



The Adelaide Park Lands Authority was established by the *Adelaide Park Lands Act 2005 (SA)* as a subsidiary of the City of Adelaide under the provisions of the *Local Government Act 1999 (SA)*.

As part of the Park Lands governance framework the Adelaide Park Lands Authority is the principle advisory body to the City of Adelaide (CoA) and the South Australian State Government (SG) on Park Lands matters.

The Authority provides guidance around the use of and improvement to the Adelaide Park Lands through the development of the Adelaide Park Lands Management Strategy 2015 – 2025, which can be found [here](#)

Minutes for Board Meeting held on Thursday 20 May 2021

Present:

Presiding Member

The Right Honourable the Lord Mayor Sandy Verschoor

Deputy Presiding Member

Ms Kirsteen Mackay

Board Members

Mr Rob Brookman AM

Ms Jessica Davies-Huynh

Mr Stephen Forbes

Councillor Alexander Hyde

Ms Stephanie Johnston

Mr Ben Willsmore

Welcome and Opening

- 1.1 Acknowledgment of Country** With the welcome and opening of the Board Meeting, the Presiding Member, Lord Mayor Sandy Verschoor stated:
'Adelaide Park Lands Authority acknowledges that we are meeting on traditional Country of the Kurna people of the Adelaide Plains and pays respect to Elders past and present. We recognise and respect their cultural heritage, beliefs and relationship with the land. We acknowledge that they are of continuing importance to the Kurna people living today.
And we also extend that respect to other Aboriginal Language Groups and other First Nations who are present today.'
- 1.2 Apologies** Ms Allison Bretones, Mr Craig Wilkins
- 1.3 Confirmation of Minutes - 22/4/2021 [APLA]** Board Decision
That the Minutes of the meeting of the Board of the Adelaide Park Lands Authority held on 22 April 2021 be taken as read and be confirmed as an accurate record of proceedings.
- 1.4 Business Arising** Noted as per Status Update for Actions Arising in Link 1 [here](#)

Conflict of Interest

Nil

Presiding Member Report (verbal)

3.1	Presiding Member Verbal Report	
	World Heritage Bid – City and Park Lands Layout	Joint briefing of the CoA and APLA Board Members to be held at 5pm on 15 June in the Colonel Light Room, Town Hall Adelaide. As a joint briefing only Council, APLA and Duncan Marshall will be present and will not be open to the public.
	Riverbank Arena & Riverbank Masterplan	Briefing requests have been made. Dates are being organised.
	Strategic Plan Workshop – 13 May 2021	Referenced topics discussed, matters reviewed and identified actions to focus upon over the next 6-12months. Notes from the workshop will be distributed.
	Cultural Burn	Thanked Board members who were able to attend the Cultural Burn, an enriching experience and exchange of knowledge in the Park Lands. Monitoring of the area will occur over the next 12 months to look at the regrowth and biodiversity.

Representations (verbal)

- 4.1 Request to Speak** Nil

Items for Board Decision

5.1	Adelaide Park Lands Regulations 2006 (SA) [2006/00219] [APLA]	<p><u>Discussion Points:</u></p> <ul style="list-style-type: none"> • Legislative framework • CoA Community Land Register • Interaction between Act and Regulations • Leases and Sub-Leases <p><u>Board Decision to Advise SG & CoA</u></p> <p>That the Adelaide Park Lands Authority:</p> <ol style="list-style-type: none"> 1. Recommends that, following their expiry on 1 September 2021, the <i>Adelaide Park Lands Regulations 2006 (SA)</i> be re-drafted so that Regulation 6 allows for the inclusion of sub-leases rather than their exclusion, so as to identify all rights of use in the Adelaide Park Lands. <p><u>Action Arising</u></p> <p>Distribute to Board Members link to the Cultural Landscape Study and link to the Community Land Register of the Adelaide Park Lands Management Plans.</p> <p><u>Action Arising</u></p> <p>Distribute the Adelaide Park Lands Plan to Board Members CoA Council meeting to note APLA advice 8 June 2021. *PowerPoint presentation attached</p>
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During Item 5.1, Mr Stephen Forbes entered the Board meeting at 5.50pm

Items for Board Discussion

6.1	Associate Director Update Ms Michelle English	**PowerPoint presentation attached
	Adelaide Park Lands Association – Community Greening Project	Project on Track. CoA and the Association have signed an agreement to work in partnership on the greening project. The site identified is about 280 square metres in the south-west corner in Bonython Park/Tulya Wardli (Park 27).
	Community Land Management Plans	<p>Update provided on the Draft:</p> <ul style="list-style-type: none"> – CLMP for Adelaide Oval Precinct / Tarntanya Wama (Park 26) – CLMP General Provisions – CLMP for Rundle Park / Kadlitpina (Park 13) and King Rodney Park / Ityamai-Itpina (Park 15)
	Kurna Kardla Parranthi in Park 17 / Tuthangga	Friday 14 May 2021 a significant day, in perfect conditions for the first time in over 240 years the cultural burning practice occurred in the Adelaide Park Lands. A meeting has occurred with members of the Kurna community since, and this cultural burn is now a catalyst for more significant cultural practices regarding cultural burning to occur across South Australia.

Items for Noting

Nil

Other Business

8.1	Actions Arising Lord Mayor Sandy Verschoor	Confirmed Actions Arising marked as Complete will drop off subsequent monthly updates
8.2	Strategic Plan Workshop Ms Stephanie Johnston	<p><u>Action Arising</u></p> <p>Notes from May workshop to be circulated to Board Members</p>

Meeting Close

Board meeting closed at 6.16pm.

Next Board meeting

5.30pm Thursday 24 June 2021

Colonel Light Room, Adelaide Town Hall

Lord Mayor, Sandy Verschoor
Presiding Member
Adelaide Park Lands Authority

Attached for Reference

- * PowerPoint Presentation Adelaide Park Lands Act 2005
- ** PowerPoint Presentation APLA Update

City of Adelaide Staff

In Attendance

Ms Michelle English - Associate Director, Park Lands, Policy & Sustainability
Ms Maria Zotti - Manager Park Lands & Sustainability
Ms Jenny McFeat - Team Leader Council Governance

Adelaide Park Lands Act 2005

Summary



An Act to establish a legislative framework that promotes the special status, attributes and character of the Adelaide Park Lands; to provide for the protection of those park lands and for their management as a world-class asset to be preserved as an urban park for the benefit of present and future generations; and for other purposes.

The Act does five main things:

1. *Establishes seven statutory principles regarding the management of the Adelaide Park Lands*
2. *Establishes the Adelaide Park Lands Authority (APLA)*
3. *Defines the Park Lands*
4. *Requires the preparation of an Adelaide Park Lands Management Strategy (by the Authority)*
5. *Establishes the Adelaide Park Lands Fund.*

Statutory Principles (cl 4)

A person or body involved in the administration of the Act, performing a function under the Act; or responsible for the care, control or management of any part of the Adelaide Park Lands must have regard to the following principles:

*(a) The land comprising the Adelaide Park Lands should, as far as is reasonably appropriate, correspond to the **general intentions of Colonel William Light in establishing the first Plan of Adelaide in 1837;***

*(b) The Adelaide Park Lands should be held for the **public benefit of the people of South Australia**, and should be **generally available to them for their use and enjoyment** (recognising that certain uses of the Park Lands may restrict or prevent access to particular parts of the Park Lands);*

*(c) The Adelaide Park Lands reflect and support a diverse range of **environmental, cultural, recreational and social values and activities** that should be protected and enhanced;*



Statutory Principles (cl 4)

(d) *The Adelaide Park Lands provide a **defining feature** to the City of Adelaide and contribute to the **economic and social well-being of the City** in a manner that should be recognised and enhanced;*

(e) *The contribution that the Adelaide Park Lands make to the **natural heritage of the Adelaide Plains** should be recognised, and consideration given to the extent to which initiatives involving the Park Lands can **improve the biodiversity and sustainability** of the Adelaide Plains;*

(f) *The State Government, State agencies and authorities, and the Adelaide City Council, should **actively seek to co-operate and collaborate** with each other in order to protect and enhance the Adelaide Park Lands;*

(g) *The interests of the South Australian community in ensuring the preservation of the Adelaide Park Lands are to be recognised, and activities that may affect the Park Lands should be **consistent with maintaining or enhancing the environmental, cultural, recreational and social heritage status of the Park Lands for the benefit of the State.***

Agenda - Item 5.1 - Budget Presentation



Adelaide Park Lands Authority Functions (cl 9)

Key policy role with respect to the management and protection of the Adelaide Park Lands.

Prepare and revise (as appropriate), the Adelaide Park Lands Management Strategy.

Provide comments and advice on any management plan prepared by the Adelaide City Council or a State authority and monitor and provide comments, advice or reports in relation to, the implementation or operation of any such plan (as appropriate).

Provide comments or advice in relation to the operation of any lease, licence or other form of grant of occupation of land within the Adelaide Park Lands.

On the basis of any request or on its own initiative provide advice to the Adelaide City Council or to the Minister on policy, development, heritage or management issues affecting the Adelaide Park Lands.

Adelaide Park Lands Authority Functions (cl 9)

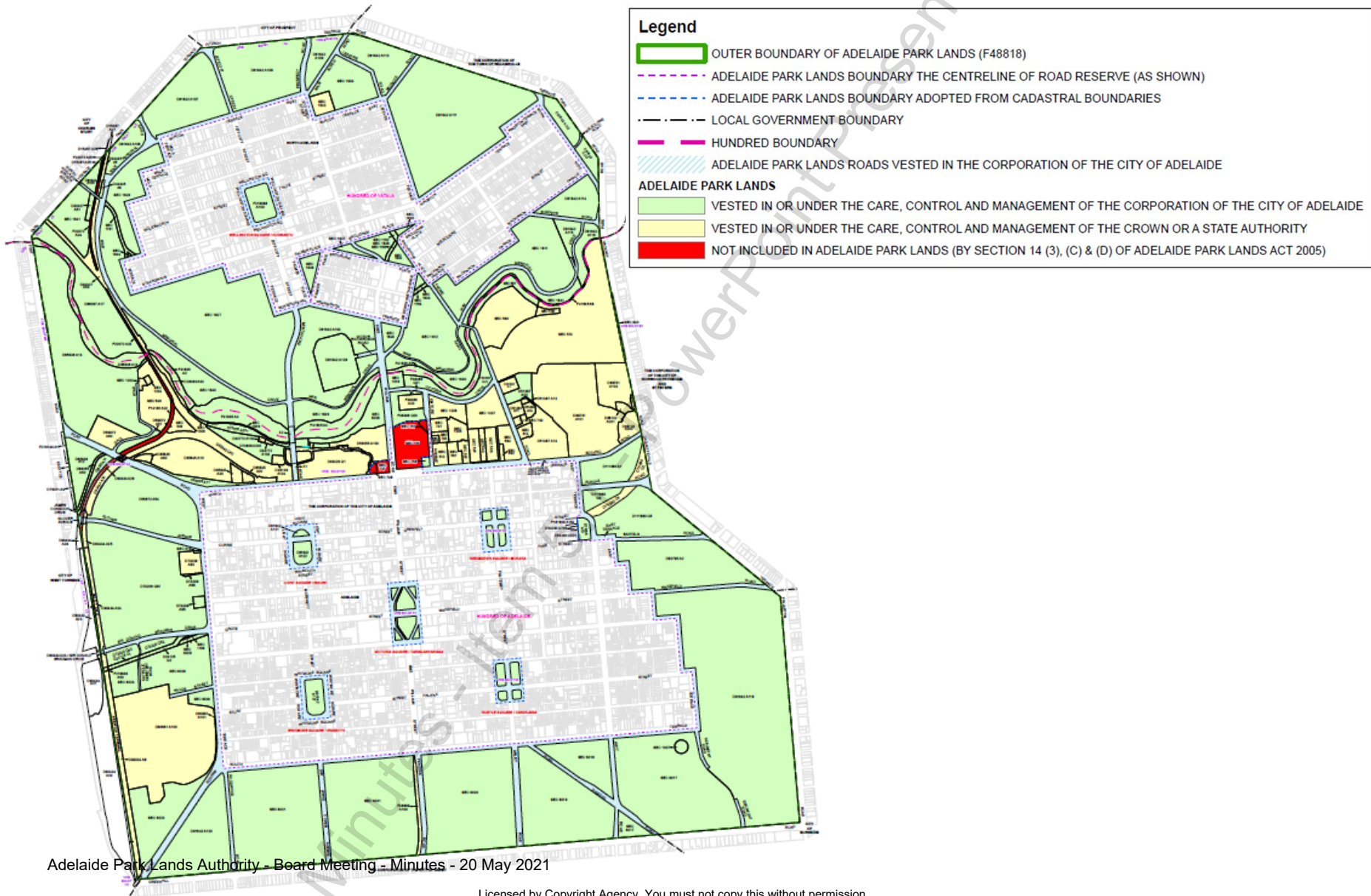
Promote public awareness of the importance of the Adelaide Park Lands and the need to ensure that they are managed and used responsibly.

*Ensure that the interests of South Australians are taken into account, and that **community consultation processes** are established, in relation to the **strategic management** of the Adelaide Park Lands.*

*Administer the **Adelaide Park Lands Fund**.*

*Undertake or support other activities that will **protect or enhance the Adelaide Park Lands**, or in any other way promote or advance the objects of this Act.*

Adelaide Park Lands Plan (cl14-17)



Adelaide Park Lands Management Strategy (cl 18)

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APLA is required to prepare and maintain the APLMS.

The APLMS must:

(a) in relation to each piece of land within the Adelaide Park Lands owned, occupied or under the care, control or management of the Crown, a State authority or the Adelaide City Council:

*(i) describe the **occupation, tenure and existing use of the land***

(ii) provide information about the State Government's or the Council's plans for the use and management of the land into the future

(iii) identify any plans or feasible options for increasing public access to the land for recreational purposes (taking into account the existing or proposed use of the land)

(iv) if the land is owned, occupied or under the care, control or management of the Crown or a State authority—provide information about its suitability for use as park lands under the care, control and management of the Adelaide City Council, or through transferring the land to the Council, and, if appropriate, a program for its future use as park lands.

(b) identify any land within the Adelaide Park Lands that is, or that is proposed to be subject to a lease or licence with a term exceeding 5 years (including any right of extension), other than a lease or licence that falls within any exception prescribed by the regulations for the purposes of this paragraph.

Adelaide Park Lands Management Strategy (cl 18)

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(c) identify goals, set priorities and identify strategies with respect to the management of the Adelaide Park Lands

*(d) include any other information or material **prescribed by the regulations**;*

*(e) be consistent (insofar as is reasonably practicable) with any plan, policy or statement prepared by or on behalf of the State Government and **identified by the regulations** for the purposes of this section.*

Adelaide Park Lands Management Strategy (cl 18)

Adelaide Park Lands Regulations 2006

Regulation 6 – Management strategy — section 18(3)

For the purposes of paragraph (b) of section 18(3) of the Act, the management strategy is not required to identify:

- (a) an individual interment or memorial right at the West Terrace Cemetery; or*
- (b) **land subject to a sub-lease** where the head lease is identified under the management strategy.*

State authorities (cl 20)¹⁷

Clause 20 (1) and (2)

Requires State authorities to prepare and adopt a management plan for that part of the Adelaide Park Lands which it owns or occupies, or which is under its care, control or management.

Sets out what is to be included in a management plan, for example:

- existing and future use
- performance targets
- public access arrangements
- leases/licences plans for future use of land
- comply with **any other requirement prescribed by the regulations.**

Clause 20 (8)

*The State authority must ensure that copies of the management plan are available for **public inspection in accordance with the regulations.***

Clause 20 (11)

Ability to exclude State agency land from management plan requirements **by regulation.**

Adelaide Park Lands Management Strategy (cl 20)

Adelaide Park Lands Regulations 2006

Regulation 7 – Availability of management plans – section 20(8)

For the purposes of section 20(8) of the Act, a management plan must be made available for public inspection without charge —

- (a) during normal office hours at an office nominated by the State authority; and*
- (b) on the Internet within a reasonable period of time after it has been made available under paragraph (a).*

City of Adelaide - [GIS based Community Land Register of the Adelaide Park Lands Management Plans](#)

Miscellaneous (cl 23)

Clause 23 – Steps regarding change in intended use of land

*(1) If land within the Adelaide Park Lands occupied by the Crown or a State authority is no longer required for any of its existing uses, the Minister must **ensure that a report concerning the State Government's position on the future use and status of the land is prepared within the prescribed period.***

Note: Clause 23 requires copies of the report to be laid before both Houses of Parliament and be provide to the Adelaide City Council.

Adelaide Park Lands Regulations 2006

Regulation 8 – Prescribed period – section 23(1)

*(1) For the purposes of section 23(1) of the Act, the prescribed period is **18 months.***

Regulations (cl 26)²⁰

- (1) *The Governor may make such regulations as are contemplated by this Act or as are necessary or expedient for the purposes of this Act.*
- (2) *Without limiting the generality of subsection (1), **the regulations may** —*
- (a) *require the **provision of reports** or other information to the Minister, the Adelaide City Council, the Authority or any other person or body prescribed by the regulations;*
 - (b) *require the **giving of notice** before any prescribed class of activity or procedure is commenced, the notification of the occurrence of any prescribed class of event, or the giving of a notice to a person or body in prescribed circumstances;*
 - (c) *require that a person **proposing to undertake an activity** of a prescribed class, or to give a permission or other form of authorisation in prescribed circumstances, **must consult** with the Minister, the Adelaide City Council, the Authority or any other person or body prescribed by the regulations.*

Regulations (cl 26)

(3) A regulation under this Act—

(a) may make different provision according to the matters or circumstances to which they are expressed to apply;

(b) may provide that a matter or thing in respect of which regulations may be made is to be determined according to the discretion of the Minister or any other person or body prescribed by the regulations;

(c) may apply to matters or activities that arise or occur outside the Adelaide Park Lands.

Proposed amendment to Regulation 6 of the Adelaide Park Lands Regulations 2006

Recommends that, following their expiry on 1 September 2021, the Adelaide Park Lands Regulations 2006 be re-drafted without change, with the exception that Regulation 6 provides for the inclusion of sub-leases rather than their exclusion, so as to identify all rights of use in the Adelaide Park Lands.

Recommends that, following their expiry on 1 September 2021, the Adelaide Park Lands Regulations 2006 be re-drafted without change, with the exception that Regulation 6 **allows** for the inclusion of sub-leases rather than their exclusion, so as to identify all rights of use in the Adelaide Park Lands.

APLA Update

Michelle English

Associate Director

Park Lands, Policy & Sustainability



Adelaide Park Lands Association Community Greening Project

- CoA and the Association have signed an agreement to work in partnership
- Identified site - south-west corner of car park area in Bonython Park/Tulya Wardli (Park 27)
- Approximately 280m² (~ 6 car parks)
- Meeting scheduled for: 5 June 2021 – seeking community interest / ideas for concept development
- CoA meeting with Association and Adelaide University Landscape Architect program
- On track.



Community Land Management Plan Update

Draft CLMP for Adelaide Oval Precinct / Tarntanya Wama (Park 26)

- CLMP adopted by Council in April
- Forwarded to Minister seeking agreement as required under the *Adelaide Oval Redevelopment and Management Act 2011*.

Draft CLMP General Provisions

- Council endorsed the General Provisions for statutory consultation in April
- Consultation required with Minister responsible for the *Adelaide Park Lands Act 2005* before undertaking community consultation
- Anticipated response from Minister by end of May
- Community consultation likely to commence in June.

Draft CLMP for Rundle Park / Kadlitpina (Park 13) and King Rodney Park / Ityamai-Itpina (Park 15)

- Drafting has commenced.



Kaurna Kardla Parranthi in Park 17 / Tuthangga

*“The event has helped build relationships with the community and the land...It’s protecting the country but it’s also enriching the country and it gives Kaurna and Aboriginal people that opportunity to revisit their land and attend to cultural sites of significance.”
(Kaurna Elder Uncle Jeffrey Newchurch).*

“I attended history in the making today, the first ever cultural burn conducted in an Australian capital city with expert guidance from the remarkable Victor Steffensen. A proud day for the Kaurna people, for Adelaide and more emotion than we could possibly describe. Huge thanks to the City of Adelaide”. Max McKinnon (attendee)”

*“Feeling incredibly fortunate to see the first cultural burn in Adelaide Park Lands for over 200 years... Was honestly the most moving experience and highlight of my working life here at CoA”.
(CoA staff member).*

