



CITY PLANNING, DEVELOPMENT AND BUSINESS AFFAIRS COMMITTEE AGENDA & REPORTS

for the Special meeting

Thursday, 21 September 2023
at 6.30 pm

in the Colonel Light Room, Adelaide Town Hall

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Members – The Right Honourable the Lord Mayor, Dr Jane Lomax-Smith

Councillor Noon (Chair)

Councillor Martin (Deputy Chair)

Councillors Abrahamzadeh, Couros, Davis, Elliott, Giles, Hou, Li, Dr Siebentritt and Snape

1. Acknowledgement of Country

At the opening of the City Planning, Development and Business Affairs Committee meeting, the Chair will state:

‘Council acknowledges that we are meeting on traditional Country of the Kaurna people of the Adelaide Plains and pays respect to Elders past and present. We recognize and respect their cultural heritage, beliefs and relationship with the land. We acknowledge that they are of continuing importance to the Kaurna people living today.

And we also extend that respect to other Aboriginal Language Groups and other First Nations who are present today.’

2. Apologies and Leave of Absence

On Leave -

Councillor Giles

3. Reports for Recommendation to Council

3.1 Adelaide Park Lands Community Land Management Plan Deputations 3 - 6

Deputations received at the time of Agenda publication:

- Mr John Bridgland
- Mr Shane Sody
- Ms Elizabeth Rushbrook
- Mr Elbert Brooks (on behalf of the North Adelaide Society)

4. Closure

Adelaide Park Lands Community Land Management Plan - Deputations

Strategic Alignment - Enabling Priorities

Public

21 September 2023

City Planning, Development and Business Affairs Committee

Program Contact:

Sarah Gilmour, Associate Director Park Lands, Policy & Sustainability

Approving Officer:

Ilia Houridis, Director City Shaping

EXECUTIVE SUMMARY

On 5 September 2023, the City Planning, Development and Business Affairs Committee received the Consultation Summary Report on the Community Land Management Plan (CLMP) for the Adelaide Park Lands and at its meeting on 12 September 2023, Council made the following resolution:

That Council:

1. *Authorises the undertaking of additional public consultation in respect of the proposed Adelaide Park Lands Community Land Management Plan under the Council's Community Consultation Policy in accordance with this resolution, notwithstanding its decision of 11 April 2023.*
2. *Authorises the Chief Executive Officer to write to each person who submitted a response as part of the Council's public consultation process in respect of the proposed Adelaide Park Lands Community Land Management Plan inviting them to submit a request to make a deputation to the City Planning, Development and Business Affairs Committee in respect of their submission.*
3. *Requests the Chair of the City Planning, Development and Business Affairs Committee convene a meeting of the committee for the purposes of receiving any deputation requested in accordance with the Chief Executive Officer's invitation.*

Under the *Local Government Act 1999* (LG Act) all Councils are required to develop Community Land Management Plans (CLMP's) for community land which they either own or which is under their care and control. Significant changes or amendments to a CLMP require public consultation under State legislation. The City of Adelaide has additional consideration on CLMP's for the Adelaide Park Lands under s19 of the *Adelaide Park Lands Act 2005*.

On 11 April 2023, Council approved undertaking consultation on the draft Community Land Management Plan (CLMP) for the Adelaide Park Lands. Public consultation was for 21 days from 7 July 2023 to 31 July 2023.

On 15 September 2023, each respondent who made a submission to the Council's consultation was invited to make a deputation to the City Planning, Development and Business Affairs Committee.

RECOMMENDATION

The following recommendation will be presented to Council on 3 October 2023 for consideration:

THAT THE CITY PLANNING, DEVELOPMENT AND BUSINESS AFFAIRS COMMITTEE RECOMMENDS TO COUNCIL

THAT COUNCIL

1. Notes the additional public consultation on the proposed Adelaide Park Lands Community Land Management Plan.
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IMPLICATIONS AND FINANCIALS

City of Adelaide 2020-2024 Strategic Plan	Strategic Alignment – Enabling Priorities Review Council services to balance efficiencies with meeting community expectations (5.6)
Policy	The CLMP for the Adelaide Park Lands will supersede all pre-existing CLMPs for the Adelaide Park Lands except for the CLMP for the Adelaide Oval Precinct, Part of Tarntanya Wama (Park 26), which will remain stand alone.
Consultation	<p>Council (including Committees) considered a draft consolidated CLMP for the Adelaide Park Lands via meetings and workshops on:</p> <ul style="list-style-type: none"> • 21 June 2022, The Committee – Strategic Discussion Forum (workshop) • 2 August 2022, The Committee – Strategic Discussion Forum (report) • 9 August 2022, Council (report) • 4 April 2023, City Planning, Development and Business Affairs Committee (report) • 11 April 2023, Council (report) • 5 September 2023, City Planning, Development and Business Affairs Committee (report) • 12 September 2023, Council (report). <p>Kadaltilla considered the draft CLMP for the Adelaide Park Lands on:</p> <ul style="list-style-type: none"> • 28 July 2022 (report) • 23 February 2023 (report) • 24 August 2023 (report) <p>Council approved the consolidated draft CLMP for the Adelaide Park Lands for consultation on 11 April 2023. Consultation was undertaken for 21 days between 7 July 2023 to 31 July 2023 in accordance with the statutory requirements of the <i>Local Government Act 1999 (SA)</i> (Section 197); <i>Adelaide Park Lands Act 2005 (SA)</i> (Section 19); and the consultation steps in Table 1 of the Council's Community Consultation Policy adopted by Council on 16 July 2019. The consultation has included engagement with:</p> <ul style="list-style-type: none"> • Kurna Yerta Aboriginal Corporation • Kadaltilla / Adelaide Park Lands Authority • The Hon, Nick Champion, Minister for Planning State Government authorities and adjoining Councils • Community
Resource	The additional consultation will be undertaken within existing resources.
Risk / Legal / Legislative	A CLMP for the Adelaide Park Lands must meet the statutory requirements under section 196 and section 197 of the <i>Local Government Act 1999 (SA)</i> and section 19 of the <i>Adelaide Park Lands Act 2005 (SA)</i> .
Opportunities	Additional consultation will enable Council Members to hear directly from respondents and give further consideration to consultation feedback.
23/24 Budget Allocation	Not as a result of this report
Proposed 24/25 Budget Allocation	Not as a result of this report

Life of Project, Service, Initiative or (Expectancy of) Asset	The CLMP for the Adelaide Park Lands must be comprehensively reviewed at least once in every five years.
23/24 Budget Reconsideration (if applicable)	Not as a result of this report
Ongoing Costs (eg maintenance cost)	Not as a result of this report
Other Funding Sources	Not as a result of this report

DISCUSSION

1. Under the *Local Government Act 1999* (LG Act) all Councils are required to develop Community Land Management Plans (CLMP's) for community land which they either own or which is under their care and control. A CLMP shows how the land is to be used, considering a diverse range of recreation, conservation, heritage and cultural issues. Significant changes or amendments to a CLMP require public consultation under State legislation.
2. With regard to the review of CLMPs, the *Adelaide Park Lands Act 2005* (Park Lands Act) requires the City of Adelaide to undertake a comprehensive review of its management plan for community land in the Adelaide Park Lands at least once in every 5 years.

Consultation

3. At its meeting on 9 August 2022, Council approved the consolidated draft Community Land Management Plan (CLMP) for the Adelaide Park Lands under the care, control and management of the City of Adelaide being released for statutory consultation, subject to consultation with the Minister for Planning.
4. At its meeting on 23 February 2023, Kadaltilla / Park Lands Authority (Kadaltilla) supported the consolidated draft CLMP for the Adelaide Park Lands, inclusive of additional minor refinements, for the purposes of undertaking statutory consultation.
5. At its meeting on 11 April 2023, Council approved undertaking statutory consultation on the draft Community Land Management Plan (CLMP) for the Adelaide Park Lands.
6. On 4 July 2023, the Minister for Planning provided written endorsement of the consolidated draft CLMP for the purposes of undertaking statutory consultation subject to additional refinements. The refinements requested by the Minister for Planning were consolidated within the draft CLMP prior to the commencement of community consultation on 7 July 2023.
7. In addition to feedback from Kadaltilla, Kurna Yerta Aboriginal Corporation and the Minister for Planning, seven submissions were received from State agencies, authorities and adjoining Councils.
8. Public consultation was undertaken for 21 days from 7 July 2023 to 31 July 2023.
9. Consultation on the consolidated draft CLMP was undertaken in accordance with the section 197(1) of the *Local Government Act 1999* and section 19(2) of *Adelaide Park Lands Act 2005*, including consultation with:
 - 9.1. Kadaltilla / Adelaide Park Lands Authority
 - 9.2. Kurna Yerta Aboriginal Corporation (KYAC)
 - 9.3. Minister for Planning
 - 9.4. State Government Agencies and adjoining Councils
 - 9.5. Community.
10. A total of 15 community submissions were received, 10 of which submissions were received through the Your Say website and five submissions were received as email correspondence which included attached submissions.

11. One late submission was received on 6 August 2023 from an individual community member who had already made a submission on 31 July 2023.

Additional Consultation

12. On 12 September 2023, Council resolved to:
Authorises the undertaking of additional public consultation in respect of the proposed Adelaide Park Lands Community Land Management Plan under the Council's Community Consultation Policy in accordance with this resolution, notwithstanding its decision of 11 April 2023.
13. On 15 September 2023, each respondent ([Link 1](#)) that made a submission as part of the Council's public consultation on the proposed Adelaide Park Lands Community Management Plan was invited to make a deputation to the City Planning, Development and Business Affairs Committee.
14. The process will provide opportunity for any person making a deputation to clarify their submission through the initial consultation process or add any other information the person sees relevant with respect to the Adelaide Park Lands Management Plan that was put for public consultation.
15. Deputations have been allocated five minutes. The identity of the person making the deputation, the subject, and the purpose of the address, will be recorded in the Minutes of the meeting.

DATA AND SUPPORTING INFORMATION

Link 1 – Respondents to the consultation on the Community Land Management Plan invited to make a deputation to the City Planning, Development and Business Affairs Commission.

ATTACHMENTS

Nil

- END OF REPORT -