public Space Vision and Design Guidelines, (ASPECT Studios for Northern Beaches Council, adopted 25 May 2021)
- Manly 2015 Masterplan, last updated May 2016 (Manly Council, adopted 2010)
- Northern Beaches Council Library Strategic Plan 2023-2028 (adopted 24 October 2023)
- Waste and Circular Economy Strategy 2040 (adopted 26 March 2024)

Council Policies prepared under the Local Government Act:

- Outdoor Dining and Footpath Merchandise Policy (1 July 2019)
- Manly West Esplanade Heritage Activation Plan (adopted October 2019)
- Manly West Esplanade Precinct Masterplan (Haskoning Australia Pty Ltd for Northern Beaches Council, adopted March 2019)
- Ivanhoe Park Plan of Management (Parkland Planners for Northern Beaches Council, adopted 26 October 2021) & Ivanhoe Park Landscape Masterplan (NBRS Architecture for Northern Beaches Council, adopted 26 October 2021)
- Urban Tree Canopy Plan (adopted 26 September 2023)

Other documents

- Manly Commercial Vision (Manly Business Chamber, November 2019)
- Manly Place Plan: Transport Overview Report (JMT Consulting for Ethos Urban, October 2021)
- Measuring the Australian Night-Time Economy 2020-21 Report (A project for the Council of Capital City Lord Mayors by Ingenium Research, September 2022)
- Place Score Community Insights Report: Northern Beaches Town Centres and Village Centres 2018 (Place Score for Northern Beaches Council, August 2018)
- Manly High Pedestrian Activity Area Infrastructure Package (Northern Beaches Council & TfNSW, 2022)
- Fire Engineering Report: Removal of External Stair Manly Library (MCD Fire Engineering for Northern Beaches Council, 2019)





My Place: Manly 2024



My Place: Manly 2024



Community and Stakeholder Engagement Report

Draft Manly Place Plan (*My Place: Manly*) including *Manly's Night-Time Economy Strategy*

Consultation period: Monday 9 October to Sunday 3 December 2023

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1. Summary

This report outlines the outcomes of community and stakeholder engagement as part of the public exhibition and finalisation of the Draft My Place: Manly (Manly Place Plan).





The feedback collected during the public exhibition period indicated a high level of support for proposed actions and concept design ideas in the place plan including outdoor dining and entertainment to bring vibrancy back to The Corso, CBD laneways and Sydney Road; a new bike hub/workshop maintenance facility on Short Street; pedestrian-friendly infrastructure on Pittwater Road; and public domain improvements including trees and gardens, public art installations, more public street furniture and green spaces.




Respondents who expressed concerns regarding Manly's night-time economy and the proposal to undertake trials of extended trading hours were concerned there would be increased alcohol-related anti-social behaviour, increased traffic, or that residents would be negatively affected by noise and loss of on-street parking spaces.

1.1. Key outcomes

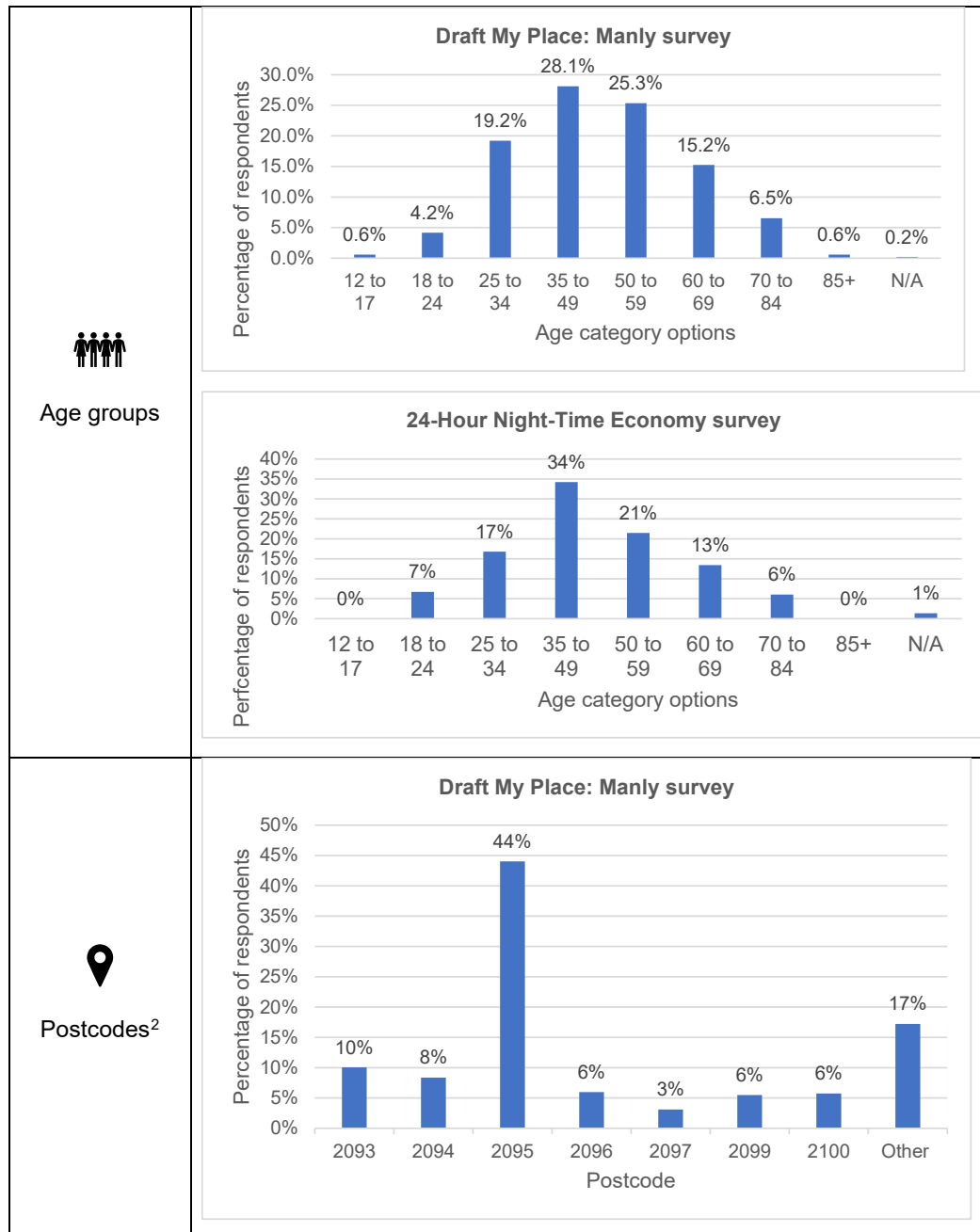
 Total responses	776	
 How responses were received	Written responses (email/letter) during exhibition. Survey – My Place: Manly Survey Survey – Manly 24-Hour Night-Time Economy	Number received: 122 Completions: 505 Completions: 149
 Feedback themes	<ul style="list-style-type: none"> • Supportive of outdoor dining on The Corso and CBD laneways • Supportive of improved streetscapes and public art • Supportive of more trees, shade and green spaces. • Want to prioritise pedestrian safety and infrastructure • Concerned about loss of on-street carparking • Open to a trial of late-night trading 	<ul style="list-style-type: none"> • Want more arts, culture and entertainment • Supportive of a bike hub/workshop • Concerned about potential impacts and incidences of anti-social behaviour from enhanced night-time economy activities • Want more local businesses and retailers.

1.2. How we engaged

 Visitation stats	Your Say webpage: <i>"My Place: Manly"</i>	Visitors: 6,747 Visits: 9,171 Average time onsite: 1 min 35 secs
	Your Say subpage: <i>"Manly 24-Hour Night-Time Economy"</i>	Visitors: 747 Visits: 885
	Council website	Clicks: 7,087
 Social media	Instagram reels: 2	Reach: 12,437 Plays: 35,997
	Instagram stories: 5	Reach: 1,500 Clicks: 32
	Instagram photosets: 1	Reach: 6,595 Engagement: 300
	Facebook posts: 2	Reach: 11,947 Clicks: 3,670
	Boosted Facebook post – webinar: 1	Reach: 49,286 Engagement: 4,908
	Collaborative partnership with Manly Observer	
	Instagram	Reach: 65,843 Clicks: 352
	Facebook	Reach: 15,757 Engagement: 3838
 Videos	Overview: 1	1,000 plays
 Print media and collateral	Council News Story 1 Letterbox drop: 2095 Site signs used: Toblerone signs Collateral availability: Manly and Dee Why Service Centres & Libraries, and the Manly Visitor Information Centre	1,742 clicks Distribution: 4,900 Number of signs: 15 Number: 5

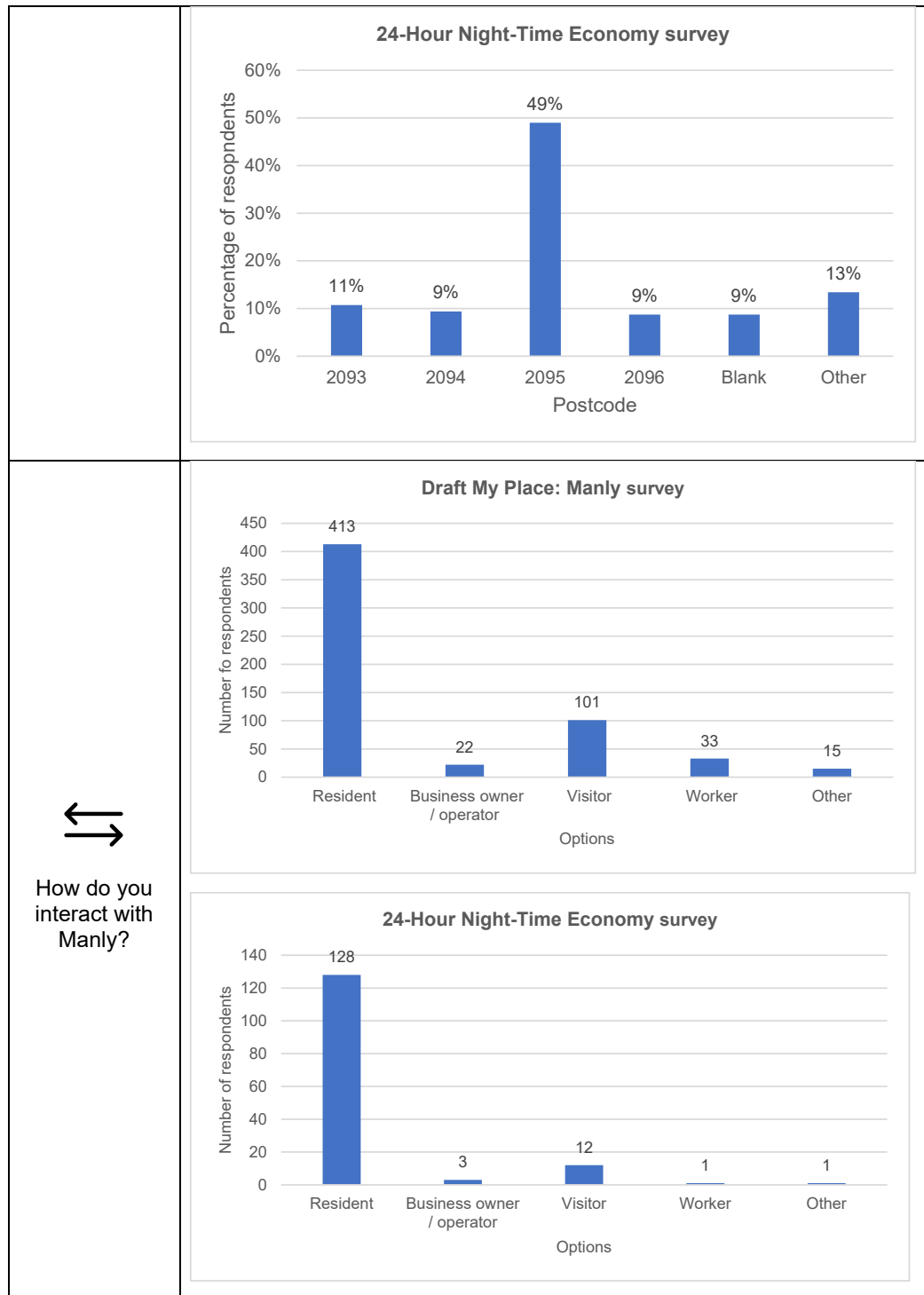
 Electronic direct mail (EDM)	Community Engagement (fortnightly) newsletter: 3 editions	Distribution: 22,500 subscribers
	Council (weekly) e-News: 2 editions	Distribution: 61,500 subscribers
	Council's Beaches Biz News: 1 edition	Distribution: 6061 subscribers
	Council's Manly Mainstreet newsletter: 2 editions	Distribution: 574 subscribers
	Council's The Wave Disability Newsletter: 1 edition	Distribution: 1,352 subscribers
	Council's Creative News: 1 edition	Distribution: 2,575 subscribers
	Stakeholder email: <ul style="list-style-type: none"> • Project Working Group members • Previously engaged • Resident groups and associations 	Distribution: 131
 Face-to-face sessions	Pop-up information stalls: 4 (5 scheduled, 1 cancelled due to bad weather)	
	Webinar: 1 (recorded and placed on Your Say)	Attendance: 72
 Key stakeholder engagement	Meetings: Youth Advisory Group, Community Safety Committee, Project Working Group, NSW Police, Manly Ward Executive Forum, Manly Community Forum.	

1.3. Who responded¹



¹ Demographic data was gathered by request only. The data represented only includes those respondents who provided this detail.

² Other refers to all postcodes with fewer than 10 responses.



2. Background

The commitment to deliver a place plan for Manly strategic centre came from Council's Community Strategic Plan – *Shape 2028*, subsequent Delivery Programs and the Northern Beaches Local Strategic Planning Statement – *Towards 2040*. The place plan is informed and supported by a series of other studies, strategies, plans and reports, and builds on the Manly2015 Master Plan.

The Draft My Place: Manly was developed over an 18-month period in collaboration with Council, its consultants Ethos Urban and HillPDA, and the Manly Project Working Group (PWG). The PWG comprised of 15 members (representing Manly Business Chamber, Youth Advisory Group, local resident associations, businesses, and special interest groups) and the Manly Ward Councillors.

The purpose of the public exhibition was to gain a greater understanding of local knowledge and community aspirations, seek feedback on the plan from a wider demographic and to inform community members on place planning in the Manly centre.

Key initiatives in the plan include bringing vibrancy to the study area, expanding the night-time offerings, enhanced public art visibility, outdoor dining and pop-ups, and more events and activations. Feedback was also sought on concept design ideas for the 'key places' identified in the plan (The Corso, CBD Laneways, Sydney Road and the Pittwater Road Neighbourhood).

3. Engagement objectives

Community and stakeholder engagement aimed to:

- identify community and stakeholder concerns, local knowledge and values
- facilitate inclusive and ongoing dialogue using context appropriate spaces and platforms
- identify community and stakeholder concerns, local knowledge and values
- provide accessible information so community and stakeholders can participate in a meaningful way
- communicate to community and stakeholders how their input was incorporated into the planning and decision-making process.

4. Engagement approach

Public exhibition of the draft Manly place plan (*My Place: Manly*) took place between 9 October and 3 December 2023, and consisted of a series of activities that provided opportunities for community and stakeholders to contribute. *Manly's Night-Time Economy Strategy* was part of the exhibition package as it informed the preparation of the draft place plan.

The engagement was planned, implemented and reported in accordance with Council's [Community Engagement Strategy](#) (2022).

A project page³ was established on Council's Your Say platform with information provided in an accessible and easy to read format. A webinar was held where members of the project team outlined the project and answered questions that were submitted through the online chat

³ <https://yoursay.northernbeaches.nsw.gov.au/my-place-manly>

function by registered community members. Slides and a recording of the webinar were available on the Your Say page afterwards.

Four pop-up information stalls were held in various locations within the study area and provided an opportunity for project team members to promote the project and answer questions from the community face-to-face.

The project and associated engagement activities were primarily promoted through our regular email newsletter (EDM) and social media channels. A brief promotional video was made to accompany digital promotion. Promotional toblorone signage was also placed throughout the study area and included a QR code directing community members to the project page. A media briefing with the Manly Observer was given to provide an overview of the project and facilitate independent editorial and commentary on the project. Community members engaging with the Manly Observer were directed to the project page to make their feedback count and be captured in survey responses and written feedback.

Hard copies of the draft place plan were available to view at Manly and Dee Why libraries and customer service centres, and the Manly Visitor Information Centre. Landowners, residents and business operators within the study area were mailed a notification letter regarding the project. Emails seeking feedback were also sent to key stakeholders including the Manly Business Chamber, Youth Advisory Group, Northern Beaches Police Area Command and Transport for NSW.

Hard copies of the project postcard were hand delivered to local businesses within the study area and an electronic copy was sent to all members of the Project Working Group to distribute to their networks. These promotional postcards included a QR code directing stakeholders and interested parties to visit the project page to read about the project and provide feedback.

Project enquiries could be made through a dedicated phone line, via email or in-person at the pop-up information stalls.

Feedback was captured through an online survey embedded onto the Your Say project page. Email and written comments were also invited.

5. Findings

Appendix 1 contains verbatim community feedback and Council's responses to issues raised in the comments.

Appendix 2 contains the results from online surveys for the Draft My Place: Manly and the nighttime economy.

Appendix 3 contains written feedback from Transport for NSW.

5.1. Community feedback summary

The community was generally supportive of the concept designs and proposed initiatives in the draft place plan, in particular:

- 'Natural beauty and resilience' as the most important guiding principle in the plan
- improving the public domain and streetscape, including more street furniture and public art installations
- more outdoor dining in The Corso and laneways
- prioritising pedestrians
 - suggestions from the community to improve pedestrian safety in the Manly centre include permanent and temporary road closures/pedestrianisation, reducing traffic

- speeds, addressing e-bike safety concerns on The Corso, and improving pedestrian crossings and footpaths
- providing more green spaces and tree canopy
- increasing and diversifying the cultural, event and entertainment offerings
 - e.g. live music, food markets, art galleries/exhibitions, film, under-18s and family events
- a bike hub/workshop maintenance facility on Short Street.

Some concerns raised in community feedback related to:

- loss of on-street parking in Manly centre, especially from residents
- antisocial behaviour and residential amenity (noise) impacts associated with increased night-time activity
- pedestrian safety, in particular the use of e-bikes on The Corso.

There was support for a six-month trial of late-night trading hours (10pm – 6am), with a preference for hospitality and retail uses. Of the 149 people who responded to the Manly 24-Hour Night-Time Economy survey, 58% of respondents were 100% supportive of the trial, 16% were somewhat supportive to somewhat unsupportive, and 26% were not supportive at all.

People who supported increasing night-time offerings in the Manly centre wanted to see a more vibrant nightlife, non-alcohol venues, a cinema and theatre, the library, shops and restaurants open later, and small bars. Concerns regarding impacts resulting from night-time activity included anti-social behaviour, safety, traffic, parking and residential amenity, i.e. noise.

5.2. Summary of stakeholder meetings

Meetings and presentations were conducted during or after the project exhibition period with the Manly Ward Executive Forum, Manly Community Forum, NSW Police and Council's Youth Advisory Group. The purpose of these meetings and presentations was to seek input into the preparation of the final place plan. The information presented and key issues discussed in these meetings are summarised below.

Manly Ward Executive Forum

- At its meeting of 7 November 2023, Council updated members of the results of the public exhibition to date, highlighting the surveys on the project Your Say pages, namely:
 - 84% of 296 surveys (for the Manly Place Plan) were completed by Manly residents.
 - 63% of the 27 surveys (Manly night-time economy) were completed by Manly residents.
 - 75 written submissions had been received via Council email or mail.
- Key themes from this Forum included outdoor dining, pedestrian safety, traffic and bikes, Night-Time Economy, trees, public domain (e.g. signage, street furniture), noise, performance spaces, events and recreation. There was positive commentary regarding elements relevant to the night-time economy.

Manly Community Forum

- At this Forum's meeting of 20 November 2023, Council presented the draft My Place: Manly to members and invited residents.

- A presentation was given outlining the study area, what is contained in the place plan and how to find out more information and provide feedback.
- Concerns raised during the meeting included potential night-time economy (NTE) impacts.
- Meeting attendees were encouraged to visit the NTE Your Say page for more information about the principles and objectives, complete the surveys and provide written feedback.
- At the request of community members, Council staff agreed to extend the public exhibition period for another two weeks (to 3 December 2023).

NSW Police - Northern Beaches Police Area Command (NBPAC)

- On 6 March 2024, Council staff met with representatives of the NBPAC.
- The NBPAC showed support in principle for proposed trials of late-night trading in future subject to prior consultation with Transport for NSW, NSW Police, Liquor Accord, and Council's Community Safety Committee.
- NBPAC offered the following advice:
 - When planning activations in Manly, it is important to consider the location and time e.g. potential conflicts arising from scheduling family-friendly cultural activities at the same time as patrons exiting licensed venues.
 - Council needs to develop strategies for prevention of anti-social behaviour, especially in relation to alcohol consumption and service, e.g. rangers, community education and awareness, CCTV, signage.
 - Community consultation and discussion of the types of businesses to be involved in the late-night trading trials must be conducted.

Northern Beaches Youth Advisory Group (YAG)

- A facilitated workshop discussion was held with the YAG at their meeting of 8 April 2024.
- YAG members went to the Manly centre to take advantage of its public transport connections (especially ferry) and proximity to the beach, i.e. surfing, snorkelling, walking and tanning. They also go to Manly to go out to eat, shop, go to the weekend markets, and go to the library.
- They generally felt welcome in Manly during the day but not at night (after 8pm), especially on weekends due to the number of intoxicated people around and "scary" areas. Members suggested that public spaces, especially from the ferry wharf to the Corso and throughout the laneways should feel safer, e.g. with lighting, more family-friendly shops and restaurants and events.
- In the next five years (when most YAG members are in their 20s), they would like to see better public transport connections and more diverse night-time economy offerings (live music, functions, cultural events, cinema, restaurants) that are affordable or free. They also generally like The Corso as it is with palm trees and would also like to see cleaner and safer spaces, fewer chain businesses, and more art, Indigenous culture and education.

- In fifteen years' time, they would like to see more places for kids and child-friendly activities, family-friendly restaurants, more parks and trees, safer spaces, the existing Manly vibe and more Indigenous art/features/activities.
- YAG members were unaware of the public exhibition of the draft place plan and did not see online/social media promotion or toblorone signage across the study area.

A lesson learnt in relation to future social media promotion was to liaise with the YAG and understand which social media platform(s) could be used to attract the interests of our younger community members.

5.3. Council response summary

The feedback received suggests that many of the issues raised by the community can be addressed in existing Council strategies and plans, minor amendments to the place plan, and in the implementation stage of the project. Numerous written responses made suggestions for the design of key places and the public domain, improving pedestrian safety, and suggestions for entertainment, events, and arts and culture offerings. These ideas are noted and will be distributed to relevant Council business units for further consideration and investigation.

Council's responses to the key concerns are summarised in the table below. Responses to all community feedback are provided in Appendix 1 of this report.

Key theme/issue	Council's response
Impacts associated with increased night-time activity, e.g. noise, traffic, anti-social behaviour, safety.	<p>To address potential impacts such as safety and anti-social behaviour, Council will incorporate 'Safer by Design principles' into the design and construction of spaces, continue to implement alcohol-free zones in appropriate locations (see Night-Time Economy Principle 5) and undertake trials of late-night trading hours where safety and noise impacts can be assessed. Council will first undertake a trial of low impact uses, i.e. health and wellness, retail and food and drink (without liquor licence) (see Action S18), before expanding the types of businesses/uses in the trial (see Action M6).</p> <p>These trials will be undertaken in consultation with the Manly Business Chamber, the community, the Community Safety Committee, NSW Police and Liquor and Gaming NSW.</p> <p>Council intends on working with Transport for NSW to address public transport requirements for night-time/late-nights. The place plan has been amended to add Transport for NSW as a collaborator for Actions S18 and M6.</p> <p>Regarding noise impacts, Council will undertake an updated acoustic assessment (see Action S16) and develop planning controls addressing the 'agent of change' approach to include acoustic requirements for development, informed by a noise planning map identifying locations and land uses requiring greater acoustic consideration (see Action S17).</p>
Objection to loss of parking in the Manly centre.	<p>The place plan seeks to prioritise people over cars by improving accessibility for all and increase walking and cycling opportunities to and within Manly centre (see Objective 1 under Principle 6). This is consistent with Move – Northern Beaches, Council's Transport</p>

Key theme/issue	Council's response
	<p>Strategy, which states that parking management should complement strategies to increase public transport and active travel trips and discourage car trips. Parking in centres and areas of higher parking turnover and visitation needs to be managed smarter and priority will be given to short term parking, car-share schemes and parking for people less mobile.</p> <p>The place plan proposes to review current and future on-street parking requirements along Pittwater Road (from Raglan Street to Carlton Street) to inform suitable locations for footpath widening, kerb build-outs, parklets and rain gardens before/as part of detailed design for Pittwater Road Neighbourhood (key place) (see Action S11). This may result in some loss of on-street parking on Pittwater Road however this will be subject to the outcomes of the Movement and Place study (see Action S3) and future detailed design investigations.</p>
Need to prioritise pedestrians, i.e. safety, amenity, improved infrastructure	<p>In addition to numerous actions aiming to improve Manly for pedestrians throughout the study area (see Actions L5, L4, L3, S20 and S21), Council will prepare a comprehensive Movement and Place Study to gain a holistic understanding of current and future transport requirements, including pedestrian connections (see Action S3). Council will also continue to liaise with Transport for NSW to advocate for and improve pedestrian safety.</p>

Appendix 1 Survey Results

Draft My Place: Manly survey results

Guiding principles

Six guiding principles have been developed to help shape the future of Manly centre.

Rank the guiding principles in order of importance.

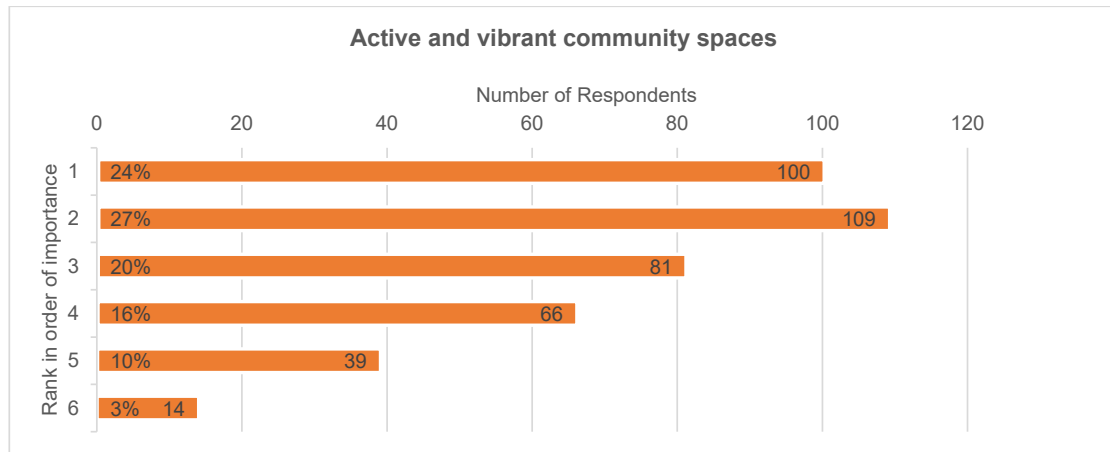


Figure 1. Number of people who selected rank 1-6 in order of descending importance for “Active and vibrant community spaces”.

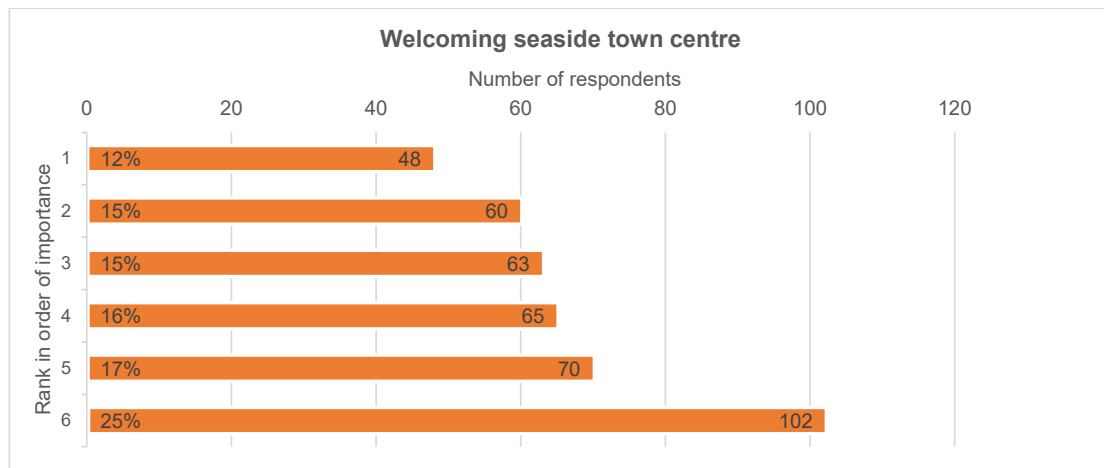


Figure 2. Number of people who selected rank 1-6 in order of descending importance for “Welcoming seaside town centre”.

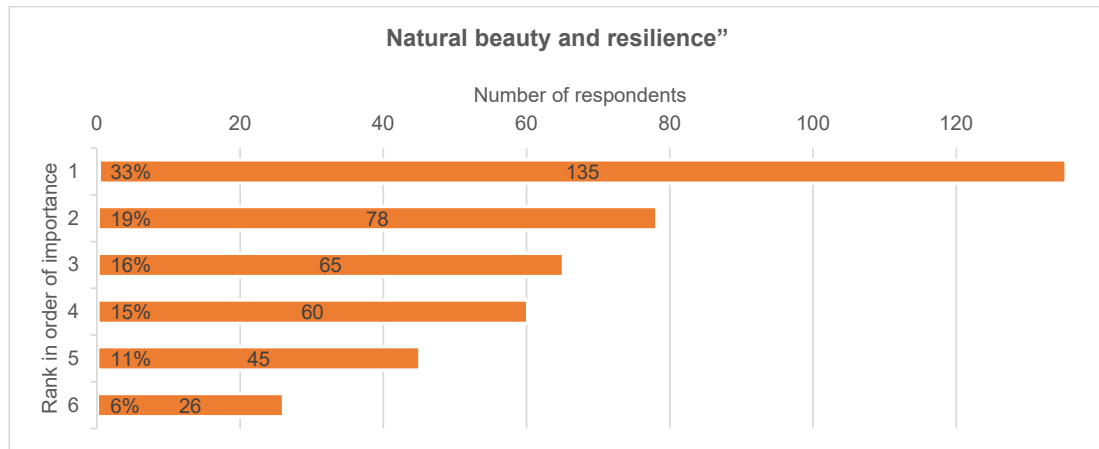


Figure 3. Number of people who selected rank 1-6 in order of descending importance for “Natural beauty and resilience”.

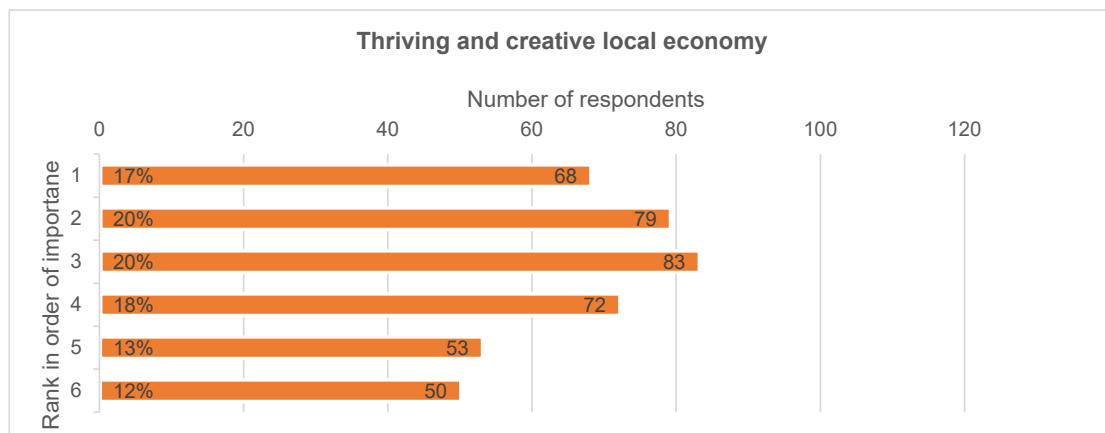


Figure 4. Number of people who selected rank 1-6 in order of descending importance for “Thriving and creative local economy”.

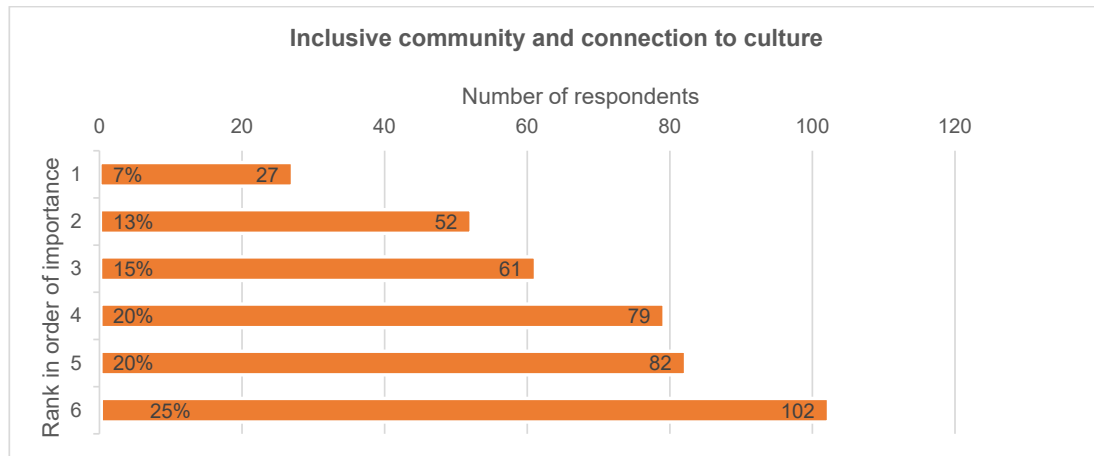


Figure 5. Number of people who selected rank 1-6 in order of descending importance for “Inclusive community and connection to culture”.

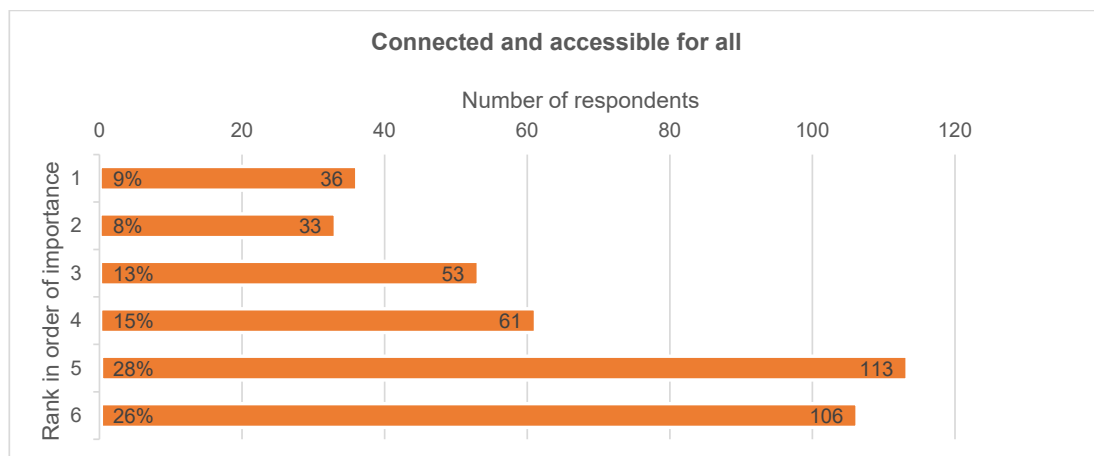


Figure 6. Number of people who selected rank 1-6 in order of descending importance for “Connected and accessible for all”.

Community insights

A number of insights were reported on from earlier Council-wide consultation efforts, these included the following for Manly (refer to Document Library for full report).

Indicate how much you agree with the following statements.

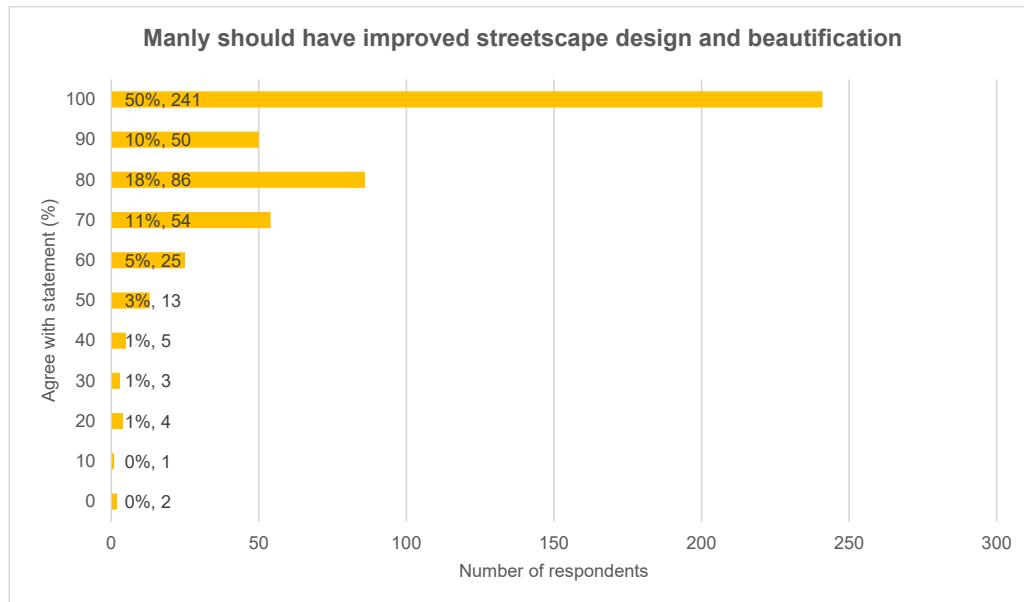


Figure 7. Number of people who selected 0-100% agree with “Manly should have improved streetscape design and beautification”.

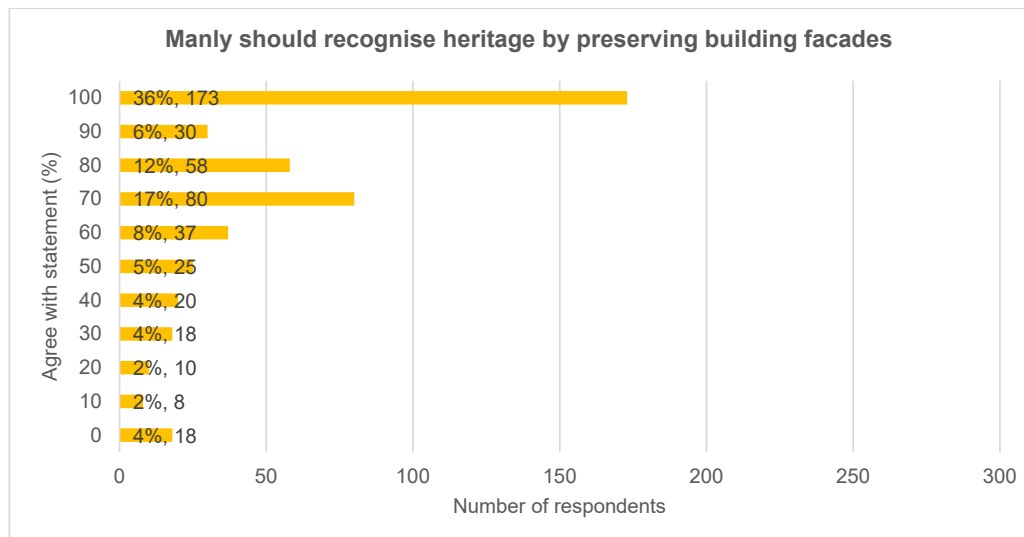


Figure 8. Number of people who selected 0-100% agree with “Manly should recognise heritage by preserving building facades”.

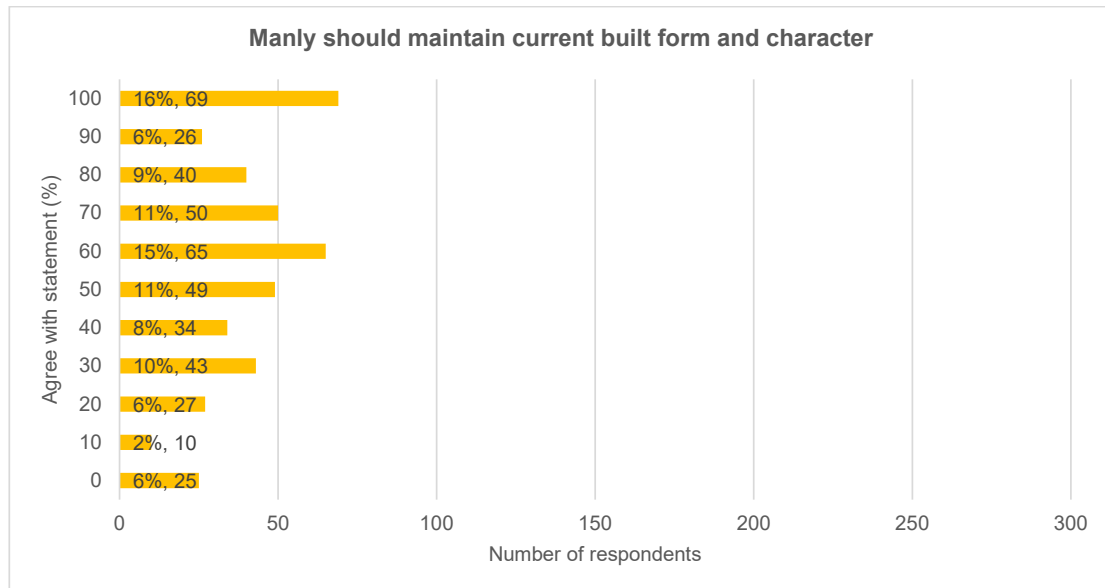


Figure 9. Number of people who selected 0-100% agree with “Manly should maintain current built form and character”.

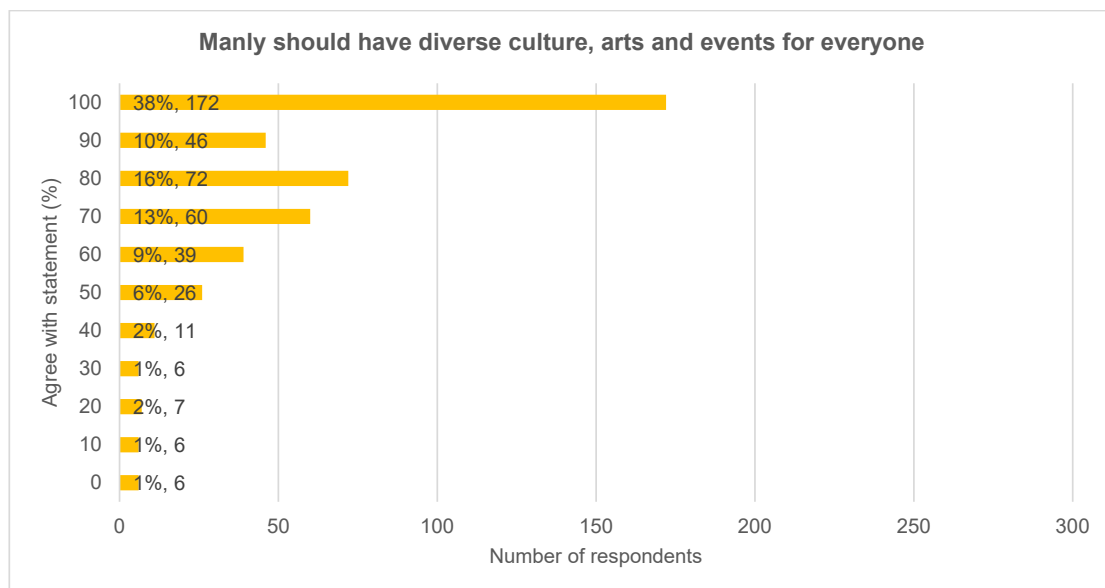


Figure 10. Number of people who selected 0-100% agree with “Manly should have diverse culture, arts and events for everyone”.

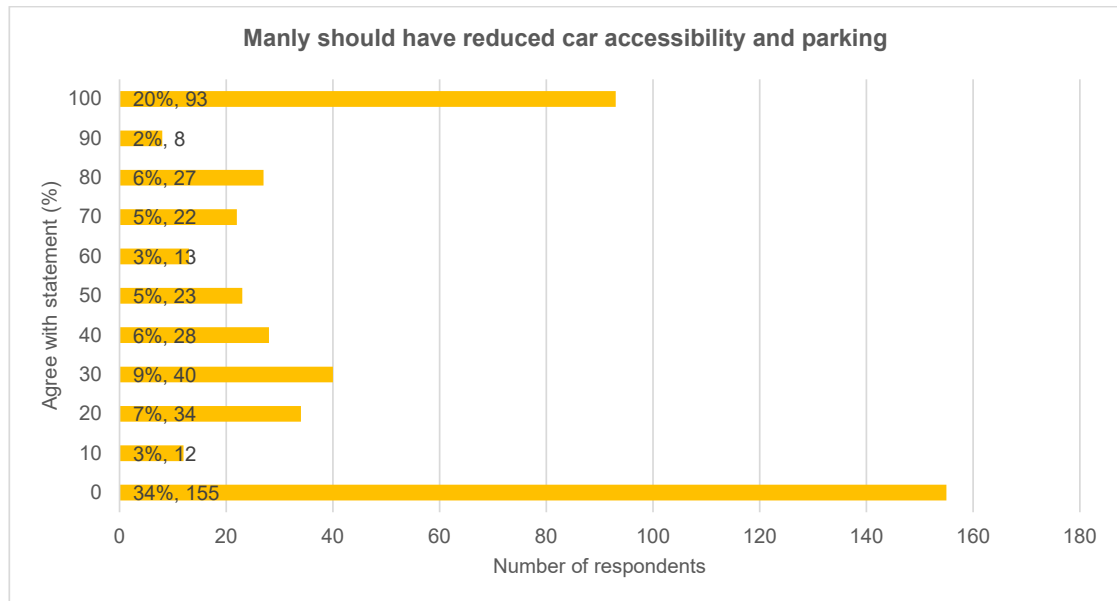


Figure 11. Number of people who selected 0-100% agree with “Manly should have reduced car accessibility and parking”.

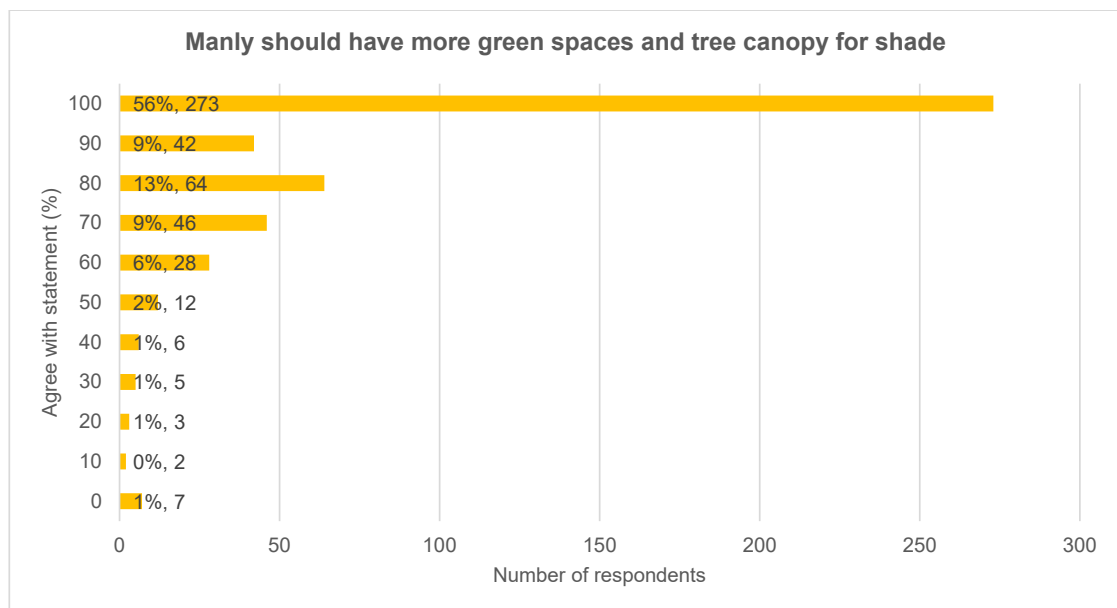


Figure 12. Number of people who selected 0-100% agree with “Manly should have more green spaces and tree canopy for shade”.

Manly centre's revitalisation opportunities

What sort of retail and business mix would you like to see in Manly centre?

The following most popular themes emerged from the 174 unique responses received:

- 32% would like to see boutique, quality and local shops (less chain stores and franchises)
 - e.g. *"artisan and quality boutiques not cheap mass-produced items", "unique and local businesses – not chain stores and vape stores "high end food and retail", "priority on local business, low visibility of multinational chains", "sustainable retail and stylish minimal signage, multicultural food outlets".*
- 32% want cafes, 30% want bars and 31% want restaurants:
 - e.g. *"cafes by day, restaurants and bars by night", "great nightlife!", "local bar and restaurants", "more diverse, affordable restaurants open later into the evening", "bars, cafes and culture", "coffee and eating facilities which are not junk food", "more bars for oldies".*
- 10% want outdoor dining:
 - e.g. *"restaurants and coffeeshops with tables and chairs outside in The Corso doing table service like in Europe! We need to enjoy eating outside in fresh air!", "more outdoor dining areas with traffic blocked off in evenings"*
- 9% want clothing/fashion:
 - e.g. *"more boutique and clothing shops", "fashion/cafes/homeware", "fashion/creative, boutiques", "clothing shops that support beach life".*
- 6% want entertainment/live music/cinemas/performance spaces:
 - e.g. *"more eating spots with outdoor seating (if you can deal with the seagulls", more liveliness in the heart of manly. Shows, music, restaurants along the Corso outdoors, later opening times!"*

How can we improve The Corso? (Select one)

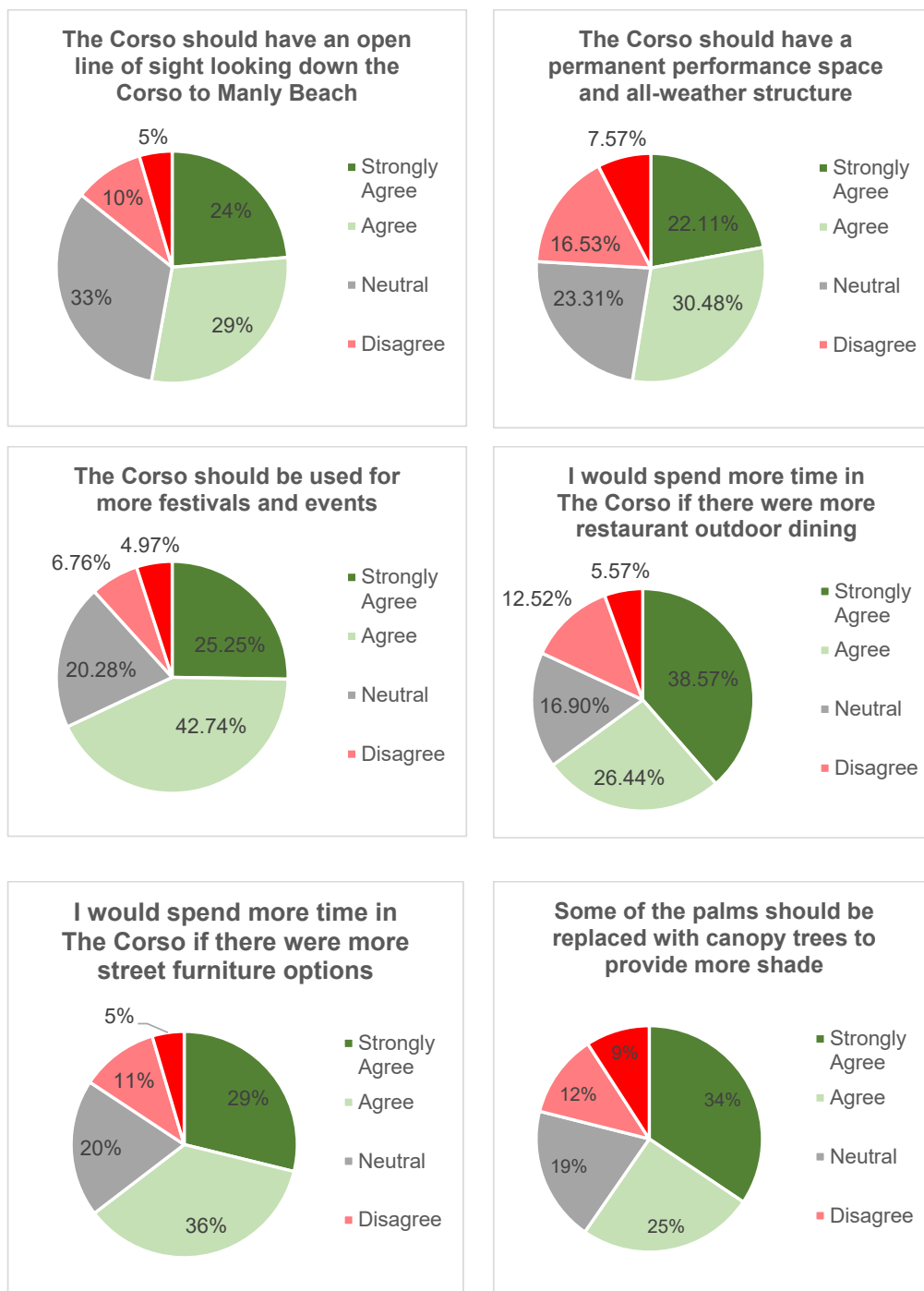


Figure 13. Percentage of people who selected agree, disagree, neutral, strongly agree and strongly disagree with statements about The Corso

How can we improve Pittwater Road from Carlton Street to Raglan Street? (Select one)



Figure 14. Percentage of people who selected agree, disagree, neutral, strongly agree and strongly disagree with statements about Pittwater Road from Calton Street to Raglan Street?

How could we elevate the intersection of Pittwater Road and Carlton Street as one of the gateway entries to Manly? (Select all that apply)

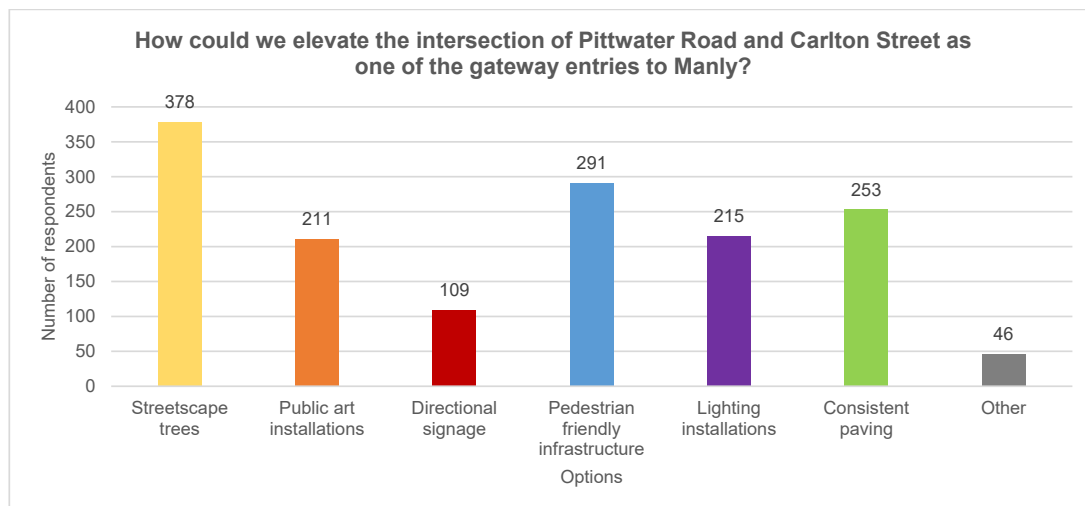


Figure 15. Number of people who selected options to elevate the intersection of Pittwater Road and Carlton Street.

How could we elevate the intersection of Sydney Road and Belgrave Street as one of the gateway entries to Manly? (Select all that apply)

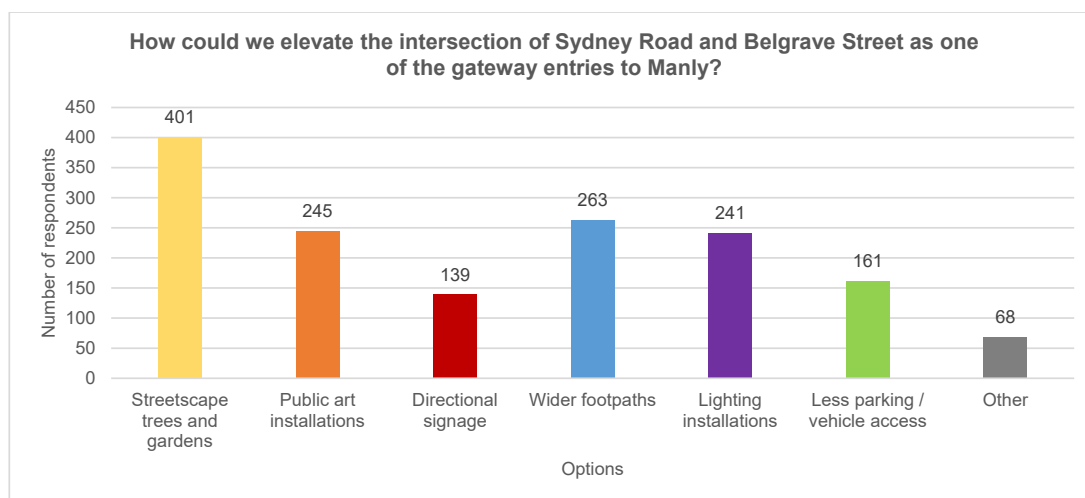


Figure 16. Number of people who selected options to elevate the intersection of Sydney Road and Belgrave Street.

Which features are most important to you for each of the Manly CBD laneways? (Select one)

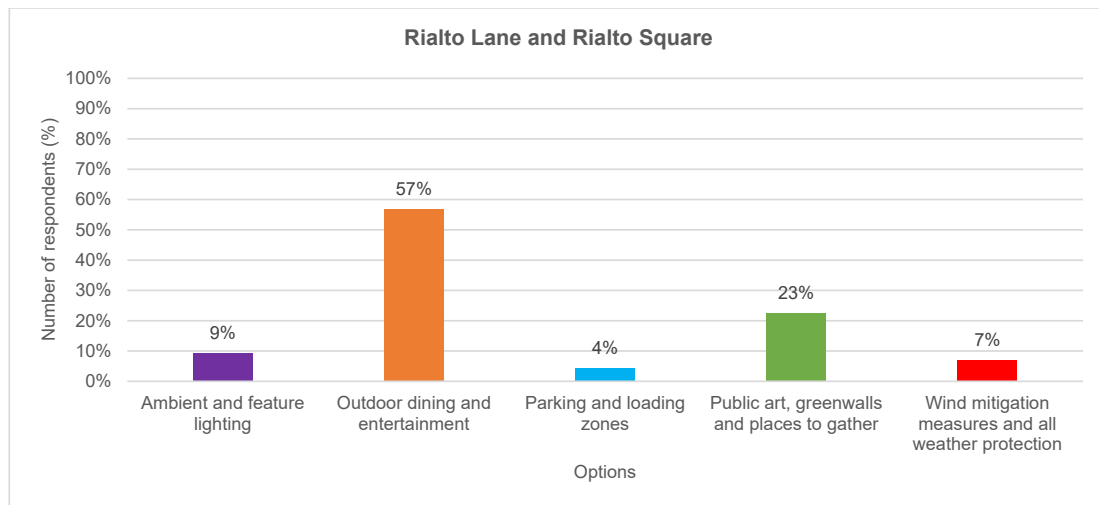


Figure 17. Percentage of people who selected features that were most important in Rialto Lane and Rialto Square.

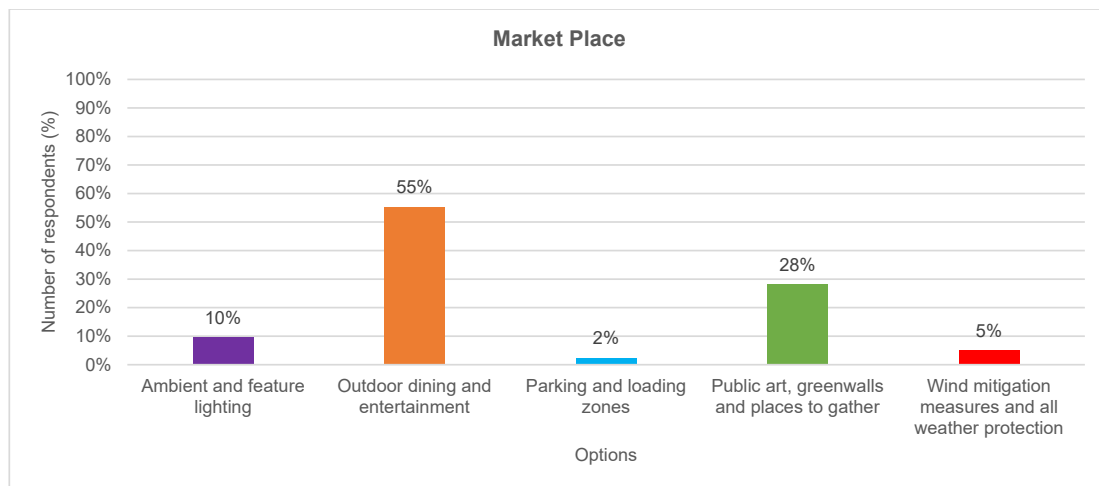


Figure 18. Percentage of people who selected features that were most important in Market Place.

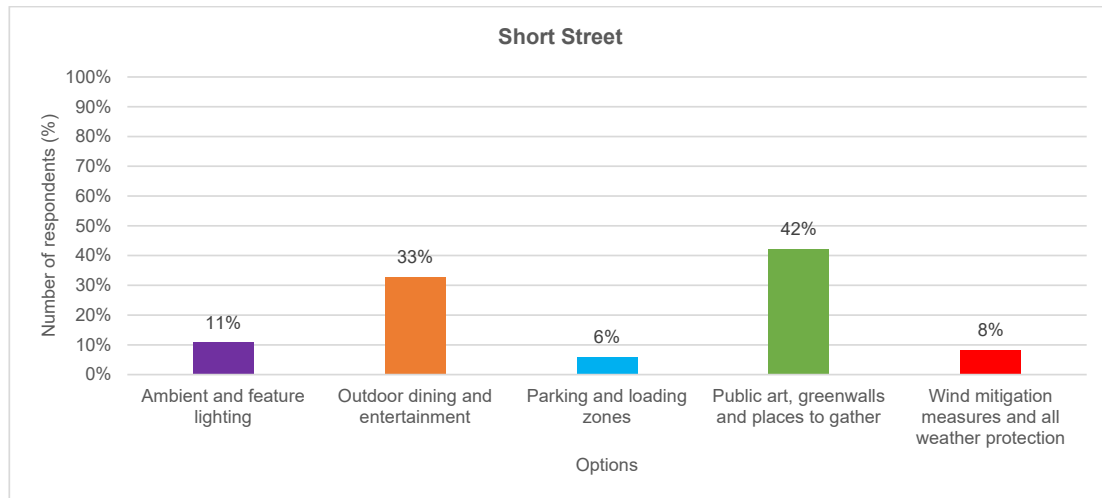


Figure 19. Percentage of people who selected features that were most important in Short Street.

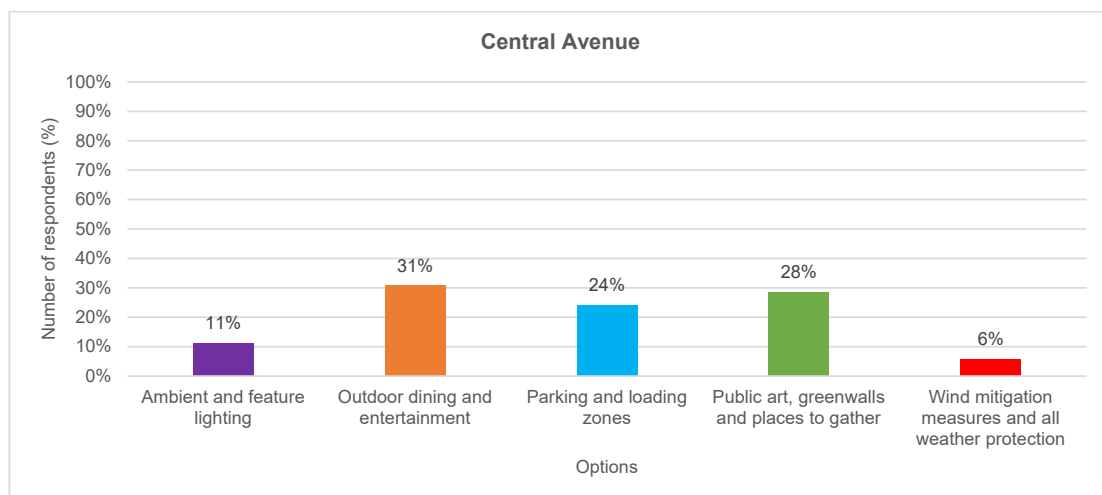


Figure 20. Percentage of people who selected features that were most important in Central Avenue.

Would you like a “bike hub” (workshop maintenance facility) on Short Street to encourage active transport, how supportive are you of this idea? (On a scale between 0 and 100%)

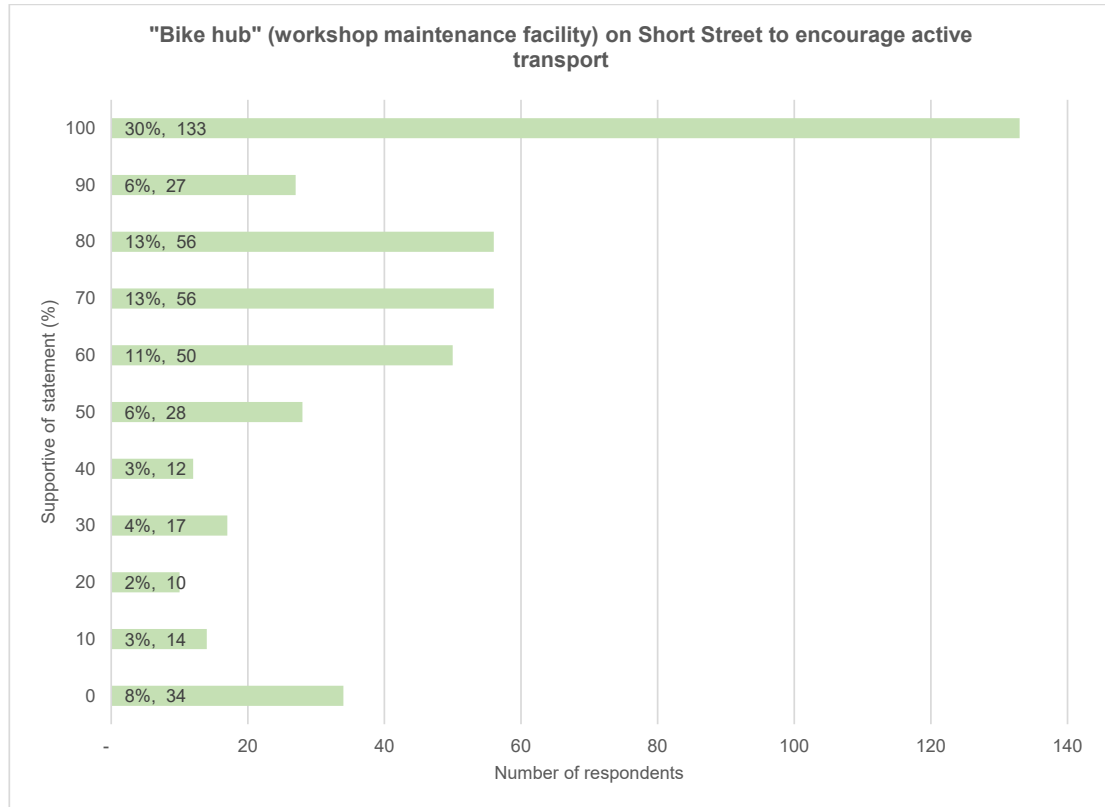


Figure 21. Number of people who selected 0-100% supportive of a bike hub (workshop maintenance facility) on Short Street to encourage active transport.

Manly 24-Hour Night-Time Economy survey results

Do you support a six-month trial period of late-night trading hours (10pm-6am) for Manly?
(On a scale between 0 and 100%)

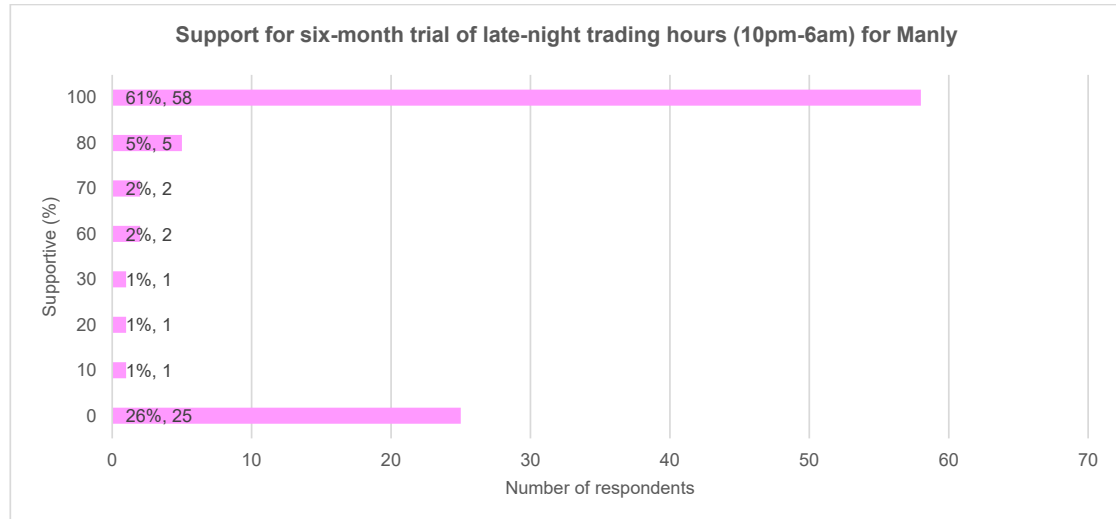


Figure 22. Number of people who selected 0-100% supportive of a six-month trial of late-night trading hours (10pm-6am).

Which businesses would you like to see open during the late-night trading trial? (Select all that apply)



Figure 23. Number of people who selected options for what they would like to see open during the late-night trial.

Unique responses for "Other":

- ambulances
- art exhibition
- arts - theatre, cinema, galleries
- entertainment
- everything, let's get some vibrancy into Manly.
- library, arts, theatre, performance
- music
- music.
- no places serving alcohol. We don't need the violence and antisocial behaviour that happens at that time of night.
- pop up events and attractions
- rangers and police
- we need a more fun Manly with more things to do till late!



Appendix 2 Verbatim community and stakeholder written comments and Council responses

All written comments, with Council responses, can be viewed at the following link:

<https://eservices.northernbeaches.nsw.gov.au/ePlanning/live/Common/Output/Document.aspx?t=webdoc&id=Pa0JiaC%2FSicV0A60ki4OEg==>

Appendix 3 Comments from Transport for NSW

Reference	Comment/suggested edit
S10	<i>Suggest moving this to medium term to align with M3. Not clear why this is a short-term priority.</i>
S20	<i>What is the shared zone? Understand the conflict between pedestrians crossing but it is unclear what is recommended</i>
Action 4.	<i>work with TfNSW to ensure safe late-night PT for patrons</i>
item 11.	<i>opportunity for structures that support positive pedestrian circulation</i>
Henriette Lane	<i>support for acknowledging the importance of service lanes and their function in this busy space, activations and shared zone strategy should ensure the function of the lane is retained and pedestrian safety is paramount.</i>
Q7	<i>note other benefits of walking and cycling including reduced congestion, increased amenity and health benefits, add note to work with TfNSW to support safe walking and cycling infrastructure</i>
S3	<i>support for Movement and Place study</i>
item 4	<i>Consult with local bus operations/ TfNSW Bus approvals 'busapproval@transport.nsw.gov.au' prior to any bus stops relocation along Pittwater Road</i>
general	<i>Each shared zone/speed change requires a separate proposal and will be comprehensively reviewed as received. NSS is happy to work with Northern Beaches Council to implement the changes.</i>
	<i>The existing bus stops at Manly Wharf (East Esplanade and West Esplanade) and Belgrave St at Park and the set down bus stop and layover area in Gilbert St and West Promenade need to be maintained to support current bus services and any future additional services – a reduction in this space for bus stops and bus layover spaces will not allow for potential future additional services.</i>
Action 4 (also page 84 Action 6)	<i>Page 52: Increased tree canopy in Manly should not preclude the use of double deck buses. These are currently used on route 141 Manly to Austlink, which operates via Sydney Rd. There is potential for double deck buses to be used on other routes operating along Sydney Rd in the future. Pittwater Rd would also need to be suitable for double deck buses to allow buses to reach Brookvale depot and to allow the operation of double deck buses on route 199 or another future route accessing Manly via Pittwater Rd. Double deck buses should be able to travel in centre lanes and safely approach and depart bus stops along Sydney Rd and Pittwater Rd.</i>
	<i>We recommend that Transport for NSW's Active Transport Strategy and Movement and Place framework be included as references at page 11</i>
	<i>Consider reframing this sentence to remove the impression that riders are discouraged from entering Manly "...and also for cyclists who will get off their bicycles to explore Manly by foot."</i>
Action S3	<i>We recommend that Action S3 be updated to also incorporate the following actions:</i>

Reference	Comment/suggested edit
	<ul style="list-style-type: none"> - undertake a speed zone review in accordance with Sections 6 and 9 of the NSW Speed Zoning Standard - improve walking and cycling connectivity from surrounding precincts - increase pedestrian priority - develop a safe and connected cycling network for all ages and abilities <p>These measures should be applied over the area of influence (page 25). The rows below indicate where additional support for these actions could be added within the Plan</p>
Actions	In the instance that Action S3 is updated to include a speed zone review (see above), then we recommend that the Actions on page 58 also be updated to reflect the guidance on self-explaining environments provided on pages 67-72 of the NSW Movement and Place Framework , e.g. include reviews of pavement types, vehicle lane widths, scale of street furniture, canopy coverage and on-street parking
Action 1	<p>In the instance that Action S3 is updated to include improving walking and cycling connectivity from surrounding precincts (see above), then the Actions on page 58 should also be updated accordingly.</p> <p>Action 1 on page 58 could be amended to include "Investigate where improved walking and cycling paths, crossings and green time into the precinct can be provided, specifically across East and West Esplanade, North and South Styne, and Belgrave St"</p> <p>The Network Planning in Precincts Guide (page 52) recommends that crossings for walking and cycling be provided at least every 400m to maximise the 15-minute walking and cycling catchment.</p>
Action 2	<p>In the instance that Action S3 is updated to include increasing pedestrian priority (see above), then the Plan should include an action to investigate where footpaths should be widened and connected to ensure walking is prioritised across the **entire precinct** (not only for Pittwater Road – Action 2).</p> <p>The Plan should reference the Walking Space Guide to assess suitability of footpath widths in the precinct</p>
Actions	<p>In the instance that Action S3 is updated to include development of a safe and connected cycling network (see above), then the Plan should include an action to investigate the opportunity for more separated cycling facilities, more low speed 30km/h streets, quiet ways, shared zones and new cycling crossing facilities on key desire lines. (We acknowledge the Plan's ambitions to introduce some new shared zones and shared paths (p58). This ambition could be expanded). The Plan should reference council's existing and proposed bicycle routes and Transport for NSW's Strategic Cycleway Corridors (Manly to Brookvale, and Manly to Manly Vale) to improve network integration and to best align council's proposed cycling projects with funding opportunities.</p> <p>The Plan should reference the Cycleway Design Toolbox which provides best-</p>

Reference	Comment/suggested edit
	<i>practice guidance on how to design for cycling and micromobility including facility types and widths.</i>
<i>new short term action</i>	<i>We recommend that "improving pedestrian and rider safety at Gateways (as shown on page 63)" should be included as a short-term action (pages 127-129)</i>
<i>Action S11</i>	<i>Action S11 should be amended to review all on-street parking requirements for all streets (not only for Pittwater Road). Opportunities for road space reallocation to footpaths and cycling facilities should also be investigated.</i>
<i>Action S17</i>	<i>Action S17 should include a review of parking controls for developments</i>
<i>general</i>	<p>Consider the Active Transport Strategy</p> <p>The Active Transport Strategy sets out a number of focus areas, ambitions and priority moves which should be considered for inclusion in My Place Manly:</p> <ul style="list-style-type: none"> • <i>Enable 15-minute neighbourhoods: Create walkable and connected 15-minute neighbourhoods across all six cities and in regional centres across NSW to increase the percentage of short trips made on foot. The relevant priority move:</i> • <i>Trial over 20 Neighbourhood Deals across NSW by 2028</i> • <i>Deliver connected and continuous cycling networks: Deliver more than 1,000 kilometres of new cycleways and supporting infrastructure for continuous and connected cycling networks across key cities in NSW to increase the number of trips made by bike. Relevant priority move; partner with councils to deliver more than 100 kilometres of new strategic cycleways that contribute towards a connected cycleway network by 2028.</i> • <i>Promote safer and better precincts and main streets: Help halve fatalities and serious injuries by 30 per cent for pedestrians and bike riders through safer speeds and networks while increasing people walking and riding. Relevant priority moves;</i> • <i>Prioritise a program that delivers 50 kilometres of successful place outcomes in and around main street sections of State Roads in urban, regional and rural settings by 2028</i> • <i>Pilot Safer Cities Program across NSW to improve perceptions of safety when walking and cycling to, through and within public spaces for women and girls by 2024.</i> • <i>Promote walking and riding and encourage behaviour change: Double the number of children walking or riding to school in all six cities and major centres across NSW, through behaviour change interventions. Relevant priority moves;</i> • <i>Trial Active Travel to School Program in collaboration with Health and Education in more than 50 schools by 2028</i> • <i>Trial behaviour change interventions including campaigns that encourage sustainable mode shift by 2028.</i>
<i>general</i>	<p>Consider Relevant State Government Guidance for Active Transport</p> <p>The following guidance documents can help translate the Active Transport Strategy into best practice street and precinct design:</p> <ul style="list-style-type: none"> • <i>Design of Roads and Streets Guide (2022) provides a practical manual explaining how we can improve our design of roads and streets throughout NSW by better understand their role and context as local places. This is</i>

Reference	Comment/suggested edit
	<p>Transport endorsed guidance which we are encouraging Councils to reference this in new and existing precincts.</p> <ul style="list-style-type: none"> • <i>Network Planning in Precincts Guide (2022) provides best practice principles, tools, examples and case studies of a transport network that facilitates the efficient movement of people and goods while supporting 15-minute neighbourhoods and 30-minute cities, as well as the desired place, safety, public health and wellbeing, environmental and economic outcomes. This document includes the following best practice guidance for planning walking and bike riding:</i> <ul style="list-style-type: none"> • <i>Use filtered permeability to make walking, cycling and public transport the most convenient options (page 50)</i> • <i>Create low-speed zones that encourage walking and cycling (page 54)</i> • <i>Provide dedicated footpaths on both sides of streets (page 55)</i> • <i>Provide sufficient space, shade, wayfinding and amenities (page 55)</i> • <i>Provide separated cycleways on the cycling network and on streets where the speed limit is higher than 30 km/h (page 56)</i> • <i>Create a connected walking and cycling network with crossing facilities every 130m and priority at intersections (page 56)</i>

Document administration	
Version	1.0
Date	22 May 2024
Approval	Content provided and approved by Strategic and Place Planning Responsible manager: Liza Cordoba
Status	Final
Notes	Community and stakeholder views contained in this report do not necessarily reflect the views of the Northern Beaches Council or indicate a commitment to a particular course of action.

State Heritage Register Committee

Agenda item: 3.1D

Date: 4 June 2024

Ref: DOC24/396978-3

It is recommended that the following specified activities/ works to an item do not require approval under section 57(1) of the *Heritage Act 1977*.

GENERAL CONDITIONS

- a) These exemptions do not permit excavation or ground disturbance beyond existing trenches or disturbed ground.
- b) These exemptions do not permit the removal of relics or Aboriginal objects.
- c) If relics are discovered, work must cease in the affected area and the Heritage Council must be notified in writing in accordance with section 146 of the *Heritage Act 1977*. Depending on the nature of the discovery, assessment and an excavation permit may be required prior to the commencement of work in the affected area.
- d) If any Aboriginal objects are discovered, excavation or disturbance is to cease, and Heritage NSW notified in accordance with section 89A of the *National Parks and Wildlife Act 1974*. Aboriginal object has the same meaning as in the *National Parks and Wildlife Act 1974*.
- e) A conservation management plan must meet the following conditions:
 - I. It must be prepared by a suitably qualified and experienced heritage professional.
 - II. It must be prepared in accordance with the requirements for a detailed and best practice conservation management plan as outlined in the Heritage Council of NSW document Statement of best practice for conservation management plans (2021).
 - III. It must be consistent with the Heritage Council of NSW documents: Guidance on developing a conservation management plan (2021) and Conservation Management Plan checklist (2021).
 - IV. It must be current; prepared within the past 5-7 years.
- f) Works undertaken under these exemptions must be carried out by people with knowledge, skills and experience appropriate to the work.

EXEMPTION 1: MAINTENANCE, REPAIR AND MANAGEMENT

Specified activities/ works:

- (a) Works and activities in accordance with a conservation management plan (CMP) for the Warringah Civic Centre Precinct.
- (b) Maintenance, repair and renewal of existing roads, paths, steps, railings, seats, fences, garden edges, lighting, retaining walls, parking spaces and gates. The work will follow a 'like for like' approach to repair in terms of materials, paint schemes and planting types, where required.
- (c) Works and activities associated with the maintenance repair and renewal of services, public utilities and upgrades of services and public utilities including communications, gas, electricity, water supplies, fire hydrants, waste disposal, sewerage, irrigation and drainage where it is demonstrated that these activities will have little or no adverse impact on the identified heritage values of the precinct.
- (d) Works and activities associated with the ongoing surfacing and maintenance of roadways, verges, drainage, pedestrian pathways and steps where these will have little or no adverse impact on the identified heritage values of the precinct.
- (e) Works and activities involving road or footpath signage and lighting of roads and pathways.

- (f) Works and activities associated with the day-to-day maintenance and repair of the buildings, provided, these will have little or no adverse impact on the identified heritage values of the precinct.
- (g) Works and activities associated with the installation, maintenance, renewal and operation of heating ventilation and air conditioning plant, equipment and supporting structures.
- (h) Works and activities associated with the like-for-like replacement or repair of carpet and other floor coverings, including the replacement or repair of the "Pirelli" flooring in the Civic Centre building, which will have little or no adverse impact upon the identified significance of the buildings and their original fabric.
- (i) Works and activities associated with roof maintenance, repair and renewal. The work will follow a 'like for like' approach to repair in terms of materials and paint schemes.
- (j) Works and activities associated with maintenance, renewal and repair of the building structure and fabric. The work will follow a 'like for like' approach to repair in terms of materials and paint schemes.
- (k) Works and activities associated with the installation, maintenance and removal of waste bins and other public amenities where these will have little or no adverse impact on the identified heritage values of the precinct.

EXEMPTION 2: LANDSCAPES

Specified activities/ works:

- (a) Works and activities associated with the maintenance and upkeep of landscaped gardens and grounds, including mowing, tree surgery, removal or pruning of trees considered a danger to the public or considered necessary for the health of the tree.
- (b) Works and activities associated with the repair of damage caused by erosion and implementation of erosion control measures, where it is demonstrated that these will have little or no adverse impact on the heritage values of the Bruce Mackenzie landscaped area.

EXEMPTION 3: SIGNAGE

Specified activities/ works:

- (a) Works and activities associated with the use and maintenance of existing flag poles.
- (b) Works and activities related to external signage on the civic centre and Dee Why Library, which identifies the name and use of the building, provided, these will have little or no adverse impact on the identified heritage values of the precinct.

EXEMPTION 4: OFFICE ADDITIONS AND CHANGES TO INTERNAL SPACES

Specified activities/ works:

- (a) Internal fitout, or reconfiguration of the Civic Centre or Dee Why Library buildings, as long as there is no removal of original fabric and where works are reversible.
- (b) All internal alterations and works to non-significant fabric which will have little or no adverse impact upon original fabric.
- (c) Works and activities associated with internal signage including room designations, exit signs, and information signs.
- (d) Works and activities associated with the reconfiguration or replacement of workstations, offices, meeting rooms or public areas, which will have little or no adverse impact upon the identified significance of the buildings and their original fabric.
- (e) Works and activities associated with the installation of computing, telephony, lighting and audio-visual equipment, which follow existing conduits, where such conduits exist and are suitable to service the new equipment.

EXEMPTION 5: MANAGEMENT OF TEMPORARY EVENTS

Specified activities/ works:

- (a) Temporary structures (including stages, fencing, portable lavatories, food and beverage services and small marquees) associated with special events, for periods of up to 6 weeks duration and limited to 84 days per year.
- (b) Temporary signage associated with special events or exhibitions, as long as they are not fixed to original building fabric.

EXEMPTION 6: COMPLIANCE AND SAFETY

Specified activities/ works:

- (a) Works and activities associated with the repair of damage to the buildings and landscape within the precinct, caused by storm or other weather events. The work will follow a 'like for like' approach to the repair in terms of materials, paint schemes and planting types.
- (b) All permanent security arrangements for the precinct, where these do not impact on significant building fabric or significant landscape within the precinct.
- (c) Works required by direction of a designated authority (e.g. Council, Sydney Water, WorkSafe NSW etc.) to comply with legislation or mandatory standards.



Sue Heins
Mayor

The Hon Penny Sharpe MLC
Minister for Climate Change, Minister for Energy,
Minister for the Environment, Minister for Heritage
GPO Box 5341 SYDNEY NSW 2001

Our Ref: 2024/388849

Dear Minister

Notice to Consider the Warringah Civic Centre at 725 Pittwater Road Dee Why on the State Heritage Register

Council at its Ordinary Council Meeting of 28 May 2024, considered the Notice of Intention to consider listing Warringah Civic Centre Precinct of the State Heritage Register (copy of Council Report and Attachments provided as an attachment) and resolved:

That Council:

1. *Acknowledge the Heritage Council of NSW resolution of 7 May 2024 to give notice of its intention to consider listing Warringah Civic Centre Precinct on the State Heritage Register and commencement of public exhibition.*
2. *Write to the Minister for Heritage, the Hon Penny Sharpe MLC requesting a meeting to discuss the notice of intention to list Warringah Civic Centre Precinct on the State Heritage Register and advise that an informed Council decision on the proposal will not be made until after the meeting has occurred.*

I appreciate the long history associated with the State Heritage Register Nomination; however, as owner of the Warringah Civic Centre it is imperative that Northern Beaches Council is fully briefed on all aspects of the proposal to enable an informed decision to be reached. As part of this process, I am writing to you to request a meeting with yourself to discuss the abovementioned matter to gain a greater understanding of the proposed State Heritage listing and potential implications for the future maintenance, management and development of the Precinct.

This request is in addition to my letter of the 10 April 2024 (Our Ref 2024/259517) in which a meeting was requested to discuss the Notice to Reconsider the Warringah Civic Centre Precinct.

I appreciate you have a busy schedule however we hope that your office could contact us to arrange a suitable time to discuss this important matter.

Yours faithfully

 30/5/24

Sue Heins
Mayor

Attachments: *Northern Beaches Council letter requesting meeting with Minister – April 2024
Northern Beaches Council Report Item 12.1 State Heritage Register Listing of
the Warringah Civic Centre*

Northern Beaches Council
Civic Centre, 725 Pittwater Rd, Dee Why NSW 2099
t 1300 434 434 t 02 8495 6460
e mayor@northernbeaches.nsw.gov.au northernbeaches.nsw.gov.au

PO Box 82
Manly NSW 1655
Australia
ABN 57 284 295 198

COPY



Sue Heins
Mayor

10 April 2024

The Hon Penny Sharpe MLC
Minister for Climate Change, Minister for Energy,
Minister for the Environment, Minister for Heritage
GPO Box 5341 SYDNEY NSW 2001

Our Ref: 2024/259517

Dear Minister

**Notice to Reconsider the Warringah Civic Centre at 725 Pittwater Road, Dee Why
on the State Heritage Register**


I have recently been advised of your decision to not list the Warringah Civic Centre on the State Heritage Register, in correspondence to Northern Beaches Council dated 5 April 2024 (Your Ref DOC24/254101).

Having made that decision you subsequently requested that the Heritage Council of NSW consider the matter afresh, including consultation and a potential new recommendation subject to section 32(2) of the *Heritage Act 1977*.

I appreciate the long history associated with the proposed listing, however given the significance of the potential listing to Northern Beaches Council as the owner of the Warringah Civic Centre I would like to request a meeting with you and your staff to discuss this decision and its potential impacts.

My office will make contact with you shortly to arrange a meeting time and I look forward to meeting with you then.

Yours sincerely


Sue Heins
Mayor

Northern Beaches Council
Civic Centre, 725 Pittwater Rd, Dee Why NSW 2099
t 1300 434 434 t 02 8495 6460
e mayor@northernbeaches.nsw.gov.au northernbeaches.nsw.gov.au

PO Box 62
Manly NSW 1655
Australia
ABN 57 284 295 198



31 May 2024

Heritage Council of NSW
Attention: Alexandra Boukouvalas
Locked Bag 5020
Parramatta NSW 2124

Our Ref: 2024/390406

Dear Alexandra,

Notice of Intention to consider listing on the State Heritage Register – Warringah Civic Centre Precinct

Thank you for providing Northern Beaches Council with an opportunity to review and comment on the Heritage Council of NSW's notice of intention to consider listing the Warringah Civic Centre Precinct on the State Heritage Register.

A report on this matter was tabled at the Ordinary Council Meeting of the 28 May 2024 where it resolved:

That Council:

1. *Acknowledge the Heritage Council of NSW resolution of 7 May 2024 to give notice of its intention to consider listing Warringah Civic Centre Precinct on the State Heritage Register and commencement of public exhibition.*
2. *Write to the Minister for Heritage, the Hon Penny Sharpe MLC requesting a meeting to discuss the notice of intention to list Warringah Civic Centre Precinct on the State Heritage Register and advise that an informed Council decision on the proposal will not be made until after the meeting has occurred.*

A copy of the Council report and Council Meeting minutes are attached.

I draw your attention to a letter sent from Mayor Sue Heins to the Minister for Heritage, Hon Penny Sharpe MLC on 10 April 2024 seeking a meeting with the Minister to discuss the proposed listing of the Warringah Civic Centre and potential impacts. This request was in response to a letter council received on 5 April 2024. This meeting has not yet occurred.

Council is concerned with the very short, 2-week public consultation period that has been provided to the community to comment on the proposed State Heritage Register listing.

It is requested that the NSW Heritage Council defer any further consideration of the State Heritage Listing until such time as the requested meeting between Northern Beaches Council and the Minister for Heritage has occurred, and Northern Beaches

Council has taken a Council position on the proposal. Further community consultation should be undertaken given the limited engagement that has occurred.

Council also requests the opportunity to present to the State Heritage Register Committee meeting of 4 June 2024. Council representatives that would be available to attend are myself, Louise Kerr, Director Planning and Place and Campbell Pfeiffer, Director Transport and Assets.

Should you require any further information or assistance in this matter, please contact the undersigned on 02 84956415.

Yours sincerely



Louise Kerr
Director Planning and Place

ITEM 12.1 NORTHERN BEACHES COUNCIL MEETING - 28 MAY 2024

12.0 PLANNING AND PLACE DIVISION REPORTS**ITEM 12.1 STATE HERITAGE REGISTER LISTING OF THE WARRINGAH CIVIC CENTRE****PURPOSE**

The purpose of this report is to advise Council of the Heritage Council of NSW's notice of intention to consider listing the Warringah Civic Centre Precinct on the State Heritage Register and subsequent commencement of the formal public exhibition, and to seek a Council position on the proposal.

EXECUTIVE SUMMARY

- In May 2016, Heritage NSW informed Northern Beaches Council of the nomination and its intention to proceed with the State Heritage Listing process for the Warringah Civic Centre Precinct as recognition of its significant example of 20th century civic design and its harmonious integration with the rugged bushland site.
- Council formally requested that the then Minister responsible for Heritage, the Hon Don Harwin MLC not proceed with the State Heritage Listing nomination until Heritage NSW held formal discussions with Northern Beaches Councillors.
- On 28 March 2024, the Minister for Heritage, the Hon Penny Sharpe MLC formally refused the listing due to the extended timeframe since the original Heritage Council of NSW resolution to nominate the Warringah Civic Centre Precinct and directed Heritage NSW to reconsider the matter.
- Council staff, in discussions with Heritage NSW, have sought a reduction in the original proposed heritage curtilage to ensure insignificant buildings and community car parking areas are excluded from the proposed listing. Heritage NSW supports the revised curtilage.
- On 7 May 2024, the Heritage Council of NSW resolved to proceed with the State Heritage assessment and gave notice of its intention to list the item on the State Heritage Register, with the matter on public exhibition until 23 May 2024. Council has been granted an extension to 31 May 2024 to make a formal Council-endorsed submission.

RECOMMENDATION

That Council:

1. Acknowledge the Heritage Council of NSW resolution of 7 May 2024 to give notice of its intention to consider listing Warringah Civic Centre Precinct on the State Heritage Register and commencement of public exhibition.
2. Write to the Minister for Heritage, the Hon Penny Sharpe MLC requesting a meeting to discuss the notice of intention to list Warringah Civic Centre Precinct on the State Heritage Register and advise that an informed Council decision on the proposal will not be made until after the meeting has occurred.

ITEM 12.1 NORTHERN BEACHES COUNCIL MEETING - 28 MAY 2024

BACKGROUND

The Warringah Civic Centre was first nominated by the Australian Institute of Architects (AIA) as part of the Warringah Community Based Heritage Study Review (the Review) in May 2011. The nomination was assessed, and the Review recommended that the Warringah Civic Centre be listed in Warringah Local Environmental Plan 2011 as a local heritage item. Warringah Council did not proceed with the listing of the Warringah Civic Centre in the LEP; however, the Civic Centre landscaping is listed as a local heritage item (Item number 1137) and the heritage curtilage of the Dee Why Public Library which is also a local heritage item (item number 150).

In March 2015, the NSW Heritage Council received a nomination to list the Warringah Civic Centre and Library Precinct on the State Heritage Register (the nomination) in recognition of its significant example of 20th century civic design and its harmonious integration with the rugged bushland site. In addition, the landscape component of the Warringah Civic Centre Precinct (the Precinct) is also considered significant. The landscape was designed by distinguished architects Colin Madigan and Christopher Kringas in conjunction with Bruce Mackenzie, a leading figure in the establishment of landscape design in Australia. The Precinct represents Mackenzie's innovative ideas of preserving and using remnant bushland with its native flora and landscape elements.

The NSW Heritage Council, in May 2016, informed Northern Beaches Council of its intention to proceed with the listing (the Notice of Intention). Discussions between Council staff and NSW Heritage followed, focusing on the process and potential exemptions from future Heritage Approvals. Council staff raised concerns with the extent of the original heritage curtilage proposed as it covered the entire precinct which incorporated insignificant outbuildings and community car parking areas that were not associated with the original design of the Civic Centre or contribute to its heritage significance.

Subsequent discussions between Council's property team, heritage staff, and Heritage NSW led to a reduction in the curtilage to only cover significant components of the precinct. The original proposed heritage curtilage is shown in Map 1 and the revised heritage curtilage is shown in Map 2 below.

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Map 1 Original Heritage Curtilage

ITEM 12.1 NORTHERN BEACHES COUNCIL MEETING - 28 MAY 2024

Heritage Council of New South Wales



State Heritage Register - Proposed Curtilage for Investigation:
Warringah Civic Centre and Precinct
725 Pittwater Road, Dee Why. Plan: 2772

0 10 20 40
Meters

Scale: 1:1,000 @A4
Datum/Projection: GCS GDA 1994
Date: 20/07/2022



Legend

- ▣ Proposed Curtilage
- ▣ SHR Curtilage
- ▣ LGAs
- ▣ Suburbs
- ▣ Land Parcels

Map 2 - Revised Heritage Curtilage

The timing of the first Notice of Intention coincided with the early phase of Council amalgamation in which Council was under an administrator. On this basis the Council formally requested that the then Minister responsible for Heritage, the Hon. Don Harwin MLC, not proceed with the nomination

ITEM 12.1 NORTHERN BEACHES COUNCIL MEETING - 28 MAY 2024

until Heritage NSW formally presented the proposal to Northern Beaches councillors and sought their opinion. Unfortunately, COVID-19 lockdowns and restrictions were in place in relation to face-to-face meetings and this delayed attempts to schedule presentation meetings between Council and Heritage NSW in June 2020 and May 2021. An online briefing with Councillors and Heritage NSW was finally held on 6 April 2022, with varied opinions on the proposed listing expressed by Councillors.

Given the time elapsed since the original assessment and resolution of the Heritage Council to list the Warringah Civic Centre Precinct, the Minister for Heritage, the Hon. Penny Sharpe MLC refused the listing on 28 March 2024 (Attachment 1) and directed the Heritage Council to reconsider the matter. Following the Minister's decision, the Mayor requested a meeting (Attachment 4) with the Minister for Heritage and her staff to discuss the decision and its potential impacts (letter dated 10 April 2024) The meeting has not yet been held.

The Heritage Council, at its meeting of 7 May 2024, resolved to proceed with the assessment of listing Warringah Civic Centre Precinct, incorporating a revised curtilage, and gave notice of its intention to list the item onto the State Heritage Register (new Notice of Intention). The Heritage Council of NSW proceeded with the formal advertising of the new Notice of Intention (Attachment 2) which commenced on the 8 May 2024, with submissions closing on 23 May 2024. Council has been granted an extension to enable consideration by the elected Council at the 28 May Council meeting.

DISCUSSION

The proposed listing of the Precinct, in accordance with the new Notice of Intention, incorporates a revised curtilage as suggested by Council staff and shown in Map 2.

The Heritage Council of NSW has developed seven criteria to establish if an item is of State significance. To be considered for State Heritage listing an item must meet at least two of the seven criteria. The seven criteria are:

1. an item is important in the course, or pattern, of NSW's cultural or natural history
2. an item has strong or special association with the life or works of a person, or group of persons, of importance in NSW's cultural or natural history
3. an item is important in demonstrating aesthetic characteristics and/or a high degree of creative or technical achievement in NSW
4. an item has strong or special association with a particular community or cultural group in NSW for social, cultural or spiritual reasons
5. an item has potential to yield information that will contribute to an understanding of NSW's cultural or natural history
6. an item possesses uncommon, rare or endangered aspects of NSW's cultural or natural history
7. an item is important in demonstrating the principal characteristics of a class of NSW's cultural or natural places, or cultural or natural environments.

The significance of the Warringah Civic Centre Precinct assessed against the Heritage NSW criteria is outlined below. Council's heritage staff have reviewed the assessment of heritage significance and supporting documentation and recognise the merits of State listing.

Concerns raised in the past with the first nomination in 2017, from a property/landowner's perspective, related to the extent of the proposed heritage curtilage, which included the entire area of Lot 100, DP1041823. The original curtilage would have unnecessarily complicated any future redevelopment of the Warringah Civic Centre Precinct.

ITEM 12.1 NORTHERN BEACHES COUNCIL MEETING - 28 MAY 2024

Following discussions between council staff and NSW Heritage, the proposed curtilage has been substantially reduced as detailed in Map 2. The revised, smaller curtilage excludes areas identified for potential, future redevelopment in existing masterplans.

Site specific exemptions for the Warringah Civic Centre Precinct

If the Warringah Civic Centre Precinct is listed as an Item on the State Heritage Register, NSW Heritage are proposing that a list of works and activities would be prescribed to be 'exempt' from requiring approvals from the NSW Heritage Office.

A list of 26 site-specific exemptions (Attachment 3) was prepared in 2017. The site-specific exemptions allow a variety of works to be undertaken without consent. These works allow for the on-going maintenance and management of the Precinct, permit emergency repairs and damage controls to be implemented, and office related fit outs, reconfiguration and internal uses to be undertaken. Table 1 provides some examples of the site-specific exemptions.

More discussions on the exemption are required and should be finalised before Council, as the owner of the Civic Centre determines a final position on the proposed State Listing, given potential financial implications.

It is recommended that a Council meet with the Minister for Heritage, Hon Penny Sharpe MLC and Heritage NSW to better understand the benefits and impacts of State listing, before an informed decision on the proposed listing of Warringah Civic Centre on the State Heritage Register can be made.

Exemption	Reason/Comment
Works and activities associated with the maintenance and upkeep of landscaped gardens and grounds, including mowing, tree surgery, removal or pruning of trees considered a danger to the public or considered necessary for the health of the tree.	To allow for the management of lawns, garden beds, hard landscaping and vegetation.
Maintenance, repair and renewal of existing roads, paths, steps, railings, seats, fences, garden edges, lighting, retaining walls, parking spaces and gates. The work will follow a 'like for like' approach to repair in terms of materials, paint schemes and planting types, where required.	To allow for maintenance and repair.
Works and activities associated with the repair of damage to the buildings and landscape within the precinct, caused by storm or other weather events. The work will follow a 'like for like' approach to the repair in terms of materials, paint schemes and planting types.	To allow for emergency repair and damage control.
Internal fitout, or reconfiguration of the Civic Centre or Dee Why Library buildings, as long as there is no removal of original fabric and where works are reversible.	To allow for accommodation of new offices/other internal uses where required.
All internal alterations and works to non-significant fabric, which are reversible and which do not materially impact upon original building fabric.	To allow for accommodation of new offices/other internal uses where required.
Works and activities associated with the installation of computing, telephony, lighting and audio-visual equipment, which follow existing conduits, where such conduits exist and are suitable to service the new equipment.	To allow for accommodation of new offices/other internal uses where required.

Table 1 – Examples of Site-Specific Exemptions

ITEM 12.1 NORTHERN BEACHES COUNCIL MEETING - 28 MAY 2024

CONSULTATION

The Notice of Intention is on formal public exhibition until 23 May 2024 and Council has been granted an extension to 31 May 2024 to make a formal submission. The public exhibition period has been limited and given the significance of the proposal, further time to consider the matter should be provided to key stakeholders.

TIMING

After the closure of the formal public exhibition phase, Heritage NSW will review, assess, and report all submissions received to the Heritage Council of NSW for final approval. Heritage NSW anticipates that the Warringah Civic Centre Precinct State Heritage Listing Nomination will be tabled at the 4 June 2024 State Heritage Register Committee meeting to seek a formal recommendation to list the Precinct on the State Heritage Register.

It would be premature for the State Heritage Register Committee to make a decision on the proposed listing in the absence of a Council position on the proposed State Heritage listing.

FINANCIAL CONSIDERATIONS

The recommendations of this report (deferral of consideration) pose no financial impact on Council.

GOVERNANCE AND RISK CONSIDERATIONS

The Warringah Civic Centre Precinct is not currently listed as a local heritage item under Warringah Local Environmental Plan 2011, although the precinct landscaping and Dee Why library building are listed as local items in the LEP.

The site-specific heritage exemption currently being prepared in consultation with Heritage NSW will ensure that routine works, maintenance and repairs will continue to be permitted without the need for additional approvals or consent. It is important that Council as the owner of the land receive the proposed exemption list prior to a final consideration of the matter.

ENVIRONMENTAL CONSIDERATIONS

The listing of Warringah Civic Centre Precinct could ensure the conservation of the heritage significance of Civic Centre Precinct including its significant bushland setting.

SOCIAL CONSIDERATIONS

The State listing may have a positive social outcome for the community through the preservation and safeguarding of the heritage and cultural significance of the area for future generations contributing to the vitality and resilience of the local community by maintaining connections to its past, promoting civic pride, and enhancing the overall quality of life for residents.

LINK TO STRATEGY

This report relates to the Community Strategic Plan Outcome and Goal:

- Housing, places and spaces - Goal 12 Our community has access to spaces that enable healthy and active living and allow for a broad range of creative, sporting and recreational opportunities to be enjoyed.

Reporting team	Strategic & Place Planning
TRIM file ref	2024/345893
Attachments	⇒1 Heritage NSW Notice of Minister's Decision to not list on State Heritage Register April 2024 (Included In Attachments Booklet)

ITEM 12.1 NORTHERN BEACHES COUNCIL MEETING - 28 MAY 2024

- | |
|---|
| <ul style="list-style-type: none">2 Heritage NSW Notice of Intention to consider listing on the State Heritage Register May 2024 (Included In Attachments Booklet)3 Site Specific Exemptions 2017 (Included In Attachments Booklet)4 Request for Meeting - Warringah Civic Centre Precinct - April 2024 (Included In Attachments Booklet) |
|---|

Anne-Maree Newbery

From: Sharpe Office Email <office@Sharpe.minister.nsw.gov.au>
Sent: Wednesday, 5 June 2024 2:07 PM
To: Nicki Adams
Subject: RE: 2024-2702 Correspondence for the Hon. Penny Sharpe MLC from Mayor Heins, Northern Beaches Council
Attachments: 1272_240530175916_001.pdf
Categories: Adriana

OFFICIAL

Thank you for your meeting request to the Hon Penny Sharpe MLC, Minister for Climate Change, Minister for Energy, Minister for the Environment and Minister for Heritage.

I have referred your correspondence to the department to contact you as the Minister cannot instruct Heritage Council.

Thank you again for contacting the office of the Hon Penny Sharpe MLC

Regards

Office of the Hon Penny Sharpe MLC
Minister for Climate Change
Minister for Energy
Minister for the Environment
Minister for Heritage
Leader of the Government in the Legislative Council
52 Martin Place
Sydney NSW 2000

I acknowledge the traditional custodians of the land and pay respects to Elders past and present. I also acknowledge all the Aboriginal and Torres Strait Islander staff working with NSW Government at this time.

Please consider the environment before printing this email.

OFFICIAL

-----Original Message-----

From: Nicki Adams <Nicki.Adams@northernbeaches.nsw.gov.au>
Sent: Thursday, May 30, 2024 5:53 PM
To: Sharpe Office Email <office@sharpe.minister.nsw.gov.au>
Cc: Nicki Adams <Nicki.Adams@northernbeaches.nsw.gov.au>
Subject: 2024-2702 Correspondence for the Hon. Penny Sharpe MLC from Mayor Heins, Northern Beaches Council

Dear Ministerial staff

Please find attached correspondence from Mayor Heins seeking a meeting with the Minister to discuss the State Heritage Register and notice to consider a Council asset.

Kind regards
Nicki Adams
Executive Officer
Office of the Mayor
t 02 8495 6459m 0408 463 498
Nicki.Adams@northernbeaches.nsw.gov.au
northernbeaches.nsw.gov.au

Northern Beaches Council

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HERITAGE COUNCIL OF NSW

State Heritage Register Committee – RESOLUTIONS

4 June 2024 | 9:00 AM – 11:20 AM

Teams Teleconference

Item 1.1 COI Declarations
NIL reported.
Item 1.2 Out of Session Decisions
NIL reported.
Item 1.3 Minutes from previous meeting – 7 May 2024
Resolution 2024-32
The State Heritage Register Committee:
1. Confirmed the minutes of the previous ordinary meeting (7 May 2024) as a complete and accurate record of that meeting.
Moved by Brian Lindsay and seconded by Natalie Vinton
Item 1.4 Matters Arising
NIL
Item 1.5 Action Report
The State Heritage Register Committee noted the report.
Item 2 SHR Nominations – Notice of Intention
Item 2.1 Nissen Hut, Belmont North – Notice of Intention
Resolution 2024-33
The State Heritage Register Committee:
1. Considers the item known as the Nissen Hut at 4 Somerset Street, Belmont North, defined in accordance with the curtilage shown at Tab 2.1C of the report, is likely to be of State heritage significance.
2. In accordance with section 33(1)(a) of the <i>Heritage Act 1977</i> , will give each person that it considers to be an affected owner or occupier written notice that it is going to consider whether or not to recommend the listing of the item concerned (a <i>notice of intention to consider listing</i>).
3. In accordance with section 33(1)(b) and section 33(1)(c) of the <i>Heritage Act 1977</i> , within 14 days after notice of intention to consider listing is given, will cause a notice of intention to consider listing to be published in a newspaper circulating in the area in which the item is situated, inviting submissions on the listing, specifying a date as the closing date for the receipt of submissions of 60 days after the publication of the newspaper notice and the manner in which submissions may be made.

State Heritage Register Committee – 4 June 2024

Resolutions

Moved by Brian Lindsay and seconded by Lisa Trueman
Item 3 SHR Nominations – Recommendation to List
Item 3.1 Warringah Civic Centre – Recommendation to List
Resolution 2024-34
<p>The State Heritage Register Committee:</p> <ol style="list-style-type: none"> 1. In accordance with section 33(1)(d) of the <i>Heritage Act 1977</i>, has considered the submissions received in response to its notice of intention to consider listing and considers the item known as Warringah Civic Centre Precinct at 725 Pittwater Road, Dee Why, satisfies more than one of the approved criteria for determining whether an item is of State heritage significance, being criteria (a), (b), (c), (e), (g), as detailed in the report at Tab 3.1A. 2. Recommends to the Minister, in accordance with sections 32(1) and (2) of the <i>Heritage Act 1977</i>, that the Minister direct the listing of the item, Warringah Civic Centre at 725 Pittwater Road, Dee Why, on the State Heritage Register, as shown in the plan at Tab 3.1C. 3. In accordance with section 33(1)(e) of the <i>Heritage Act 1977</i>, give notice of its decision to persons notified under section 33(1)(a). 4. In accordance with section 57(2) of the <i>Heritage Act 1977</i>, recommends that the Minister grant the site specific exemptions at Tab 3.2D of the report from section 57(1) of the Act in addition to the Heritage Council Standard Exemptions.
Moved by Stephen Gapps and seconded by Natalie Vinton
Item 3.2 Elsie Refuge (former) – Recommendation to List
Resolution 2024-35
<p>The State Heritage Register Committee:</p> <ol style="list-style-type: none"> 1. In accordance with section 33(1)(d) of the <i>Heritage Act 1977</i>, has considered the submissions received in response to its notice of intention to consider listing and considers the item known as Elsie Refuge (former) at 73-75 Westmoreland Street, Glebe, satisfies more than one of the approved criteria for determining whether an item is of State heritage significance, being criteria (a, b, and d), as detailed in the report at Tab 3.2A. 2. Recommends to the Minister, in accordance with sections 32(1) and (2) of the <i>Heritage Act 1977</i>, that the Minister direct the listing of the item, Elsie Refuge (former) at 73-75 Westmoreland Street, Glebe, on the State Heritage Register, as shown in the plan at Tab 3.2C of the report. 3. In accordance with section 33(1)(e) of the <i>Heritage Act 1977</i>, give notice of its decision to persons notified under section 33(1)(a). 4. In accordance with section 57(2) of the <i>Heritage Act 1977</i>, recommends that the Minister grant the site specific exemptions at Tab 3.2D of the report from section 57(1) of the Act in addition to the Heritage Council Standard Exemptions.
Moved by Lisa Trueman and seconded by Natalie Vinton
Item 4 Matters for Consideration
Item 4.1 Nan Tien Temple, Wollongong – Amended Site Specific Exemptions

State Heritage Register Committee – 4 June 2024

Resolutions

Resolution 2024-36
The State Heritage Register Committee: 1. In accordance with section 57(2) of the <i>Heritage Act 1977</i> (the Act), recommends that the Minister grant the amended site specific exemptions for the item known as Nan Tien Temple (SHR 02083) as specified at Tab 4.1A of the report from section 57(1) of the Act in addition to the Heritage Council Standard Exemptions.
Moved by Natalie Vinton and seconded by Brian Lindsay
Item 4.2 Cooma Gaol – Site Specific Exemptions
Resolution 2024-37
The State Heritage Register Committee: 1. In accordance with section 57(2) of the <i>Heritage Act 1977</i> , recommends that the Minister grant the site specific exemptions at Tab 4.2A from section 57(1) of the <i>Heritage Act 1977</i> in addition to the Heritage Council Standard Exemptions.
Moved by Brian Lindsay and seconded by Lisa Trueman
Item 4.3 2024-2025 SHR Workplan Media Approach
Resolution 2024-38
The State Heritage Register Committee: 1. Notes and supports the ongoing efforts of Heritage NSW to identify and maximise opportunities to promote State Heritage Register listings.
Moved by Brian Lindsay and seconded by Natalie Vinton
Item 5 Preliminary Assessment of New SHR Nominations
Item 5.1 SHR Nomination – Fagan Park, Galston
Resolution 2024-39
The State Heritage Register Committee: 1. Considers that Fagan Park, Galston, may be of State heritage significance, but the nomination is not a current priority to progress for listing on the State Heritage Register (Tab 5B of the report).
Moved by Lisa Trueman and seconded by Brian Lindsay
Item 5.2 SHR Nomination – Glebe Island and the Glebe Island Silos
Resolution 2024-40
The State Heritage Register Committee: 1. Considers that Glebe Island and the Glebe Island Silos may be of State heritage significance and prioritises the nomination for progression to a full assessment (Tab 5C of the report).
Moved by Stephen Gapps seconded by Natalie Vinton
Item 6 SHR Listings Monthly Report

State Heritage Register Committee – 4 June 2024

Resolutions

The State Heritage Register Committee noted the report.
Item 7 Forward Agenda
The State Heritage Register Committee noted the report.
Meeting Close
There being no further items of business, the Acting Chair, Colleen Morris, closed the meeting at 11:20 AM.

Secretariat
Heritage Council of NSW

DRAFT

Manly Local Environmental Plan 1988 (Amendment No 51)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Urban Affairs and Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*.

Minister for Urban Affairs and Planning

Manly Environmental Plan 1988 (Amendment No 51)

Manly Local Environmental Plan 1988 (Amendment No 51)

1. Name of plan

This plan is *Manly Local Environmental Plan 1988 (Amendment No 51)*.

2. Aims of plan

This plan aims to:

- (1) Add and remove items of environmental heritage to Schedule 4 of Manly Local Environmental Plan 1988.
- (2) Define the Pittwater Road Conservation Area.

3. Land to which plan applies

This plan applies to:

- (a) Land within the Manly local government area known as the Pittwater Road Conservation Area, being the land shown edged heavy black on Sheet 1 of the map marked "Manly Local Environmental Plan 1988 (Amendment No. 51)" held in the office of Manly Council.
- (b) 48, 50 and 52 Raglan Street, 6 Denison Street, 16 and 26 Golf Parade, 21 and 23 Pacific Street, 4, 11, 15 and 17 Malvern Avenue, 53, 55, 65, 71, 73 and 106 Whistler Street.

4. Relationship to other environmental planning instruments

This plan amends Manly Local Environmental Plan 1988 in the manner set out in clause 5.

5. Amendment of Manly Local Environmental Plan 1988

Manly Local Environmental Plan 1988 is amended:

DRAFT

- (a) by inserting in clause 7(1) in alphabetical order the following definitions:

"contributory item" means a place or item which contributes to the overall intrinsic and predominant character and significance of a conservation area, embodied in its form and fabric.

"non-contributory item" means a place or item which does not specifically contribute to the cultural heritage significance of the conservation area or its intrinsic character.

- (b) by inserting at the end of the definition of "item of environmental heritage" in clause 7(1) the following words:

Manly Environmental Plan 1988 (Amendment No 51)

Manly Local Environmental Plan 1988 (Amendment No 51)

- (c) by amending the title of Clause 32 to read – “Land having frontage to Pittwater Road”.
- (d) By inserting at the end of the definition of “the map” in clause 7(1) the following words:

Manly Local Environmental Plan 1988 (Amendment No 51)

- (e) by inserting in Schedule 4 under the heading “Architectural and Archaeological Items – (A) Alphabetical Entry by Street, in alphabetical order of street, the following words:

Residential flat building	5a Carlton Street
House	10 Carlton Street
House	12 Carlton
Residential Flat Building	6 Denison Street
Row House	26 Denison Street
Row House	28 Denison Street
Row House	30 Denison Street
Row House	32 Denison Street
Row House	34 Denison Street
Row House	36 Denison Street
Row House	38 Denison Street
House	1 Golf Parade
House	16 Golf Parade
House	26 Golf Parade
House	4 Malvern Avenue
House	11 Malvern Avenue
House	15 Malvern Avenue
House	17 Malvern Avenue
House	21 Pacific Street
House	23 Pacific Street
Residential flat building	35 Pacific Street
House	25 Pine Street
Baby health care centre	1 Pittwater Road
Commercial building	57 Pittwater Road
Group of commercial buildings	85 Pittwater Road
Group of commercial buildings	79 Pittwater Road
House	91 Pittwater Road
House	93 Pittwater Road
House	105 Pittwater Road
House	107 Pittwater Road
House	109 Pittwater Road
House	111 Pittwater Road
Service Station	167 Pittwater Road
Commercial building	169 Pittwater Road
Commercial building	181 Pittwater Road
Commercial building	183 Pittwater Road
Commercial building	187 Pittwater Road
Commercial building	189 Pittwater Road
Commercial building	191 Pittwater Road

DRAFT

Manly Environmental Plan 1988 (Amendment No 51)

Commercial building	197 Pittwater Road
Commercial building	199 Pittwater Road
Commercial building	26-28 Pittwater Road
Commercial building	30 Pittwater Road
Commercial building	42 Pittwater Road
House	80 Pittwater Road
House	82 Pittwater Road
House	94 Pittwater Road
House	108 Pittwater Road
House	110 Pittwater Road
House	112 Pittwater Road
House	114 Pittwater Road
House	116 Pittwater Road
House	118 Pittwater Road
House	130 Pittwater Road
House	132 Pittwater Road
Commercial/Residential building	144 Pittwater Road
Commercial/Residential building	146 Pittwater Road
Commercial/Residential building	148 Pittwater Road
House	150 Pittwater Road
House	164 Pittwater Road
House	166 Pittwater Road
House	184 Pittwater Road
House	248 Pittwater Road
House	250 Pittwater Road
Pumping Station	252 Pittwater Road
Residential flat building	48 Raglan Street
Residential flat building	50 Raglan Street
Memorial Club	52 Raglan Street
Row Houses	1 Steinton Street
Row Houses	3 Steinton Street
Row Houses	5 Steinton Street
Row Houses	7 Steinton Street
Row Houses	9 Steinton Street
Row Houses	11 Steinton Street
House	53 Whistler Street
House	55 Whistler Street
House	65 Whistler Street
House	71 Whistler Street
House	73 Whistler Street
House	106 Whistler Street

- (f) by deleting from Schedule 4 under the heading "Architectural and Archaeological Items – (A) Alphabetical Entry by Street, the following words:

Pittwater Road (Denison Street to Collingwood Street). Manly

House 63 Pittwater Road

- (g) by inserting in Schedule 4 under the headings "Landscape Items – (B) Alphabetical Entry by Park, Reserve, etc., the following words:

Manly Environmental Plan 1988 (Amendment No 51)

Kangaroo Park

Natural Escarpment

- (h) by inserting in Schedule 4 under the heading "Conservation Area, in alphabetical order of street, the following words:

The Pittwater Road Conservation Area



ENVIRONMENTAL PLANNING & ASSESSMENT ACT, 1979

MANLY

LOCAL ENVIRONMENTAL PLAN 1988

DRAFT
AMENDMENT NO. 51

TN



Scale
1:6000

DRAWN BY: RLE DATE: 06/08/01

PLANNING OFFICER: Danielle Dunford

COUNCIL FILE NO.: T15/195

DEPT. FILE NO.

CERTIFICATE ISSUED
UNDER SEC 65 E.P.A. ACT DATE:



PUBLISHED IN GOV. GAZETTE OF:

STATEMENT OF RELATIONSHIP WITH OTHER PLANS


THIS PLAN AMENDS THE MANLY
LOCAL ENVIRONMENTAL PLAN 1988

CERTIFIED IN ACCORDANCE
WITH THE ENVIRONMENTAL
PLANNING & ASSESSMENT
ACT 1979, AND REGULATIONS. GENERAL MANAGER DATE

Manly Heritage Inventory

Item Name Pittwater Road Conservation Area		SHI Number 2020594											
Other Names/s		Study Number											
Group Name		Local Government Area/s											
Location 71 Whistler Street Manly		Manly											
Corner location		Assessed Significance Local											
Images  Caption Copyright: Manly Council Image by: Date: 1/10/2001 Number:		Listings References <table border="1"> <thead> <tr> <th>Studies</th> <th>Author</th> <th>Title</th> <th>Number</th> <th>Year</th> </tr> </thead> <tbody> <tr> <td></td> <td>Kim Keteby</td> <td>Pittwater Road Review</td> <td></td> <td>2001</td> </tr> </tbody> </table>		Studies	Author	Title	Number	Year		Kim Keteby	Pittwater Road Review		2001
Studies	Author	Title	Number	Year									
	Kim Keteby	Pittwater Road Review		2001									
Assessment Degree Criteria Rarity Representative Is an uncommon example of its kind in Whistler Street and a representative example of its kind in Manly. Intactness / Integrity		Assessment Criteria Historical Significance Demonstrates the pattern of development of Manly particularly in association with the flat area north of Manly Village. Aesthetic Significance Is a relatively intact example of a late Nineteenth century small timber gable fronted cottage. The cottage is an important element in the Whistler Street streetscape. Social Significance <p>While every effort is made to ensure the information supplied is accurate and complete, Manly Council accepts no responsibility for any loss or liability incurred by any Party arising from its use.</p> <p>Wayne Collins General Manager</p> 											
Recommended management Listing on 1988 LEP, Schedule 4.		Technical/ Research Significance											
Date: 4/10/2001		Date First Entered											
		Date Updated: 27/09/2001											
		Status: Basic											
The report was produced using State Heritage Inventory database software provided by the Heritage Office of New South Wales. (1)													
Page: 2													

Manly Heritage Inventory

Item Name Pittwater Road Conservation Area		SHI Number 2020594
Other Names/s		Study Number
Group Name	Local Government Area/s	Assessed Significance Local
Location 71 Whistler Street Manly	Manly	
Corner location		
Item Type Built	Statement of Significance This building is an example of a weatherboard cottage style of building. This item is of local cultural heritage significance for its ability to demonstrate the pattern of Manly's development and in particular that associated with the early development of the flat area north of Manly Village. The cottage is an important remnant of early development in Manly.	
Sub Type Cottage		
State Theme/s Housing Townships		
Study Theme/s		
Property description		
Owner		
Current Use Residential		
Former Use		
Years 1900 Circa Yes	Physical Description	
Designer	Small scale gable fronted single storey weatherboard cottage. Built very close to boundaries on narrow block. New cladding to eaving. Gable end features scalloped barge board and double hung window to attic. French doors to verandah half paneled. Front door semi-glazed, possibly later addition. Double hung windows to side. Timber verandah. Low rendered brick fence to front boundary. Similar to adjacent cottage.	
Builder		
Physical Condition and/or Archaeological Potential Relatively intact.		
Modification Dates		
Further Information	Historical Notes While every effort is made to ensure the information supplied is accurate and complete, Manly Council accepts no responsibility for any loss or liability incurred by any Party arising from its use. Wayne Collins General Manager	
		

Date: 4/10/2001

Date First Entered

Date Updated: 27/09/2001

Status: Basic

Page: 1

This report was produced using State Heritage Inventory database software provided by the Heritage Office of New South Wales. (1)

Manly Daily: 27 November 2001

'Crude attempt'

Conservation bid too late, says householder

by MARJ BELESSIS



WHEN Hugh MacLaurin paid \$300,000 five years ago for the little timber worker's cottage in Manly's Whistler St, he considered it to be a "pull-down job".

The house is one of a group of three built about 1900 almost to the side boundaries of a 6m-wide block, with about 2m between the front door and the footpath.

There is no insulation, no security and no off-street parking and the house is at odds with the modern split-level house on one side and the block of units opposite.

Mr MacLaurin, who shares the home with his teenage son, had hoped to overcome the property's early 20th century drawbacks by demolishing the house and replacing it with a sympathetic design, slightly elevated to enable him to excavate beneath to provide off-street parking.

Now, his dreams of a more comfortable lifestyle have been shattered by the news his home is one of 81 properties in and around Pittwater Rd recommended for heritage listing in Manly Council's draft local environmental plan for the Pittwater Rd conservation area.

The listing would place constraints on any structural changes that could be made to the property.

"It's like being time-warped back to the 19th century," Mr MacLaurin said yesterday.

"I know that heritage is like motherhood and apple pie and you don't win any points for simple worker's cottage, and not particularly well-constructed at that. It's past its useful life."

Mr MacLaurin said he was "flabbergasted" by the lack of consultation when the list was being drawn up.

"It's all well and good to drive past an old house and say 'that looks cute, we'll add that to the list', but the time to save the little cottages around here was 20 years ago when they dominated the streetscape," he said.

"Now what they are trying to do is save what is left, to the detriment of the owners."

"It's a crude attempt at conservation which will have the reverse effect. The cottages will be allowed to run down, developers will buy them and go to the Land and Environment Court to get the council's ruling overturned."

"If I have to, I will go to court to get a fair resolution."

Noel Murray, who owns a cottage of similar vintage, also earmarked as a heritage item, on the other side of Whistler St, said he had been informed of the proposed listing several days after signing an agreement to auction the property.

Not only was he out of pocket to the tune of about \$5000 for advertising of the property, he had lost an expected sale at about \$600,000, and ultimately had to pay the cost of establishing a new loan.

"After receiving great pre-auction interest including very good offers, when it was announced at the auction that there was a proposed heritage listing, not one offer was made," he said.

Owners protest listings

FOURTEEN Manly properties whose owners are unhappy about a proposed heritage listing will be considered by Manly councillors on December 1.

The properties, all in the Pittwater Rd area, are among 81 items nominated as being of heritage value in the council's draft Local Environmental Plan for the Pittwater Rd conservation area.

The draft plan has been on public exhibition since October 2 and closed yesterday.

A public meeting was also held to provide additional information to help the public understand the benefits of the conservation area and the implications for properties.

A report to the council this week said 14 home owners at the meeting had expressed concerns about the proposed listing.

They were worried about the impact on property values, restrictions on demolition, restrictions on fence heights fronting Pittwater Rd, restrictions on additions and alterations and cost of maintenance and repairs.

Many claimed that a heritage listing was unwarranted because of the dilapidated state of their properties or the degree of previous alterations.

Mayor Jean Hay said it would be a

SERVICE PLANNING AND COMMISSIONING COMMITTEE
10TH DECEMBER, 2001

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SPC 168 (Cont'd)

The following objectors addressed Council regarding this item:-

PUBLIC SPEAKERS

JOHN MARCARIAN - 1 Carlton Street, Manly
DOUGLAS A ROBERTSON - 308A 9-15 Central Avenue, Manly
NOEL D MURRAY - 73 & 106 Whistler Street, Manly
CRISTY LUSSICK - 11 Malvern Avenue, Manly
MRS MARSHALL - 16 Golf Pde, Manly
PAUL DAVIES - 82 & 57 Pittwater Road, Manly
HUGH MACLAURIN - 71 Whistler Street, Manly
MICHELLE ELLIS - 248 Pittwater Road, Manly

RESOLVED:

1. Council endorse in principle, the proposal for the establishment of the conservation area as exhibited.
2. Council to agree to a review of the proposed list of heritage items having regard to the matters raised by objectors and the concerns expressed by the community. Further, that appropriate and thorough notification be directed to all property owners who have not previously responded during the exhibition period.
3. That the following list of properties be deleted from the proposed list of heritage items:
 - 57 Pittwater Road
 - 4 Malvern Avenue
 - 26 Golf Parade
 - 16 Golf Parade
4. That a report be brought back to Council prior to 31 March 2002 with a view to Council determining the matter and referral of the Draft LEP to the Minister of Urban Affairs and Planning.


Director, Service Planning and Commissioning

This is page number 6 of the Minutes and Reports of the Service Planning and Commissioning Committee Meeting held on 10th December, 2001.


Chairperson


General Manager

(DOC: 76771/76772)

SERVICE PLANNING AND COMMISSIONING COMMITTEE
10TH DECEMBER, 2001

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SPC 168 (Cont'd)

(General Manager's Note: The above mentioned resolution was adopted following consideration of the following amendment Moved by Councillor Barr and Seconded by Councillor Aird and further amendment Moved by Councillor Sacker and Seconded by Councillor Lambert:-

1. Council endorse in principle, the proposal for the establishment of the conservation area as exhibited.
2. Council to agree to a review of the proposed list of heritage items having regard to the matters raised by objectors and the concerns expressed by the community. Further, that appropriate and thorough notification be directed to all property owners who have not previously responded during the exhibition period.
3. That a report be brought back to Council prior to 31 March 2002 with a view to Council determining the matter and referral of the Draft LEP to the Minister of Urban Affairs and Planning.

The amendment was LOST.

1. That Council amend the Draft LEP No. 51 as follows:
 - (a) That the draft instrument be amended to correct draft typographical and mapping errors.
 - (b) That 26 Golf Parade removed as an individual item of Environmental Heritage from the Draft LEP;
2. That Council endorse the making of Manly LEP 1988 Amendment No.51
3. That Council submit the plan to the Department of Urban Affairs and Planning pursuant to section 68(4) of the Environmental Planning and Assessment Act, 1979
4. That Council staff bring back a further report on the removal of Collingwood Street from the conservation area as originally proposed.
5. That Council staff prepare a budget bid to continue the work and fully investigate the proposed listings of heritage items.

The further amendment was LOST and the motion was ADOPTED.)

Director, Service Planning and Commissioning

This is page number 7 of the Minutes and Reports of the Service Planning and Commissioning Committee Meeting held on 10th December, 2001.

Chairperson

General Manager

(DOC: 76771/76772)

SERVICE PLANNING AND COMMISSIONING COMMITTEE
10TH DECEMBER, 2001

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SPC 168 (Cont'd)

(General Manager's Further Note:

1. The resolution was Moved by Councillor Hay and Seconded by Councillor Heraghty.
2. The Councillors who voted for the resolution were Councillor Barr, Councillor Hay, Councillor Heasman, Councillor Heraghty, Councillor Morrison and Councillor Page,. The Councillors who voted against the resolution were Councillor Aird, Councillor Dickman, Councillor Lambert and Councillor Sacker
3. Councillor Dee declared an interest in this item and did not take part in the debate or the voting.
4. Councillor Pedersen had departed the meeting and did not take part in the debate or the voting.)

* * *

SPC 169:

OYAMA AVENUE, MANLY, PROPERTY NUMBER 11 - PROPOSED SALE OF
LEASEHOLD WATERFRONT LAND. (File 222.11 and T18/1-1) SPC 169 :
10/12/2001:

REPORT FROM SERVICE PLANNING AND COMMISSIONING DIVISION

SUMMARY:

A. COUNCIL RESOLVED AT THE 3 SEPTEMBER 2001 ORDINARY MEETING:

1. THAT COUNCIL MAINTAIN ITS CURRENT POSITION IN RESPECT OF THE PROPOSED SALE OF THE EXISTING LEASED AREA ADJOINING 11 OYAMA AVENUE, MANLY, BY THE WATERWAYS AUTHORITY.
2. THAT THE MATTER BE REFERRED TO THE NSW PREMIER'S SYDNEY HARBOUR COMMITTEE FOR CONSIDERATION PRIOR TO ANY DECISION BEING MADE TO SELL THE EXISTING LEASED AREA ADJOINING 11 OYAMA AVENUE, MANLY


Director, Service Planning and Commissioning

This is page number 8 of the Minutes and Reports of the Service Planning and
Commissioning Committee Meeting held on.10th December, 2001.


Chairperson


General Manager

(DOC: 76771/76772)

SERVICE PLANNING AND COMMISSIONING COMMITTEE
15TH APRIL, 2002

Page: 4

SPC 045:

MANLY DRAFT LOCAL ENVIRONMENTAL PLAN (AMENDMENT NO 51) AND DEVELOPMENT CONTROL PLAN FOR THE PITTWATER ROAD CONSERVATION AREA. (File T15/195) SPC 045 : 15/04/2002:

REPORT FROM SERVICE PLANNING AND COMMISSIONING DIVISION

SUMMARY:

1. A DRAFT LOCAL ENVIRONMENTAL PLAN (LEP) HAS BEEN PREPARED TO AMEND MANLY LEP 1988 IN ORDER TO CREATE THE PITTWATER ROAD CONSERVATION AREA AND TO LIST ADDITIONAL HERITAGE ITEMS.
2. THE DRAFT LEP WAS REFERRED TO COUNCIL FOR CONSIDERATION ON 10 DECEMBER 2001 WHERE IT WAS RESOLVED TO REVIEW THE PROPOSAL AND REFER THE MATTER BACK TO COUNCIL.
3. A FURTHER REVIEW OF THE AREA HAS SINCE BEEN UNDERTAKEN AND THE FINDINGS ARE CONTAINED IN THIS REPORT.
4. IT IS RECOMMENDED THAT SUBJECT TO CHANGES OUTLINED IN THIS REPORT, COUNCIL ENDORSE THE LEP AND THAT THE LEP BE FORWARDED TO PLANNING NSW FOR MAKING.

(Acting General Manager's Note:-

Hector Abrahams (Heritage Consultant) addressed the meeting on this item.

John Marcarian (Objector) addressed the meeting on this item.

Lyn Dee (Objector) addressed the meeting on this item.)

PROCEDURAL MOTION:

That Council's Heritage Consultant, Hector Abrahams, make a presentation to Council in relation to the LEP amendments to the Development Control Plan for the Pittwater Road Conservation Area.

RESOLVED:

That Council's Heritage Consultant, Hector Abrahams, make a presentation to Council in relation to the LEP amendments to the Development Control Plan for the Pittwater Road Conservation Area.

(Acting General Manager's Note:-

1. The Procedural Motion was Moved by Councillor Hay and Seconded by Councillor Heasman.
2. The voting on this item was unanimous.)

Director, Service Planning and Commissioning

This is page number 4 of the Minutes and Reports of the Service Planning and Commissioning Committee Meeting held on 15th April, 2002.

Chairperson

(DOC: 82603/82604)

Acting General Manager

SERVICE PLANNING AND COMMISSIONING COMMITTEE
15TH APRIL, 2002

Page: 5

SPC 045 (Cont'd)

RESOLVED:

1. That Council amend the Draft LEP No. 51 as follows:
 - (a) That the draft instrument be amended to correct draft typographical and mapping errors.
 - (b) That the following properties be retained as individual items of Environmental Heritage in Draft LEP No 42:
 - 5A Carlton Street, Manly
 - 26 Denison Street, Manly
 - 28 Denison Street, Manly
 - 30 Denison Street, Manly
 - 32 Denison Street, Manly
 - 34 Denison Street, Manly
 - 36 Denison Street, Manly
 - 38 Denison Street, Manly
 - 1 Pittwater Road, Manly
 - 105 Pittwater Road, Manly
 - 107 Pittwater Road, Manly
 - 167 Pittwater Road, Manly
 - 80 Pittwater Road, Manly
 - 82 Pittwater Road, Manly
 - 94 Pittwater Road, Manly
 - 108 Pittwater Road, Manly
 - 110 Pittwater Road, Manly
 - 184 Pittwater Road, Manly
 - 252 Pittwater Road, Manly
 - 52 Raglan Street, Manly
 - 53 Whistler Street, Manly
 - 55 Whistler Street, Manly
 - 65 Whistler Street, Manly
2. That the properties that were previously considered as potential heritage items, and that do not appear in the list above, be categorised as 'contributory items' in the Development Control Plan for the Pittwater Road Conservation Area, with the exception of No.1 Carlton Street.
3. That Council endorse the making of Manly Draft LEP 1988 Amendment No.51.


Director, Service Planning and Commissioning

This is page number 5 of the Minutes and Reports of the Service Planning and Commissioning Committee Meeting held on 15th April, 2002.


Chairperson

(DOC: 82603/82604)


Acting General Manager

SERVICE PLANNING AND COMMISSIONING COMMITTEE

15TH APRIL, 2002

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SPC 045 (Cont'd)

4. That Council submit the plan to the Department of Planning pursuant to section 68(4) of the Environmental Planning and Assessment Act, 1979.
5. That following gazettal of Manly LEP 1988 Amendment No. 51, the map contained in Part 1 of the Manly DCP for the Business Zone (Amendment 3) titled 'Items of Environmental Heritage' be amended accordingly.

(General Manager's Note: The above mentioned resolution was adopted following consideration of an amendment Moved by Councillor Sacker and Seconded by Councillor Lambert, in the following terms:-

That the listing which was reported to Council in August 2001, SPC Item 118, be adopted for LEP heritage protection. Further, that the controls for the semi-detached cottages be distinctly strengthened along the lines that changes that can be seen from the street need to be co-ordinated and sympathetic to maintain the integrity of the group.

The amendment was LOST and the motion was ADOPTED.)

(Acting General Manager's Further Note:

1. The resolution was Moved by Councillor Hay and Seconded by Councillor Morrison.
2. The Councillors who voted for the resolution were Councillor Hay, Councillor Heasman, Councillor Heraghty, Councillor Morrison and Councillor Page. The Councillors who voted against the resolution were Councillor Aird, Councillor Barr, Councillor Lambert and Councillor Sacker.)

* * *

SPC 046:

WATERPLAN 21 - PROJECT NORTH HEAD - SYDNEY WATER. (T15/148 and M16/1) SPC 046 : 15/4/2002:

REPORT FROM SERVICE PLANNING AND COMMISSIONING DIVISION

SUMMARY:

- WORKSHOPS ARE BEING HELD ADDRESSING PROJECT NORTH HEAD A MAJOR COMPONENT OF WATERPLAN 21. THIS REPORT PROVIDES AN OVERVIEW OF THE STAKEHOLDER FORUMS TO DATE.

Director, Service Planning and Commissioning

This is page number 6 of the Minutes and Reports of the Service Planning and Commissioning Committee Meeting held on 15th April, 2002.

Chairperson

(DOC: 82603/82604)

Acting General Manager

12 July 2013

OFFICIAL NOTICES

3421

4. Further action under the Act

The making of this declaration does not prevent the carrying out of voluntary management of the site and any person may submit a voluntary management proposal for the site to the EPA.

5. Submissions invited

The public may make written submissions to the EPA on:

- Whether the EPA should issue a management order in relation to the site; or
- Any other matter concerning the site.

Submissions should be made in writing to:

Manager, Contaminated Sites,
Environment Protection Authority,
PO Box A290,
Sydney South NSW 1232,

or faxed to (02) 9995 5930,

by not later than 4 weeks from the date of this letter.

Dated: 9 July 2013.

NIALL JOHNSTON,
Manager,
Contaminated Sites,
Environment Protection Authority

Note:

Management order may follow

If management of the site or part of the site is required, the EPA may issue a management order under s.14 of the Act.

Amendment/Repeal

This declaration may be amended or repealed. It remains in force until it is otherwise amended or repealed. The subsequent declaration must state the reasons for the amendment or repeal (s.44 of the Act).

Information recorded by the EPA

Section 58 of the Act requires the EPA to maintain a public record. A copy of this significantly contaminated land declaration will be included in the public record.

Information recorded by councils

Section 59 of the Act requires the EPA to give a copy of this declaration to the relevant local council. The council is then required to note on its planning certificate issued pursuant to s149 (2) of the Environmental Planning and Assessment Act 1979 that the land is declared significantly contaminated land. The EPA is required to notify council as soon as practicable when the declaration is no longer in force and the notation on the s149 (2) certificate is no longer required.

Relationship to other regulatory instrument

This declaration does not affect the provisions of any relevant environmental planning instruments which apply to the land or provisions of any other environmental protection legislation administered by the EPA.



Figure 1. Land to which this declaration applies, 1 Blackshaw Road, Goulburn NSW

Map Source: NSW Land and Property Website, <http://maps.six.nsw.gov.au/>; 4 March 2013

HERITAGE ACT 1977

Ministerial Order

Authorisation for Local Councils to make Interim Heritage Orders

Section 25 of the Heritage Act 1977

Section 43 Interpretation Act 1987

I, ROBYN PARKER M.P., Minister for Heritage, do by this order:

1. **revoke** the order made under section 25 of the Heritage Act 1977 and published in the *New South Wales Government Gazette* dated 1st February 2002, at pages 708 to 710.
2. **authorise** the local councils identified in Schedule 1 to make Interim Heritage Orders for items in the local council's area in accordance with section 25 of the Heritage Act 1977 and subject to the conditions listed in Schedule 2.

Dated: 22 April 2013.

ROBYN PARKER, M.P.,
Minister for Heritage

SCHEDULE 1

Local Councils Authorised to make Interim Heritage Orders under Section 25 of the Heritage Act 1977

Albury City Council
Armidale Dumaresq Council
Ashfield Council
Auburn City Council
Ballina Shire Council
Balranald Shire Council
Bankstown City Council
Bathurst Regional Council
Bega Valley Shire Council
Bellingen Shire Council
Berrigan Shire Council
Blacktown City Council

Bland Shire Council	Junee Shire Council
Blayney Shire Council	Kempsey Shire Council
Blue Mountains City Council	The Council of the Municipality of Kiama
Bogan Shire Council	Kogarah City Council
Bombala Council	Ku-ring-gai Council
Boorowa Council	Kyogle Council
The Council of the City of Botany Bay	Lachlan Shire Council
Bourke Shire Council	Lake Macquarie City Council
Brewarrina Shire Council	Lane Cove Municipal Council
Broken Hill City Council	Leeton Shire Council
Burwood Council	Leichhardt Municipal Council
Byron Shire Council	Lismore City Council
Cabonne Council	City of Lithgow Council
Camden Council	Liverpool City Council
Campbelltown City Council	Liverpool Plains Shire Council
City of Canada Bay Council	Lockhart Shire Council
Canterbury City Council	Maitland City Council
Carrathool Shire Council	Manly Council
Central Darling Shire Council	Marrickville Council
Cessnock City Council	Mid-Western Regional Council
Clarence Valley Council	Moree Plains Shire Council
Cobar Shire Council	Mosman Municipal Council
Coffs Harbour City Council	Murray Shire Council
Conargo Shire Council	Murrumbidgee Shire Council
Coolamon Shire Council	Muswellbrook Shire Council
Cooma-Monaro Shire Council	Nambucca Shire Council
Coonamble Shire Council	Narrabri Shire Council
Cootamundra Shire Council	Narrandera Shire Council
Corowa Shire Council	Narromine Shire Council
Cowra Shire Council	Newcastle City Council
Deniliquin Council	North Sydney Council
Dubbo City Council	Oberon Council
Dungog Shire Council	Orange City Council
Eurobodalla Shire Council	Palerang Council
Fairfield City Council	Parkes Shire Council
Forbes Shire Council	Parramatta City Council
Gilgandra Shire Council	Penrith City Council
Glen Innes Severn Council	Pittwater Council
Gloucester Shire Council	Port Macquarie-Hastings Council
Gosford City Council	Port Stephens Council
Goulburn Mulwaree Council	Queanbeyan City Council
Great Lakes Council	Randwick City Council
Greater Hume Shire Council	Richmond Valley Council
Greater Taree City Council	Rockdale City Council
Griffith City Council	Ryde City Council
Gundagai Shire Council	Shellharbour City Council
Gunnedah Shire Council	Shoalhaven City Council
Guyra Shire Council	Singleton Council
Gwydir Shire Council	Snowy River Shire Council
Harden Shire Council	Strathfield Municipal Council
Hawkesbury City Council	Sutherland Shire Council
Hay Shire Council	Council of the City of Sydney
The Hills Shire Council	Tamworth Regional Council
Holroyd City Council	Temora Shire Council
The Council of the Shire of Hornsby	Tenterfield Shire Council
The Council of the Municipality of Hunters Hill	Tumbarumba Shire Council
Hurstville City Council	Tumut Shire Council
Inverell Shire Council	Tweed Shire Council
Jerilderie Shire Council	Upper Hunter Shire Council

12 July 2013

OFFICIAL NOTICES

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Upper Lachlan Shire Council
Uralla Shire Council
Urana Shire Council
Wagga Wagga City Council
The Council of the Shire of Wakool
Walcha Council
Walgett Shire Council
Warren Shire Council
Warrumbungle Shire Council
Waverley Council
Weddin Shire Council
Wellington Council
Wentworth Shire Council
Willoughby City Council
Wingecarribee Shire Council
Wollondilly Shire Council
Wollongong City Council
Woollahra Municipal Council
Wyang Shire Council
Yass Valley Council
Young Shire Council

- (b) the item is covered by:
 - (i) an order under s.136 of the Heritage Act, 1977; or
 - (c) the council has previously placed an interim heritage order on the item; or
 - (d) a development consent (other than a complying development certificate), has been granted in relation to the item that permits the item to be harmed, and the development consent is still in force; or
 - (e) a complying development certificate has been granted for the demolition of an existing dwelling and the erection of a new single storey or two storey dwelling house, and the complying development certificate is still in force.
- (3) A council must not make an IHO in relation to item(s) that are located on land:
- (a) that is Crown land; or
 - (b) which is being developed by or on behalf of the Crown; or
 - (c) which is subject to a development for which the Minister for Planning and Infrastructure is the consent authority or approval authority under the Environmental Planning & Assessment Act 1979.

SCHEDULE 2

Conditions for Local Councils to make Interim Heritage Orders

- (1) A council must not make an Interim Heritage Order (IHO) unless:
- (a) an environmental planning instrument containing a schedule of heritage items derived from a heritage study and provisions for the management of those items is in force in the Local Government Area; and
 - (b) it has considered a preliminary heritage assessment of the item prepared by a person with appropriate heritage knowledge, skills and experience employed or retained by the council and considers that:
 - (i) the item is or is likely to be found, on further inquiry and investigation, to be of local heritage significance;
 - (ii) the item is being or is likely to be harmed;
 - (iii) the IHO is confined to the item determined as being under threat; and
 - (c) where the IHO is made over land which includes an item which is likely to be found, on further inquiry and investigation, to be of significance to Aboriginal people, a council must refer the proposal to make an IHO to the Office of Environment and Heritage for assessment regarding significance and community consultation, before the IHO is made. Council must comply with the recommendations of the Office of Environment and Heritage made in its assessment prepared pursuant to the referral.
- (2) A council must not make an IHO where:
- (a) the item is listed on:
 - (i) an environmental planning instrument as an item of environmental heritage;
 - (ii) the item is within a heritage conservation area identified in an environmental planning instrument; or

For the purposes of this clause, "the Crown" includes State Government Agencies, State Owned Corporations, Statutory Corporations, Statutory Authorities and Ministerial Corporations. "Crown" is also taken to have the same meaning as specified in section 57(1A)(b) of the Heritage Act, 1977.

- (4) A council must not make an IHO in respect of an item (which includes a building, work, relic, or place) that is subject to an approval, consent, licence, permit, permission or any other form of authorisation that requires or permits the item to be harmed and that is issued by the Crown, an officer or employee of the Crown or a Minister.

For the purposes of this clause, "the Crown" includes State Government Agencies, State Owned Corporations, Statutory Corporations, Statutory Authorities and Ministerial Corporations. "Crown" is also taken to have the same meaning as specified in section 57(1A)(b) of the Heritage Act, 1977. This clause does not apply to an approval, consent, licence, permit, permission or any other form of authorisation that requires or permits the item to be harmed and that is issued by the council.

- (5) An IHO made by a council must contain the following condition:
- "This Interim Heritage Order will lapse after six months from the date it is made unless the local council has passed a resolution before that date; and
- (i) in the case of an item which, in the council's opinion, is of local significance, the resolution seeks to place the item on the heritage schedule of a local environmental plan with appropriate provisions for protecting and managing the item; or
 - (ii) in the case of an item which in the Council's opinion, is of State heritage significance, the resolution requests the Heritage Council to make a recommendation to the Minister for Heritage under section 32(2) of the Heritage Act to include the item on the State Heritage Register."

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OFFICIAL NOTICES

12 July 2013

- (6) A council must publish annually in its State of Environment Report or Annual Report a summary of all decisions regarding IHOs for that year and provide a copy to the Office of Environment and Heritage.

Note: A council will be responsible for defending proceedings in any Court relating to its decisions made under this authorisation (including the bearing of all costs).

NATIONAL PARKS AND WILDLIFE ACT 1974

Draft Amendments to the Plans of Management for Garigal National Park,

Ku-Ring-Gai Chase National Park and Lion Island, Long Island and Spectacle Island Nature Reserves,

Marramarra National Park, Muogamarra Nature Reserve and Maroota Historic Site

THE Public Exhibition Period for the draft amendments to the above plans has been extended until Friday, 19 July 2013.

These amendments can be viewed on www.environment.nsw.gov.au (use the 'quicklinks' to 'park management plans') and at other locations as notified in the *New South Wales Government Gazette* of 31 May 2013.

They are also available free of charge from the Bobbin Inn Visitor Centre, Ku-ring-gai Chase National Park, Bobbin Head Road, Mount Colah (ph 9472 8949) and the OEH Information Centre, Level 14, 59-61 Goulburn Street, Sydney.

Written submissions on the draft plan should be forwarded by 19 July 2013, to 'The Planner', Metropolitan North East Region, NPWS, PO Box 3031, Asquith NSW 2077, by email to mne.planning@environment.nsw.gov.au or they can be submitted on-line at www.environment.nsw.gov.au/consult.

All submissions received by NPWS are a matter of public record and are available for public inspection upon request. Your comments on these documents may contain information that is defined as 'personal information' under the NSW Privacy and Personal Information Protection Act 1998. The submission of personal information with your comments is voluntary.

PESTICIDES ACT 1999

Notice under Section 48 (4)

NOTICE is hereby given, pursuant to section 48(4) of the Pesticides Act 1999, that I have granted a Pilot (Pesticide Rating) Licence, particulars of which are stated in the Schedule.

SEAN NUNAN,
Team Leader,
Chemicals and Radiation Licensing,
Hazardous Materials, Chemicals and Radiation Section,
Environment Protection Authority
(by delegation)

SCHEDULE

Pilot (Pesticide Rating) Licence

Name and Address of Licensee	Date of Granting of Licence
Nicholas MASON, PO Box SM232, Mildura South VIC 3501.	5 July 2013.

POISONS AND THERAPEUTIC GOODS ACT 1966

Order under Clause 175(1),
Poisons and Therapeutic Goods Regulation 2008

Withdrawal of Drug Authority

IN accordance with the provisions of Clause 175(1) of the Poisons and Therapeutic Goods Regulation 2008, an Order has been made on Dr Nandini POLEPALLI, DEN0001677187, of Suite 1, 9 Station Street, Fairfield NSW 2165, prohibiting her until further notice, as a dental practitioner from supplying or having possession of drugs of addiction as authorised by Clause 101 of the Regulation and issuing a prescription for a drug of addiction as authorised by Clause 77 of the Regulation.

This Order is to take effect on and from 7 June 2013.

Dr MARY FOLEY,
Director-General

Ministry of Health, New South Wales.
3 June 2013.

SUBORDINATE LEGISLATION ACT 1989

Erratum

IN *New South Wales Government Gazette* No. 87, dated 5 July 2013, at Folio 3392, the text of the notice relating to the Subordinate Legislation Act 1989, omitted the word 'Tribunal' in referring to the proposed Dust Diseases Tribunal Regulation 2013 and the Dust Diseases Tribunal Regulation 2007. The gazettal date remains the same, 5 July 2013.

THREATENED SPECIES CONSERVATION ACT 1995

Notice of Preliminary Determination

THE Scientific Committee has made a Preliminary Determination proposing that the following be listed in the relevant Schedule of the Threatened Species Conservation Act 1995.

Critically Endangered Ecological Community (Part 2 of Schedule 1A)
Hygrocybeae community of Lane Cove Bushland Park in the Sydney Basin Bioregion

Any person may make a written submission regarding this Preliminary Determination. Send submissions to Suzanne Chate, NSW Scientific Committee Unit, PO Box 1967, Hurstville BC 1481. Submissions close 6th September 2013.

A copy of the Determination, which contains the reasons for the determination, may be obtained free of charge on the Internet www.environment.nsw.gov.au, by contacting the Scientific Committee Unit, PO Box 1967, Hurstville BC 1481. Tel.: (02) 9585 6940 or Fax (02) 9585 6606, or in person at the Office of Environment and Heritage Information Centre, Level 14, 59-61 Goulburn Street, Sydney. Copies of the determination may also be obtained from National Parks and Wildlife Service Area Offices and Visitor Centres, subject to availability.

Associate Professor MICHELLE LEISHMAN,
Chairperson,
Scientific Committee

NSW Health

\$11.4 million to boost Northern Beaches youth mental health services

23 June 2022

Children and young people in the Northern Beaches will benefit from significantly enhanced mental health services with a \$11.4 million investment under the 2022-23 NSW Budget.

Health Minister Brad Hazzard said the funding will be used to expand hospital and community services, including establishing acute paediatric specialist mental health beds at Northern Beaches Hospital and supporting local community mental health and drug and alcohol treatment services.

“This significant additional funding for child and youth mental health services on the Beaches will help ensure the appropriate treatment and support is available to young people and their families in a more timely manner,” Mr Hazzard said.

“This will significantly increase capacity and reduce wait times by enabling a comprehensive child and youth mental health service to operate on the Beaches seven days a week as well as the establishment of a new youth drug and alcohol treatment service.”

The \$11.4 million for child and youth mental health services in the Northern Beaches includes:

- **\$7.5 million** to establish four dedicated acute paediatric specialist mental health beds at Northern Beaches Hospital, which will provide for the establishment and operation of the beds.
- **\$1.4 million** to employ additional staff, including senior multi-disciplinary clinicians, to support Northern Beaches Child Youth Mental Health Service in the Brookvale Community Health Centre.
- **\$1.1 million** to recruit additional staff, including peer workers and clinicians, to support and operate the Northern Beaches Youth Response Team service out of Mona Vale Community Health Centre seven days a week.
- **\$1 million** to develop a new youth drug and alcohol community treatment service in Northern Sydney Local Health District, including employing senior medical, nursing and allied health clinicians to operate the service.
- **\$365,000** to provide a full-time child and youth psychiatrist at Northern Beaches Hospital.

The Youth Response Team (YRT) is based at Macquarie Hospital in North Ryde and provides outreach services to young people across the region, including the Northern Beaches, which is one of the highest users of the service, comprising about 40 per cent of referrals to the outreach service. The YRT has a 97 per cent success rate of diverting young people from emergency departments.

6/18/24, 12:25 PM

\$11.4 million to boost Northern Beaches youth mental health services - News

Minister for Mental Health Bronnie Taylor said youth mental health and suicide prevention is a high priority for the NSW Government as demand for support has been increasing over the past couple of years.

“We have seen a significant increase in mental health and self-harm presentations for young people to emergency departments across NSW,” Mrs Taylor said.

“In response, the NSW Government has been investing significantly in improving child and youth mental health services and supports to reduce the number of mental health presentations.

“This includes the establishment of 25 ‘Safeguards’ Child and Adolescent Mental Health Response Teams, which will provide rapid, short-term acute care for children and adolescents, a much-needed alternative to hospital and one that will reduce repeated emergency department attendances, with at least one team currently operating in Northern Sydney LHD.”

The NSW Government is investing \$2.9 billion to provide mental health services and support for people across NSW as part of the 2022-2023 NSW Budget.

Wednesday 28 February 2024

Legislative Council

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CORRECTED

The Hon. SARAH MITCHELL: Do you have any updates on phase two of the Town Water Risk Reduction Program, which believe is underway this year.

AMANDA JONES: The Town Water Risk Reduction Program?

The Hon. SARAH MITCHELL: Yes.

AMANDA JONES: Yes, that program is a mix of things. One of the key challenges in regional towns is actually not having skilled staff to actually do the water operations piece. We have seen that in Walgett and other towns. We have provided 900 free training places that are certified training places through the Training Services NSW. I think that of those places, we have had 465 places that have been taken up. The department also provides training, which is not accredited, but it's skills-based development training. We hold 12 sessions a year and they are always over-booked. We also are looking at dam safety work for local water utilities. I think, probably the most sought-after assistance is that we are providing additional operational support to local water utilities. We have been doing that in Yass, Walgett and other places. We are using things like virtual headsets too, so that we can have remote support. Someone in a treatment plant can actually wear the headsets, they can walk around, and our engineers can give them advice. That's the second phase of the program. It's \$23 million over two years, and we are into the next financial year of that program. That's what we are rolling out.

The Hon. NATASHA MACLAREN-JONES: I might begin with a couple of questions following on from questions to Ms Campbell before about SHS recommissioning. Have you started the process of engaging with the sector?

ANNE CAMPBELL: Yes, we have—very early days, obviously. You asked a question earlier today about the EY SHS evaluation report. We have sent a draft of that to the peaks. We are actually consulting with them at the moment and then we will prepare a report for the Minister.

The Hon. NATASHA MACLAREN-JONES: What's the time frame for consultation with the sector in relation to recommissioning and the deadline of when contracts will be sent out?

ANNE CAMPBELL: We want to have contracts in place by 1 July 2026. You talked earlier about the homelessness strategy, because that's sort of linked to the SHS recommissioning. There will be a final of that by July this year, and consultation with the sector is happening in March and April this year.

The Hon. NATASHA MACLAREN-JONES: In relation to the NHHA, which expires 30 June this year, how are discussions with the Commonwealth going in relation to finalising a new agreement?

ANNE CAMPBELL: They're progressing, Ms Maclaren-Jones. There was, as I think the Minister said earlier this morning, a meeting last Friday. Certainly, we have seen a bit of a draft of the plan, but not a lot of detail at this point.

The Hon. NATASHA MACLAREN-JONES: The other two questions are in relation to the funding that was provided. I understand \$1.7 billion was given to the States and Territories for the extension. How much of that went to New South Wales?

ANNE CAMPBELL: About \$516 million.

The Hon. NATASHA MACLAREN-JONES: And then, in relation to the 187.5 that the Australian Government provided to States and Territories through national partnership payments for housing and essential services and remote housing programs, how much was set aside for New South Wales?

ANNE CAMPBELL: I'd need to take that on notice. I don't think we get much on remote housing in New South Wales. There used to be what was called the NPARIH many years ago, but about eight years ago or nine years ago New South Wales cashed out on that and that went into the Murdi Paaki agreement that was signed by the then Government.

The Hon. NATASHA MACLAREN-JONES: In relation to mental health, the Minister recently announced \$7.5 million, I think it was, for mental health support for young people on the northern beaches. Previously it was budgeted for \$11.4 million. What's happening to the \$4.5 million that had been originally marked for adolescent mental health in that area?

DEB WILLCOX: Thanks Ms Maclaren-Jones. The period of time we've been working with Healthscope and the Northern Beaches Hospital and with Northern Sydney Local Health District to try to get the best configuration of services, in the main, didn't require much in the way of capital. The Northern Beaches Hospital has four beds available for admission for young people who require admission, but we have enhanced significantly our community-based mental health services at Brookvale in their child and adolescent mental health service there.

Wednesday 28 February 2024

Legislative Council

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CORRECTED

Part of the announcement that you've mentioned looked at some increasing in terms of a Safe Haven at Brookvale Community Health Centre, as well as some enhancements to the Northern Beaches PACER team, which has been a very effective police and health co-response, that you would be aware of. So at the moment there is some remaining capital funding. We're working with Northern Sydney Local Health District just to see what other options we may have that could go directly to child and adolescent mental health services. But at the moment we've just gone this far with the recurrent expenditure, which is largely community based, as well as the four inpatient beds at Northern Beaches Hospital that are available for admission.

The Hon. NATASHA MACLAREN-JONES: Those four beds are currently interim beds. Will they become permanent?

DEB WILLCOX: No, they're permanent.

The Hon. NATASHA MACLAREN-JONES: They're permanent?

DEB WILLCOX: Yes, they are permanent. The initial announcement looked for a capital solution to create a pod. That wasn't possible just within the designs of the hospital itself, but they have allocated four available beds for young people who may require admission. Any young person that is extremely unwell and would require beyond a couple of days, they would probably be transferred to the Brolga unit, which is the child and adolescent mental health unit at Hornsby, because northern beaches is part of Northern Sydney Local Health District and access to all of those networked services is available.

The Hon. NATASHA MACLAREN-JONES: You mentioned you are talking with Healthscope about the additional funding, the \$4.5 million. Will there be broader consultation with the community and particularly with the local members of Parliament, State and Federal?

DEB WILLCOX: The consultation at the moment is actually with the local health district, just to look at and work in, because they have the contract with Northern Beaches Hospital. There will be a joined-up discussion to see just what would be a helpful and useful use of those additional funds. In terms of consultation, there has been a fair amount of consultation with the community around the child and adolescent services. It's obviously a big issue for the community up there in the northern beaches. Certainly, if there is going to be further investment around the capital, we would be very happy to engage with the community and the youth up there who engage with the mental health service.

The Hon. NATASHA MACLAREN-JONES: You said that there's been consultation—that it has occurred. Is that in the past 12 months, in relation to this recent decision?

DEB WILLCOX: Yes. I haven't been directly involved in it, but the local health district has. I would have to take on notice, in terms of Minister Jackson has some engagement with members of Parliament and some families who had a direct interest.

The Hon. NATASHA MACLAREN-JONES: If you can also take on notice who organised that consultation and why the State Liberal members were not consulted or invited to be part of that consultation process.

DEB WILLCOX: I'm certainly happy to do that.

The Hon. NATASHA MACLAREN-JONES: In relation to the Eurobodalla family practice, which is one of the specialist homelessness providers in the area, in response to a question that was given we were advised that their funding is until 30 June this year. What has been put in place to ensure that they have additional funding moving forward?

ANNE CAMPBELL: I'll need to take that on notice.

The Hon. NATASHA MACLAREN-JONES: My final question is in relation to the Together Home program. This morning the Minister didn't commit to extending the funding. I'm just wondering what the process would be to engage with the sector moving forward, considering there is some concern that the program won't continue from 1 July.

ANNE CAMPBELL: Look, we're actively engaging with the sector. Obviously, we are going through a budget process at the moment. We will want to be able to notify those services as soon as possible, as well as the people that are impacted by it. But I know the Minister is very keenly advocating for that program.

The Hon. NATASHA MACLAREN-JONES: Is there a time frame of when the providers will know?

ANNE CAMPBELL: Not at this stage, but happy to see if we can provide that on notice.

The Sydney Morning Herald

Maternity, mental health staff cut as unrest swirls at Northern Beaches Hospital



By [Angus Thomson](#)

April 11, 2024 — 5.00am

Northern Beaches Hospital is cutting staff from its mental health and maternity units as it searches for a new chief executive, and the multibillion-dollar company running it restructures about \$1.6 billion in debt owed to overseas investors.

The changes to staffing levels come two months after the state government [abandoned plans to invest \\$7.5 million in mental health services at the hospital](#), saying the previous government had promised the funding without guaranteeing the hospital could deliver the promised youth mental health beds.



Healthscope has a contract with the NSW government to run the public wing of Northern Beaches Hospital until 2038. *CREDIT: NICK MOIR*

Hospital management on Monday informed nursing staff of a proposed restructure of staffing levels across its public, private and short-stay mental health units.

Under the plan, the number of full-time nurse unit managers would be halved, with the remaining two managers receiving a pay rise to oversee 61 mental health beds across four specialist wards.

The hospital is also proposing to cut one 12-hour day shift in the hospital's private mental health unit, reducing the ward to three nurses.

Some shifts will also be cut from the hospital's private maternity services, including an antenatal liaison nurse role.

One nurse working at the hospital, who was not authorised to speak publicly, said staff cuts and shortages meant nurses were frequently asked to work in areas outside their scope of practice.

"We feel burnt out, unappreciated and deeply concerned for the care we can provide to local families when staffing levels and skills mix is so poor," they said. "Cut after cut has left morale in the gutter."

In a statement, a spokesman for the hospital's operating company, Healthscope, said consultation had begun on "some minor staffing and rostering" changes to its adult mental health services and maternity services.

"The proposed changes will in no way compromise the quality of patient care and will have a minimal impact on existing roles. NBH's child and adolescent mental health services will not be affected by these proposed changes."



Chief executive Andrew Newton is leaving after four-and-a-half years running Northern Beaches Hospital.

Chief executive Andrew Newton last week announced his resignation from the role he has held since 2019 to become chief executive at WentWest, a federal government-funded primary health service run out of the Westmead Health Precinct.

Newton will continue in the role while the search for his replacement takes place, the Healthscope spokesman said.

"Andrew has done an outstanding job over the past four and a half years, and he leaves with our thanks and best wishes."

Last month, the *Australian Financial Review* reported that Healthscope's investors had appointed corporate consultants to help restructure about \$1.6 billion in debt. The company is urgently seeking to address falling revenues by raising the amount private health insurers pay for their services. Chief executive Greg Horan told the paper a "profit pool shift from private hospitals to private health insurers" had affected the company's bottom line.

"The alignment over the past few years has started to get out of kilter," he said.

Dr Sophie Scamps, the federal MP for the northern beaches electorate of Mackellar, said she was concerned Healthscope's well-publicised financial pressures were affecting patient care.

"There are inevitable tensions between the need to be profitable and patient care," she said. "This is not the service the people of the northern beaches

were promised when the former Liberal government embarked on this experiment.”

Canadian private equity giant Brookfield acquired Healthscope for \$4.4 billion in 2019 and has a contract with the NSW government to run the hospital’s public wing until 2038. ASIC records show the company earned \$186 million from public patients in 2022.

When asked if he was concerned about the staff cuts and financial issues, NSW Health Minister Ryan Park said the government “expects Healthscope to deliver high-quality healthcare to the people of the northern beaches.”

Labor went to last year’s state election promising to enforce minimum staffing requirements, beginning with at least one nurse to every three patients in emergency departments.

Independent state member for Wakehurst Michael Regan said nurses had a previous agreement that Northern Beaches private hospital would match staffing levels required in NSW public hospitals, but that agreement expired in October.

Regan wrote to Park earlier this month, saying the lapsed agreement meant Northern Beaches Hospital would be left behind the rest of the state.

“At a time when mandated staffing levels are being increased across the public system, the Northern Beaches Hospital is going backwards,” he said. “This is unacceptable.”

The hospital’s performance is mixed. In the emergency department, the median time from arriving to leaving was four hours, 31 minutes longer than the state average for October–December last year.

Patients admitted to the public hospital spent an average of 4.4 days between arriving and leaving, less than the five-day average at comparable hospitals and the six-day average for all NSW hospitals.



Angus Thomson is a reporter covering health at the Sydney Morning Herald. Connect via [Twitter](#) or [email](#).

<https://www.smh.com.au/national/nsw/maternity-mental-health-staff-cut-as-unrest-swirls-at-northern-beaches-hospital-20240409-p5fidl.html>

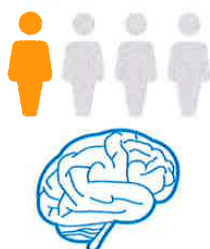
Child and adolescent psychiatry: meeting future workforce needs*



Overview of child and adolescent psychiatry workforce

Access to child and adolescent psychiatrist care remains a persistent problem in Australia and New Zealand. There is a shortage of child and adolescent psychiatrists as well as a shortage of child and adolescent psychiatry training posts. Coverage is particularly poor in rural and remote areas.

How many children are affected?



People **under 20** comprise nearly **25%** of the population, whilst child and adolescent psychiatrists represent **only 10%** of the psychiatry workforce.

In Australia and New Zealand, **approximately 15% of children and adolescents experience a mental disorder in a 12-month period**; these figures are internationally comparable.



Of approximately **80,000** children with a severe disorder over a 12-month period in Australia, **only 22,000** (27%) had seen a psychiatrist.



Child and adolescent psychiatry workforce gap



In Australia there are approximately 450 child and adolescent psychiatrists, around **35% work exclusively in private practice**, **25% work in a public-private mixed settings**, **40% work exclusively in public practice**.



In New Zealand there are approximately 50 child and adolescent psychiatrists, around **10% work in public-private mix**, **90% work exclusively in public practice**.



It is estimated that there are

1.6 FTE
per 100,000 total
population in Australia

and

1.0 FTE
per 100,000 total
population in New Zealand

National and international recommendations range from **2.5 FTE to 18.0 FTE** per 100,000 total population

Working collaboratively

Working alongside other psychiatrists and other medical/health professionals provides a positive impact on the workload and workflow.

- Many children and adolescents are seen by general psychiatrists
- Frequently child and adolescent psychiatrists are involved in perinatal and infant and youth psychiatry services working alongside adult psychiatrists. Approximately 15% of the total psychiatry workforce provides child and adolescent, perinatal and infant, and youth services
- A collaborative approach to child and adolescent

psychiatrists' provision of mental healthcare requires engagement with:

- » other doctors: general psychiatrists, paediatricians, general practitioners
- » nurses
- » allied health professionals: psychologists, social workers, speech therapists, occupational therapists
- » other professionals: education workers, Māori and Aboriginal and Torres Strait Islander health workers
- Child and adolescent psychiatrists actively engage with family, whānau and carers.

Why more child and adolescent psychiatrists are needed

Many more child and adolescent psychiatrists are needed to meet the basic psychiatry needs of young people, and even more are required to meet specialty needs of high-risk groups. Increasing needs include:

Greater role in service provision and engagement in high-risk groups:

- child protection, trauma and family violence
- Māori, Pacific Island and Aboriginal and Torres Strait Islander populations, who have disproportionately poorer mental health and growing youth populations.
- youth justice
- intellectual disability and neurodevelopmental disorders
- alcohol and substance use disorders
- comorbid severe physical illness including consultation-liaison psychiatry in a paediatric setting
- children of parents with mental illness and/or substance use disorder
- children with suicidal behaviours
- culturally and linguistically diverse (CALD) populations, including refugees and asylum seekers
- intensive community care

Changing policy and service models to meet community priorities:

- increased complexity and growing demand for specialist family-centred care
- expansion of child and adolescent mental health services to include youth to age 25 and clinical services for infants and toddlers
- prevention, early intervention and stepped care provision
- holistic care including physical health needs
- expansion of online interventions, e-health and telehealth
- collaborative practice models requiring complex clinical systems of care knowledge and psychiatry leadership
- addressing high rates of deliberate self-harm and suicide prevention
- increased recognition of the impact of child abuse and neglect on development and mental health
- academic research into treatment effectiveness, implementation, and teaching

Top priorities to increase the child and adolescent psychiatry workforce



Involve child and adolescent psychiatrists in strategic and workforce planning



Explore ways to expand the number of child and adolescent psychiatry training posts



Identify incentives and barriers to recruitment, training and retention



Encourage trainees to undertake dual certificate training



Promote training and posts for child and adolescent academic careers



Improve clarity of the role of child and adolescent psychiatry in private and public practice



Improve data availability and quality to inform workforce planning



Strengthen links between training in child and adolescent psychiatry and perinatal and infant, youth, intellectual and developmental disability, and forensic psychiatry.



Develop local modelling including for high-risk populations



Develop specific strategies for Aboriginal and Torres Strait Islander, Māori, Pacific Island, and rural populations



Advocate for resources for child and adolescent physical health



Work in collaboration with other organisations and national mental health workforce strategies being developed in Australia and New Zealand

*Adapted from the Discussion Paper prepared by the Faculty of Child and Adolescent Psychiatry - Child and adolescent psychiatry: meeting future workforce needs (June 2019)

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9 in 10 psychiatrists say workforce shortages are risking patient care in Australia | RANZCP



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9 in 10 psychiatrists say workforce shortages are risking patient care in Australia

12 Feb 2024

Media release

- Workforce

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An alarming report from the Royal Australian and New Zealand College of Psychiatrists (RANZCP) has found 9 in 10 (93%) Australian psychiatrists believe the current workforce crisis negatively impacts patient care.

In December, the RANZCP received responses from 1269 members in their nationwide survey on well-being and job satisfaction amongst psychiatrists.

Respondents reported:

- 9 in 10 felt the workforce shortage negatively impacts patient care.
- 7 in 10 have experienced the symptoms of burnout in the past 3 years.
- Almost 8 in 10 have observed an increase in the symptoms of burnout amongst colleagues in the past three years.
- Over 3 in 10 are considering leaving the profession in the next 5 years.

When asked what factors participants believe are contributing to burnout amongst psychiatrists, the survey found:

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- Over 8 in 10 respondents said workforce shortages or inadequate staffing.
- 8 in 10 respondents said an under resourced system.
- 7 in 10 respondents said workloads, including increasing patient load and complexity of presentations.
- Almost 6 in 10 respondents said moral injury and feeling disempowered.

RANZCP President, Dr Elizabeth Moore said workforce shortages were the most critical issue facing the mental health system.

"Australia has a critical and chronic shortage of psychiatrists. Not only are there not enough, but they are also unevenly distributed across the country", said Dr Moore.

"Australians are missing out on essential mental health care, with some more vulnerable than the others. This includes people living in rural and remote areas and First Nations peoples.

"This is devastating to the mental health care workers – the psychiatrists, psychologists, GPs and nurses – who are dedicated to helping Australians when they need it most."

Dr Moore said workforce wellbeing and patient outcomes had a close relationship.

"Research shows the conditions that lead to burnout are also the conditions that negatively impact patient outcomes. It's important we take this seriously."

Last year the Federal Government released the National Mental Health Workforce Strategy which outlined the need to attract, train and retain people to build the mental health workforce, highlighting positive work experiences were critical for the plan's success.

As part of its implementation roadmap, the strategy proposed a two-year timeline for the Federal and state and territory governments, along with training and education providers and peak bodies and colleges to address critical workforce shortages.

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RANZCP welcomed the report, stating that frontline workers are desperate to see concrete action from governments.

"Psychiatrists and mental health staff are working around the clock to make up for the shortfalls in the workforce, tackle increased demand for services and provide the best possible care to their patients.

"But the situation we have at the moment with a stretched-out workforce is untenable.

"In the upcoming Federal Budget, we need proactive, targeted and sustainable investment in the workforce so no Australian misses out on life saving and essential mental health services.

"Both Treasurer Jim Chalmers and Minister for Health Mark Butler know that good mental health is good for the economy, as is evidenced by the Productivity Commission," Dr Moore said.

Ahead of the Federal Budget in May, the RANZCP is calling on the Federal Government to:

Attract

- Invest \$7.06 million to fund the Psychiatry Interest Forum program for a further 6.5 years to attract the next generation of psychiatry trainees.

Train

- Invest an additional \$24.85 million to expand the Psychiatry Workforce Program to support an additional 45 trainee and training supervisor posts.
- Increase Specialist Trainee Program (STP) funding by \$5.52 million over three years to fund additional training placements in private hospital settings in 2025-2027 to ease pressure on consultant psychiatrists and enable private hospital beds to be used to appropriate capacity.
- Invest \$225,000 over three years to support Directors of Training and administration staff to ensure additional training posts have adequate oversight and support.

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- Introduce a new funding stream to support the establishment of new psychiatry trainee placements in private psychiatric practices.
- Invest \$6.95 million to extend the Military and Veteran Psychiatry Training Program from 2025 to 2028.

Retain

- Improve working conditions by:
 1. Introducing a new psychiatry MBS 'complex care' item for assessment, support, and management of people with complex mental health presentations and/or circumstances
 2. Increasing the MBS rebate for psychiatry services to 100% of the schedule fee from the current 85%, and increase the MBS billing provision for psychiatry trainees, so they can bill at 60% of the consultant psychiatrist rate.
- Support collaboration across the mental health workforce by investing \$11 million each year for three years to train nurses to become accredited mental health nurses.

[View the RANZCP's full pre-budget submission](#)

About the survey

The Royal Australian and New Zealand College of Psychiatrists (RANZCP) surveyed members across Australia in December 2023 to get their views on the impact of workforce shortages on their wellbeing, job satisfaction and patient care.

The survey received responses from 1269 psychiatrists that highlighted the severity of the workforce shortage crisis. Over 90 per cent of respondents believed psychiatry workforce shortages negatively impact patient care and 82.05 per cent of respondents said workforce shortages are contributing to burnout in the profession.

[RANZCP 2024 Workforce Survey Report](#)
