

Nomination of Council Appointed Member to Kadaltilla

Tuesday, 9 April 2024
Council

Strategic Alignment - Our Environment

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Public

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EXECUTIVE SUMMARY

The purpose of this report is to advise of the request from the Board of the Kurna Yerta Aboriginal Corporation RNTBC (KYAC) to amend the representatives to the Kadaltilla / Adelaide Park Lands Authority (Kadaltilla). The KYAC Board has resolved to nominate Frances (Mitzi) Nam, as Member of the Board and Dennis Rigney as Deputy Member of the Board for Frances (Mitzi) Nam.

In making appointments, the City of Adelaide and the Minister for Planning (Minister) must, in consultation with each other, endeavour to achieve a membership with a range of knowledge, skills and experience as defined in the *Adelaide Park Lands Act 2005 (SA)* (the Act), as well as gender balance.

In accordance with section 6(2) of the Act, appointments are made by notice in the South Australian Government Gazette.

RECOMMENDATION

THAT COUNCIL

1. Approves the following amendment to the Kurna representative roles (contingent upon consultation with the Minister for Planning) on the Kadaltilla / Adelaide Park Lands Authority Board for the period commencing 17 April 2024 and expiring 31 December 2025:
 - 1.1. Frances (Mitzi) Nam as a Member of the Kadaltilla Board (replacing Tim Agius, former Chair KYAC)
 - 1.2. Dennis Rigney as a Deputy Member for Frances (Mitzi) Nam (replacing Allan Sumner, former Deputy Chair KYAC).

IMPLICATIONS AND FINANCIALS

City of Adelaide 2024-2028 Strategic Plan	Strategic Alignment – Our Environment Appointment of members to the Kadaltilla / Adelaide Park Lands Authority supports key action “ <i>Continue the support for the Kadaltilla/ Adelaide Park Lands Authority Subsidiary and the delivery of the Kadaltilla Charter and Business Plans</i> ”
Policy	Consistent with the <i>Adelaide Park Lands Act 2005 (SA)</i> and Kadaltilla Charter.
Consultation	The Minister for Planning and the City of Adelaide must consult with each other in making appointments to the Kadaltilla / Park Lands Authority to achieve a range of knowledge, skills and experience across the following areas set out in section 6(3) of the Act.
Resource	Not as a result of this report
Risk / Legal / Legislative	Consistent with the provisions of the <i>Adelaide Park Lands Act 2005 (SA)</i> and Kadaltilla Charter.
Opportunities	Appointments will provide for the continued activity of the Kadaltilla / Adelaide Park Lands Authority with an appropriate membership and skill set to provide valuable advice to the City of Adelaide and State Government on matters pertaining to the Park Lands.
23/24 Budget Allocation	Board Member remuneration funded through existing operating budget.
Proposed 24/25 Budget Allocation	Not as a result of this report
Life of Project, Service, Initiative or (Expectancy of) Asset	Consistent with the Kadaltilla Charter, the appointments can be for a maximum period of three years (until 31 December 2025).
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

Kadaltilla Legislative Framework and Purpose

1. The Adelaide Park Lands Authority is established under section 5(2) of the [Adelaide Park Lands Act 2005 \(SA\)](#) (the Act) as a subsidiary of the City of Adelaide to provide strategic advice to both Council and the State Government on the management of the Adelaide Park Lands.
2. As per its Charter, the Adelaide Park Lands Authority is known as the Kadaltilla / Adelaide Park Lands Authority (Kadaltilla).
3. The role, functions and powers of Kadaltilla are set out in the Act and the Kadaltilla [Charter](#) (the Charter).

Kadaltilla Membership Amendment

4. On 28 March 2023, administration received a request from SA Native Title on behalf of the Board of the Kaurna Yerta Aboriginal Corporation RNTBC (KYAC) to amend their representatives to Kadaltilla.
5. In February 2024 KYAC appointed Mitzi Nam as KYAC Chair, and Dennis Rigney as Deputy Chair. Consequently the KYAC Board has resolved to nominate:
 - 5.1. Frances (Mitzi) Nam as Member of the Kadaltilla Board (replacing Tim Agius)
 - 5.2. Dennis Rigney as Deputy Member of the Kadaltilla Board for Frances (Mitzi) Nam (replacing Allan Sumner).
6. It is recommended that the appointment period is from 17 April 2024 to 31 December 2025, consistent with the other appointed Kadaltilla Board Members and the maximum term permitted in the Act and Charter.

Membership Requirements (Skills Based) as per Legislation / Charter

7. Kadaltilla is required to have a Board of Management and, all meetings/decisions of Kadaltilla are deemed meetings/decisions of the Board.
8. Under the provisions of the Act, the Board of Management is constituted by:
 - 8.1. The Lord Mayor or, if the Lord Mayor chooses not to be a member of the Authority, a person appointed by the Council
 - 8.2. Four other persons appointed by the Council
 - 8.3. Five persons appointed by the Minister.
9. In making appointments, Council must, in consultation with the Minister, endeavour to achieve membership with a range of knowledge, skills, and experience as set out in section 6(3) of the Act:
 - a) *biodiversity or environmental planning or management*
 - b) *recreation or open space planning or management*
 - c) *cultural heritage conservation or management*
 - d) *landscape design or park management*
 - e) *tourism or event management*
 - f) *indigenous culture or reconciliation*
 - g) *financial management*
 - h) *local government.*
10. Both Council and the Minister:
 - 10.1. Must appoint at least one man and one woman to the Board of Management
 - 10.2. May appoint Deputy members.
11. The following Kadaltilla Board Members are City of Adelaide appointments whose membership is due to expire on 31 December 2025:
 - 11.1. The Right Honourable the Lord Mayor, Dr Jane Lomax-Smith, appointed under section 6(3)(h) of the Act for knowledge, skills and experience in local government

- 11.2. Deputy Lord Mayor, Councillor Keiran Snape (member) and Councillor Henry Davis (deputy member), each appointed under section 6(3)(h) of the Act for knowledge, skills and experience in local government
- 11.3. Justyna Jochym, Chief Executive Officer of Festival City Adelaide, appointed under section 6(3)(e) of the Act for knowledge, skills and experience in tourism or event management.
- 11.4. Allison Bretones, retired Manager Open Space and Recreation, appointed under section 6(3)(b) of the Act for knowledge, skills and experience in recreation or open space planning or management
12. The following Kadaltilla Board Members are State Government appointments whose membership is due to expire on 1 April 2025:
 - 12.1. Elinor Walker (Deputy Presiding Member), Director Housing, Infrastructure, Planning and Development Unit (Department of Trade & Investment), appointed under section 6(3)(a) and (g) of the Act for knowledge, skills and experience in biodiversity or environmental planning or management and financial management.
 - 12.2. Ashley Halliday, Director of Ashley Halliday Architecture Interiors, appointed under section 6(3)(b) and (c) of the Act for knowledge, skills and experience in recreation or open space planning or management and cultural heritage conservation or management.
 - 12.3. Ben Willsmore, Manager, City Design (Urban Planning, Design, Environment and Transport) at City of Unley, appointed under section 6(3)(a), (d) and (h) of the Act for knowledge, skills and experience in biodiversity or environmental planning or management, landscape design or park management, and local government.
 - 12.4. Craig Wilkins, Climate and Nature Consultant, appointed under section 6(3)(a) and (c) of the Act for knowledge, skills and experience in biodiversity or environmental planning or management, and cultural heritage conservation or management.
 - 12.5. Stephanie Johnston (member), Heritage and Urban Planner, and Professor Emeritus Damien Mugavin (deputy member), former Landscape Architect, each appointed under section 6(3)(c) of the Act for knowledge, skills and experience in cultural heritage conservation or management.
13. We are seeking to appoint Frances (Mitzi) Nam, KYAC Chair, as a Member of the Board and Dennis Rigney, KYAC Deputy Chair, as a Deputy Member for Frances (Mitzi) Nam under section 6(3)(f) of the Act for knowledge, skills and experience in indigenous culture or reconciliation until 31 December 2025 in line with the other City of Adelaide appointments.

Next Steps

14. Once Council has approved the amendment to the Kaurna representative roles on the Kadaltilla Board, consultation will be undertaken with the Minister for Planning.
15. A notice in the South Australian Government Gazette will finalise the appointment.

DATA AND SUPPORTING INFORMATION

Link 1 - *Adelaide Park Lands Act 2005 (SA)*

Link 2 - Kadaltilla / Adelaide Park Lands Authority Charter

ATTACHMENTS

Nil

- END OF REPORT -