

# Petition - SA Heritage Listing: 5-9 Prospect Place, Adelaide

Tuesday, 9 August 2022  
Council

Strategic Alignment - Enabling Priorities

**Program Contact:**  
Jessica Dillon, Acting Manager  
Governance

Public

**Approving Officer:**  
Amanda McIlroy - Chief  
Operating Officer

## EXECUTIVE SUMMARY

This report presents a petition for Council to receive. The petition asks Council to investigate the property at 5-9 Prospect Place with particular focus on the fact that the property has been assessed as an important part of the City's history.

There are 36 signatories to the petition.

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## RECOMMENDATION

### THAT COUNCIL

1. Receives the petition containing 36 signatories, distributed as a separate document to Item 8.1 on the Agenda for the meeting of the Council held on 9 August 2022, asking Council to investigate the property at 5-9 Prospect Place with particular focus on the fact that the property has been assessed as an important part of the City's history.

## IMPLICATIONS AND FINANCIALS

City of Adelaide 2020-2024 Strategic Plan	<b>Strategic Alignment – Enabling Priorities</b> Presentation of petitions align with the Strategic Plan objective that community consultation underpins everything we do.
Policy	Not as a result of this report
Consultation	Not as a result of this report
Resource	Not as a result of this report
Risk / Legal / Legislative	Petition presented for receipt in accordance with City of Adelaide Standing Orders and the <i>Local Government (Procedures at Meetings) Regulations 2013 (SA)</i> .
Opportunities	Not as a result of this report
22/23 Budget Allocation	Not as a result of this report
Proposed 23/24 Budget Allocation	Not as a result of this report
Life of Project, Service, Initiative or (Expectancy of) Asset	Not as a result of this report
22/23 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. A petition has been received which states:

*'We the undersigned, do hereby strongly request intervention and action from the Adelaide City Council to: Investigate the property cited in this petition with particular focus on the fact that this property has been assessed as an important part of our city's history. We are concerned neighbours, being adjacent property owners for at least two decades.*

- *The current owner has held this property for many years and clearly has no regard for his obligation under the SA Heritage Places Act 1993 which "requires people to take reasonable care of a State heritage Place"*
- *The building is currently configured as a boarding house with inadequate amenities for tenants (ie outside shared bathroom facilities)*
- *The property is often the subject of police attention, criminal activity and general public disturbance issues*
- *The building structure is not maintained adequately and continues to deteriorate'*

2. If a petition is received the Chief Executive Officer must ensure the petition is placed on the agenda for the next ordinary meeting of Council. The original petition will be distributed to all Council Members separately. Members of the public may seek a copy of the original petition upon written request to the Chief Executive Officer.
3. To determine that a document presented is a petition pursuant to regulation 10 of the *Local Government (Procedures at Meetings) Regulations 2013 (SA)* (the Regulations), the following matters in conjunction with the requirements of the City of Adelaide Standing Orders, are assessed prior to the presentation of a petition to the Council:

- 3.1. What is a Petition?

A 'petition' is commonly defined as 'a formal document which seeks the taking of specified action by the person or body to whom it is addressed' or 'a written statement setting out facts upon which the petitioner bases a prayer for remedy or relief'.

- 3.2. Does the Petition contain original signatures or endorsements, accompanied by an address?

A petition being a document of a formal nature must contain original signatures or endorsements (not copies) and those signatures, or endorsements, must be accompanied by an address.

- 3.3. Does each page of the Petition identify what the signature is for?

Each signature must be on a true page of the petition which sets out the prayer for relief as part of that page - a sheet which contains signatures but not the prayer cannot be accepted as valid as there is no evidence as to what the signatories were attesting to.

- 3.4. Language in the Petition?

The request must be written in temperate language and not contain material that may, objectively, be regarded as defamatory or offensive in content <insert text>

4. Regulation 10 states that a petition to Council must:

- 4.1. Be legibly written or typed or printed.
- 4.2. Clearly set out the request or submission of the petitioners.
- 4.3. Include the name and address of each person who signed or endorsed the petition.
- 4.4. Be addressed to the Council and delivered to the principal office of the Council.

5. This petition containing 36 signatories meets the requirements of the Regulations and is presented for Council to receive.

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## ATTACHMENTS

Petition distributed separately to Lord Mayor and Councillors