

His Worship the Mayor  
Councillors  
City of Marion

## **Notice of General Council Meeting**

Council Chamber, Council Administration Centre  
245 Sturt Road, Sturt

**Tuesday, 14 February 2023 at 6.30 pm**

The CEO hereby gives Notice pursuant to the provisions under Section 83 of the *Local Government Act 1999* that a General Council Meeting will be held.

A copy of the Agenda for this meeting is attached in accordance with Section 83 of the Act.

Meetings of the Council are open to the public and interested members of this community are welcome to attend. Access to the Council Chamber is via the main entrance to the Administration Centre on Sturt Road, Sturt.



Tony Harrison  
Chief Executive Officer

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**1 Open Meeting****2 Kurna Acknowledgement**

We acknowledge the Kurna people, the traditional custodians of this land and pay our respects to their elders past and present.

**3 Disclosure**

All persons in attendance are advised that the audio of this General Council meeting will be recorded and will be made available on the City of Marion website.

**4 Elected Member Declaration of Interest (if any)****5 Confirmation of Minutes****5.1 Confirmation of Minutes of the General Council Meeting held on 24 January 2023**

<b>Report Reference</b>	GC230214R5.1
<b>Originating Officer</b>	Business Support Officer - Governance and Council Support – Cassidy Ryles
<b>Corporate Manager</b>	Manager Office of the Chief Executive – Kate McKenzie
<b>General Manager</b>	Chief Executive Officer – Tony Harrison

**RECOMMENDATION**

That the minutes of the General Council Meeting held on 24 January 2023 be taken as read and confirmed.

**ATTACHMENTS**

1. G C 230124 - Final Public Minutes [**5.1.1** - 14 pages]



**Minutes of the General Council Meeting  
held on Tuesday, 24 January 2023 at 6.30 pm  
Council Chamber, Council Administration Centre  
245 Sturt Road, Sturt**





**PRESENT**

His Worship the Mayor Kris Hanna

Councillor Jayne Hoffmann

Councillor Matt Taylor

Councillor Raelene Telfer

Councillor Renuka Lama

Councillor Luke Naismith

Councillor Jana Mates

Councillor Jason Veliskou

Councillor Sarah Luscombe

Councillor Ian Crossland

**In Attendance**

Chief Executive Officer - Tony Harrison

Acting General Manager City Services - Merran Fyfe

General Manager City Development - Tony Lines

Manager Office of the CEO - Kate McKenzie

Chief Financial Officer - Ray Barnwell

Governance Officer - Karrie McCann

**Leave of Absence**

Councillor Joseph Masika

Councillor Amar Singh

**1 Open Meeting**

The Mayor opened the meeting at 6.30pm.

**2 Kaurna Acknowledgement**

We acknowledge the Kaurna people, the traditional custodians of this land and pay our respects to their elders past and present.

**3 Disclosure**

All persons in attendance are advised that the General Council meeting will be recorded.

**4 Elected Member Declaration of Interest (if any)**

The Chair asked if any member wished to disclose an interest in relation to any item being considered at the meeting

The following interests were disclosed:

- Councillor Crossland declared a general conflict of interest in relation to item 12.2 Proposal to Close and Dispose Portion of Public Road, Sheidow Park.



- Mayor Hanna declared a general conflict of interest in relation to item 17.1 Motion without Notice, Nomination to GAROC

## 5 Confirmation of Minutes

### 5.1 Confirmation of Minutes of the General Council Meeting held on 13 December 2022

Report Reference GC230124R5.1

**Moved Councillor Mates**

**Seconded Councillor Crossland**

That the minutes of the General Council Meeting held on 13 December 2022 be taken as read and confirmed.

**Carried Unanimously**

## 6 Communications

**Moved Councillor Telfer**

**Seconded Councillor Luscombe**

That the following items be moved en bloc:

- 6.1 Mayoral Communication Report
- 6.2 Elected Member Verbal Communications
- 6.3 CEO and Executive Communication Report

**Carried Unanimously**

### 6.1 Mayoral Communication Report

Report Reference GC2YYMMDDR6.1

Name of Council Member Mayor - Kris Hanna

Date	Event	Comments
22/11/2022	Meeting with President of SA Malayalee Community	
23/11/2022	Meeting South Adelaide Basketball Club President	
24/11/2022	Coast FM in studio	Interview
29/11/2022	Meeting with the Hon Tom Koutsantonis	
29/11/2022	ABC radio interview onsite at Foodbank	
30/11/2022	Business SA Chamber Event at Patriitti	

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30/11/2022	Norfolk Estate Retirement Village 20th Anniversary	Speech given
1/12/2022	Marion Cultural Centre 21st Birthday	
2/12/2022	SA Malayalee Community Xmas and New Year Function	
2/12/2022	South Australia Suite at the VALO Adelaide 500	Invitation from The Honourable Peter Malinauskas MP, Premier of South Australia
5/12/2022	Positive Ageing and Inclusion Volunteer Christmas Event	
5/12/2022	Marion Council Business Event	
6/12/2022	Meeting Basketball SA	
7/12/2022	Nari Reserve Celebration with Rishworth MP	
7/12/2022	Meeting with Mayor of Mitcham	
7/12/2022	MarionLife Dinner	
8/12/2022	City of Marion Safe Space Project Launch	
12/12/2022	Marion Probus Club	
13/12/2022	MarionLife Carpark Christmas BBQ Celebration	
14/12/2022	Grant Mayer, South Australian Jockey Club	
14/12/2022	Active Elders Christmas Party	
15/12/2022	Tonsley Connections Event	
15/12/2022	Council end of year celebration	
22/12/2022	Coast FM in studio	Interview
22/12/2022	Council Staff celebration	
23/12/2022	Meeting South Adelaide Basketball Club President	
11/01/2023	Meeting   Mayor Hanna and Mayor of Onkaparinga	

**Moved Councillor Telfer****Seconded Councillor Luscombe**

That the Mayoral Communication report be received and noted.

**Carried Unanimously****6.2 Elected Member Verbal Communications**

**Moved Councillor Telfer****Seconded Councillor Luscombe**

That the Elected Member Verbal Communication report be received and noted.

**Carried Unanimously**

### 6.3 CEO and Executive Communication Report

Report Reference GC230124R6.3

Date	Activity	Attended By
28 November 2022	Meeting with Jayne Stinson MP – Member for Badcoe, Daniel Alexandrides – Ministerial Advisor to the Hon Tom Koutsantonis MP and Laura Akula – Manager, Transport Portfolio Investment Programs re Aldridge and Teesdale Reserves and Glandore Oval	Tony Harrison Tony Lines
29 November 2022	Meeting   Tonsley Car Parking with City of Marion, Flinders University and Renewal SA	Tony Lines
1 December 2022	Meeting   Tonsley Project Control Group monthly meeting with City of Marion, Peet Limited and Renewal SA	Tony Lines
2 December 2022	Seminar   Datascope Solutions CEO briefing - for Tony Harrison	Angela Allison
7 December 2022	Monthly catch-up meeting   Tony Harrison, Paul Sutton (City of Charles Sturt) and Mark Withers (City of Port Adelaide Enfield)	Tony Harrison
7 December 2022	MC Nari Reserve – Planting Trees for the Queens Jubilee Program	Tony Harrison
7 December 2022	Strategic Fleet Management _ Meeting with Cities of Pt Adelaide Enfield and Charles Sturt	Ben Keen
9 December 2022	Oaklands Smart Precinct Tour with NSW Western Parklands City Authority	Tony Harrison Ben Keen
12 December 2022	City of Marion & DIT re North-South Corridor Project	Tony Harrison
14 December 2022	Meeting   Tony Harrison, Mayor Kris Hanna and Grant Mayer (CEO SAJC) re Morphettville major project update	Tony Harrison

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14 December 2022	Resilient Asset Management Project, Executive Sponsor Meeting   Cities of Marion, Holdfast Bay, Onkaparinga and Mitcham with Urban and Regional Planning Solutions (URPS)	Ben Keen
15 December 2022	LGA CEO Advisory Board Meeting	Tony Harrison
19 December 2022	SWBMX Meeting   with City of Marion, Auscycling and UCI	Tony Lines
20 December 2022	Gift of Reading – Handover of community donated books to The Smith Family	Ben Keen
11 January 2023	Meeting   Angela Allison (CoM), Chris Adams, CEO SRWRA, site tour ahead of 1 <sup>st</sup> SRWRA Board meeting	Angela Allison
11 January 2023	Meeting   Oaklands Green PCG Monthly meeting with City of Marion and Oaklands Green	Tony Lines
11 January 2023	SWBMX Meeting   City of Marion, BMX Club Members	Tony Lines
12 January 2023	Meeting   Angela Allison (CoM), Mark Booth, SRWRA Board Chair, ahead of 1 <sup>st</sup> SRWRA Board meeting	Angela Allison
12 January 2023	SWBMX Site Tour and Marion Golf discussions   City of Marion and Southern and Coastal Ward Council Members	Tony Lines
18 January 2023	Meeting   Clean Peak Energy re Water Agreement	Ben Keen
20 January 2023	SRWRA Tour Down under event – meeting Joint venture partners	Angela Allison

**Moved Councillor Telfer****Seconded Councillor Luscombe**

That the CEO and Executive Communication report be received and noted.

**Carried Unanimously****7 Adjourned Items****7.1 Adjourned Item - Local Government Election Signs**

Report Reference GC230124R7.1

**Moved Councillor Telfer****Seconded Councillor Luscombe**

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**That Council:**

1. Notes the report
2. Prepare a motion for the LGA Ordinary Meeting that requires:
  - a) The LGA to review the election signage legislation and regulations, including the issues of operation experienced during the 2022 Local Government Elections
  - b) Options for solutions which may include having one prominent open space per Ward where candidates for the Mayor and specific Ward can display one compliant sign for a defined period before polling day

**Carried****8 Petitions - Nil****9 Deputations - Nil****10 Committee Recommendations**
**10.1 Confirmation of Minutes of the Finance, Risk and Audit Committee Meeting held on 13 December 2022**

Report Reference GC230124R10.1

**Moved Councillor Veliskou****Seconded Councillor Telfer****That Council:**

1. Receives and notes the minutes of the Finance, Risk and Audit Committee meeting held on 13 December 2022 with an amendment to the schedule dates on page 43 which note the incorrect year.
2. Notes that separate reports will be brought to Council for consideration of any recommendations from the Finance, Risk and Audit Committee.

**Carried Unanimously****11 Confidential Items**
**11.1 Cover Report - Confirmation of Minutes of the Confidential Finance, Risk and Audit Committee Meeting held on 13 December 2022**

Report Reference GC230124F11.1

**Moved Councillor Veliskou****Seconded Councillor Telfer****That Council:**



1. Receives and notes the confidential minutes of the Finance, Risk and Audit Committee meeting held on 13 December 2022.
2. Notes that separate reports will be brought to Council for consideration of any recommendations from the Finance, Risk and Audit Committee.
3. In accordance with Section 91(7) and (9) of the Local Government Act 1999 the Council orders that the attachment arising from this report, Confirmation of Minutes of the Confidential Finance, Risk and Audit Committee Meeting held on 13 December 2022, having been considered in confidence under Section 90(2) and (3)b) and 6 of the Act, except when required to effect or comply with Council's resolution(s) regarding this matter, be kept confidential and not available for public inspection for a period of 12 months from the date of this meeting. This confidentiality order will be reviewed at the General Council Meeting in December 2023.

**Carried Unanimously**

## 12 Corporate Reports for Decision

### 12.1 Reallocation of the Local Roads and Community Infrastructure funding Phase 3

**Report Reference** GC230124R12.1

**Moved Councillor Naismith**

**Seconded Councillor Veliskou**

That Council:

1. Endorses projects at Attachment 1 to be submitted to the Federal Government for approval for allocation of the LRCI funding.
2. That council endorse a reallocation of \$2,115,506 in the current 22/23 budget from funded projects at Attachment 1 and transfer to the MCC Plaza project, pending Federal Government approval of projects.
3. Endorses the CEO to nominate any current year 22/23 capital projects for funding allocation should any of the projects at Attachment 1 be denied for funding by the Federal Government.

**Carried Unanimously**

### 12.2 Proposal to Close and Dispose Portion of Public Road, Sheidow Park

**Report Reference** GC230124R12.2

Councillor Crossland declared a perceived conflict of interest as his spouse works at the school. Councillor Crossland remained in the chamber for this item.

**Moved Councillor Mates**

**Seconded Councillor Naismith**

That Council:

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1. In relation to the portion of legal and open public road (road verge) in Young Street, Sheidow Park, bordered in red on Attachment 1 to the agenda report:
  - a. Declares the subject portion of road as surplus to the road network requirements and suitable for closure.
  - b. Approves the commencement of the road closure process, including public notice in accordance with the provisions of the *Roads (Opening and Closing) Act 1991*.
  - c. Resolves that the subject portion of road to be closed bordered in red on Attachment 1 to the agenda report will be excluded from the classification of community land upon a successful closure.
  - d. Notes the area in green is proposed to be vested in the Community Corporation as part of the road closure process.
  - e. Approves the sale of the subject portion of road to the adjoining landowner, 2 Education Court Sheidow Park, at no less than the market value, subject to all costs associated with the road closure process, sale, transfer, and consolidation of the land with adjoining landowner's land being met by the adjoining landowner.
  - f. Approves to deviate from Council's Disposal of Land and Assets Policy and obtain one market valuation for the portion of road.
  - g. Notes that if any objections or applications for easements are received during the public notification phase of the proposed road closure, a further report will be tabled for Council's consideration and determination of the matter.
  - h. Authorises the Chief Executive Officer to sign any documentation necessary to finalise the road closure process, the sale and transfer of the subject portion of road to the adjoining landowner and the consolidation with their land.
  - i. Approves the net proceeds from the sale of the subject portion of road to be assigned to the Open Space Reserve Fund to be used in accordance with Council's approved use of that Fund.

**Carried Unanimously**

### 12.3 Nomination for Premier's Climate Change Council

Report Reference GC230124R12.3

**Moved Councillor Crossland**

**Seconded Councillor Taylor**

That Council:

1. Nominates Cr Luscombe to the LGA for appointment to the Premier's Climate Change Council.
2. Nominates Dr Stefan Caddy-Retalic to the LGA for appointment to the Premier's Climate Change Council.
3. Notes that staff will forward the above nomination/s to the LGA by 10 February 2023.

**Carried Unanimously**





#### 12.4 Neighbourhood Centres Extended Hours

Report Reference GC230124R12.4

**Moved Councillor Telfer**

**Seconded Councillor Crossland**

That Council:

1. Endorses the adjustment to extended trading hours trading at Glandore Community Centre and Trott Park Neighbourhood Centre to approximately once a month during the months of daylight savings.
2. Notes no adjustment to extended or regular trading hours at Cooina Neighbourhood Centre or Mitchell Park Sports and Community Centre in regarding to Neighbourhood Centre staffing / offering.
3. Notes future decisions regarding after-hours operations at all Neighbourhood Centres will be delegated to the General Manager, and Council will be kept informed.

**Carried Unanimously**

#### 12.5 LGA Ordinary General Meeting 2023 - Call for Items of Business

Report Reference GC230124R12.5

**Moved Councillor Telfer**

**Seconded Councillor Mates**

That:

1. The nominated Council voting delegate for the 2023 Local Government Association Ordinary General Meeting is Mayor Hanna and the Proxy Delegate for this meeting is Councillor Telfer.
2. Council submits the following Proposed Items of Business to the Local Government Association by 3 February 2023 for consideration at the 2023 Local Government Association Ordinary General Meeting:
  - a. *That the Ordinary General Meeting requests the LGA to undertake a sector wide review following the 2022 Local Government Elections to consider any process improvements and policy amendments to provide further clarification around the use of Election Signs as a result of the changes arising from the implementation of the Statutes Amendment (Local Government Review) Act 2021.*
  - b. *That the review includes options to define a space to display election signs and/or allowance of a specified number of elections signs per candidate in their nominated ward.*



3. On submitting Notices of Motion to the Local Government Association, the Chief Executive Officer be authorised to amend the wording (without changing the meaning or purpose of the motion) if required.

**Carried**

## 12.6 Review of the Schedule of Delegations 2023

Report Reference GC230124R12.6

**Moved Councillor Veliskou**

**Seconded Councillor Naismith**

That Council:

1. Revokes all previous delegations to the Chief Executive Officer.
2. Grants the delegation of powers and functions of the Council as provided for in the attached instrument of delegation provided as Attachment 1 and 2.
3. Resolves to grant the sub-delegation of powers under the Road Traffic Act as provided for in Attachment 3.
4. In accordance with the Instrument of General Approval and Delegation to Council (dated 22 August 2013) from the Minister for Transport and Infrastructure (General Approval) the council authorises the following person(s) pursuant to Clause A.7 of the General Approval to endorse Traffic Impact Statements for the purposes of Clause A of the General approval provided that such person(s) shall take into account the matters specified in Clause A.7 of the General Approval in respect of Traffic Impact Statements:
  - Coordinator Transport
  - Unit Manager Engineering
5. In accordance with Clause A.7 of the General Approval, the council is of the opinion that the following person(s) is/are experienced traffic engineering practitioner(s) for the purposes of preparing a Traffic Impact Statement as required by Clause A.7 of the General Approval:
  - Coordinator Transport
  - Unit Manager Engineering
6. In accordance with Clause E.2 of the General Approval, the council is of the opinion that the following person(s) has (have) an appropriate level of knowledge and expertise in the preparation of Traffic Management Plans:
  - Coordinator Transport
  - Unit Manager Engineering
7. Notes that a full list of the Delegations and Sub-Delegations of the CEO will be made available on the City of Marion website.



**Carried Unanimously**

### 13 Corporate Reports for Information/Noting

#### 13.1 Questions Taken on Notice Register

Report Reference GC230124R13.1

**Moved Councillor Crossland**

**Seconded Councillor Telfer**

That the following items are moved en bloc:

- 13.1 Questions Taken on Notice Register
- 13.2 Environment Protection (Commercial Industrial Noise) Policy
  - 13.3 January - WHS Monthly Report.

**Carried Unanimously**

**Moved Councillor Crossland**

**Seconded Councillor Telfer**

That Council:

1. Notes the report 'Questions Taken on Notice Register' and that the item related to Mitchell Street Glengowrie be elaborated upon to include further detail.

**Carried Unanimously**

#### 13.2 Environment Protection (Commercial and Industrial Noise) Policy

Report Reference GC23012413.2

**Moved Councillor Crossland**

**Seconded Councillor Telfer**

That Council:

1. Notes the report and proposed revocation of the *Environment Protection (Noise) Policy 2007* and replacement with the *Environment Protection (Commercial and Industrial Noise) 2022*.

**Carried Unanimously**

#### 13.3 January - WHS Monthly Report

Report Reference GC230124R13.3



**Moved Councillor Crossland**

**Seconded Councillor Telfer**

That Council:

1. Note this report.

**Carried Unanimously**

**14 Workshop / Presentation Items - Nil**

**15 Motions With Notice - Nil**

**16 Questions With Notice - Nil**

**17 Motions Without Notice**

Mayor Hanna declared a general conflict of interest on the basis that he was nominated to fill the (unpaid) LGA position on GAROC. Mayor Hanna remained in the chamber and the chair for the remainder of the item.

**Moved Councillor Crossland**

**Seconded Councillor Lama**

That Council:

1. Nominate Mayor Hanna to fill one (1) position on the GAROC Committee to represent the Metro South Regional Grouping for the balance of the membership term to GAROC (i.e. until the LGA Annual General Meeting to be held in October 2024)

**Carried Unanimously**

**18 Questions Without Notice**

Nil

**19 Other Business**

Nil

**20 Meeting Closure**

The meeting was declared closed at 6.50pm.

CONFIRMED THIS 14 DAY OF FEBRUARY 2023

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CHAIRPERSON



**6 Adjourned Items - Nil****7 Deputations****7.1 Deputation - Puddle Jumpers Inc - Mitchell Park Neighbourhood Centre EOI**

<b>Report Reference</b>	GC230228D7.1
<b>Originating Officer</b>	Executive Assistant to the Mayor – Leanne Mitchell-Williams
<b>Corporate Manager</b>	Manager Office of the CEO – Kate McKenzie
<b>General Manager</b>	Chief Executive Officer – Tony Harrison

**SPEAKER**

Ms Hanna Black

**ORGANISATION**

Puddle Jumpers Inc

**COMMENTS**

Ms Hanna Black has requested to make a deputation to Council on behalf of Puddle Jumpers Inc regarding the use of the old Mitchell Park Neighbourhood Centre site.

**ATTACHMENTS**

Nil

**7.2 Deputation - Bowden Brompton Community School - Mitchell Park Neighbourhood Centre EOI**

<b>Report Reference</b>	GC2302147.2
<b>Originating Officer</b>	Unit Manager Governance & Council Support – Victoria Moritz
<b>Corporate Manager</b>	Manager Office of the CEO – Kate McKenzie
<b>General Manager</b>	Chief Executive Officer – Tony Harrison

**SPEAKER**

Mr David Collins

**ORGANISATION**

Bowden Brompton Community School

**COMMENTS**

Mr David Collins has requested to make a deputation to Council on behalf of Bowden Brompton Community School regarding the use of the old Mitchell Park Neighbourhood Centre site.

**ATTACHMENTS**

Nil

**7.3 Deputation - SAMBO Federation of Australia - Mitchell Park Neighbourhood Centre EOI**

<b>Report Reference</b>	GC230214D7.3
<b>Originating Officer</b>	Executive Assistant to the Mayor – Leanne Mitchell-Williams
<b>Corporate Manager</b>	Manager Office of the CEO – Kate McKenzie
<b>General Manager</b>	Chief Executive Officer – Tony Harrison

**SPEAKER**

Ms Marina Filipova

**ORGANISATION**

SAMBO Federation of Australia

**COMMENTS**

Ms Marina Filipova has requested to make a deputation to Council on behalf of SAMBO Federation of Australia regarding use of the old Mitchell Park Neighbourhood Centre site.

**ATTACHMENTS**

Nil



## 8 Petitions

### 8.1 Petition - Coastal Walkways Bridges, Fryer Reserve

<b>Report Reference</b>	GC230214P8.1
<b>Originating Officer</b>	Business Support Officer - Governance and Council Support – Cassidy Mitchell
<b>Corporate Manager</b>	Manager Office of the Chief Executive - Kate McKenzie
<b>General Manager</b>	Chief Executive Officer - Tony Harrison

#### **PETITION FROM**

Mr Phil Kemp and Mr Richard Zados

#### **NUMBER OF SIGNATORIES**

61 signatories

#### **DATE PETITION RECEIVED**

31 JAN 2023

#### **CORRESPONDENCE**

The petition of the residents/ratepayers of Hallett Cove, draws the attention of the Council to:  
Application ID: 22037372  
Address: Lot 156 Kurnabinna Tce Hallett Cove 5158

The petitioners therefore request that the Council:  
Do not use the reserve located between Fryer Street and Kurnabinna Tce Hallett Cove for Laydown and construction worker area with associated transportable buildings (Office/Lunchroom and WC), and shipping containers and storage for temporary period of 12 months.

#### **ORIGINATING OFFICER COMMENTS**

Development Application ID: 22037372 relates to an area identified by Council as a laydown area associated with the Coastal Walkway bridges project. Applications like this are usually exempt from the development process (when the laydown area is within the 'site' of the works). A technicality of this proposal being that the laydown area is not directly within the site of the works, which required a development application to be submitted and also public notification to be undertaken.

The Council Assessment Panel is the relevant authority considering this matter and will hear all valid representations and consider the relevant planning criteria. The matter is likely to be heard in mid-February (pending further information). Council has no decision making authority regarding this matter.

#### **RECOMMENDATION**

**That Council:**

- 1. Notes the petition from Mr Phil Kemp and Mr Richard Zados**

#### **ATTACHMENTS**

1. 22037372 - Petition [**8.1.1** - 5 pages]

# City of Marion Petition form

To his Worship the Mayor and Councillors of the City of Marion

Head Petitioners details: Phil Kemp and Richard Zados

Contact Numbers: ...0401 717 201 and 0418 363 317.....

Address: ... 19 & 2 Fryer Street  
Hallett Cove SA 5158

Date petition initiated: ..... 16<sup>th</sup> January 2023.....



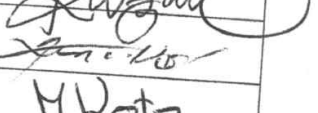
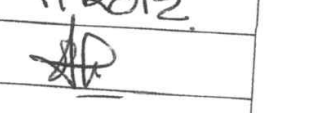
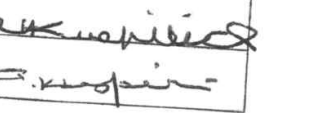
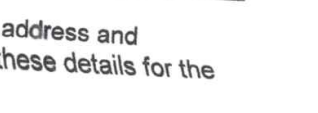


The petition of the residents/ratepayers of Hallett Cove, draws the attention of the Council to:

Application ID: 22037372

Address: Lot 156 Kurnabinna TCE Hallett Cove 5158

The petitioners therefore request that the Council

Do not use the reserve located between Fryer Street and Kurnabinna Tce Hallett Cove for Laydown and construction worker area with associated transportable buildings (Office/Lunchroom and WC), and shipping containers and storage for temporary period of 12 months.

NAME	ADDRESS	SIGNATURE
Vivienne Giannias	2 Fryer Street Hallett Cove	
PHIL KEMP	19 FRYER ST HALLETT COVE	
RICHARD ZADOS	2 FRYER ST HALLETT COVE	
JOHN KOTZ	1 CURRIER CR H/COVE	
MARGARET KOTZ	" " "	
Phil Beddo	18 Fryer Street Hallett Cove	
M. KUSPILICH	1 FRYER ST	
T. KUSPILICH	1 FRYER STREET	

Please note this petition is a public document by signing it, I understand my name, address and signature will be made available in the public realm. The City of Marion will record these details for the purpose of this petition only.

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**The petition of the residents/ratepayers of Hallett Cove, draws the attention of the Council to:**

Application ID: 22037372

Address: Lot 156 Kurnabinna TCE Hallett Cove 5158

**The petitioners therefore request that the Council**

Do not use the reserve located between Fryer Street and Kurnabinna Tce Hallett Cove for Laydown and construction worker area with associated transportable buildings (Office/Lunchroom and WC), and shipping containers and storage for temporary period of 12 months.

NAME	ADDRESS	SIGNATURE
K. KOSPILOCH	1 FRYER STREET	K. Kospiloch
LINDSEY PINE	9 FRYER STREET	L. Pine
LOIS BRUCE	5 FRYER ST	L. A. Bruce
IRENE FRANCIS	3 CLIFFTOP CRESENT	I. Francis
Hansa Yapa	8 Clifftop Crescent	Hansa Yapa
Christine Huxtable	7 Clifftop Cres	Christine Huxtable
Wendy Hobbs	3 Central Ave	Wendy Hobbs
Bill Hobbs	3 CENTRAL AVE	Bill Hobbs
J A PINE	2 KURNABINNA	J A Pine
Brian Elliott	2. SECOND ST.	Brian Elliott
MARIA THOMPSON	18 Central Ave.	Maria Thompson
Judith Glade	6 Second st	Judith Glade
Hans van der Laan	16 CENTRAL AVE - HALLETT COVE	Hans van der Laan
STEVE BOON	11 FRYER STREET	Steve Boon
PAT BOON	11 FRYER STREET	Pat Boon
Lauren Smart	4 Fryer st	Lauren Smart

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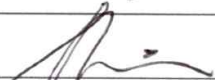

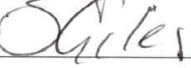
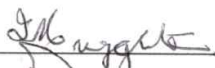




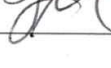
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NAME	ADDRESS	SIGNATURE
Linda Waiblinger	3 Kurnabinna Tce Hallett Cove.	
END BOWER	8 KURNABINNA TCE 5158	
Britt Styles	11 Kurnabinna TCE 5158	
Joe Giles	15 Kurnabinna Tce 5158	
Isobel Muggleton	17 Kurnabinna Tce 5158	
S. SLABBERT	19 KURNABINNA TCE 5158	
S. SANDERS	21 KURNABINNA TCE 5158	
V Brown	35 Kurnabinna Tce	
R. Holland	1A Fryer st Hallett Cove	
C. Mills	Cliff Top Crescent, H. Cove	



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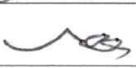
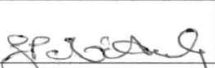




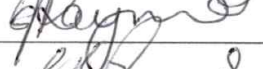

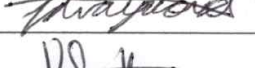

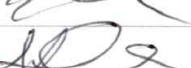


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NAME	ADDRESS	SIGNATURE
VALERIE KEMP	19 FRYER STREET	V Kemp.
Kalell Kemp	19 FRYER STREET	
SYLVIA LARCOMBE	22 FRYER STREET	
Steve or Shery	24 Fryer St Hallett Cove	
June dooley	25A Fryer St. Hallett Cove	
Ric Allen	25A FRYER ST HALLETT COVE	
LIAM SPEARMAN	33 CENTRAL AVE H.C.	
ERROL MUNN	10 FRYER ST HC	
Bett Scott	12 Fryer St HC	
Christine Raymond	14 Fryer St Hallett Cove	
Glena Raymond	14 Fryer St Hallett Cove	
Jessica Raymond	14 Fryer St, Hallett Cove	
Kristin Scott	12 Fryer St, Hallett Cove	
TOM LARCOMBE	22 FRYER ST HALLETT COVE	
Lance Allen	26 FRYER ST Hallett Cove	
Tanen Allen	26 Fryer St Hallett Cove	

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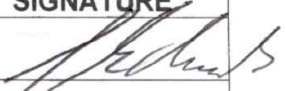
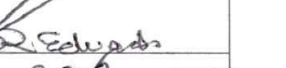
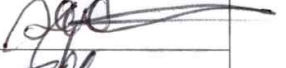



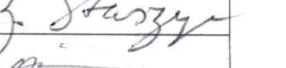


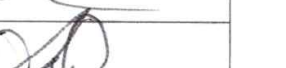

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NAME	ADDRESS	SIGNATURE
Graeme Edwards	27 Fryer St, Hallett Cove	
Rosemary Edwards	27 Fryer St, Hallett Cove	
STEVE WINTER	28 CENTRAL AVE, Hallett Cove	
Brian Keegan	22 central Ave Hallett Cove	
Rin Rainsford	26 Kurnabinna Terrace	
Julie Staszyn	29 Kurnabinna Tce	
J. Staszyn	29 Kurnabinna Tce	
VA Higgins	23 Kurnabinna Terrace	
NICHOLAS SIGANO	23 KURNABINNA TERRACE	
ROBERT DITTMAR	4 Kurnabinna Terrace	
MARY DITTMAR	"	

**9 Committee Recommendations - Nil****10 Confidential Items****10.1 Cover Report - Boatshed Cafe**

Report Reference	GC230214F10.1
Originating Officer	Unit Manager Property Strategy and Delivery – Mark Hubbard
Corporate Manager	Manager City Property – Thuyen Vi-Alternetti
General Manager	General Manager City Development – Tony Lines

**REASON FOR CONFIDENTIALITY*****Local Government Act (SA) 1999 S 90 (2) 3***

(b) information the disclosure of which (i) could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting, or proposing to conduct, business, or to prejudice the commercial position of the council; and (ii) would, on balance, be contrary to the public interest

**RECOMMENDATION**

That pursuant to Section 90(2) and (3)(b) (i) and (ii) of the *Local Government Act 1999*, the Council orders that all persons present, with the exception of the following persons: Chief Executive Officer, General Manager City Development, General Manager City Services, General Manager Corporate Services, Manager Office of the Chief Executive, Chief Finance Officer, Manager City Property, Unit Manager Property and Facilities, Unit Manager Property, Strategy and Delivery, Team Leader Property, Capital Project Officer, be excluded from the meeting as the Council receives and considers information relating to the Boatshed Cafe, upon the basis that the Council is satisfied that the requirement for the meeting to be conducted in a place open to the public has been outweighed by the need to keep consideration of the matter confidential given the information relates to commercial information including financial figures provided by a third party.



## 11 Corporate Reports for Decision

### 11.1 Mitchell Park Neighbourhood Centre - 1 Cumbria Court - EOI

<b>Report Reference</b>	GC230214R11.1
<b>Originating Officer</b>	Unit Manager Property & Facilities – Michael Collins
<b>Corporate Manager</b>	Manager City Property – Thuyen Vi-Alternetti
<b>General Manager</b>	General Manager City Development – Tony Lines

#### REPORT OBJECTIVE

The purpose of this report is to:

- Provide a summary of the previous decisions to date for 1 Cumbria Court, Mitchell Park
- Provide a summary of submissions from the Expression of Interest (EOI) process
- Seek a decision on the future use of the site.

#### REPORT HISTORY

Report Reference	Report Title
EMF210921	Cumbria Court, Mitchell Park
GC220614R11.4	Cumbria Court, Mitchell Park – Future Use
GC220726R12.1	Cumbria Court – Section 194(2)(a) Report for Consultation
SGC220830R9.2	Cumbria Court, Mitchell Park – Revocation of Community Land Classification
FORUM230131	Mitchell Park Neighbourhood Centre - 1 Cumbria Court

#### EXECUTIVE SUMMARY

At the Special General Council meeting held on 30 August 2022, Council resolved to retain the open space portion of Council's land (bordered in orange in Attachment 1) and to defer any decisions in relation to the building and carpark (bordered in red on Attachment 1) pending an Expression of Interest (EOI) process for the Lease, Licence or Purchase of the building.

No change to retain the open space portion of 1 Cumbria Court is being considered in this report.

The report outlines the options and their respective considerations for the remaining portion of 1 Cumbria Court, Mitchell Park (bordered in blue in Attachment 1) and Leased Land (bordered in green on Attachment 1) following the outcome of the EOI process, namely:

**Option 1:** Do not proceed with the revocation of community land classification for the remaining portion of 1 Cumbria Court and demolish the building and return to open space.

**OR**

**Option 2:** Do not proceed with the revocation of community land classification for the remaining portion of 1 Cumbria Court and lease the building to one of the EOI Applicants.

Benefits (pros) and disadvantages (cons) of each option are tabled in the body of the report.

#### RECOMMENDATION

**That Council:**

1. Notes that four submissions were received as a result of the Expression of Interest (EOI) process for 1 Cumbria Court, Mitchell Park, and that one of these (Gowrie SA) has subsequently formally withdrawn their EOI.

2. **SELECT OPTION**

**Option 1 (Demolish Building and Return to Open Space)**

- i. A. Does not proceed with the revocation of community land classification for the Leased Land being portion of 30 Lanark Avenue Mitchell Park (Allotment 167 in Deposited Plan 6473, Certificate of Title Volume 5214 Folio 25) bordered in green on Attachment 1 and writes to the Minister for Education requesting their consent for the Permitted Use in the Lease to be varied from 'Neighbourhood Centre Purposes' to 'Open Space' and their consent to demolish the building and carpark on the Leased Land.

*[This sub-option maintains the long-term lease of community land with the Department for Education, converts the land to open space, and so results in a slightly larger open space reserve at negligible annual cost.]*

**OR**

B. Proceeds with the revocation of community land classification for the Leased Land being portion of 30 Lanark Avenue Mitchell Park (Allotment 167 in Deposited Plan 6473, Certificate of Title Volume 5214 Folio 25) bordered in green on Attachment 1 and writes to the Minister for Local Government seeking their authorisation for the revocation for the purposes of surrendering the lease between the Minister for Education and Council.

*[This sub-option surrenders the long-term lease of community land with the Department for Education, and so results in a slightly smaller open space reserve.]*

- ii. Does not proceed with the revocation of community land classification for the remaining portion of land at 1 Cumbria Court, Mitchell Park (Allotment 102 in Deposited Plan 24889, Certificate of Title Volume 5808 Folio 815) bordered in blue on Attachment 1 to retain for Open Space purposes.
- iii. Allocates up to \$50,000 through Council's quarterly budget review process to demolish the building and carpark.
- iv. Allocates up to \$60,000 through Council's quarterly budget review process to return the site to open space.
- v. Allocates \$6,000 per annum to the Open Space Operations budget in 2023/24 onwards for ongoing maintenance of the additional open space.
- vi. Notes that all responses from the Minister for Local Government and the Minister for Education regarding land revocation / site use / building demolition will be reported to Council.

**Option 2 (Lease to one of the EOI Applicants)**

- i. Does not proceed with the revocation of community land classification and retains the Leased Land and building at 1 Cumbria Court, Mitchell Park.
- ii. Writes to the Minister for Education to seek consent to sub-let and change the permitted use of the Leased Land.

- iii. **Subject to the consent of the Minister for Education and any applicable statutory requirements, commences negotiations with [INSERT APPLICANT] to enter into a 5 year lease agreement at a rent in accordance with Council's Leasing and Licencing of Council Owned Facilities Policy (\$2,149.00 per annum plus outgoings).**
- iv. **Allocates up to \$150,000 through Council's quarterly budget review process to upgrade the building for the incoming lessee (works to include, compliant ramp, Disability Discrimination Act (DDA) compliant entrance and toilets, kitchen, fixing of roof leaks).**

## **BACKGROUND**

The Mitchell Park Neighbourhood Centre located at 1 Cumbria Court, Mitchell Park was officially opened on 31 May 1987 as a joint venture between the South Australian Housing Trust and the City of Marion.

With the completion of the new Mitchell Park Sports and Community Centre (MPSCC) in Moreland Avenue, the building at 1 Cumbria Court has become vacant and is surplus to current requirements. The new MPSCC provides the Neighbourhood Centre with the opportunity to improve and extend its services to the community which was limited in their original facility at 1 Cumbria Court.

At the Council Member Forum held 21 September 2021 it was determined that a community consultation process should be undertaken to seek the views of the community as to whether Council should retain or dispose of all or some elements of the site, and should Council decide to retain the site and the building, whether there were community organisations interested in submitting an EOI.

Community consultation was undertaken between 28 March 2022 to 29 April 2022 and reported back to Council on 14 June 2022 (GC220614R11.4 – Cumbria Court, Mitchell Park – Future Use).

Two further Council Meetings considered this topic with the last meeting held 30 August 2022 when it was resolved that a further EOI process be undertaken. At the Council Member Forum held 31 January 2023, a summary of the EOI applications was presented to the Members and is included in this report.

Refer to Attachment 2 for a summary of the previous Council decisions to date.

### Leased Land – Department for Education

Council holds a current lease, as Lessee, over the portion of the Department for Education's land (DfE), being portion of 30 Lanark Avenue Mitchell Park, bordered in green on Attachment 1 on a 'peppercorn rent' (low nominal rent, in this case 10 cents per annum). The leased area includes the walkway and a portion of the building and carpark over the Minister for Education's land. The initial 50-year lease term commenced May 1987 and expires May 2037 and Council has 2 further rights of renewal of 50 years each, taking the lease to 2137 should Council exercise its rights.

The lease conditions state that Council cannot assign, sub-let, or otherwise part with the possession of the leased areas without the DfE's consent. The permitted use clause also states the leased areas will be used as a neighborhood centre and will not be used for any trade business or profit-making venture without obtaining the Minister for Education's consent.

In relation to the Leased Land bordered in green on Attachment 1, some options within this report will require the approval from the Minister for Education to:

- Demolish the building and change the permitted use to open space (under Option 1)

- Sub-let the Leased Land and change the permitted use in order to sub-lease the building to one of the EOI Applicants (under Option 2)

## DISCUSSION

Following the Council decision on 30 August 2022, staff undertook an EOI process seeking submissions for the lease or licence of the building from Community Organisations, Not for Profit Organisations (with a community focus) and Non-Government Organisations (NGO's) with a community focus, or the purchase of the site from any organisation.

The EOI process commenced Friday 16 September 2022 and concluded Friday 28 October 2022 and involved a number of communication and engagement activities to promote the opportunity, including:

- Advertiser advertisement
- Onsite signage
- CoM website – Making Marion
  - Request for EOI details and criteria (Attachment 3)
- Opens for viewing the centre (x2)
- Social media posts
- Email to clubs/associations/license holders
- Contact was made with parties that had previously expressed an interest in use of the centre

Four (4) submissions were received (three within the EOI period and one after the EOI period closed). The applications received include:

- **Gowrie SA (EOI subsequently withdrawn)**
  - Request to purchase
  - Provide community-based childcare, kindergarten, and parenting programs
- **Sambo Federation Australia**
  - Request for long term lease and future potential to purchase
  - Russian martial art and combat sport
  - Refer to full submission contained in Attachment 5
  - **Option 2** facilitates this EOI submission:
    - Noting a lease with a term up to 5 years could be offered with no potential to purchase. Any future request to purchase would be presented to Council via the usual revocation of community land process.
- **Puddle Jumpers**
  - Request to lease
  - A NFP, NGO responding to social development needs of vulnerable children and young people
  - Refer to full submission contained in Attachment 6
  - **Option 2** facilitates this EOI submission
    - Noting a lease with a term up to 5 years could be offered
- **Bowden Brompton Community School**
  - Request to hire with future potential to lease
  - Provide learning programs for students unable to engage in traditional education programs in schools
  - Refer to full submission contained in Attachment 7
  - Hire of the facility is not being offered as the site is no longer a managed facility, a lease with a term up to 5 years could be offered in lieu of a hire agreement.

- **Option 2** may facilitate this EOI submission should the applicant agreed to a lease.
  - Noting a lease with a term up to 5 years could be offered

Attachment 4 summarises the details provided by applicants to the information requested by the City of Marion.

Staff contacted the four applicants in mid-January 2023 to confirm their position had not changed since their EOI submission. On 7 February 2023 Gowrie SA formally withdrew its EOI proposal.

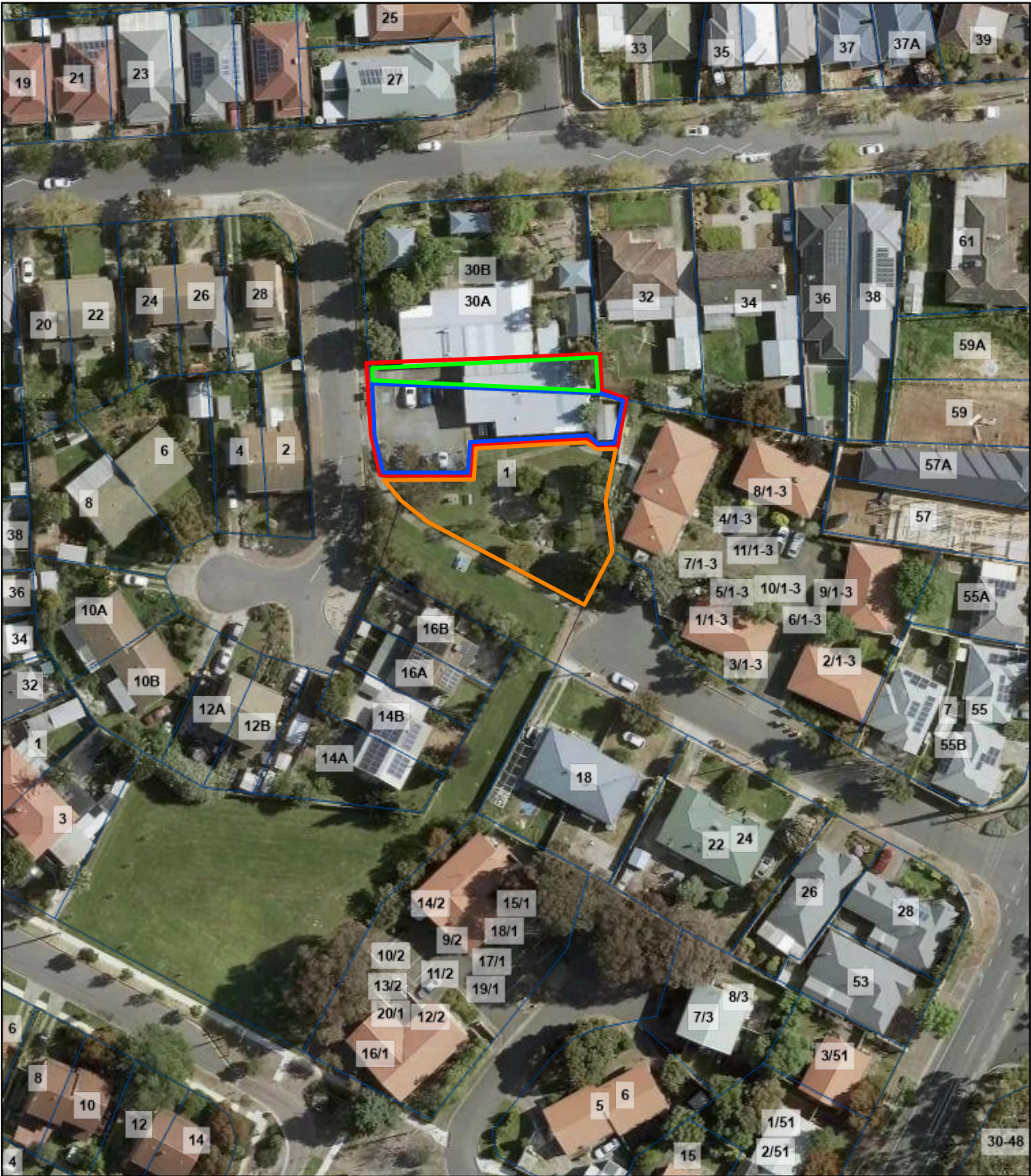
### Summary Table of Options

Benefits (Pros)	Disadvantages (Cons)
<b>Option 1 - Demolish building and return to open space</b>	
<p>The DfE has previously confirmed in principle they may be amenable to this option subject to Minister management approval.</p> <p>Retention as open space is likely to be attractive for the community.</p> <p>Revocation of the community land status is not required if Council retains the Leased Land and seeks consent to change the permitted use.</p>	<p>Council is well serviced in open space and playgrounds within the surrounding area.</p> <p>Estimated to cost \$110k up-front (demolition and open space reinstatement) and \$6k per annum ongoing (maintenance). This is unfunded.</p> <p>There is the potential for the revocation of community land classification being declined by the Minister for Local Government.</p>
<b>Option – 2 Retain and lease</b>	
<p>Does not require the revocation of community land status.</p> <p>Retention as a leased facility may be attractive for the community.</p>	<p>The building is approximately 35 years old and will likely require considerable ongoing maintenance, repair and renewal in future years.</p> <p>Estimated to cost \$150,000 up-front (including DDA compliance). This is unfunded. There would be moderate costs for ongoing administration, building insurance, repairs, and renewal. This would be somewhat offset by an annual rental income of 7% of market value (\$2,149).</p> <p>Some proposed building uses may not be best suited to urban cul-de-sacs.</p> <p>One applicant has expressed interest in hire rather than lease.</p>

### ATTACHMENTS

1. Attachment 1 - Aerial 1 Cumbria [11.1.1 - 1 page]
2. Attachment 2 - Background Summary [11.1.2 - 4 pages]
3. Attachment 3 - EOI Criteria [11.1.3 - 1 page]
4. Attachment 4 - EOI Documentation [11.1.4 - 2 pages]
5. Attachment 5 - Sambo Federation Australia [11.1.5 - 22 pages]
6. Attachment 6 - Puddle Jumpers [11.1.6 - 48 pages]
7. Attachment 7 - Bowden Brompton Community School [11.1.7 - 4 pages]





<p><b>About this Document</b> This map has been created for the purpose of showing basic locality information and is a representation of the data currently held by The City of Marion. This information is provided for private use only.</p> <p><b>Disclaimer</b> While every effort has been made to ensure the accuracy of the product, Council accepts no responsibility for any errors or omissions. Contact the GIS Esri Administrator for data enquiries.</p>	<p><b>City of Marion Web Map Printout</b></p> <div><div>Ward Labels</div><div>Wards</div><div>Marion Council Boundary</div><div>Metropolitan Adelaide Council Boundaries</div><div>House No. Label</div><div>Parcels (All)</div><div>Property (Linked)</div></div>	<div><div></div><div>Created by svc.ArcGIS 02/02/2023 10:59 AM</div><div><b>Coordinate System:</b> WGS 1984 Web Mercator Auxiliary Sphere</div><div>Scale: 1:1,128</div><div></div><div></div></div>
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Sources: Esri, HERE, Garmin, USGS, Intermap, INCREMENT P, NRCan, Esri Japan, METI, Esri China (Hong Kong), Esri Korea, Esri (Thailand), NGCC, (c) OpenStreetMap contributors, and the GIS User Community, Sources: Esri, HERE, Garmin, FAO, NOAA, USGS, © OpenStreetMap contributors, and the GIS

## Attachment 2 – Background Summary

### REPORT HISTORY

Report Reference	Report Title
Elected Member Forum	21 September 2021
GC220614R11.4	Cumbria Court, Mitchell Park – Future Use
GC220726R12.1	Cumbria Court – Section 194(2)(a) Report for Consultation
SGC220830R9.2	Cumbria Court, Mitchell Park - Revocation of Community Land Classification

Elected Member Forum, 21 September 2021

#### *Summary:*

Elected Members (EM) were advised, with the construction of the new Mitchell Park Sports and Community Centre, the building at 1 Cumbria Court had potentially become redundant and surplus to current requirements.

The purpose of the EM Forum was to gain an understanding of the previous EMs' preferences for the future use of 1 Cumbria Court, Mitchell Park.

Several options were provided, including:

1. Retain the site:
  - Council retains the building as:
    - i. Council managed and operated facility OR
    - ii. Seek expressions of interest from community or commercial organisation's to lease the site.
  - Agree to a boundary re-alignment with the Department or continue existing lease arrangements with the Department.
2. Return to Open Space
  - Enter into an agreement with the Department for the building that straddles the boundary to be revoked and demolished and return the land to open space.
  -
3. Dispose of the Building and Land
  - Council could seek to agree to a boundary re-alignment with DECS to bring the entirety of the building onto Council owned land to dispose of the building and land (all or part) on the open market.
4. Dispose of the Land
  - Enter into an agreement with the Department for the building that straddles the boundary to be demolished and dispose of the council owned vacant land (all or part) on the open market, subject to a successful revocation process.

#### *Elected Member Decision:*

It was determined that a community consultation process should be undertaken to seek the views of the community as to whether Council should retain or dispose of all or some elements of the site, and should Council decide to retain the site and the building whether there were community organisations interested in submitting an Expression of Interest (EOI).

On this basis, a period of community consultation was undertaken between 28 March 2022 and 29 April 2022 and reported back to Council on 14 June 2022.

GC220614R11.4, Cumbria Court, Mitchell Park – Future Use

Council Resolution:

**11.4 1 Cumbria Court, Mitchell Park - Future Use**

**Report Reference** GC220614R11.4

**Moved Councillor Telfer**

**Seconded Councillor Veliskou**

That Council:

1. Notes that from the week commencing 13 June 2022 the Mitchell Park Neighbourhood Centre will be located and operational in the new Mitchell Park Sports and Community Centre on Moreland Avenue.
2. Does not proceed with granting an occupancy agreement to any of the organisations that submitted an Expression of Interest during the community consultation process.
3. Endorses Option 4 A (Seek to purchase DECS land and demolish and dispose all of the site) and authorises:
  - a. The Chief Executive Officer to explore a potential purchase of the DECS owned portion of land currently leased to Council from DECS (see Attachment 7), and for the Mayor & Chief Executive Officer to be authorised to attest to the affixation of the Common Seal of the Corporation of the City of Marion, and for the Chief Executive Officer to execute any documentation as may be required to effect such purchase of the land. Council further resolves that any land purchased from DECS will be excluded from classification as community land.

GC220614 - General Council Meeting - 14 June 2022



Page 8

- b. The commencement of the process to investigate the revocation of the community land classification of 1 Cumbria Court Mitchell Park contained in Certificate of Title Volume 5808 Folio 815, and that a further report be presented to Council at the 26 July 2022 General Council Meeting seeking endorsement of a Section 194 Report for Consultation, in accordance with the requirements of Section 194 (2)(a) of the Local Government Act 1999.
4. Notes that subject to item 3 above, and all necessary regulatory and consultation steps as legally required being followed, that it is Council's intention that the buildings located on 1 Cumbria Court Mitchell Park contained in Certificate of Title Volume 5808 Folio 815 are demolished with a view to Council disposing of the land for market value.
5. Endorses that the service and pedestrian lane from Cumbria Court to Penrith Court and Harkin Avenue be retained, and that the nature play elements currently located at 1 Cumbria Court be relocated to Harkin Avenue Reserve in conjunction with other upgrades to Harkin Avenue Reserve to be determined.

**Carried**

**Councillor Clancy called a Division**

**Those for:** Councillors Masika, Mason, Veliskou, Prior, Telfer, Shilling, Duncan, Gard and Crossland

**Those against:** Councillors Clancy and Hull

**Carried**



GC220726R12.1, Cumbria Court – Section 194(2)(a) Report for Consultation

Council Resolution:

**12.1 1 Cumbria Court - Section 194(2)(a) Report for Consultation**  
**Report Reference GC220726R12.1**

**Moved Councillor Hull**

**Seconded Councillor Gard**

That the item be deferred until the General Council meeting to be held on 23 August 2022 to allow the Kindergarten be given the opportunity to address council

**Lost**

**Moved Councillor Hutchinson**

**Seconded Councillor Telfer**

That Council:

1. Declares that the land at 1 Cumbria Court Mitchell Park comprised in Certificate of Title Volume 5808 Folio 815 is surplus to requirements and subject to a successful community land revocation process is potentially suitable for disposal on the open market.

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GC220726 - General Council Meeting - 26 July 2022



**Page 11**

2. Endorses the revocation report titled 'Section 194 Report for Consultation – Proposal to revoke classification of Community Land - 1 Cumbria Court and Portion 30 Lanark Avenue Mitchell Park' contained in Attachment 1 subject to a period of community engagement in accordance with Section 194(2)(b) of the Local Government Act 1999 and Council's Public Consultation Policy.
3. Authorises the 'Chief Executive Officer' or his nominee, to make minor variations to the revocation report prior to the commencement of community engagement.
4. Endorses the Community Engagement Plan, (which may be subject to minor amendments) as contained in Attachment 2.
5. Confirms that should the revocation of community land classification and sale proceed, that net sale proceeds will be paid into the Open Space Reserve Fund for the development of Open Space for the benefit of the community, as approved by Council.
6. Requires a further report to be presented for consideration by Council following conclusion of the public consultation under Section 194(2)(a) of the Local Government Act 1999 for the potential revocation of community land classification of the whole of the land known as 1 Cumbria Court Mitchell Park, comprised in Certificate of Title Volume 5808 Folio 815 and portion of the land known as 30 Lanark Avenue Mitchell Park, comprised in Certificate of Title Volume 5214 Folio 25 to enable Council to determine if the revocation and disposal process should proceed.

**Carried**

SGC220830R9.2, Cumbria Court, Mitchell Park - Revocation of Community Land Classification

Council Resolution:

**9.2 Cumbria Court, Mitchell Park - Revocation of Community Land Classification**

Report Reference SGC220830R9.2

**Moved Councillor Veliskou**

**Seconded Councillor Clancy**

That Council:

1. Notes the outcome of the community consultation process undertaken for the revocation of the community land classification for the whole of the land situated at 1 Cumbria Court Mitchell Park (Allotment 102 in Deposited Plan 24889, Certificate of Title Volume 5808 Folio 815) and portion of the land 30 Lanark Avenue Mitchell Park (Allotment 167 in Deposited Plan 6473, Certificate of Title Volume 5214 Folio 25) for the potential disposal on the open market.
2. Choose Option 4 (Undertake further EOI for building use)
  - a. Does not proceed with the revocation of community land classification for the open space portion of 1 Cumbria Court, Mitchell Park.

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SGC220830 - Special General Council Meeting - 30 August 2022



Page 5

- b. Defers a decision on the revocation of community land for the remainder of 1 Cumbria Court pending the outcomes of a further process to seek Expressions of Interest (EOI) from City of Marion focused community organisations for the lease or licence of the premises, or from any organisation for the purchase of the premises, noting that Puddle Jumpers would be able to submit an application through this further process, and requests a further report back to Council following the conclusion of the EOI.
- c. Notes that Council can then assess any Expressions of Interest for the lease, licence or purchase of the premises, and re-consult with the community on any preferred outcomes (including leasing, licencing, sale, or retention as open space).
- d. Notes that any retention of the building will require the allocation of up to \$150,000 to upgrade the building for an incoming lessee (works to include, compliant ramp, Disability Discrimination Act (DDA) compliant entrance and toilets, kitchen, fixing of roof leaks).

**Tied**

**The Mayor made a casting vote and voted in Favour**

**Carried**

**Councillor Hull called for a division**

**Those voting for: Councillors Masika, Veliskou, Clancy and Hutchinson**

**Those voting against: Councillors Prior, Hull, Shilling and Duncan**

**Tied**

**The Mayor made a casting vote and voted in Favour**

**Carried**

## Expression of Interest - Criteria



Interested organisations should submit an EOI to the City of Marion through the Making Marion website. The EOI's should include details in relation to:

- An outline of the organisation and the services that they offer.
- Details of whether they wish to Lease, Licence, or purchase the building.
- How its occupation will benefit the City of Marion community.
- How it's occupation will be funded.
- If upgrades to the building are required due to change of use, how will this be funded, and will any contribution be required from Council.
- Proposed hours of operation.
- Potential impacts on the community and how these will be mitigated.
- Documentation detailing funding availability, if an Incorporated Association copies of the constitution and minutes from previous AGM, and copy of current certificate of currency for public liability insurance.

EOI's received will be evaluated in accordance with the following criteria:

- Community Benefit.
- Compatibility with the Kindergarten and other neighbouring premises.
- Any traffic or parking implications.
- Any cost or other financial implications for Council.
- Local community amenity impact.
- Evidenced financial capacity.

Council will make a decision on whether to proceed with one or more EOI proposals following consideration of proposals submitted.

It should be noted that Council does not have a pre-determined position, and that it wishes to further explore options for the building, and it reserves the right to not proceed with any of the EOI's received.

**All EOI's should be received by Council before 5pm on Friday 28 October 2022.**

An opportunity for interested parties to view the building internally will be provided between 5.00pm and 6.00pm on Wednesday 12 October, and between 1.00pm and 2.00pm on Thursday 13 October. Please indicate your interest in a viewing by emailing **[communityengagement@marion.sa.gov.au](mailto:communityengagement@marion.sa.gov.au)**

For further information, please contact **Michael Collins on 0427 839 309**



**[marion.sa.gov.au](http://marion.sa.gov.au)**

## Attachment 4 – Key Applicant Information against EOI

The below table summarises the details provided by applicants to the information requested by the City of Marion.

Item	Sambo Federation Australia	Puddle Jumpers	Bowden Brompton Community School
Outline of the organisation and the services that they offer	A NFP, Sambo is a provider of Russian martial art and combat sport	A NFP, NGO responding to social development needs of vulnerable children and young people	Provide learning programs for students unable to engage in traditional education programs in schools
Details of whether they wish to Lease, Licence, or purchase the building.	Request for long term lease and future potential to purchase	Lease	Initially by Hire Agreement, then long term lease based on success.
How its occupation will benefit the City of Marion community.	Provide festivals, competitions, active participation	Creating a hub offering activities, emergency food and other services.	The reduction of youth crime and contribute to positive long-term outcomes for residents.
How it's occupation will be funded.	Membership fees, sponsors, Fundraisings from events, sporting funds that our organization receives from Government grants	Fundraising, donations, income from op shop, birthday party hire, sponsors. Two years rent fully paid by Sponsor - ACTIVOT	From the School budget provided through nominal student funding. Funding for students with a disability.
Building Upgrade Requirements and funding	Sambo willing to fund modifications with active support of International Federation of Sambo & Gov. Grant	Puddle Jumpers would fundraise for any upgrades.	Bowden School funding, Grants from Department of Education
Proposed hours of operation.	Maximum number of working days and hours possible	10am to 2pm and then 5pm to 9pm. Potentially other services from 2.00pm – 4.00pm	8:30am – 5.00pm
Potential impacts on the community and how these will be mitigated.	Reduce the stress, develop creativity, participation, benefit physical, mental and spiritual health and encourage further activity	Potential with cars coming in to pick up food, spread over 7 days.	Potential for conflict with members of the community/anti-social behaviour. Staff are highly trained to manage these risks
Documentation detailing funding availability	Not provided	Provided	School budget of around \$6M including \$100,000 allocated to student programs
If an Incorporated Association copies of the constitution and minutes from previous AGM and copy of current certificate of	Minutes from previous AGM Constitution Profit and Loss Statement 2021/2022	Constitution CoC PL	Available on request


currency for public liability insurance.			
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**SAMBO Federation of South Australia Inc.****LOST AND PROFIT for 01.07.2021-30.06.2022 financial year****Income**

Membership fees \$ 7030.09  
Coaching \$1140  
Government and other grants \$1500,00  
Exams and accreditations \$744.91  
*TOTAL Income \$ 10415.09*

**Expenditure**

Rent cost \$2160.01  
FIAS fees \$1400,00  
Employee costs \$4800.00  
Advertising \$198,00  
Insurance \$890.00  
Other fees 772.14  
*TOTAL Expenditure \$ 10022.14*  
Operating surplus/(deficit) \$427.95

Signature:  Savely Timofeev / President

Signature:  / Marina Filippova / Treasurer

SAMBO Federation of Australia LTD / 43 Lindsay street, Plympton, South Australia 5038  
www.sambo.com.au / ph./WhatsApp : +61469952242/ e-mail: president@sambo.org.au



## **SAMBO Federation of South Australia Inc.**

SAMBO Federation of South Australia Incorporated

Annual General Meeting

2pm Sunday 14 November 2021 via Zoom

Minutes

1. Welcome

2. President Savely Timofeev welcomed everyone to the AGM and thanked members for attending on Zoom

3. Acknowledgment of Country: President made the acknowledgement of country to start the meeting.

4. Apologies: Tatiana Potapova

5. Roll Call

Members in Attendance:

12 Members in attendance

Nikita Timofeev, Alex Sataev, John Maello, Jimmy Moise, Bobur Kakhkhorov, Byron Son, Lachlan Blackwood, Mikhail Kondrashkin, Vitalii Zolotov, Yosef Varona, Alexander Postrigan, Kri Shipovalova

6. Minutes from 2020 AGM 20 November 2020

Motion 1: that the minutes of the 2020 AGM be received and adopted.

Moved: Mikhail Kondrashkin Seconded: Vitalii Zolotov

For: 12 Against: 0 0 abstention

Carried

7. Committee Reports

a) Annual Report

Motion 2: the Annual Report be received and adopted

Moved: Mikhail Kondrashkin Seconded: Vitalii Zolotov

For: 12 Against: 0 0 abstention

SAMBO Federation of South Australia Inc. 43 Lindsay street, Plympton, South Australia 5038  
[www.sambo.com.au](http://www.sambo.com.au) / ph./WhatsApp : +61469952242/ e-mail: [president@sambo.org.au](mailto:president@sambo.org.au)



**SAMBO Federation of South Australia Inc.**

Carried

Moved: Mikhail Kondrashkin Seconded: Vitalii Zolotov

For: 12 Against: 0 Carried: Unanimously

b) Financial reports

Motion 3: that the Annual Financial Reports are received and adopted.

Moved: Mikhail Kondrashkin Seconded: Vitalii Zolotov

For: 12 Against: 0 Carried: Unanimously

Carried

**8. SAMBO SA Strategic Plan 2022-2024**

SAMBO SA Strategic Plan to be developed by the Committee by 31 December 2021 by

Nikita Timofeev.

President Savely Timofeev thanked the delegates for their attendance.

**9. Close of Meeting 3.14pm**

SAMBO Federation of South Australia Inc. 43 Lindsay street, Plympton, South Australia 5038  
[www.sambo.com.au](http://www.sambo.com.au) / ph./WhatsApp : +61469952242/ e-mail: [president@sambo.org.au](mailto:president@sambo.org.au)



## **THE ARTICLES OF ASSOCIATION OF RUSSIAN CULTURE CENTRE**

The name of the Organization is - " RUSSIAN CULTURE CENTRE ".

### **I ORGANIZATION**

1. The RUSSIAN CULTURE CENTRE is a social, cultural and educational organization of Russian migrants, Australians of Russian origin, Australians interested in the Russian language and culture and any other Australian or permanent resident of Australia.
2. The general object of the RUSSIAN CULTURE CENTRE is the unification of Russian migrants on the basis of social and cultural activities, irrespective of their religious and political beliefs or affiliation to any Australian political party or organization provided these are non-communist or other political extremist party.
3. The activity of the RUSSIAN CULTURE CENTRE is directed towards preserving and promoting the cultural wealth of the Russian language and of the Russian people in our social environment.
4. Having acquired their own premises, the aim of the Committee of Management of the RUSSIAN CULTURE CENTRE, is to maintain and improve the same, endeavoring to procure funds for this purpose by all legal means, such as lectures, shows, balls, concerts, collection of subscriptions etc. And also, to establish within the frame of the Organization, sub-committees - historical, literary, theatrical, philatelic, dancing groups, sports and chess clubs and any other activity consistent with the general aims of the organization.
5. The assets and income of the RUSSIAN CULTURE CENTRE shall be applied solely in furtherance of its objectives and no portion shall be distributed directly or indirectly to its members except as bona fide compensation for services rendered or expenses incurred on behalf of the RUSSIAN CULTURE CENTRE.
6. The RUSSIAN CULTURE CENTRE being official Association of Russian migrants in Adelaide, represents the organized Russian migrant community in South Australia, acts on its behalf and protects its rights and good name.
7. The RUSSIAN CULTURE CENTRE shall endeavor to cooperate with other national groups and organizations.
8. The Committee reserves the right to decline any application and is answerable to the sponsors only and may notify the sponsors of members accordingly.

### **II MEMBERS**

1. Members of the RUSSIAN CULTURE CENTRE can be: a) Honorary; b) Ordinary; c) Associate.
  - a) Honorary Members, adults of both sexes shall be nominated by the General Meeting, from members of the RUSSIAN CULTURE CENTRE for special services rendered. Honorary Members shall have the same rights as the Ordinary Members and will be exempt from Membership Fees.
  - b) Ordinary Members of the RUSSIAN CULTURE CENTRE, adults of both sexes shall have voting rights, and must be accepted by the Committee of Management of the RUSSIAN CULTURE CENTRE and shall pay membership fees as determined by the General Meeting. Ordinary Members can elect and may be elected into the committee of the RUSSIAN CULTURE CENTRE.
  - c) Associate Members shall be entitled to membership benefits excluding voting rights or any ability to hold any office in RUSSIAN CULTURE CENTRE. The Committee shall ensure that an appropriate reduced membership fee applies to associate members.

2. A person desiring to become a member of the RUSSIAN CULTURE CENTRE must lodge an application addressed to the Committee and endorsed by two Ordinary or Honorary Members of the RUSSIAN CULTURE CENTRE. The Committee must consider this application at its next meeting. *The application can only be determined by the Committee following endorsement by two Committee Members supporting the application.*
3. The Committee may demand from a Member of the RUSSIAN CULTURE CENTRE a full explanation of his/her conduct in or about cases directly affecting the good name and reputation of the RUSSIAN CULTURE CENTRE
4. The Committee may terminate the membership of the RUSSIAN CULTURE CENTRE for the following reasons:
  - a) For not having paid his/her membership fees for six months without a proper and sufficient excuse to the satisfaction of the Committee.
  - b) If the Member's conduct violates and contravenes the Rules of the Association and its objectives and defames the name of the Centre.
  - c) If a Member is carrying on an Act or an activity defamatory to the Association (RUSSIAN CULTURE CENTRE) or violating Paragraph 2. Rule a) and which act or activity the Committee is satisfied is harmful.
  - d) If the Member has committed or is convicted of a criminal offence.
5. Ordinary Members shall pay the Entrance and Yearly Membership Fees as determined at the General Meeting of Members of the RUSSIAN CULTURE CENTRE and which are to be reviewed and adjusted annually.

### III THE PRESIDENT

1. The President of the Association shall be elected by the General Meeting for a minimum period of 2 years. At the expiration of this term of office, the President may stand for re-election for a further term.
2. In order to ensure that elections of Presidents of the Association are fair the President is elected in a planned manner, not by a chance, a person desiring to be elected President of RUSSIAN CULTURE CENTRE shall accept his/her nomination in writing not later than 6 weeks prior to the General Meeting called for re-election of officers. His/Her acceptance shall be accompanied by a brief written resume of reasons, why members of RUSSIAN CULTURE CENTRE should vote for him/her. Copy of this undertaking shall be displayed in a prominent position on the announcement board in the Russian House. Information thus obtained may be used for campaigning purposes.

### IV COMMITTEE OF MANAGEMENT

1. The Committee shall be elected by the General Meeting for a minimum period of 2 years. At the expiration of the term of office, a Member of the Committee can be reelected for a further term.
2. A person shall only be eligible to be elected to the Committee of Management if he/she has been a member of the RUSSIAN CULTURE CENTRE for a period of not less than one year.
3. The Committee shall consist of The President, Vice President, Treasurer, Secretary and Members *in total not exceeding seven persons*, one of which is appointed "Public Officer and Seal Holder".
4. A person shall only be eligible to be elected as President if he/she has been in the committee of Management of RUSSIAN CULTURE CENTRE for a period of not less than 2 years.
5. The immediate Past President may undertake any duties and functions of the Committee.
6. The Committee may invite any Member including the immediate Past President of the Association into the Committee of Management and offer that person any function deemed suitable at that time.

7. A Member of the Committee who is un-cooperative or willfully hindering the function of the other Members of the Committee may be dismissed by a majority vote of the Members of the Committee until the next General Meeting and the committee may nominate any Member of the RUSSIAN CULTURE CENTRE to replace him/her. This Rule shall not apply in substitution of the Public Officer and Seal Holder.
8. No Agenda shall be necessary when notifying the Members of a Meeting of the Committee.
9. The resolutions of the Committee shall be carried and adopted by a majority vote of the Members of the Committee and shall be binding for all Members of the Association.
10. The Committee shall meet at least 6 times a year. If, for any reason, the Committee fails to meet this Rule without sufficient reason, two thirds of the Members of the RUSSIAN CULTURE CENTRE may call an Extraordinary General Meeting, placing on the Agenda, the re-election of a new Committee.
11. The President of the Committee shall supervise the activity of the Committee, shall preside at the Meetings of the Committee, conduct the voting, shall be responsible for the implementation of the resolutions of the Committee, opening General Meetings and represent the RUSSIAN CULTURE CENTRE on all formal occasions.
12. The Vice President shall assist the President and implement the President's directions. The Vice President stands in for the President during the President's absence.
13. The Treasurer shall keep all transactions, documents and financial books of the Association; shall keep the monies in a bank account out of which payments may be effected by cheque, signed by 2 Members of the Committee of which the Treasurer's signature is obligatory.
14. Valid signatures of operators are: The President, the Vice President and the Treasurer (the signature of the Treasurer on all cheques is obligatory). A maximum of \$500.00 in a single payment may be spent without further authorization from the Committee. This amount may be reviewed and adjusted annually.
15. The Treasurer shall present to the General Meeting a report on financial transactions for the past period and also shall draw up an estimate of income and expenditures for the forthcoming period.
16. The Secretary shall record Minutes of the Meetings of the Committee; shall attend to the correspondence; shall keep the records and Rules of the Association, and shall execute the oral or written directions of the Committee.
17. The association shall have all the powers conferred by section 25 of the Act.

#### V AUDITING COMMISSION

1. The Auditing Commission consists of 3 Ordinary Members of the RUSSIAN CULTURE CENTRE, one of them being nominated as President by the General Meeting.
2. The Auditor's duty shall be the \_ control of accounts. The Committee shall ensure that the resolutions passed by the General Meeting and by the Committee are being implemented and present a statement on the performance by the Committee of Management to the General Meeting and shall prepare a statement to that effect.
3. The Auditing Commission may call an Extraordinary General Meeting on any question relating to the activities of the Association.

These Rules shall be read and construed in accordance with the provisions of the Associations and Corporations Act of 1985.

## VI GENERAL MEETINGS

1. The General Meeting of the Members of the Association shall be the main ruling body of the Organization.
2. General Meetings shall be Ordinary and Extraordinary.
3. The General Meeting for Liquidation purposes may be called by an Ordinary General Meeting, by the Auditors (in an exceptional case) or by request of two thirds of the actual Members of the RUSSIAN CULTURE CENTRE
4. Ordinary General Meetings shall be called by the Committee 4 to 6 weeks prior to the expiration of their Term of Office. Notification of General Meetings with Agendas must be sent to the Members of the Association, four weeks before the date of the General Meeting. The necessary quorum for all General Meetings is half of the total number of actual Members of the RUSSIAN CULTURE CENTRE. If there is no necessary quorum, another General Meeting shall be called 30 minutes later, which is considered duly convened with any number of Members present.
5. Members intending to add items to the Agenda of the General Meeting must communicate these items to the Committee of the RUSSIAN CULTURE CENTRE within 14 days of receipt of the Notice,
6. All resolutions of the General Meeting are binding for the Committee.
7. The General Meeting shall be opened by the President of the Committee of Management who shall proceed to the election of the President of the General Meeting and of its Secretary and Returning Officers.
8. Voting is either open or secret - according to the resolution of the General Meeting.
9. Transfer of the voting right or voting by proxy may be effected by letter addressed to the Chairman of the General Meeting.
10. The General Meeting shall acknowledge the statement of the Auditing Commission and shall accept the resignation of the Committee and shall elect the President of the Association, the Chairman of the Auditing Committee and the Public Officer and Seal Holder.

## VII ARBITRATION

For the settling of any disputes between the Committee of Management and any Member of the RUSSIAN CULTURE CENTRE and/or differences between the Members of the RUSSIAN CULTURE CENTRE, the General Meeting submits the problem to Arbitration. The Arbitration Commission consists of 3 members. Resolutions of the Arbitration Commission are binding for all parties involved.

## VIII LIQUIDATION OF THE ORGANIZATION

Subject to this Articles of Association, RUSSIAN CULTURE CENTRE may be wound up or deregistered in accordance with the Act.

- the Annual General Meeting held on 7th July, 2017

The General Meeting has appointed Alexander Sataev as Public Officer whose obligation is to register the alterations and amendments to the Articles of Association of the RUSSIAN CULTURE CENTRE with the Registry of Associations.

No variation and additions to the Amendments of these Rules may be effected by the committee without the consideration of the Committee and without the approval of the next General Meeting.



**Australian Government**  
**Australian Sports Commission**

## Recognition Criteria Revised July 2022

National sporting organisations and national sporting organisations  
for people with disability



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## 1. Introduction

As part of its functions, the Australian Sports Commission (**ASC**) recognises eligible national sporting organisations (**NSOs**) and national sporting organisations for people with disability (**NSODs**). Recognised NSO/Ds are organisations the ASC supports to achieve the Australian Government's sporting objectives.

NSO/D recognition is an important function undertaken by the ASC. Organisations recognised as NSO/Ds have met the ASC recognition criteria, which assist the ASC in determining whether an organisation is considered the pre-eminent body for the sport they represent in Australia, has sufficient standing within its sport and has adequate governance. NSO/Ds are recognised for a defined recognition period.

The process for assessing whether an organisation meets the ASC recognition criteria is outlined in **section 2** of this document.

The recognition criteria used by the ASC are set out in **section 4** of this document.

The ASC periodically reviews and may update the recognition criteria and the supporting process to ensure each remains relevant and contemporary.

### Benefits of Recognition

Recognised NSO/Ds are eligible to access a range of benefits. Recognition does not automatically entitle the NSO/D to receive ASC funding; however, a sporting organisation must be recognised to be eligible for ASC investment. Recognition also does not constitute an endorsement or accreditation of the quality of the organisation's sport programs or its structures, policies or operations.

Recognised NSO/Ds can access the following benefits:

- the right, subject to any directions or guidelines given by the ASC, to refer to the organisation as an NSO/D recognised by the ASC and, on the organisation's documents and website, to use an ASC logo provided by the ASC in accordance with the ASC's usage guidelines
- the opportunity to apply to use the Commonwealth Coat of Arms on playing and dress uniforms of Australian representative sports persons and by accompanying officials on their dress uniforms (requests must be made in writing to the Department of Prime Minister and Cabinet)
- entry in the ASC's online Australian Sports Directory as the recognised NSO/D for the organisation's sport
- eligibility to apply to the ASC's grant programs available to recognised NSO/Ds
- invitations to attend workshops, seminars and other ASC forums conducted for recognised NSO/Ds
- access to recognised NSO/D services and information from the ASC Partner Portal and the Clearinghouse for Sport.

## 2. Recognition Assessment Process

A sporting organisation must be assessed by the ASC before it may be recognised as an NSO/D. The purpose of the assessment is to establish whether the organisation satisfies the recognition criteria.

The recognition process is detailed further below and involves:

- (i) application for recognition/renewal of recognition
- (ii) assessment of application.

Recognition is for a defined recognition period determined during the recognition process and specified in the respective recognition agreement. Recognition is not permanent.

Securing recognition status does not mean that the ASC has approved the internal structures or policies of the organisation or takes any responsibility for its operations.

A sporting organisation can operate in Australia without being an ASC recognised NSO/D.



## 2.1 Application for Recognition

### New applications for recognition

An organisation must submit an application to the ASC to be considered for recognition. The application must be in the form prescribed by the ASC and must include all necessary evidence to demonstrate satisfaction of the recognition criteria (as set out in **section 4**).

Within two weeks of the date of receiving the application, the ASC will contact the applicant organisation to outline the process for assessing the application. The application will be assessed by the ASC as soon as possible and, if further information is required, the ASC will liaise directly with the applicant organisation's designated contact.

All evidence must be submitted electronically as advised by the ASC.

### Application for renewal of recognition status

Near the end of each recognition period specified in recognition agreements, the ASC will notify currently recognised NSO/Ds of the need to re-apply for recognition.

Currently recognised NSO/Ds will be asked by the ASC to provide evidence for the renewal of their recognition status. The ASC may exercise discretion to assist currently recognised NSO/Ds in completing their application for renewal.

## 2.2 Assessment of Application

All applications will be reviewed by the ASC and assessed against the recognition criteria. Assessments will be conducted by a panel of assessors, with expertise from across the ASC.

Following receipt of an application or during the assessment process, the ASC may request additional information in relation to the applicant organisation's compliance with any criteria.

If the ASC is satisfied that the applicant meets all of recognition criteria 1 to 7, Sport Integrity Australia will be notified by the ASC. Sport Integrity Australia will then assist the applicant to adopt the required integrity and anti-doping policies and education plan/s necessary to meet recognition criterion 8. Applicants will not be eligible to be offered recognition unless and until recognition criterion 8 is met.

### Discretion

While the ASC expects applicants for recognition to be able to satisfy each part of all recognition criteria, the ASC may apply its discretion in determining recognition. This may include offering recognition where an organisation can demonstrate substantial compliance with a criterion or determining that an organisation is significantly progressed towards meeting a criterion and is expected to be compliant in the near future. Such discretion will only be applied in exceptional circumstances.

### Decision

Once the assessment of the application has been completed, a recommendation will be made to the ASC General Manager responsible for overseeing the NSO/D recognition process. The recommendation may be that the General Manager:

- (i) approve the application for recognition
- (ii) provisionally approve the application for recognition, or
- (iii) refuse the application for recognition.

The General Manager will make the decision as to recognition in their discretion after considering the recommendation.

The ASC's Executive will be advised of any decision relating to the recognition of an NSO/D.





## Approval

If recognition is approved, the organisation will be notified in writing and granted recognition, subject to executing the ASC recognition agreement setting out the benefits and obligations associated with recognition.

The ASC may publicly announce organisations which are recognised as NSO/Ds.

## Provisional approval

Recognition may also be approved on a provisional basis, in which case the relevant organisation will be required to meet certain conditions stipulated in its recognition agreement by a nominated deadline to be fully recognised as an NSO/D.

## Refusal

If an application is refused, the ASC will provide written notification to the organisation advising of the refusal and which recognition criterion was not satisfied. The applicant organisation will be granted an opportunity to submit any additional information to the ASC (within a nominated period of at least four weeks from the date of the communication) that:

- (i) is relevant for the ASC to consider in connection with the application, or
- (ii) explains how the organisation satisfies the recognition criterion.

Applicant organisations which seek feedback on any decision made under this recognition criteria document may request a meeting with relevant representatives of the ASC. The ASC reserves its discretion to decline to meet with an applicant organisation.

## 2.3 Multiple Sport Organisations

The ASC will not recognise more than one NSO/D for a sport. Should two organisations assert influence within a sport in Australia, the ASC may elect not to recognise one or both or, alternatively, may propose a course of action or structure that allows the sport to operate under one entity that is supported by each of the organisations.

## 2.4 Recognition Review

From time to time the ASC may elect to review whether a recognised NSO/D still complies with the recognition criteria and with the obligations under its recognition agreement. The ASC maintains a right under the recognition agreements with NSO/Ds to withdraw recognition at any time, including, but not limited to, circumstances where an organisation is in breach of its recognition agreement.

A recognised NSO/D is required under its recognition agreement to advise the ASC of any matter that might affect its entitlement to recognition, following which the ASC may initiate a review as to whether to withdraw its recognition.

An organisation that ceases to be recognised as an NSO/D may re-apply for recognition. Organisations that re-apply are expected to satisfy each part of all recognition criteria. The ASC may also request further information which addresses any known issues relating to an applicant organisation (such as the reasons for withdrawal of past recognition).

## 3. Review of Recognition Criteria

The recognition criteria against which the eligibility of all NSO/Ds are assessed are designed to assist the ASC to assess whether an organisation is considered the pre-eminent body for the sport they represent in Australia, has sufficient standing within its sport and has adequate governance.

Periodically, an ASC working party reviews the recognition criteria. Such reviews encompass international benchmarking and wide consultation with Commonwealth and State/Territory stakeholders, including the relevant ASC business areas and Commonwealth/State/Territory sporting agencies.



Any revised version of the recognition criteria is approved by the ASC General Manager responsible for overseeing the NSO/D recognition process.

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## 4. ASC Recognition Criteria (July 2022)

To be eligible for recognition by the Australian Sports Commission (ASC) as a National Sporting Organisation (NSO)/National Sporting Organisation for people with Disability (NSOD), an organisation must:

- (i) meet all the following recognition criteria; and
- (ii) provide all requested evidence to aid in substantiating compliance with the recognition criteria.

### CRITERION 1 – SPORT DEFINITION

The described activity of the organisation is a sport and is not prohibited in any way by law within Australia. For the purposes of recognition, a sport is “a human activity capable of achieving a result requiring physical exertion and/or physical skill which, by its nature and organisation, is competitive and is generally accepted as being a sport.”

### CRITERION 2 – INTERNATIONAL RECOGNITION

The organisation is recognised as the pre-eminent organisation for that sport in Australia by an International Federation which is a member of the [Global Association of International Sports Federations](#) (GAISF). Alternatively, the organisation is recognised as the pre-eminent organisation for that sport in Australia by an International Federation which is pre-eminent but is not a GAISF member (and there is no competing International Federation which holds GAISF membership).

#### Evidence required:

- a) Confirmation of International Federation membership
- b) Confirmation of GAISF membership of International Federation

### CRITERION 3 – SPORT DEVELOPMENT AND ELITE RESPONSIBILITY

The organisation is the pre-eminent organisation responsible for the development of the sport in Australia and:

- 3.1 can demonstrate it represents all forms of the sport from grassroots/community to high performance
- 3.2 is accountable for the selection or nomination of teams to represent Australia in events recognised by its International Federation
- 3.3 is accountable at the national level for providing its members with sound sports programs, policies, and services, and
- 3.4 has a documented strategy for the development of the sport.

#### Evidence required:

- a) Constitution
- b) Current strategic plan

### CRITERION 4 – LEGAL ENTITY STATUS

The organisation has been incorporated for a minimum of three years, has not-for-profit status and is an Australian company limited by guarantee.

#### Evidence required:

- a) Registration certificate/s showing date of incorporation and registration as an Australian company limited by guarantee
- b) Evidence of not-for-profit status



**CRITERION 5 – GOVERNANCE AND FINANCIAL MANAGEMENT**

The organisation:

- 5.1 has sound governance, and has governance policies and practices that are aligned with the ASC Sport Governance Principles
- 5.2 has sound financial policies and practices, and has produced annual financial reports and directors' reports in accordance with any applicable requirements under the *Corporations Act 2001* (Cth), and
- 5.3 is financially sustainable and remains a going concern.

Evidence required:

- a) Constitution (provided under Criterion 3)
- b) List of current directors (including director identification numbers)
- c) [Board charter](#)
- d) [Code of conduct](#)
- e) [Risk management policy](#)
- f) Financial statements for the past three reporting periods, that:
  - are prepared in accordance with the *Corporations Act 2001* (Cth), along with required prescribed notes, directors' declarations and auditors' opinions, or
  - if the organisation is not required to prepare its financial statements in accordance with the *Corporations Act 2001* (Cth), at a minimum are accompanied by a declaration from its board that:
    - i. the financial statements give a true and fair view of the organisation's financial position as at each period date and of its financial performance for the period ended on that date, and
    - ii. there are reasonable grounds to believe the organisation will be able to pay its debts as and when they become due and payable
- g) Directors' reports for the past three reporting periods (if required under the *Corporations Act 2001* (Cth))

**CRITERION 6 – NATIONAL REACH**

The organisation can demonstrate it has a national reach, with active members or affiliate bodies collaborating with the organisation for the sport nationally and locally.

Where a sport has a federated structure, the organisation must achieve a minimum of four State/Territory affiliates. Winter (snow) sports must achieve a minimum of two State/Territory affiliate members from Victoria, New South Wales, or the Australian Capital Territory

or

Where a sport operates in a national model of governance (unitary, hybrid), the organisation must demonstrate conduct, control, and management in a minimum of four States/Territories. Winter (snow) sports must demonstrate conduct, control and management in a minimum of two of Victoria, New South Wales, or the Australian Capital Territory.

Evidence required:

- a) Constitution (provided under Criterion 3)
- b) Description of the membership structure
- c) Description of key activities delivered by or on behalf of the organisation in each State/Territory, via a calendar or otherwise



**CRITERION 7 - MEMBERSHIP**

The sport (the organisation and/or its member affiliates) has in total a minimum of 1,000 active members (exception being current Olympic or Paralympic sports) and has a system in place to register and maintain member details (including but not limited to name, date of birth, gender, email, and postal addresses). The ASC defines an active member as an individual athlete competitor, coach or official who is registered with the organisation directly or with member affiliates.

Evidence required:

- a) Report from database or equivalent, or alternatively a statutory declaration from the Chair/President confirming membership numbers by State/Territory breakdown

**CRITERION 8 - INTEGRITY**

The organisation is accountable at the national level for establishing, maintaining and enforcing the key policies and connected education plans that underpin integrity in their sport and apply to all levels, including:

- 8.1 adopt, implement and enforce national integrity policies, approved by Sport Integrity Australia, which address:

- member protection
- child safeguarding
- improper use of drugs and medicine
- competition manipulation and sports wagering, and
- complaints management

- 8.2 adopt, implement and enforce an anti-doping policy, approved by Sport Integrity Australia, that complies with the World Anti-Doping Code, the NAD Scheme, the Australian National Anti-Doping Policy and applicable International Federation anti-doping requirements, and

- 8.3 adopt and implement anti-doping and integrity education plan/s approved by Sport Integrity Australia.

Evidence required:

Confirmation from Sport Integrity Australia of:

- a) approved national integrity policies which cover the areas of member protection, child safeguarding, improper use of drugs and medicine, competition manipulation and sports wagering and complaints management
- b) an approved anti-doping policy
- c) an approved education plan in place to provide education and awareness to members about integrity threats
- d) an approved anti-doping education plan which complies with the World Anti-Doping Code International Standard for Education and Sport Integrity Australia requirements on required and recommended education for individuals.

*Please note that once all other recognition criteria are met and Sport Integrity Australia is notified by the ASC, Sport Integrity Australia will assist you to adopt the required integrity and anti-doping policies and education plan/s.*

*In relation to a), approval of integrity policies can be achieved by adopting the National Integrity Framework or meeting Sport Integrity Australia Integrity Policy Standards.*

*In relation to c) and d), education plan requirements can be met through a single or two separate Sport Integrity Australia approved education plans.*

**NOTE**

The ASC may request additional evidence where such evidence is required to substantiate compliance with any recognition criteria.

While the ASC expects applicants for recognition to be able to satisfy each part of all recognition criteria, the ASC may apply its discretion in determining recognition. This may include offering recognition where an organisation can demonstrate substantial compliance with a criterion or determining that an organisation is significantly progressed towards meeting a criterion and is expected to be compliant in the near future. Such discretion will only be applied in exceptional circumstances.

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**ANNUAL GENERAL MEETING  
Russian Culture Centre Inc.**

7.00pm Tuesday 6 September 2022 – via Zoom

**Meeting Minutes**

**Present:** Samantha Norton, Nancy McGill, Kerri Mac, Sarah Brown, Marina Filippova, Savely Timofeev, Vlada Skoryatina, Byron Son, Amanda Good, Annie Nguyen-Duc, Vanessa Quong, Susan Chaun, Nikita Timofeev, Victor Pridvorov, Alex Sataev.

**Apologies:** none

**Minutes taken by:** Nikita Timofeev

**Agenda Items:**

**1. Minutes of previous AGM - Approved**

**2. Reports**

Chairperson Report – Marina Filippova (for Alex Sataev)- attached below

Event Committee head (to be presented at first committee meeting) – Sava Timofeev

Treasurer's Report – Marina Filippova

**3. Election of Executive Positions**

All positions declared vacant. Andrew called for nominations and persons elected by a show of hands.

Chairperson – Alex Sataev

Vice Chairperson – Savely Timofeev

Treasurer – Marina Filippova

Secretary – Nikita Timofeev

**MPSG AGM closed at: 7.45pm**

**Russian Culture Centre Inc.**

**Chairperson's Report 2021**

I would like to start by thanking our current committee and all our volunteers for everything that they have done to support the organisation in challenging 2021. Resuming the events and getting back to 'business as usual' after a prolonged closure due to Covid 19 has required a lot of time and energy. Running some of Adelaide's unique events is no small undertaking, and it simply wouldn't be possible without the commitment and dedication of our volunteers.

I would like to acknowledge the support given to the committee by Vlada Skoryatina. She is very involved in organisation's business and has also been regularly volunteering at the events. I would also like to thank Nikita Timofeev for all the work that he does behind the scenes to maintain the website and equipment to make the run of events nice and smooth.

#### **Committee Members 2021-2022**

Chairperson – Alex Sataev

Deputy Chairperson – Marina Filippova

Treasurer – Marina Filippova

Secretary – Savely Timofeev

Head of events group – Savely Timofeev

Social Media – Nikita Timofeev

#### **Volunteers**

The events slowly started to resume in March 2021 with a Covid Safe Plan which increased the number of volunteers required for each event. Now that a Covid Safe Plan is no longer needed, some of those extra shifts have been removed from the roster.

The committee has put a lot of thought and effort into trying to recruit new volunteers. Recruiting at Maslenitsa festival in Lithuanian Hall was quite successful, as was promoting the Russian Culture Centre Programs at the Showcase concerts. It seems to be easier to recruit families when we speak to them informally as it allows them to ask questions to help them understand the way the Russian Culture Centre runs and organises the events and programs.

We still need to recruit more volunteers. We need to look at new ways to engage with the families and community members to get more of them involved with the organisation. It might be time to get more creative in the ways we message community members, and possibly involve the current volunteers in our recruiting efforts.

Thank you.





INTERNATIONAL  
SAMBO FEDERATION

Date: 30/11/2021  
Ref. № 5751

To whom it may concern

### MEMBERSHIP CONFIRMATION LETTER

The International SAMBO Federation (FIAS) headquartered in Lausanne, Switzerland, comprising 97 National Member Federations, officially recognised World Governing Body for the Sport of SAMBO by the International Olympic Committee (IOC), a member of the Association of IOC Recognised International Sports Federations (ARISF) and a member of the Global Association of International Sports Federations (GAISF), kindly informs you that **SAMBO Federation of Australia Limited**, represented by its President **Mr. Savely Timofeev**, is a full member of FIAS since November 11, 2021.

We would like to stress that no other SAMBO organizations acting in Australia are the legal representatives of FIAS.

Best regards,

**Roberto Ferraris**

**FIAS Secretary General**



FIAS / International SAMBO Federation  
Head office

Maison du Sport International  
Av. De Rhodanie 54  
CH-1007 Lausanne  
Switzerland  
Tel.: 0041-21-601-7014  
Fax: 0041-21-601-7016  
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sambo-fias.org

FIAS / International SAMBO Federation  
President's office

17\9, build.2, Gazetny pereulok,  
125009, Moscow  
Russian Federation  
Tel.: +7 (495) 411-61-37  
Fax: +7 (495) 411-61-38  
info@sambo-fias.com  
sambo-fias.org



Sambo Federation Australia is a non profit Organization. The organization is in partnership with a non-profit organization Russian Culture Centre Sa. Sambo Federation of Australia is socially oriented organization that offers the development of a new Olympic type of sport in Australia that allows community to grow and come together regarding their age and background.

We are interested in a long-term lease of this building with future potential to purchase it.

Our organization is working with Council of Marion around 10 years. In this period, we have raised a whole generation of children that now are in high leading positions in sport, music, Vocal and School leadership. Our current programs that already support families with many children and work with diversity in difficult behaviour of Yong children. These programs have already been tested in Sa and other states and have proven to give amazing results.

<https://sambo.sport/en/news/kayl-torni-sambo-eto-ne-tolko-sport-eto-zhiznennaya-model/>

<https://youtu.be/3tIPdKmWIWw>

<https://youtu.be/vhQmBCocirA>

<https://youtu.be/UGvhia2zv8o>

<https://youtu.be/cBzU9ei5UDs>

<https://youtu.be/qVs3rFLWncA>

Current regularity of renting Marion Fitness and Leasure Centre, as well as Glandore Community Centre allows our organization to prepare the Athletes to be able to present themselves and our organization in Australia as well as on Interenational level. To benefit the Marion Community, this organization will provide festivals, competitions, different types of events, that allow a very large amount of people to be involved which will allow the active participants to actively participate in supporting the Marion Council and their Elections.

Payment for the lease of this building will come from Membership fees, Fundraisings from events, and also sporting funds that our organization receives from Government grans as well as our sponsors.

If the Modificatiion needed, we are willing to fund it ourselves with active support of International Federation of Sambo and Government Grant of Multiculture.

Taking into the consideration of large amount of organizations \that are in partnership with us ( Vocal Studio, Dance Studio, Historical Club of Reconstructive Vikings, Sambo Sa, Real Aikido Australia Russian Culture Centre) For the hours of work we will need a maximum amount of working days and hours possible.

The ways that it will effect the community is to reduce the stress, develop creativity, participation, benefit physical, mental and spiritual health and encourage further activity of current and future generation<https://youtu.be/qVs3rFLWncAs>.





# Expression of Interest For the Mitchell Park Neighbourhood Centre



# Proudly supported by



Government of South Australia  
Department for Child Protection



Becks Bakery      Gepps Cross Markets  
South Plympton Bakehouse      Central Markets      Bakers Delight

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## Attachments:

- A. Puddle Jumpers statutory accounts for the year ended 30 June 2022 (which shows there is funding availability outside of that documented on page 9)
- B. Incorporated Association constitution
- C. Certificate of currency for public liability insurance & volunteer insurance
- D. Letters of Support from Members of Parliament for the buildings use



# Contact Details

**Organisation Name:** Puddle Jumpers Incorporated

**Key Contact Name:** Ms Melanie Tate

**Position:** CEO & Founder

**Organisation Address:** 52 Pleasant Ave, Glandore SA 5037

**Primary Phone Number:** (08) 7071 5270

**Mobile Number:** 0400 999 349

**Email:** [mtate@puddlejumper.org.au](mailto:mtate@puddlejumper.org.au)

**Organisation's Website:** <http://www.puddlejumper.org.au>

**Deductible gift recipient (DGR) Status?** ☒ Yes

**Australian Business Number (ABN)?** ☒ Yes

**ABN:** 48 946 051 199

**Incorporated (Associations Incorporation Act 1985)?** ☒ Yes

**Incorporation Number:** A41481





# Organisation Info

Puddle Jumpers Inc (PJs) is a non-profit, non-government organisation committed to responding to the social development needs of society's most vulnerable children and young people; priority of our work is reserved for children who do not live with their birth parents. We believe all kids matter, and deserve the right to engage in happy and fun experiences in their life.

Puddle Jumpers Inc commenced in 2012 and exists to ensure that all young people believe they are important and valued. Puddle Jumpers strongly believes no child should grow up hungry, alone, feeling unloved or like no one believes in them. All children deserve to have happy, safe and happy childhoods because all kids matter.

Puddle jumpers provides services to these children through;

- ★ Holiday camps, day activities and mentoring programs
- ★ Access visits and support
- ★ Food relief programs and emergency support
- ★ Referrals and assistance to link in with other needed services
- ★ Social activities and events (zoo days, Christmas parties, fringe shows)
- ★ volunteering opportunities
- ★ Young Mums (parents) and their babies' programs targeting early intervention
- ★ Advocacy & support for families, children and young people
- ★ Computers and other essential items (microwaves, fridges, couches, or other furniture) we can for families are also given out as the need arises
- ★ Shower truck (mobile) provides access to toiletries, clothing and of course clean showers for people in need on a weekly basis.



Puddle Jumpers provides support state-wide metro to around 1500-2000 families each week and rural we work with Coober Pedy and the community there to access needed supports around quarterly or as need arises into this area, this has involved community consultation around the needs of the community and the children to provide things such as food, presents, hampers and bikes for children in the community.

Puddle Jumpers is a volunteer-based charity that sees around 750 volunteers across the state contribute their time to helping kids in need! We work collaboratively with a number of agencies to provide the best possible services we can to children including; Foodbank, Oz Harvest, Second Bite, Cafe outside the square, Thread Together, One Voice, Safe Pets Safe Families, EscapeBags, Share the Dignity, Essentials for SA Women, Variety SA, and many other welfare organisations and businesses and not-for-profits.

We also work with the Department for Child Protection and Local Councils.

Puddle Jumpers seeks to respond to the needs of vulnerable children and their families and our work is increasing in the demands for assistance.

Puddle Jumpers has won multiple awards for our working including; Play your Part – NAPCAN Preventing Child Abuse and Neglect Award for our food relief programs, The Special Children's Week Award for SA, What's on 4 Kids Awards - Best Not for Profit and What's on 4 Kids Award - Best volunteer Activity. We are exceptionally proud of our achievements and feel privileged to help so many vulnerable children and families through our work.

# Vision

No child should grow up hungry, alone, feeling unloved or like no one believes in them. All children deserve happy, safe and fun childhoods, ***because all kids matter.***

Puddle Jumpers believes the best outcomes for children is being raised in the care of their birth parents in a safe and happy environment. This is not always possible due to a number of factors, and sometimes sadly that's through lack of basic necessities such as food and social connections with people who can support families in times of trouble. Puddle Jumpers assists families with food and other every day necessities through our food hubs this helps reduce the number of children being removed from the care of their families. ***Puddle Jumpers aims to open multiple community service hubs throughout SA to enable these safe havens for families fleeing domestic violence, families doing it tough and those who just need the extra help.***

Young parents are an extremely high risk of vulnerability for removal of children due to a number of factors. A big reason for this is a low trusted support network, lack of knowledge and access to positive role models. Puddle Jumpers assists young mums and their children through our jump start programs and services which includes camps. ***Puddle Jumpers aims to increase the camps and the follow up services for this group and with the right spaces enable a strong network to be built around vulnerable young parents and their children.***

When children are not able to live with their birth parents it is vital for them to have frequent safe and happy contact with their family members; siblings and parents. Puddle Jumpers assists with siblings access through camps where siblings can attend together regardless of the gender or age differences. ***Puddle Jumpers aims to have a space for access visits for families / parents and their children into the future where normal childhood memories can be developed, we aim to do this more like a house where cooking a meal can happen, or gardening or other everyday memories can be developed with children and parents.***



Children who have been through significant trauma (such as not being able to live with their birth parents and/or separated from their siblings) have so many changes in their lives through schools, social workers, and living situations. They need the opportunity to be children and enjoy fun experiences in a safe and loving space. They need stability of a space they can continue coming back to as they grow up. Puddle Jumpers camps and activity days provide a welcome and safe space where children can be children and continue to come back time and time again. ***Puddle Jumpers aims to have a campsite that can be used more frequently for children and holiday camps – this would enable camps to happen every weekend – providing more stability, more connection and more support to develop lasting childhood memories that will reduce the risks for children.***

# Intent to Lease

Puddle Jumpers has been operating in the Marion Council in our head offices at Glandore since 2017. We have been supporting vulnerable children and families through our programs and services since we commenced in 2012. We seek to use the Mitchell Park Neighbourhood Centre to open up the “Puddle Jumpers Central Community Hub”. To continue to work with and for the local Marion Community and it’s most vulnerable members.

Our intention is to seek a **lease** from the Marion Council for the entire building but work with other community groups that want to use the space with us – this includes working with the ***Mitchell Park Neighbourhood centre and a guarantee that they would be able to continue using the site for their playgroup and discuss other needs as it arises.***

Others we are planning on working with and have had conversations about the site and its potential use with include;

- ★ **Grandparents for Grandchildren** to hold a monthly “Village meeting” onsite for their grandparents raising their grandchildren (the closest current village is in Christies Beach a fair distance from this site)
- ★ **Maxima** – support for people particularly long term unemployed, disabilities, mental health
- ★ **Safe Pets Safe Families** – for distributing their pet food and items for pets who are vulnerable
- ★ **Family – by – Family** – for running activities with children and to engage families in their mentoring programs
- ★ **Jobs State-wide** – particularly for placement of Work for the Dole long term unemployed
- ★ **Share the Dignity** – for sanitary items to be distributed to people who need it
- ★ **Schools** - we work with many in particular with Cabra College, Emmaus, Mitchell Park Primary and Sacred Heart College with referrals for families, volunteers and student placement including staff corporate days
- ★ **Thread Together** - for clothing to be accessible for people who need it
- ★ **Southpoint Church** – for distribution of the meals cooked and packaged together with Puddle Jumpers volunteers
- ★ **Local Hairdressers** - for providing free haircuts for children and families and adults who need them
- ★ **Escapebags** – for distributing emergency bags for adults and children fleeing DV

The possibilities are endless we see the space as a collaborative hive for community programs and services to ensure that the most benefit for the community is offered to families and the building is used to its full potential while being suitable for those who live in the neighbouring sites.



# Benefits for City of Marion community...

- ☒ A community hub which will provide a safe and welcoming space for all in the community – particularly those most vulnerable
- ☒ Children's activities for free for children
- ☒ Tea & Coffee & Milo & Hot meals for lunch /dinner for the community
- ☒ Fruit and vegetables (seasonal produce) & Pantry items & Bakery Products
- ☒ Emergency food boxes (for if it's closing and people arrive at the last minute, or specialist needs like unable to cook)
- ☒ Hairdressers for haircuts for free
- ☒ literacy books – (providing a free library primarily targeting children's literacy but would also use the adult books (often these are donated by schools and the community for use))
- ☒ Cat and Dog food
- ☒ clothing rack and other essentials (toiletries, blankets, beanies, etc)
- ☒ Children's week events and activities for children yearly
- ☒ Christmas, Easter and Halloween gifts for children vulnerable to receive
- ☒ space for access visits for families in a safe and nurturing space
- ☒ Space for Grandparents raising their Grandchildren for a village for carers
- ☒ space for young mums to meet regularly and link to other services
- ☒ space for young leaders training and development
- ☒ volunteering opportunities (perhaps could be linked into the local over 50's club or other volunteer groups) – also other groups within the Marion council areas.
- ☒ Ability to have access to the shower truck for use on a time that might work (possible weekend when kindy is not in use) – or park nearby if the venue not suitable but still walking distance for the homeless in the city of Marion to use



Referrals for our services come from Department for Human Services, Relationships SA, Baptist SA, Anglicare, Red Cross, Hospitals, homeless gateway, schools, Department for Child protection, Smith Family, Salvos, and more. There's growing demand for our services.



# Funding

Puddle Jumpers receives majority of its funds through fundraising and donations. We own and operate successful social enterprises through our Op Shops, and a birthday party hire company called “Pyjama Parties”. In addition to this we have some corporate sponsors who provide us with ongoing funding to the organisation’s activities; this includes Australian Motors.

There are other businesses that contribute to our services and operational costs continually and this includes The Freemasons (in particular the Edwardstown and Lewiston lodge) as well as Discount Party Supplies.



We also have had a very generous offer from one of our supporters who has offered to fully pay the rent for us for this space (they have offered to double what was quoted) from ACTIVOT. They have offered this guaranteed for an initial 2-year period.

In addition to that we would ask people attending the community hub to offer a donation for the services – the monies raised from these donations we would see being utilised for other operational costs. – What we receive from our other services covers the costs of operating those services.

# Upgrades

From our knowledge there wouldn’t be a change in use if it’s to be a community hub from the then used Neighbourhood centre. Although we can see the benefits in some of the upgrades in any event. However, if there are building upgrades due to change of use Puddle Jumpers agrees to have these costs met through getting in-kind services donated (we’ve successfully had other similar renovation projects completed previously on a greater scale) to cover the upgrade, we do not see any contributions to be required from Council.

Puddle Jumpers has confidence and in experience in managing appropriate upgrades to a Community facility where it might be needed. In our early years of operation, we project managed and oversaw, through mix of service provision and donations, an over-\$350K build for the mass renovations of our first offices at Glandore. This involved liaising with a variety of community and commercial services. To be clear, we don’t believe our current planned usage of the site necessitates upgrades given that both our plans envisage the best use of the current footprint and we believe the current ‘community use’ classification would still be appropriate to our prospective use; however, if upgrades would be viewed as advantageous by the Council, we would be happy to again manage a similar process and have the demonstrated ability to do so.

# Hours of operation



We have successfully been running a 'hub' in the middle of Port Rd with the hours of 10am to 2pm and then 5pm to 9pm. This has been successful for 15 months of operations. The community has benefitted immensely from the services and there has been very little disruption to neighbouring businesses and residents.

We would propose running this site with similar hours of operations from 10am to 2pm and then from 4pm/5pm to 8pm/9pm however the other wrap around services being

offered in the other times for example the Grandparents for Grandchildren monthly meeting could be from 2-4pm so there's little disruption to the site and neighbouring houses and of course the kindy.

# Impacts on the Community & mitigating them...

We recognise with all changes there are potential for it to have some impact on the community. WE have a commitment to helping the community not hurting it. We will continue to liaise with the kindy and we will hold an info session for the neighbours to come in before we open to explain what we want to do and ask them about their concerns and questions – we will involve them in the process.



We recognise there was concerns from some councillors about whether it would be serving the needs of the local community – we will encourage this by continuing to liaise with other councils (currently in discussion with Onkaparinga council about opening a community hub in the Noarlunga Recreation Centre). We will continue to operate the western food hub to help ensure local communities are accessing and supporting local communities.

The food relief programs we had held in the past were busy with lots of cars -it is not thought that this impact would be felt at this site as it would be spread out over 7 days for dribbles of people seeking assistance versus one evening of assistance. This is clearly evident through the port road existing food hub where there is often less than 2 parks for clients to attend. This will be monitored if it is a problem we will reassess and open different hours, encourage incentives for park and walk, or catching public transport. We are aware the kindy needs access to the carpark, and we will ensure this happens too.

“

Giving connects two people,  
the giver and the receiver,  
and this connection gives  
birth to a new sense of  
belonging.

DEEPAK CHOPRA

The location of the Mitchell park neighbourhood centre also lends itself to encouraging people to access public transport via bus to the site.

It would allow the local community to engage with their local community – we have already had offers from people who live within walking distance to volunteer at the site if we can operate from it. We have a great way of encouraging and engaging the local community and would work with the scouts, schools, workplaces and businesses as well as the neighbours to engage and utilise their support.

# Why our services are Different...

For our community hubs and food relief programs we make sure our activities maintain the same design as the rest of our services: empowering people to develop social, communication, co-operation, team building, conflict management and problem-solving skills, as well as to develop self-esteem and confidence. We also aim to enhance community cohesion, promote social inclusion while encouraging respect and tolerance for social diversity. And it's this design coupled with our priority for children that makes us different to all the rest. With one third of children accessing food relief in South Australia, we are the only food relief service of this kind that targets families (children first), both through their development and safety.

But more than anything, our community hubs are a community for anyone and everyone to thrive, this includes the children and families we support, and the volunteers who provide that support.

We find that through our hubs, those that attend regularly have:

- Formed new relationships and friendships, both between the children and the families along with the volunteers,
- They are more comfortable in the surroundings of the premises,
- Expressed a sense of belonging and connectedness both with the community and with the organization,
- Celebrated each other's accomplishments as a community,
- Assisted with the development of a supportive community,
- Implemented and assisted with safety, wellbeing and behaviour policies relevant to our community,
- Become more involved and engaged with the volunteers, with some insisting to help themselves as a way of thanks.





There are already food relief services offered in the community, we know and do refer people to them! However, our services are the only ones that;

- ★ Targets children first (with such close proximity to the kindy this is ideal)
- ★ People don't require you to have a financial counselling to access food (we can refer to services and assist but we don't stop children and families if they haven't had it)
- ★ Can be anonymous to access our service
- ★ We support those families falling through the gaps and in real crisis
- ★ Hours of operation makes it accessible when most other services are closed
- ★ The wrap around services we offer people (haircuts, activities for children, etc)
- ★ Non-judgmental and doesn't exclude people no religious or political connections
- ★ No limits to how much you can come so people can come every day if they want to reduced social isolation and increased connection is much more present when this happens)



# Collaboration

*Collaboration is vital to sustain what we call profound or really deep change, because without it, organisations are just overwhelmed by the forces of the status quo” Peter Senge*

**PUDDLE JUMPERS INCORPORATED**

**FINANCIAL REPORT  
TO THE MEMBERS  
FOR THE YEAR ENDED 30 JUNE 2022**

**PUDDLE JUMPERS INCORPORATED  
FINANCIAL REPORT  
TO THE MEMBERS  
FOR THE YEAR ENDED 30 JUNE 2022**

**Committee of Management**

Melanie Tate (Founder and Chief Executive Officer)  
Christopher Miller (Chairman)  
Corey Tavella (Deputy Chairman)  
Chanthe Lake  
Jodie Taylor

**Public Officer**

Melanie Tate  
52 Pleasant Avenue  
Glandore  
South Australia 5037

**Registered Office and Postal Address**

52 Pleasant Avenue  
Glandore  
South Australia 5037

Phone: (08) 7071 5270  
E-Mail: puddlejumpers@puddlejumpers.org.au

**Incorporation**

Puddle Jumpers Incorporated was incorporated effective 27 August 2012 pursuant to the South Australian Associations Incorporation Act 1985, Section 20(1). The Incorporation Number is A41481.

**Income Tax Status**

Puddle Jumpers Incorporated holds endorsement as a **tax concession charity** and, accordingly, is income tax exempt. The endorsement certificate under item 50-5 of the Income Tax Assessment Act 1997 has been effective from 1 September 2012. The classification is 1.1 **Charitable Institution**.

**Deductible Gift Recipient Status**

Puddle Jumpers Incorporated holds endorsement as a **deductible gift recipient**. The endorsement certificate under item 30-B of the Income Tax Assessment Act 1997 has been effective from 1 September 2012. The classification is 4.1.1 **Public Benevolent Institution**.

**Australian Business Number**

Puddle Jumpers Inc holds **Australian Business Number** ("ABN") 48 946 051 199 and is registered for the purposes of the Goods and Service Tax ("GST").  
Industry Code: 87290  
GST Accounting Method: Cash

**PUDDLE JUMPERS INCORPORATED  
FINANCIAL REPORT  
TO THE MEMBERS  
FOR THE YEAR ENDED 30 JUNE 2022**

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**PUDDLE JUMPERS INCORPORATED**  
**OPERATING STATEMENT**  
**FOR THE YEAR ENDED 30 JUNE 2022**  
**(Expenses in Brackets)**

		<b>Year Ended 30 June 2022</b>	<b>Year Ended 30 June 2021</b>
	<b>Notes</b>		
<b>FUNDRAISING</b>			
General Purposes	<b>2</b>	\$293,921	\$255,579
Op Shops	<b>3</b>	(\$19,615)	(\$9,145)
Specific Purposes	<b>4</b>	\$11,500	\$10,000
		<b>\$285,806</b>	<b>\$256,434</b>
<b>PROGRAMS</b>			
Camps	<b>5</b>	(\$72,219)	(\$77,960)
Work for the Dole	<b>6</b>	\$2,286	(\$1,870)
		<b>(\$69,933)</b>	<b>(\$79,830)</b>
<b>OVERHEADS</b>	<b>7</b>	<b>(\$211,391)</b>	<b>(\$155,050)</b>
<b>NET SURPLUS FOR THE YEAR</b>		<b>\$4,482</b>	<b>\$21,554</b>
<b>ASSOCIATION FUNDS BROUGHT FORWARD</b>		<b>\$189,910</b>	<b>\$168,356</b>
<b>ASSOCIATION FUNDS CARRIED FORWARD</b>		<b>\$194,392</b>	<b>\$189,910</b>

**This Operating Statement Should be Read in Conjunction with the Accompanying Notes**

**PUDDLE JUMPERS INCORPORATED**  
**BALANCE SHEET**  
**AS AT 30 JUNE 2022**  
**(Credit Balances in Brackets)**

	Notes	As At 30 June 2022	As At 30 June 2021
<b>CURRENT ASSETS</b>			
Bank		\$91,346	\$106,495
Accounts Receivable		\$15,763	\$3,587
GST Refund Receivable		\$9,357	\$5,654
		<b>\$116,466</b>	<b>\$115,736</b>
<b>NON-CURRENT ASSETS</b>			
Fixed Assets	8	<b>\$79,523</b>	<b>\$75,772</b>
<b>TOTAL ASSETS</b>		<b>\$195,989</b>	<b>\$191,508</b>
<b>CURRENT LIABILITIES</b>			
Accounts Payable	9	<b>(\$1,598)</b>	<b>(\$1,598)</b>
<b>NET ASSETS</b>		<b>\$194,392</b>	<b>\$189,910</b>
<b>ASSOCIATION FUNDS</b>		<b>\$194,392</b>	<b>\$189,910</b>
		(0.00)	0.00

**This Balance Sheet Should be Read in Conjunction with the Accompanying Notes**

**PUDDLE JUMPERS INCORPORATED**  
**STATEMENT OF CASH FLOWS**  
**FOR THE YEAR ENDED 30 JUNE 2022**  
**(Outflows in Brackets)**

	<b>Year Ended 30 June 2022</b>	<b>Year Ended 30 June 2021</b>
<b>CASH FLOWS FROM OPERATING ACTIVITIES</b>		
Net Surplus for the Period	\$4,482	\$21,554
Add Back/(Deduct):		
Depreciation	\$16,920	\$14,530
(Increase) in Accounts Receivable	(\$12,176)	(\$1,219)
(Increase) in GST Receivable	(\$3,703)	(\$5,140)
(Decrease) in Accounts Payable	\$0	(\$9,425)
	<b>\$5,523</b>	<b>\$20,300</b>
<b>CASH FLOWS FROM INVESTING ACTIVITIES</b>		
Capital Expenditure	<b>(\$20,672)</b>	<b>\$0</b>
<b>CASH FLOWS FROM FINANCING ACTIVITIES</b>	<b>\$0</b>	<b>\$0</b>
<b>Net Cash (Out)/In-Flow</b>	<b>(\$15,149)</b>	<b>\$20,300</b>
<b>Cash at Bank at Beginning of the Year</b>	<b>\$106,495</b>	<b>\$86,195</b>
<b>Cash at Bank at End of the Year</b>	<b>\$91,346</b>	<b>\$106,495</b>
<b>RECONCILIATION OF CASH</b>		
Cash at Bank at End of the Year as shown in the Statement of Cash Flows above is reconciled to the related item in the Balance Sheet thus:		
<b>Bank</b>	<b>\$91,346</b>	<b>\$106,495</b>
	0.00	0.00

**This Statement of Cash Flows Should be Read in Conjunction with the Accompanying Notes**



**PUDDLE JUMPERS INCORPORATED**  
**NOTES TO THE ACCOUNTS**  
**FOR THE YEAR ENDED 30 JUNE 2021**

**1 Basis of Preparation**

This is a special purpose financial report prepared for the members and committee of management of Puddle Jumpers Incorporated. It has not been audited. It reflects the trial balance as at 30 June 2022 e-mailed by the bookkeeper, Steve White, on Monday, 1 August 2022, adjusted by journal entries by the chairman, Christopher Miller, who prepared it.

<b>OPERATING STATEMENT</b> <b>(Expenses in Brackets)</b>	<b>Year Ended</b> <b>30 June 2022</b>	<b>Year Ended</b> <b>30 June 2021</b>
<b>FUNDRAISING</b>		
<b>2 General Purposes</b>		
Donations Received	\$185,568	\$178,403
Plunge - Stripe	\$53,621	\$17,882
Fundraising - Income	\$84,961	\$43,268
Fundraising - Expenses	<u>(\$37,042)</u>	<u>(\$5,482)</u>
	\$47,919	\$37,786
Other Revenue	\$5,712	\$5,763
Club 100	\$1,100	\$1,200
Government Grants	\$0	\$14,545
	<u><b>\$293,921</b></u>	<u><b>\$255,579</b></u>
<b>3 Op Shops</b>		
<b>Henley Beach Road</b>		
Income	\$27,334	\$28,358
Expenses	<u>(\$35,531)</u>	<u>(\$37,851)</u>
	<b>(\$8,197)</b>	<b>(\$9,494)</b>
<b>South Road</b>		
Income	\$8,122	\$22,926
Expenses	<u>(\$16,231)</u>	<u>(\$13,569)</u>
	<b>(\$8,110)</b>	<b>\$9,357</b>
<b>Port Road</b>		
Income	\$22,323	\$19,243
Expenses	<u>(\$24,252)</u>	<u>(\$28,252)</u>
	<b>(\$1,929)</b>	<b>(\$9,009)</b>
<b>Queenstown</b>		
Income	\$686	\$0
Expenses	<u>(\$2,066)</u>	<u>\$0</u>
	<b>(\$1,381)</b>	<b>\$0</b>
	<u><b>(\$19,615)</b></u>	<u><b>(\$9,145)</b></u>

**PUDDLE JUMPERS INCORPORATED  
NOTES TO THE ACCOUNTS  
FOR THE YEAR ENDED 30 JUNE 2021**

	Year Ended 30 June 2022	Year Ended 30 June 2021
<b>OPERATING STATEMENT (Expenses in Brackets)</b>		
<b>4 Specific Purposes</b>		
Private Grant	<u>\$11,500</u>	<u>\$10,000</u>
<b>PROGRAMS</b>		
<b>5 Camps</b>		
Camp Fees and Revenue	\$25,725	\$18,160
Mentoring Program	<u>(\$141)</u>	<u>\$4,623</u>
	\$25,584	\$22,783
Food and Catering	(\$35,849)	(\$27,734)
Fuel and Transport	(\$29,098)	(\$55,198)
Campsite Costs	(\$12,027)	(\$364)
Activities	(\$8,608)	(\$2,779)
Campsite Purchases and Maintenance	(\$6,959)	(\$581)
Accommodation	(\$3,196)	(\$273)
Mentoring	(\$2,066)	(\$13,816)
	<u><b>(\$72,219)</b></u>	<u><b>(\$77,960)</b></u>
<b>6 Work for the Dole</b>		
Work for the Dole - Supervisors and Training	\$8,250	\$939
Volunteer Travel Reimbursements	(\$5,964)	(\$2,809)
	<u><b>\$2,286</b></u>	<u><b>(\$1,870)</b></u>

**PUDDLE JUMPERS INCORPORATED**  
**NOTES TO THE ACCOUNTS**  
**FOR THE YEAR ENDED 30 JUNE 2021**

**OPERATING STATEMENT**  
**(Expenses in Brackets)**

**7 OVERHEADS**

	<b>Year Ended 30 June 2022</b>	<b>Year Ended 30 June 2021</b>
Honorary Payments	(\$55,000)	(\$50,919)
Warehouse	(\$24,282)	(\$19,891)
Insurance	(\$23,896)	(\$9,293)
Resources and Equipment	(\$23,233)	(\$7,648)
Depreciation	(\$16,920)	(\$14,530)
Rewards and Recognition	(\$10,623)	(\$7,940)
Promotions and Marketing	(\$8,947)	(\$2,503)
Repairs and Maintenance	(\$8,598)	(\$7,112)
Bad Debts Written Off	(\$8,082)	\$0
Telephone and Internet	(\$6,546)	(\$6,230)
Cleaning	(\$6,381)	(\$6,196)
Power and Electricity	(\$5,869)	(\$2,166)
Training and Professional Development	(\$3,166)	(\$5,670)
Subscriptions	(\$2,766)	(\$3,330)
Office Expenses	(\$2,450)	(\$6,553)
Bank Fees	(\$1,517)	(\$2,026)
Fees and Permits	(\$1,375)	(\$611)
Incidentals	(\$1,019)	(\$100)
Printing and Stationery	(\$613)	(\$2,332)
Postage and courier	(\$106)	\$0
	<b><u>(\$211,391)</u></b>	<b><u>(\$155,050)</u></b>

**PUDDLE JUMPERS INCORPORATED**  
**NOTES TO THE ACCOUNTS**  
**AS AT 30 JUNE 2022**

**BALANCE SHEET**

**(Credit Balances in Brackets)**

**8 Fixed Assets**

	<b>As At 30 June 2022</b>	<b>As At 30 June 2021</b>
Motor Vehicles	\$128,541	\$108,824
Accumulated Depreciation	<u>(\$52,341)</u>	<u>(\$37,207)</u>
	\$76,199	\$71,617
Office Equipment	\$8,908	\$7,952
Accumulated Depreciation	<u>(\$5,584)</u>	<u>(\$3,797)</u>
	\$3,324	\$4,155
	<b><u>\$79,523</u></b>	<b><u>\$75,772</u></b>

**9 Accounts Payable**

Loan - Melanie Tate	(\$1,598)	(\$1,598)
	<b><u>(\$1,598)</u></b>	<b><u>(\$1,598)</u></b>

## **PUDDLE JUMPERS INCORPORATED**

### **RULES**

Lodged with the Commission on 23<sup>rd</sup> January 2013

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## ASSOCIATIONS INCORPORATION ACT 1985

**RULES**  
**OF**  
**PUDDLE JUMPERS INCORPORATED**

**PART 1 - INTRODUCTION**

**1. NAME**

The name of the Association is "Puddle Jumpers Incorporated".

**2. DEFINITIONS**

In these Rules: **Act** means the *Associations Incorporation Act 1985* and includes any regulations made under that statute; **Association** means Puddle Jumpers Incorporated; **Chairperson** and **Deputy Chairperson** means at any time a Member appointed to that respective office by the Members; **Management Committee** means the committee of the Association within the meaning of section 29(1) of the Act and now established under Rule 15; **Member** means at any time a member of the Management Committee of the Association; **Membership Fee** means at any time \$1.00 per financial (if requested) year or such other amount as last fixed by the Members; **Public Officer** means at any time the initial public officer of the Association or other person appointed by the Management Committee to that office; **Register** means a register of members of the Association; **Secretary** means at any time a person appointed by the Management Committee to that office; **Treasurer** means at any time a Member appointed by the Members to that office.

Subject to the above, expressions in these Rules have the same meaning as in a provision of the Act that deals with the same matter.

In these Rules: the singular includes the plural and *vice versa*; a reference to one gender includes both genders; a reference to a person includes a body corporate.

## PART 2 - THE ASSOCIATION

### 3. OBJECTS

The objects of the Association are to:

- 3.1 provide and facilitate recreational holiday programmes for children from economically and / or emotionally deprived backgrounds including those who do not live with their birth parents (*Children*), primarily by young adult volunteers;
- 3.2 provide training, development and support to assist the young adult volunteers in the conduct of such programmes and other areas where leadership skills would assist them;
- 3.3 enhance community cohesion, promote social inclusion and encourage respect and tolerance for social diversity for the benefit of the Children;
- 3.4 encourage interest by young adult volunteers in the emotional and material welfare of the Children throughout the year;
- 3.5 provide opportunities for volunteers to expand their own development, promote social awareness, social compassion and social leadership;
- 3.6 encourage volunteers to develop a social partnership to enhance both their own lives and the lives of the Children and young people they engage with;
- 3.7 promote charitable and statutory facilities to advance the emotional and material welfare of the Children;
- 3.8 provide opportunities for self-challenge and development of the Children, and facilitate opportunities for new learning in a fun and safe atmosphere;
- 3.9 raise funds for the objects of the Association.

### 4. POWERS

For the purpose of carrying out its objects, the Association has the powers conferred by section 25 of the Act.

## 5. NOT FOR PROFIT

In compliance with section 55 of the Act:

- 5.1 unless the Commission otherwise approves, the Association must not conduct its affairs in a manner calculated to secure a pecuniary profit for the Members or any of them, or for associates of the Members or any of them; and
- 5.2 unless the Commission otherwise approves, the Association must not make a payment from its income or capital, or dispose of any of its assets *in specie*, to the Members or any of them, or to associates of the Members or any of them excepting:
  - 5.2.1 any reasonable remuneration of a Member for work done by the Member for or on behalf of the Association;
  - 5.2.2 any payments or dispositions that are incidental to activities carried on by the Association in accordance or consistently with its objects.

In this Rule, **remuneration** includes payment or reimbursement of costs or expenses incurred in the affairs of the Association.

## 6. WINDING UP

- 6.1 The Association may be wound up in accordance with section 41 of the Act.
- 6.2 If upon the Association being wound up there remain surplus assets then, except as section 43 of the Act may allow, such surplus assets must be transferred to or among a body or bodies appointed by the Management Committee and having similar objects to the Association and which by its rules prohibits the distribution of its assets and income to its members.

## 7. REVOCATION

- 7.1 If the endorsement of the Association as a deductible gift recipient (as defined by income tax law from time to time) is revoked, any surplus:

7.1.1 gifts of money or property for the principal objects of the Association;

7.1.2 contributions made in relation to an eligible fundraising event held for the principal objects of the Association; and

7.1.3 money received by the Association because of such gifts and contributions;

shall be transferred by the Association to another association with similar objects to which income tax deductible gifts can be made.

### **PART 3 - MEMBERS**

#### **8. NUMBER**

At all times, there must be at least 3 Members.

#### **9. MEMBER'S RIGHTS**

The rights of a Member are personal, incapable of transfer and cease upon them ceasing to be a Member.

#### **10. INITIAL MEMBERS**

On the incorporation of the Association, the initial Members are those persons named as prospective Members in the Register.

#### **11. INCOMING MEMBERS**

A person is admitted as a Member if and when they make application (oral or in writing) to the Association, and a resolution approving the application is passed by the Management Committee.

#### **12. WITHDRAWAL**

A Member may not withdraw from the Association except upon written notice of resignation given to the Association.

#### **13. EXPULSION**

The Association may expel a Member if:

13.1 an Event of Default occurs in relation to the Member;

- 13.2 the Association on at least 30 days' notice gives to the Member a written summons to appear before the Management Committee to answer for a specified Event of Default;
- 13.3 the Member without reasonable excuse does not appear before the Management Committee as summoned, or appears but is unable or unwilling to remedy the Event of Default; and
- 13.4 after the time appointed for the hearing, the Association gives written notice of expulsion to the Member.

For these purposes, it is an **Event of Default** if: (a) on any 1 January the Member has failed to pay their Membership Fee due in the preceding calendar year; (b) the Member is in default under these Rules and fails to remedy the default within 28 days after written notice from the Association stating the default and requiring its remedy; or (c) the Member does or allows anything that in the reasonable opinion of the Management Committee is likely to bring the Association into disrepute.

#### 14. REGISTER

A Register is to be kept by the Association in accordance with section 39C of the Act.

### PART 4 - THE MANAGEMENT COMMITTEE

#### 15. ABOUT THE MANAGEMENT COMMITTEE

At all times, the Association must have a Management Committee comprising each Member.

#### 16. MANAGEMENT COMMITTEE'S FUNCTIONS

Subject to these Rules, the Management Committee has the administration of the affairs of the Association including, without limitation, the management and control of the funds and property of the Association.

#### 17. MANAGEMENT COMMITTEE'S POWERS

Subject to these Rules, the Management Committee may on behalf of the Association exercise all such powers and do all such things as are within the objects of the Association.

#### 18. THE MANAGEMENT COMMITTEE MAY DELEGATE

- 18.1 The Management Committee may delegate any of its powers to any person.

- 18.2 A delegation of powers by the Management Committee may be concurrent with, or to the exclusion, of the exercise by the Management Committee of those powers.
- 18.3 The delegate must exercise the powers delegated in accordance with any directions of the Management Committee.
- 18.4 The exercise of a power by the delegate is as effective as if the Management Committee had exercised it.

#### **PART 5 - MEETINGS OF THE MANAGEMENT COMMITTEE**

##### **19. CIRCULATING RESOLUTIONS**

The Members may pass a resolution without a meeting being held if a majority of the Members entitled to vote on the resolution (and being not less than the number required for a quorum at a Management Committee meeting) sign a document containing a statement that they are in favour of the resolution set out in the document. The resolution is passed when the last Member required to make up a majority signs. Separate copies of a document may be used for signing by Members if the wording of the resolution and statement is identical in each copy. A document referred to in this provision must be sent to every Member, whether or not entitled to vote on the resolution.

##### **20. PROCEDURES**

Subject to the Act and these Rules, the Members may meet together, adjourn and regulate the meetings of the Management Committee as they think fit.

##### **21. CALLING OF MEETINGS**

A Member may call a meeting of the Management Committee.

##### **22. QUORUM**

- 22.1 The quorum for a meeting of the Management Committee is 3 Members and the quorum must be present at all times during the meeting.
- 22.2 If no quorum is present at a meeting of the Management Committee within 30 minutes after the time for the meeting set out in the notice of meeting, the meeting is dissolved.

**23. CHAIR**

The chair of a meeting of the Management Committee must be in this order:

- 23.1 the Chairperson; or
- 23.2 if the Chairperson is not available or declines to act, the Deputy Chairperson; or
- 23.3 if the Deputy Chairperson is not available or declines to act, a Member elected by the Members present.

**24. GENERAL CONDUCT**

- 24.1 The chair of a meeting of the Management Committee has general conduct of the meeting and may determine the procedures to be followed, subject to the general law and the requirements of the Act.
- 24.2 Subject to the above, a Member is entitled to attend and be heard at any meeting of the Management Committee.
- 24.3 The chair's determination on a procedural matter is final.

**25. ADJOURNMENT**

- 25.1 The chair must adjourn a meeting of the Management Committee if a majority of the Members present so agree or direct that the chair must do so.
- 25.2 Only unfinished business is to be transacted at a meeting of the Management Committee resumed after an adjournment.

**26. BUSINESS OF AN ANNUAL GENERAL MEETING**

The business of an annual general meeting may include any of the following, even if not referred to in the notice of meeting:

- 26.1 the consideration of the annual statements of account of the Association;
- 26.2 the election or admission of Members, casual or otherwise;
- 26.3 the terms of office of Members;



- 26.4 appointments of a Chairperson, Deputy Chairperson, Treasurer;
- 26.5 the appointment of an auditor of the Association;
- 26.6 the fixing of a Membership Fee;
- 26.7 the provision of notice of appointments or elections of Members.

## **27. VOTING**

- 27.1 At a meeting of the Management Committee each Member has 1 vote except that a Member must not take part in any decision of the Management Committee (including vote) where disqualified from doing so by section 32 of the Act.
- 27.2 A resolution put to the vote at a meeting of the Management Committee must be decided by a majority of votes cast by Members entitled to vote on the resolution.

## **28. MINUTES**

Section 51 of the Act governs the keeping and confirmation of minutes of meetings of the Management Committee.

## **PART 6 - OTHER OFFICERS**

## **29. CHAIRPERSON**

- 29.1 At all times, the Association must have a Chairperson.
- 29.2 A Chairperson vacates office if he or she ceases to be a Member.
- 29.3 A Chairperson has these following functions and powers:
  - 29.3.1 to chair meetings of the Management Committee;
  - 29.3.2 such other functions and powers vested in him or her by the Management Committee.

## **30. DEPUTY CHAIRPERSON**

- 30.1 At all times, the Association must have a Deputy Chairperson.

- 30.2 A Deputy Chairperson vacates office if he or she ceases to be a Member.
- 30.3 A Deputy Chairperson is to act for the Chairperson if:
  - 30.3.1 and to the extent the Chairperson is unwilling or unable to perform the role of the Chairperson; or
  - 30.3.2 no Chairperson is in office.

### **31. TREASURER**

- 31.1 At all times, the Association must have a Treasurer.
- 31.2 A Treasurer vacates office if he or she ceases to be a Member.
- 31.3 A Treasurer has the following functions and powers vested in him or her, subject to such directions as the Management Committee may give to the Treasurer:
  - 31.3.1 supervise the receipt and holding of money on behalf of the Association;
  - 31.3.2 subject to Rule 40, payment of money on behalf of the Association;
  - 31.3.3 maintaining and keeping of financial records on behalf of the Association;
  - 31.3.4 the preparation of draft statements of accounts;
  - 31.3.5 liaising with any auditor of the Association.

### **32. SECRETARY**

- 32.1 At any time, the Management Committee may appoint a Secretary with such powers and duties as may be agreed between the Association and the Secretary.
- 32.2 At any time, the Management Committee may vary the powers and duties of the Secretary and may remove a Secretary from office.
- 32.3 A Secretary has the functions and powers vested in him or her by the Management Committee and, unless the Management Committee resolves otherwise, and subject to such directions as the Management Committee may give to the Secretary, the following functions and powers:

- 32.3.1 issuing notices calling Management Committee meetings and meetings of the Members;
- 32.3.2 attendance at all Management Committee meetings and meetings of the Members and keeping correct minutes of the proceedings;
- 32.3.3 maintaining and keeping of the Register and other records (other than financial records) and documents belonging to the Association;
- 32.3.4 custody and safekeeping of the common seal;
- 32.3.5 (insofar as not required to be provided by the Public Officer) preparing such statements, reports, returns or other written information as the Act or any law requires the Association to lodge with government.

### **33. PUBLIC OFFICER**

- 33.1 At all times, the Association must have a Public Officer (who may but need not be a Member) as section 56 of the Act and any other law may require.
- 33.2 The Management Committee appoints the Public Officer and may at any time remove from office the Public Officer and appoint a replacement Public Officer.
- 33.3 A Public Officer has those functions and powers required by the Act or any other law.
- 33.4 A Public Officer also has the functions and powers vested in them by the Management Committee, subject to such directions as the Management Committee may give to the Public Officer.

### **34. AUDITOR**

- 34.1 If and so long as the Act or other law requires, the Association must have an auditor appointed by the Management Committee and, subject to that law, to removal by the Management Committee.
- 34.2 Whether or not an auditor is in office, the Association must allow the same rights of access to records and persons as an auditor of the Association would enjoy under section 37 of the Act.

**PART 7 – OFFICERS GENERALLY****35. INDEMNITY**

35.1 To the extent permitted by section 39B(1) of the Act and that the Officer is not indemnified by another person (including an insurer under an insurance policy any part of the premium of which is contributed by the Association), the Association indemnifies every Officer against any liability incurred by that Officer:

35.1.1 as an Officer; and

35.1.2 to a person other than the Association;

unless the liability arises out of conduct on the part of the Officer which:

35.1.3 involves a lack of good faith; or

35.1.4 is contrary to the Association's express instructions.

35.2 To the extent permitted by section 39B of the Act and that the Officer is not indemnified by another person (including an insurer under an insurance policy any part of the premium of which is contributed by the Association), the Association indemnifies every officer against any liability for costs and expenses incurred by the Officer as an officer or employee of the Association in defending any proceedings, whether civil or criminal, in which judgment is given favour of the officer or in which the officer is acquitted.

35.3 Unless the Members determine otherwise, this Rule ceases to apply in favour of a Officer who does not to the reasonable satisfaction of the Management Committee cooperate with the Association in investigating, defending or resolving the matter to which this Rule would otherwise apply.

35.4 The Association may execute a documentary indemnity (not inconsistent with applicable law or this Rule) in any form in favour of an Officer.

35.5 The Association must give an Officer access to any books of the Association for the purposes of any legal proceedings to which this Rule applies.

35.6 In this Rule, **Officer** includes a former Officer.

**36. EFFECTIVENESS OF ACTS OF OFFICERS**

An act done by an Officer is effective even if their appointment, or the continuance of their appointment, is invalid because the Association or Officer did not comply with these Rules or any provision of the Act.

**PART 8 - FUNDING****37. FEES**

37.1 Except Membership Fees, a Member is not liable to pay any joining or periodic fee to the Association. A Membership Fee is payable at the times fixed by the members in general meeting and, in default, on the first day of each financial year.

37.2 A Life Member is not liable to pay any Membership Fee.

**38. DEALING WITH SURPLUS FUNDS**

A pecuniary profit of the Association represented by available funds must be used in this order:

38.1 to pay operating expenses due or to become due in the next 180 days;

38.2 to improving the Association and any property held or used by it.

**PART 9 - OPERATIONS****39. INSURANCE**

At all times, the Association must hold insurance against these risks:

39.1 worker's compensation insurance – if so required by law;

39.2 public liability in respect of the Association's buildings for at least \$20 million;

39.3 against loss or damage to the Association's buildings by fire and other usual causes for full replacement value;

39.4 against loss, damage or destruction of plant, equipment and other goods upon the Association's buildings for at least \$1 million.

**40. BANK ACCOUNTS**

A bank account of the Association must not be debited except:

- 40.1 usual account-keeping charges recovered by the financial institution with whom the account is kept;
- 40.2 by an Internet instruction, cheque or other authority signed by at least 2 Members.

**41. ACCOUNTING RECORDS**

The Association must keep accounting records in conformity with section 39C of the Act.

**42. ACCOUNTS**

At all times and whether or not the Association is a prescribed association to which section 35 of the Act applies, the Association must:

- 42.1 keep its accounting records in such a manner as will enable the preparation from time to time of accounts that present fairly the results of the operations of the Association; and
- 42.2 cause accounts in respect of each financial year to be prepared and laid before an annual general meeting within 5 months after the end of the financial year to which the accounts relate.

**PART 10 - OTHER MATTERS****43. IRREGULARITIES DO NOT INVALIDATE A MEETING**

*Corporations Act 2001* s. 1322 applies to Management Committee meetings and to meetings of the Members so far as capable of applying and with necessary changes as if now set out in these Rules and the Association was a company registered under the *Corporations Act 2001*.

**44. ALTERATION OF THE RULES**

Subject to section 24 of the Act, these Rules may be altered by special resolution.

**45. THE SEAL**

- 45.1 The Association must have a common seal upon which its name appears in legible characters.
- 45.2 The seal of the Association must be kept in the custody of a person approved by the Management Committee.
- 45.3 If the Management Committee so resolves, the seal must be used to give effect to a resolution of the Management Committee and such use shall be recorded in the minute book of Management Committee meetings.
- 45.4 The signatures of 2 persons approved by the Management Committee for that purpose shall attest the fixing of the seal to a document. Unless the Management Committee determines otherwise, 1 of those persons must be the chair of Management Committee meetings.
- 45.5 A contract of the Association may be made, varied or rescinded under the common seal or in any other way section 26 of the Act or any other law may permit.

**46. DISPUTE RESOLUTION**

- 46.1 This Rule applies to disputes under these Rules between the Association, Members (in that capacity) or Officers (in that capacity) or any combination of them.
- 46.2 The parties to the dispute must promptly meet in person at the registered office of the Association and discuss the matter in dispute, and, if possible, resolve the dispute within 14 days after the dispute comes to the attention of all of the parties.
- 46.3 If the parties to the dispute are unable to resolve the dispute at the meeting, those parties may choose to meet and discuss the dispute before an independent third person agreed to by those parties.
- 46.4 Section 40 of the Act applies in relation to a dispute between the Association and a Member.
- 46.5 In this Rule, Member includes a person who was a Member not more than 6 months before the dispute arose.



**47. CIRCUMSTANCES NOT PROVIDED FOR**

In any circumstances in which these Rules are silent, incapable of taking effect or being implemented according to its strict provisions, the Management Committee may determine what action may be taken to ensure the effective administration and objects of the Association.



01 July 2022

## Certificate of Currency - General Liability

**NAMED INSURED:** Puddle Jumpers inc

**POLICY NUMBER:** COM0000741

**PERIOD OF INSURANCE:** From 4:00 pm on 30 Jun 2022 to 4:00 pm on 30 Jun 2023

**LIMIT OF INDEMNITY:**


<b>Public Liability</b>	\$20,000,000
In respect of any one occurrence during the period of insurance.	
<b>Products Liability</b>	\$20,000,000
In respect of all claims during the period of insurance and in the aggregate.	

**SUBLIMITS:**

Property in your Physical or Legal Control	\$250,000
In respect of any one occurrence during the period of insurance	
Claims Preparation Costs.	\$50,000

**GEOGRAPHICAL LIMITS:** Worldwide excluding North America.

**ISSUED BY:** Community Underwriting on behalf of Berkley Insurance Company Trading as Berkley Insurance Australia

  
 Sarogini Millott  
 Chief Underwriting Officer



01 July 2022

## Certificate of Currency - Voluntary Workers Personal Accident

<b>NAMED INSURED:</b>	Puddle Jumpers inc
<b>POLICY NUMBER:</b>	COM0000741
<b>PERIOD OF INSURANCE:</b>	From 4:00 pm on 30 Jun 2022 to 4:00 pm on 30 Jun 2023
<b>INSURED PERSONS:</b>	All Volunteer workers of the Insured whilst performing authorized Voluntary work or while they are travelling to, from or during the voluntary work. Insured person is also extended to mean any employee of the insured for weekly benefits only when such employee is not entitled to claim weekly benefits under any other insurance policy.
<b>SCOPE OF COVER:</b>	Whilst an Insured Person is engaged in voluntary work authorised by and under the control of the Insured including whilst travelling directly to or from their place of residence to the place of the authorized voluntary work but not whilst travelling in the air.
<b>SUM INSURED:</b>	<p><b>Insuring Clause 1: Capital Benefits</b></p> <p><b>Age Limits</b></p> <p><b>Between 0-18 years</b> <span style="float: right;"><b>\$25,000</b></span>  Capital Benefit 1 – Death  Capital Benefits 2 to 35 as per Table of Benefits</p> <p><b>Between 18-75 years</b> <span style="float: right;"><b>\$250,000</b></span>  Capital Benefit 1 – Death  Capital Benefits 2 to 35 as per Table of Benefits</p> <p><b>75+ years</b> <span style="float: right;"><b>\$40,000</b></span>  Capital Benefit 1 – Death  Capital Benefits 2 to 35 as per Table of Benefits</p> <p><b>Insuring Clause 2: Loss of Earnings Benefit</b></p> <p>Weekly Benefit <span style="float: right;"><b>\$1,000</b></span>  Benefit Period <span style="float: right;"><b>104 weeks</b></span>  Excess <span style="float: right;"><b>7 days</b></span></p> <p><b>Insuring Clause 3: Additional Benefits</b></p> <p>1. Modification Expenses up to a maximum <span style="float: right;"><b>\$15,000</b></span>  2. Funeral Expenses up to a maximum <span style="float: right;"><b>\$10,000</b></span>  3. Home Help (maximum 52 weeks) <span style="float: right;"><b>\$500 per week</b></span>  4. Non Medicare Medical Costs <span style="float: right;"><b>\$10,000</b></span>  5. Rehabilitation up to a maximum <span style="float: right;"><b>\$5,000</b></span>  6. Broken Bones Capital Benefits up to maximum <span style="float: right;"><b>\$10,000</b></span>  7. Out of Pocket Expenses (including transportation, home tutorial, dependent Children, Coma Benefit, Miscarriage/premature birth, Partner Retraining, Remote Accommodation and Transport and Workplace Trauma) <span style="float: right;"><b>As Per Policy</b></span></p>
<b>LIMIT OF LIABILITY</b>	Limit of Liability in the Aggregate <span style="float: right;"><b>\$1,000,000</b></span>
<b>NUMBER OF VOLUNTEERS:</b>	65
<b>OPTIONAL EXTENSIONS:</b>	4.1 Inclusion of Members, Students & Children <span style="float: right;"><b>Not Insured</b></span>

Community Underwriting Agency Pty Ltd (ABN 60 166 234 715) (AFSL 448274)  
Unit 24 Waterview Wharf, 37 Nicholson Street, Balmain East NSW 2041

*Insurance by the sector for the sector*



01 July 2022

**Certificate of Currency - Voluntary Workers Personal Accident**

<b>OPTIONAL EXTENSIONS:</b>	4.1 Number of Members/Students/Children	<b>0.00</b>
	4.2 Inclusion of Training Program Participants	<b>Not Insured</b>
	4.2 Number of Training Program Participants	<b>0.00</b>

**ISSUED BY:**

Community Underwriting on behalf of Mitsui Sumitomo Insurance Company Ltd

Sarogini Millott  
Chief Underwriting Officer

# JAYNE STINSON MP

## Member for Badcoe



City of Marion  
PO Box 21  
OAKLANDS PARK SA 5046

### To whom it may concern

I write to support Puddle Jumpers' application to use the space at the Mitchell Park Neighbourhood Centre. I believe that this site would be best retained and used by Puddle Jumpers to expand its vital service to our communities.

I have had a long association with this grassroots charity, both in my capacity as a local MP and as the Shadow Minister for Child Protection.

They have been offering vital support for vulnerable and at-risk people within the Marion council area for the last 10 years. In doing so, they provide a lifeline to many families and assist the local community in the areas of food insecurity, social isolation, domestic violence, child protection, family violence, homelessness, and so much more.

The work Puddle Jumpers does in our local community is critical, but demand is growing. This space would allow them to expand their important community service to help more people.

I have had assurances that the operating hours can be adjusted to best suit the community. I also understand that the organisation has made arrangements to avoid parking issues as people will have multiple times to choose from for collection.

Puddle Jumpers has also said that other community groups will also be welcome to use the space where possible.

I believe Puddle Jumpers are deserving of your serious consideration for the Neighbourhood Centre site and I have no hesitation in recommending them.

If you would like to discuss this matter further please do not hesitate to contact me on 8371 5600 or [badcoe@parliament.sa.gov.au](mailto:badcoe@parliament.sa.gov.au).

Regards

Jayne Stinson MP  
Member for Badcoe

22 April 2022

📍 407 Marion Road Plympton SA 5038  
📧 PO Box 309 Plympton SA 5038

☎ 08 8371 5600  
✉ [badcoe@parliament.sa.gov.au](mailto:badcoe@parliament.sa.gov.au)

[www.jaynestinson.com.au](http://www.jaynestinson.com.au)  
📱 [JayneStinsonMP](#)

**Nadia Clancy MP**

MEMBER FOR ELDER

**MITCHELL PARK NEIGHBOURHOOD CENTRE**

Dear Elected Members and Staff of Marion Council,

I am writing to provide my support of Puddle Jumpers' submission for use of the Mitchell Park Neighbourhood Centre located at Cumbria Court, Mitchell Park. Puddle Jumpers is an excellent organisation that for many years has been providing assistance to some of the most vulnerable in our community.

For two years I have been a volunteer with Puddle Jumpers and seen first hand the difference their work makes to the lives of others. My volunteering has predominantly been at the Central Food Drive By – where people line up in their cars behind Castle Plaza and we fill their boots with food. It is very clear that there is a need for food relief and a local Food Hub would serve our community well.

While a number of families come on a Monday night in their cars, parking is not likely to be an issue if the Food Hub is open multiple hours each day. People will not have to all rush to be there at the same time, they will be spread out across not just hours, but days.

CEO and Founder Melanie Tate has assured me Puddle Jumpers will work with Council and the community to amend the operating hours should there be any concerns, and that other community groups will also be able to use the space at different times. There will be a collaborative approach taken aimed at bringing the community together.

Thank you for your consideration.

Sincerely,

*Nadia Clancy*  
Nadia Clancy MP  
Member for Elder

11 April 2022

Shop 2/212 Belair Road, Hawthorn SA 5062  
PO Box 232 Daw Park SA 5041 | 8374 1939 | elder@parliament.sa.gov.au

NadiaPCLancy



## Louise Miller-Frost

YOUR LABOR CANDIDATE FOR BOOTHBY



City of Marion  
PO Box 21  
OAKLANDS PARK SA 5046

To whom it may concern,

I am writing to provide my support of Puddle Jumpers' submission for use of the Mitchell Park Neighbourhood Centre located at Cumbria Court, Mitchell Park. Puddle Jumpers is a fantastic organisation that has been doing important work providing assistance to some of the most vulnerable in our community.

I recently met with Puddle Jumpers CEO & Founder Melanie Tate to hear about their work and some of the challenges facing the organisation. It is very clear that there is a need for food relief and a local Food Hub would serve our community well.

While a number of families come on a Monday night in their cars, parking is not likely to be an issue if the Food Hub is open multiple hours each day. People will not have to all rush to be there at the same time, they will be spread out across not just hours, but days.

Melanie has assured me and other State Labor colleagues that Puddle Jumpers will work with Council and the community to amend the operating hours should there be any concerns, and that other community groups will also be able to use the space at different times. There will be a collaborative approach taken aimed at bringing the community together, in the spirit of this generous organisation.

Thank you for your consideration.

**Louise Miller Frost**  
Labor for Boothby

0423 440 286 | [Louise.Miller-Frost@alpsa.org.au](mailto:Louise.Miller-Frost@alpsa.org.au)  
GPO Box 35, Adelaide SA 5001

Authorised by A.Bourke, Australian Labor Party, 141 Gilles Street, Adelaide SA







To whom it may concern,

***Support Puddle Jumpers Mitchell Park Neighbourhood Centre & potential impact on the Western Food Hub Port Road Hindmarsh.***

I write to provide my support of Puddle Jumpers Inc. where they hold various locations and one being in my electorate of Adelaide at the Food Hub on Port Road in Hindmarsh.

I am advised of the Organisation has lodged a submission for use of the Mitchell Park Neighbourhood Centre located at Cumria Court in Mitchell Park.

As most people are aware the needs of vulnerable families have been steadily increasing and Puddle Jumpers work hard in continuing to meet the needs and help as many of these prone families. Children are especially at risk and the CEO & Founder, Mel Tate and her team work tirelessly to ensure there is a service for them. This, I understand, is also done through the support given to Local Governments such as yours.

This good work is done through their terrific and unique camps for children who don't live with their birth parents, and they also do this through our food relief programs.

Over the last few years, we have seen a massive increase in demands and this Group is providing a great service to the community in need with very little funding and filling in massive gaps. I believe they receive many requests for help from schools (such as Christies Beach School and Morphet Vale Primary School amongst others) as well as from staff from DHS services themselves too. I am also advised that they receive requests and referrals for food relief and other support services from Red Cross, Hospitals, Smith Family, Salvos, Relationships SA, Anglicare and more. Puddle Jumpers is a vital service and I encourage all levels of Government and Community to continue to support this Organisation.

I request and encourage support for the Mitchell Park Neighbourhood Centre, as should this fall, services would increase over to the Hindmarsh facility, which would cause problems to clients for the service as it is just not big enough to cope with the demand.

As the Federal Member of Adelaide, I commend Puddle Jumpers Inc. and Mel Tate for the vital work they do for our community, and ultimately for the greater good of our state; and support their application for support.

Yours sincerely

A handwritten signature in blue ink that reads "Steve Georganas".

**Steve Georganas MP**  
**Federal Member for Adelaide**

28 April 2022



**From:** [Jacque Opie](#)  
**To:** [Matthew Green](#)  
**Cc:** [Michael Collins](#)  
**Subject:** Mitchell Park Neighbourhood Centre - EOI from Bowden Brompton Community School  
**Date:** 10 November 2022 14:16:25  
**Attachments:** [image955485.png](#)  
[image177906.png](#)  
[image725810.png](#)  
[image461734.png](#)  
[image097189.png](#)  
[image517477.png](#)  
[image002341.png](#)  
[image474948.png](#)  
[image011756.png](#)  
[image196286.png](#)  
[image441500.png](#)  
[image380650.png](#)

Hi Matthew.

We have received an expressions of interest for Mitchell Park Neighbourhood Centre from Bowden Brompton Community School.

This came directly to the land and property team via email on the 2<sup>nd</sup> November 2022.

Could you please include this in your considerations with the other EOI's for this site.

Thank you kindly, Jacque

**Jacque Opie**  
**Property Officer | City of Marion**  
**T: 08 7420 6457 | M: 0460 302 719 | PO Box 21 Oaklands Park SA 5046**

*The City of Marion acknowledges we are situated on the traditional lands of the Kaurna people and recognises the Kaurna people as the traditional custodians of the land.  
 Ngadlu tampendi Kaurna meyunna yaiya mattanya yaintya yerta*

**Jacque Opie**  
**Property Officer | City of Marion**  
**PO Box 21 Oaklands Park SA 5046**



*The City of Marion acknowledges we are situated on the traditional lands of the Kaurna people and recognises the Kaurna people as the traditional custodians of the land.  
 Ngadlu tampendi Kaurna meyunna yaiya mattanya yaintya yerta*

**From:** Collins, David (Bowden Brompton Community School) <[David.Collins547@schools.sa.edu.au](mailto:David.Collins547@schools.sa.edu.au)>

**Sent:** Friday, 4 November 2022 3:32 PM

**To:** Alicia Smith <[Alicia.Smith@marion.sa.gov.au](mailto:Alicia.Smith@marion.sa.gov.au)>

**Cc:** Michael Collins <[Michael.Collins@marion.sa.gov.au](mailto:Michael.Collins@marion.sa.gov.au)>; Thuyen Vi-Alternetti <[Thuyen.ViAlternetti@marion.sa.gov.au](mailto:Thuyen.ViAlternetti@marion.sa.gov.au)>; Jacque Opie

<[Jacque.Opie@marion.sa.gov.au](mailto:Jacque.Opie@marion.sa.gov.au)>; Leonardis, John (Bowden Brompton Community School) <[John.Leondaris575@schools.sa.edu.au](mailto:John.Leondaris575@schools.sa.edu.au)>

**Subject:** Re: Mitchell Park Neighbourhood Centre

Hi Alicia,

I'm not sure what format you want the submission in but unfortunately I'm doing this while also being in a whole day training and development so I will do my best to address your questions and if you require further information then I am happy to provide further information but I am acutely aware that I need to get this in before COB.

- An outline of the organisation and the services that they offer.

The following is an extract from our school context statement. The full statement can be viewed at [http://www.bbcc.sa.edu.au/docs/School\\_Context\\_Statement.pdf](http://www.bbcc.sa.edu.au/docs/School_Context_Statement.pdf)

The Bowden Brompton Community School comprises of three campuses and a stand-alone nurture program over a 60km geographic spread in Adelaide, enrolling students in years 6 to 12. The focus of the school is to provide teaching and learning programs for students who have been unable to engage in traditional education programs in schools. The majority of students have experienced significant trauma issues in their lives, issues caused by factors such as family breakdowns, mental health problems, welfare issues, social problems and juvenile justice involvement. Focussing on crosscurricula teaching, student achievements include successes in Adventure / Therapeutic Programs such as Pedal Prix, Bike Programs, Martial Arts, Visual Arts, Music, Animal Rescue, Enterprise, Human Movement (Parkour), Community Service, school camps, Bushwalking, BMX Riding, Canoeing, Surfing, Rock Climbing, Water Skiing, Snorkelling and Aboriginal Perspectives. Student welfare is addressed through care groups using check-ins, check-ups and check-outs (pastoral care program) as well as the involvement of teaching staff in case management of students and significant inter- and intra-agency liaison. The senior school (Year 10+) focusses on SACE and VET outcomes. Senior School 'Core' comprises of compulsory SACE Stage 1 Literacy (Essential English), Numeracy (Essential Maths), PLP and the SACE Stage 2 Research Project. BBCS actively pursues and offers specific subjects (Work Place Practices, Community Learning) and training avenues to support student employment opportunities. VET Certificate Courses and programs are included in a students' SACE plan and accredited towards their total SACE credits. Senior students also engage in "choice subjects" specially tailored and focussing on the interests of the student body or individual student's interest. SACE subject offerings include PE and Health, Food and Hospitality, Aboriginal Studies, Science, Social Science, Design & Technology and The Arts. The school works relentlessly to transition students' back to mainstream schooling, adult learning environments (TAFE / RTOs) or into employment.

- Details of whether they wish to Lease, Licence, or purchase the building.

Initially we would be looking for a hire arrangement to determine if the space would be suitable as an ongoing learning space. If we determine that the location and the space are suitable for an ongoing or permanent program we would consider a longer lease arrangement.

- How its occupation will benefit the City of Marion community.

Many children who attend our school are residents of the Marion Community. As such, our programs contribute heavily to the reduction

of youth crime and contribute to positive long-term outcomes for these residents. For every student who attends our programs we are able to save the community the cost of having children roaming the suburbs during school hours engaging in unhealthy or antisocial behaviours.

Most of our students have some form of disability and we have strong focus on teaching social skills and supporting mental health and substance use issues. Many of our students were not attending school regularly prior to starting at BBCS. Those who attend our offsite programs are typically those who are some of our more complex children who would otherwise likely be on track to come into contact with juvenile justice and other poor life outcomes.

The work we do saves our community thousands of dollars in property damage and social decay. We work hard to make a difference to the lives of the children and their families including supporting them with food and counselling and directing parents to support services. Historically we have a high success rate of making positive impacts to the lives of Marion residents.

- How it's occupation will be funded.

• The funding will come from our school budget provided through our nominal student funding but also through the additional support funding for students with disabilities. Most of our students have a disability or a mental health disorder - often this has gone undiagnosed for many years, and we employ a speech therapist and psychologist to support the clinical intervention and supports for these students. Funding will need to come from our existing school budget.

- If upgrades to the building are required due to change of use, how will this be funded, and will any contribution be required from Council.

• Having visited and viewed the venue I do not envision that there will be any major works required as it appears the space may have previously been used as a FLO program or similar learning environment and appears to have a range of existing infrastructure that suits the proposed purpose.

If there are any modifications required, we could fund those from our existing school budget or through seeking grants from the Department for Education. I do not foresee any major financial contribution required from council and am well aware that council will not fund Department for Education responsibilities.

- Proposed hours of operation.

Normal Business Hours (8:30am - 5pm) We would likely have small group or individual programs operating throughout the week with students coming and going as they complete their learning sessions. It is unlikely that the space would be used full time so there may still be days/times when we do not require the use of the venue and we would be OK with a shared use arrangement.

We would not be seeking to put large numbers in the space, but we do run some martial arts therapy sessions and the hall may be suitable to run this activity. We are a small school with 150 students across the metro area from Munno Para through to Victor Harbor and those who are involved in community learning make up a small percentage of our student population and often these students are working 1:1 or in small group settings.

- Potential impacts on the community and how these will be mitigated.

• Obviously when working with marginalised and troubled youth there is always potential for conflict with members of the community or anti-social behaviour, but our staff are highly trained and capable of managing these risks and will call police to address any safety issues or property damage.

We have a strong relationship and wellbeing framework, and our students generally have good relationships with the teaching and support staff and incidences of this nature are uncommon. In most cases students are on community learning due to peer conflict with other students on the school site that has made the learning environment unsustainable, and they need an offsite program while we resolve these issues. We work hard to try to reintegrate students into the school community as soon as possible.

I am confident that this will not be an issue. Two of our schools are co-located on sites with CPC's and Kindergartens and we have very few issues with these services and our students. Many of our students are highly protective and respectful of younger children and this can actually be a great mitigating factor. We would not place any students at the venue who might present a risk of safety to the staff or other members of the community including the kindy - we have other locations that we will use for those individuals that is better suited to their needs.

- Documentation detailing funding availability, if an Incorporated Association copies of the constitution and minutes from previous AGM and copy of current certificate of currency for public liability insurance.

We have a school budget of around 6 million including \$100,000 allocated to student programs (focus on ability). I am able to provide a copy of our insurance and any other evidence that you require. However, I am currently not at school as we have a whole day leadership meeting today and I will not be back on site until next week but I can forward these to you on Monday once I have an opportunity to get these from our business manager.

Thank you for considering our submission. I have CC'd our Principal (John Leondaris) into this email.

Kind Regards,

**David Collins**

Assistant Principal - Beach Campus

Bowden Brompton Community School

181 Beach Rd, Christie Downs, 5165

ph: 8384 8288; email: [david.collins547@schools.sa.edu.au](mailto:david.collins547@schools.sa.edu.au)

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From: Alicia Smith <[Alicia.Smith@marion.sa.gov.au](mailto:Alicia.Smith@marion.sa.gov.au)>

Sent: Wednesday, 2 November 2022 6:28 PM

**To:** Collins, David (Bowden Brompton Community School) <David.Collins547@schools.sa.edu.au>  
**Cc:** Michael Collins <Michael.Collins@marion.sa.gov.au>; Thuyen Vi-Alternetti <Thuyen.ViAlternetti@marion.sa.gov.au>; Jacque Opie <Jacque.Opie@marion.sa.gov.au>  
**Subject:** RE: Mitchell Park Neighbourhood Centre

Good afternoon David

Thank you for your email.

The recent community engagement for the Old Mitchell Park Neighbourhood Centre Expression of Interest closed on 28 October 2022.

I have forwarded your email to Michael Collins (Unit Manager of Land and Property) who has advised that should you wish to complete an Expression of Interest by COB this Friday we can put this forward to Council for consideration.

The criteria is listed below:

- An outline of the organisation and the services that they offer.
- Details of whether they wish to Lease, Licence, or purchase the building.
- How its occupation will benefit the City of Marion community.
- How it's occupation will be funded.
- If upgrades to the building are required due to change of use, how will this be funded, and will any contribution be required from Council.
- Proposed hours of operation.
- Potential impacts on the community and how these will be mitigated.
- Documentation detailing funding availability, if an Incorporated Association copies of the constitution and minutes from previous AGM and copy of current certificate of currency for public liability insurance.

EOI's received will be evaluated in accordance with the following criteria:

- Community Benefit.
- Compatibility with the Kindergarten and other neighbouring premises.
- Any traffic or parking implications.
- Any cost or other financial implications for Council.
- Local community amenity impact.
- Evidenced financial capacity.

The link to the website is here: [Old Mitchell Park Neighbourhood Centre - EOI \(1 Cumbria Court\) | Making Marion](#)

Should you require anything further please do not hesitate to reach out.

Kind regards

**Alicia Smith**  
**Property Officer | City of Marion**  
**T: 08 7420 6457 | M: +61 466 024 839 | PO Box 21 Oaklands Park SA 5046**



*The City of Marion acknowledges we are situated on the traditional lands of the Kaurna people and recognises the Kaurna people as the traditional custodians of the land.  
 Ngadlu tampendi Kaurna meyunna yaiya mattanya yaintya yerta*

**From:** Collins, David (Bowden Brompton Community School) <David.Collins547@schools.sa.edu.au>  
**Sent:** 02 November 2022 13:23  
**To:** Alicia Smith <Alicia.Smith@marion.sa.gov.au>  
**Subject:** Mitchell Park neighbourhood Centre

Hello Alicia,

I am writing to you to submit an expression of interest regarding the old Mitchell Park Neighbourhood Centre. I understand that the window for submissions regarding consultation closed in April but I was recently looking for a similar type of venue for our school and came across your web page with information about the consultation process and the council's decision making regarding the future of the site, so I wanted to touch base and provide information about what we do and how we would use the space if it becomes available were the council to retain the building or consider selling.

Bowden Brompton Community School is a Department for Education school providing opportunities for high school aged students who have been unsuccessful in mainstream. We aim to reignite students' passions for learning through inspiring student driven curriculum and by offering a flexible approach to school delivery. We have three main sites across metropolitan Adelaide (Salisbury, Brompton and Christies Beach). Information about our school and our work with marginalised and at-risk youth can be read on our website: <http://www.bbc.ssa.edu.au/>.

Often, we need to look for options to provide learning programs for students away from our main school sites due to peer conflict or behavioural issues at school that make an onsite learning program unviable (either short term or long term). In this instance we often look for community centres, libraries, halls or other venues to set up as learning spaces for small groups or 1:1 with staff but the availability of these venues can be hit and miss.

As such, the old Mitchell Park Neighbourhood Centre provides a number of benefits that would make the site highly desirable for setting up as an offsite learning space including location and access to facilities. Were the council to retain the venue, we would be very interested in exploring how we might utilise it to support the learning programs for children from the Western or Southern Suburbs who may require a targeted program. Likewise, if the council decided to sell off the space, we may consider our options to acquire the venue as an ongoing annex classroom learning space.

I understand the consultation process is ongoing and underway and that council are yet to announce any decision (and perhaps you have already made a decision) but in the event that the space becomes available, we would be very interested in exploring if we could use or acquire it for our school. I am happy to provide a more detailed proposal/submission and work with council to discuss how we might be able to use the space, so please do not hesitate to contact me for any further information.

Kind Regards,

**David Collins**

**Assistant Principal - Beach Campus**

**Bowden Brompton Community School**

181 Beach Rd, Christie Downs, 5165

ph: 8384 8288; email: [david.collins547@schools.sa.edu.au](mailto:david.collins547@schools.sa.edu.au)

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## 11.2 Edwardstown Football Club Licence Variation

<b>Report Reference</b>	GC230214R11.2
<b>Originating Officer</b>	Unit Manager Property Strategy and Delivery – Mark Hubbard
<b>Corporate Manager</b>	Manager City Property – Thuyen Vi-Alternetti
<b>General Manager</b>	General Manager City Development – Tony Lines

### REPORT OBJECTIVE

To endorse varying the operational model at the Edwardstown Soldiers Memorial Recreation Ground (ESMRG) to provide the Edwardstown Football Club (EFC) with 12-month access to operate the upstairs function rooms at designated times.

### REPORT HISTORY

<b>Report Reference</b>	<b>Report Title</b>
GC210511F03	Edwardstown Soldiers Memorial Recreation Ground – Future Management Model

### EXECUTIVE SUMMARY

In March 2022 the Edwardstown Football Club (EFC) commenced operating under a new licence agreement. The agreement provided access to the two first-floor function rooms from 15 March to 15 October each year. This included a shared use arrangement with a commercial provider that uses one of the rooms during midweek daytime hours.

Council resolved at the 15 May 2021 General Council Meeting that “*Council will be responsible for the management and operation of the unallocated areas and times outside of Clubs’ licensed use*”, which currently exists between 15 October and 15 March.

Further to discussions between the EFC and Council staff, in September 2022 the EFC advised staff of its interest in varying its agreement to operate the function rooms for 12-months a year. Council staff are supportive of the proposal and as such have provided the Club with a monthly licence extension for the rooms since 15 October 2022 until the matter could be formally raised with Council.

Council staff are recommending a variation to the existing 5-year EFC licence to grant access to the upstairs function rooms for 12-months a year at designated times. It is estimated that this arrangement will save Council up to \$40,000 per annum and will improve booking consistency for the community.

### RECOMMENDATION

**That Council:**

- 1. Notes that Council staff have provided a month-by-month licence extension to the Edwardstown Football Club for the use of the two upstairs function rooms at the Edwardstown Soldiers Memorial Recreation Ground since 15 October 2022.**
- 2. Endorses negotiation of a variation to the existing Edwardstown Football Club 5-year licence agreement to provide access to the upstairs function rooms at the Edwardstown Soldiers Memorial Recreation Ground for 12-months a year at**

**designated times that do not clash with midweek daytime user groups.**

## DISCUSSION

The Edwardstown Soldiers Memorial Recreation Ground (ESMRG) was opened in April 2019 and was operated by a community board of management.

In February 2020 Council took over management of the ESMRG from the newly formed community board of management due to issues with the performance of that board and the financial viability of the initial facility operating model. Under this model, council staff operated the food and beverage outlets (excluding the downstairs canteen), with Clubs assisting with volunteers for the two bars. A revenue rebate system was put in place to allow the Clubs to generate income from the bar operations.

Council Members subsequently questioned Council's level of investment into the facility and aspects of the operational model. This resulted in a review of Council's management of the facility. In May 2021 Council endorsed a transition from the Council management model of the facility to a club-based operational model in which Clubs would be charged a fee for the use of spaces at designated times, and in turn the Clubs could operate these spaces and generate and retain income from their use.

The Clubs eventually agreed to transition to the club-based operational model from September 2021 commencing with the Edwardstown Bowling Club, South Road Cricket Club, Meteors Triathlon, and South Coast Cycling. The model has been working very well since that time.

The Edwardstown Bowling Club effectively operates the downstairs area of the facility (bar, community room and greens), and the three smaller clubs (Cricket, Triathlon and Cycling) utilise the oval, velodrome, canteen, storage areas and outside toilet.

The EFC commenced under the new model from 15 March 2022 effectively operating the upstairs function rooms (bar, kitchen), canteen and oval for a 7-month seasonal period.

Under the new model Council operated the upstairs function room in the summer months (15 October 2021 to 15 March 2022) outside of the football season to provide additional community access opportunities. This direction was in line with the resolution that *"Council will be responsible for the management and operation of the unallocated areas and times outside of Clubs' licensed use and will be responsible for its share of the operating costs and retain its income from its use of the facility"*.

Both Council and the EFC share the use of the upstairs function room with HitSA, a hospitality training school that utilises one of the two function rooms and the kitchen.

In August 2022 the EFC and Council staff discussed how the operating arrangement was working. Following that, in September 2022, the EFC expressed an interest in extending its licenced access to the upstairs function rooms from 7-months a year to the full 12-months. The Club noted that they had a successful period operating the facility and felt there would be merit in seeking an extension of the licence to operate for a full 12-month period.

As background, initial negotiations with the EFC in May/June 2021 had considered the Club operating upstairs for a 12-month period, however at that stage the EFC was unsure how the new model would work and were reluctant to sign on for 12-months until they had operated for a full season. Following the success of their first season operating under the new licence, the Club now wishes to explore the extension.

Given the Club ended up making its request during Council's caretaker period, staff decided to



provide the Club with a monthly extension to their licence from 15 October 2022 until the matter could be raised with Council Members. Since then the General Manager City Development briefed the Mayor on 22 November 2022 (immediately after the Local Government election outcomes were known), with the decision made that the matter needed discussion with all Council Members. This discussion took place at the Council Member Planning Day on 21 January 2023.

It is recommended that Council supports the variation to the existing EFC 5-year licence for the following reasons:

- Allows a single entity (the EFC) to provide an all year-round service for upstairs food and beverage/room hire.
- Improves the financial outcome for Council by an estimated \$40,000 per annum (including an estimated \$15,000 in additional licence and outgoings revenue from EFC, and a saving of \$25,000 in Council resources as per previous estimates and Council resolution) less revenues from functions / sales (although this would be significantly less than the costs).
- Council staff would no longer need to manage the space (including stock, obtaining temporary liquor licences, staffing, and marketing).
- The EFC has demonstrated the capabilities to successfully operate the function rooms.

The operating model would be consistent with the Edwardstown Bowling Club model for the ground floor of the facility. The Edwardstown Bowling Club and the South Road Cricket Club do not have any concerns over the EFC undertaking this role.

## **ATTACHMENTS**

Nil

### 11.3 Response to Parliamentary Inquiry into the Urban Forest

<b>Report Reference</b>	GC230214R11.3
<b>Originating Officer</b>	Senior Environmental Planner – Rebecca Neumann
<b>Corporate Manager</b>	Manager Engineering, Assets and Environment - Mathew Allen
<b>General Manager</b>	General Manager City Services - Ben Keen

#### REPORT OBJECTIVE

To seek endorsement for a submission from the City of Marion into the “Inquiry into the Urban Forest” by the Environment, Resources and Development Committee of the South Australian Parliament (Attachment 2).

#### REPORT HISTORY

<b>Report Reference</b>	<b>Report Title</b>
EC230207R9.3	Parliamentary Inquiry into the Urban Forest.
FORUM230121	Carbon Neutral Plan and Other Environmental Initiatives.
ASC220802R8.1	Environmental Sustainability Update.
ASC220405R8.1	Green City Update.

#### EXECUTIVE SUMMARY

The Environment, Resources and Development Committee (ERDC) has begun an “Inquiry into the Urban Forest” (the inquiry), with a focus on tree species selection and other measures to preserve and improve the tree canopy in metropolitan Adelaide and a focus on trees for urban infill developments.

The ERDC will inquire into and report on:

1. Best practice and innovative measures to assist in the selection and maintenance of site-appropriate tree species to improve the resilience of the urban forest, with a focus on trees for urban infill developments;
2. Legislative and regulatory options to improve the resilience and longevity of trees comprising the urban forest; and
3. Any other related matters.

A draft submission was presented to the Environment Committee on 7 February 2023 for discussion and feedback. Feedback from the Committee highlighted issues related to:

- Rapid trend in the loss of trees on private land and the need for better tree protection laws.
- Conflicts between street trees and utilities – particularly power lines.
- The need for more diverse tree species to ensure future resilience to climate change impacts.
- The need for improved regulation and standards for the arboriculture industry.

The Environment Committee showed general support for the submission subject to some changes to the recommendations which have been summarised in Attachment 1. A final draft submission including feedback from the Environment Committee is included in Attachment 2.

## RECOMMENDATION

### That Council:

1. Endorses the City of Marion's submission to the "Inquiry into the Urban Forest" by the Environment, Resources and Development Committee of the South Australian Parliament (Attachment 2).

## GENERAL ANALYSIS

Valuing Nature	Trees and green spaces are a high priority for the community and the proposed submission identifies the City of Marion's priorities in working with our regional council partners, the State Government, and others on this issue.
Strategic Impact	<p>The draft submission highlights the significant issues council is facing in meeting community priorities and expectations around tree management. This submission becomes a public statement of our position on these issues.</p> <p>The priorities of this submission (and the final report of the ERDC) will inform:</p> <ul style="list-style-type: none"> <li>• Council's communication on tree-related issues.</li> <li>• The development of a Marion Greening Strategy.</li> <li>• The review of the City of Marion Tree Management Framework.</li> <li>• The Resilient South Regional Climate Action Plan (ReCAP).</li> <li>• Council's response to the Adelaide Urban Green Strategy (State Government).</li> <li>• Future council responses to the review of the state planning system.</li> </ul>

## DISCUSSION

The Environment Committee plus council members present at the meeting discussed the recommendations presented in the draft submission. There was general discussion on the submission including clarifying some of the draft recommendations in the submission.

Feedback from the Environment Committee has been summarised in Attachment 1. Key areas of discussion included:

- The need to highlight the loss of trees on private land up front in the recommendations and final covering letter.
- The need for stronger tree protection laws in the State planning system.
- The need for stronger direct action against proposals from utilities to forcibly remove trees and claim costs from councils.
- The opportunity for undergrounding power cables through applications to the State's Powerline Line Environment Committee (PLEC) is positive, however needs considerably more funding from the State.

A short covering letter to be signed by the Mayor will highlight these key points plus any additional feedback from General Council.

All key information relating to this ERDC inquiry is available on the Parliament's website [www.parliament.sa.gov.au/Committees/Committees-Detail](http://www.parliament.sa.gov.au/Committees/Committees-Detail) under "Environment, Resources and Development Committee". After review by the ERDC, the Parliament's website will also include:

- Copies of all accepted submissions.
- An inquiry summary report.

Final submissions to the inquiry are due 24 February 2023.

**ATTACHMENTS**

**Attachment 1:** Summary of feedback on recommendations from Environment Committee meeting 7 February 2023.

**Attachment 2:** City of Marion Submission to the “Inquiry into the Urban Forest” by the Environment, Resources and Development Committee of the South Australian Parliament.

1. Attachment 1 Environment Committee feedback and amendments [**11.3.1** - 3 pages]
2. City of Marion\_ Parliamentary Inquiry to the Urban Forest\_ Feb 2023 [**11.3.2** - 28 pages]

## Attachment 1.

The Environment Committee considered the following list of recommendations. All items that had outstanding questions were discussed during the meeting. A summary of key comments that required changes has been made in the table below along with revised recommendations where appropriate. Amendments to recommendation have been highlighted in yellow.

Legend
All support no comments
All support but comments apply
Discussion requested/unsure
Some don't support

ID	Recommendation
1	<p>The ERDC should ensure the final report on this inquiry has recommendations that link to Adelaide's Urban Greening Strategy (being developed by Green Adelaide) and that Green Adelaide be formally tasked to take the lead in coordinating matters related to the urban forest.</p> <p><b>Summary of comments</b> Needs more focus on loss of private trees. General concerns were raised around the need for better tree protection laws. We need to make sure Green Adelaide does not lose touch with councils.</p> <p><b>Amendment</b> The ERDC should ensure the final report on this inquiry has recommendations that link to Adelaide's Urban Greening Strategy (being developed by Green Adelaide) and that Green Adelaide be formally tasked to take the lead in coordinating matters related to the urban forest with a focus on determining levers to improve tree canopy on private land.</p>
2	The State Government ensures a coordinated approach to a regular Adelaide Tree Census that allows establishment of a benchmarking model of Adelaide's urban forest.
3	The State Government funds ongoing tree canopy mapping of Adelaide with a focus on monitoring trees on private land with the next round of data collection to include an analysis of species diversity.
4	The State Government works with councils and other stakeholders to identify mechanisms to improve the species diversity of the Adelaide urban forest to bolster its resilience to direct and indirect climate impacts and reduce the overall impact should one or more species be disproportionately impacted.
5	The State Government works with councils, local tree nurseries and research institutions (e.g. TREENET, Waite Arboretum) on a Climate Resilient Trees Trial and Climate Resilient Trees Guideline for Adelaide.
6	<p>The State Government works with councils and the Local Government Association to investigate the development of a private tree planting and maintenance fund.</p> <p><b>Summary of comments</b> Needs more detail on who would fund this.</p> <p><b>Amendment</b></p>

	The State Government works with councils and the Local Government Association to investigate the development of a private tree planting and maintenance fund. This could link directly with other existing funding sources generated by the State Government from loss of open space and trees, such as the Planning and Development Fund and the Trees Offset Fund.
7	<p>The State Government brings together the Office of the Technical Regulator, Green Adelaide the Local Government Association and utility providers to undertake a review of the regulation of trees on public land.</p> <p><b>Summary of comments</b> This is a big issue – there needs to be more direct approach.</p> <p><b>Amendment</b> Additional recommendation: The State Government removes the power of utilities providers to forcibly remove, or insist upon the removal, of trees on public land unless there is an immediate threat to public safety.</p>
8	<p>The State Government reviews the PLEC funding model and strategic prioritisation process to better incorporate the benefits of urban greening.</p> <p><b>Summary of comments</b> Note grand scale PLEC would be costly.</p> <p><b>Amendment</b> The State Government reviews the PLEC funding model and strategic prioritisation process to better incorporate the benefits of urban greening. Noting that a dramatic increase in available funding is required to achieve the necessary urban greening outcomes in many areas of the Adelaide.</p>
9	The State Government reviews the list of declared weeds and considers including exemptions for species that may have a low threat in urban areas.
10	The State Government works with local government and industry leaders to standardise a tree valuation methodology in South Australia and ensure this valuation is linked to tree protection laws in the state planning system.
11	The recommendations of this inquiry are provided to the Minister for Planning and are incorporated into the final recommendations of the Planning System Implementation Review.
12	State planning laws must establish a clear definition on 'Reasonable Development' in relation to trees, e.g., if X amount of canopy cover is lost, the development is not reasonable.
13	State planning laws should enable Council to refuse development if the plans are inaccurate/misleading, forcing private certifiers to ensure all lodged documents are accurate and include impacts to all trees, including those on adjacent public land.
14	There should be no exemption allowing for the removal of Regulated trees within proximity to buildings or other structures unless it can be demonstrated that the tree is actually damaging that structure, and there should be a requirement for the proponent to demonstrate that the value of the structure outweighs the value of the tree.
15	The state government should provide further guidelines on suitable tree selection and long-term maintenance to compliment the mandatory tree planting policy in the state planning system.
16	Declared weeds (under the Landscape South Australia Act 2019) should not have a blanket exemption from planning approvals. Instead, applications could be made for defined areas (e.g., woody weed control along a creekline).

	<p><b>Summary of comments</b> Support from EC after discussion on the low need for removal certain woody weeds in urbanised areas.</p>
17	Remove the exemptions of State Government departments from tree protection regulations (notably the Department of Infrastructure and Transport and Department for Education).
18	Seek opportunities for state-level tree protection planning priorities on Federal Government land (e.g. the Department of Defence).
19	State Government engages with the Local Government Association and councils around the implications of increasing tree regulation and opportunities to manage resource impacts e.g. through leveraging fees or state government provision of funds.
20	There should be no tree species exempt from planning approvals meaning proponents should be required to seek approval to remove/modify ANY TREE above a specific size threshold.
21	<p>The State Government delivers a community campaign on the benefits of trees through the Adelaide National Park City program. The campaign should focus on promoting the benefits of trees.</p> <p><b>Summary of comments</b> There would not be much benefit from this sort of marketing campaign under Adelaide National Park City. The Committee suggested this item be deleted. <b>Amendment for consideration:</b> <b>The State Government delivers a community campaign on the benefits of trees.</b></p>
22	<p>State Government supports further research and collection of evidence around the relationship between trees, bushfire risk and protection of biodiversity.</p> <p><b>Summary of comments</b> Support from EC following discussion and questions on relevance to City of Marion. It was noted that managing fire risk should also consider impacts to biodiversity and urban heat particularly in planning for firebreaks.</p>
23	<p>The State Government works with industry leaders on a review of the arboriculture industry including professional training standards, accreditation and support for local industry development.</p> <p><b>Summary of comments</b> Support from EC following discussion and questions on relevance to City of Marion. It was noted that this recommendation is to ensure that we get good quality arborist reports during development applications and to protect residents from unscrupulous operators.</p>

## Inquiry into the Urban Forest

Submission to the Parliament of South Australia,  
Environment, Resources & Development Committee

FEBRUARY 2023



This submission has been prepared by the City of Marion for consideration by the Environment Resources and Development Committee of the Parliament of South Australia as part of their *Inquiry into the Urban Forest*.

The response has been prepared based on materials available at:  
[www.parliament.sa.gov.au/en/Committees/Committees-Detail](http://www.parliament.sa.gov.au/en/Committees/Committees-Detail)

This final version has been endorsed by the City of Marion General Council on 14 February 2023.

### DOCUMENT PROPERTIES

Contact for further information

Contact Officer: Rebecca Neumann  
Title: Senior Environmental Planner  
Email: [rebecca.neumann@marion.sa.gov.au](mailto:rebecca.neumann@marion.sa.gov.au)

### VERSION HISTORY

Version	Revision Date	Revised By	Revision Description
1	31/01/22	RN	Draft
2	08/02/23	RN	Draft taking in comments from City of Marion Environment Committee EC230207R2
3 (TBC)	15/02/23	RN	Final submission endorsed by General Council GC230214RXX



## Inquiry into the Urban Forest

Submission to the Parliament of South Australia,  
Environment, Resources & Development Committee

FEBRUARY 2023



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## Inquiry into the Urban Forest

Submission to the Parliament of South Australia,  
Environment, Resources & Development Committee

FEBRUARY 2023



### Executive Summary

This submission from the City of Marion addresses the Inquiry into the Urban Forest (the inquiry) by the Environment, Resources and Development Committee of the Parliament of South Australia (ERDC).

For context, the submission first includes some background on tree management at the City of Marion and a summary of how this submission has been developed.

The submission then directly addresses the three focus areas being examined by the ERDC:

1. Best practice and innovative measures to assist in the selection and maintenance of site appropriate tree species to improve the resilience of the urban forest, with a focus on trees for urban infill developments;
2. Legislative and regulatory options to improve the resilience and longevity of trees comprising the urban forest; and
3. Any other related matters.

The following recommendations to the ERDC are made in this submission:

1. **The ERDC should ensure the final report on this inquiry has recommendations that link to Adelaide's Urban Greening Strategy (being developed by Green Adelaide) and that Green Adelaide be formally tasked to taking the lead in coordinating matters related to the urban forest with a focus on determining levers to improve tree canopy on private land.**
2. **The State Government ensures a coordinated approach to a regular Adelaide Tree Census that allows establishment of a benchmarking model of Adelaide's urban forest.**
3. **The State Government funds ongoing tree canopy mapping of Adelaide with a focus on monitoring trees on private land with the next round of data collection to include an analysis of species diversity.**
4. **The State Government works with councils and other stakeholders to identify mechanisms to improve the species diversity of the Adelaide urban forest to bolster its resilience to direct and indirect climate impacts and reduce the overall impact should one or more species be disproportionately impacted.**
5. **The State Government works with councils, local tree nurseries and research institutions (e.g., TREENET, Waite Arboretum) on a Climate Resilient Trees Trial and Climate Resilient Trees Guideline for Adelaide.**
6. **The State Government works with councils and the Local Government Association to investigate the development of a private tree maintenance fund. This could link directly with other existing funding sources generated by the State Government from loss of open space and trees, such as the Planning and Development Fund and the Trees Offset Fund**

## Inquiry into the Urban Forest

Submission to the Parliament of South Australia,  
Environment, Resources & Development Committee

FEBRUARY 2023



7. The State Government brings together the Office of the Technical Regulator, Green Adelaide the Local Government Association and utility providers to undertake a review of the regulation of trees on public land.
8. The State Government removes the power of utilities providers to forcibly remove, or insist upon the removal, of trees on public land unless there is an immediate threat to public safety.
9. The State Government reviews the PLEC funding model and strategic prioritisation process to better incorporate the benefits of urban greening. Noting that a dramatic increase in available funding is required to achieve the necessary urban greening outcomes in many areas of the Adelaide.
10. The State Government reviews the list of declared weeds and considers including exemptions for species that may have a low threat in urban areas.
11. The State Government works with local government and industry leaders to standardise a tree valuation methodology in South Australia and ensure this valuation is linked to tree protection laws in the state planning system.
12. The recommendations of this inquiry are provided to the Minister for Planning and are incorporated into the final recommendations of the Planning System Implementation Review.
13. State planning laws must establish a clear definition on 'Reasonable Development' in relation to trees, e.g. if X amount of canopy cover is lost, the development is not reasonable.
14. State planning laws should enable Council to refuse development if the plans are inaccurate/misleading, forcing private certifiers to ensure all lodged documents are accurate and include impacts to council trees.
15. There should be no exemption allowing for the removal of Regulated trees within proximity to buildings or other structures unless it can be demonstrated that the tree is actually damaging that structure, and there should be a requirement for the proponent to demonstrate that the value of the structure outweighs the value of the tree.
16. The state government should provide further guidelines on suitable tree selection and long-term maintenance to compliment the mandatory tree planting policy in the state planning system.
17. Declared weeds (under the *Landscape South Australia Act 2019*) should not have a blanket exemption from planning approvals. Instead, applications could be made for defined areas (e.g. woody weed control along a creekline).
18. Remove the exemptions of State Government departments from tree protection regulations (notably the Department of Infrastructure and Transport and Department for Education).
19. Seek opportunities for state-level tree protection planning priorities on Federal Government land (e.g., the Department of Defence).
20. State Government engages with the Local Government Association and councils around are the implications of increase tree regulation and opportunities to manage resource impacts e.g., through leveraging fees or state government provision of funds.

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- 21. There should be no tree species exempt from planning approvals meaning proponents should be required to seek approval to remove/modify ANY TREE above a specific size threshold.**
- 22. The State Government delivers a community campaign on the benefits of trees.**
- 23. State Government support further research and collection of evidence around the relationship between trees, bushfire risk and protection of biodiversity**
- 24. The State Government works with industry leaders on a review of the arboriculture industry including professional training standards, accreditation and support for local industry development.**

### City of Marion Tree Management

The City of Marion is in Adelaide's south-western suburbs located around 10 kilometres from the Adelaide CBD.

As one of the largest councils in South Australia, we provide a range of community and environmental services to a resident population of around 100,000 people. More about our organization, community, and the services that we offer can be viewed on our website<sup>1</sup>.

We currently manage more than 57,000 trees representing nearly 10% of the publicly managed urban canopy in greater Adelaide.

Based on the 2018 assessment of Adelaide's tree canopy<sup>2</sup> we are aware that in the City of Marion we have a lower-than-average total tree canopy cover. We are also aware that we only control around one third of this canopy, with the majority of tree canopy on private residential land.

Through analysis of historical aerial images, we are aware of the ongoing dramatic loss of tree canopy on private land. Some of the northern parts of our council area show the total canopy has halved over the past 20 years.

In 2021 we embarked on an ambitious tree planting program to plant 30,000 trees by 2028 to help improve our total tree canopy. Our current planting rate of around 4,300 trees per year, is one of the highest annual tree planting rates of any South Australian council. Our planting program prioritises the planting of new trees to mitigate the impacts of climate change on our city and community.

Whilst council is investing heavily to increase council managed tree canopy, we are aware that our contribution of new street and reserve trees cannot outpace the loss of trees on private land or even bring up the City of Marion's tree canopy to the average canopy cover for a metropolitan Adelaide council.

Our community has shown consistent concerns around the loss of trees in our city with themes around environmental sustainability and trees featuring strongly during the 2022

<sup>1</sup> [www.marion.sa.gov.au](http://www.marion.sa.gov.au)

<sup>2</sup> <https://data.environment.sa.gov.au/Climate/Data-Systems/Urban-Heat-Mapping/Pages/default.aspx>

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Council election campaign and recent community visioning engagement activities forming part of the development of our 4-year Business Plan.

Given the importance of trees to our community and the limited control we have over trees on private land, we are striving to ensure that we manage council trees using best practice arboriculture.

Our goal is to utilize plantable public space effectively to maximise tree retention and establishment and ensure ongoing maintenance activities are smart and cost efficient.

Underpinning our tree management philosophy is our belief that **trees are community assets** that should be managed using the same asset management principles we would to other traditional assets such as roads and bridges. This means:

- Planning for tree management based on defined community and environmental service levels.
- Ensuring our trees have a realistic valuation that reflects their community benefit and underlying service levels.
- Ensuring planning for maintenance and renewal of trees is linked to our organisation's long-term financial and business planning.

We are now operating what we consider to be an industry-leading tree management program and our staff are regularly contacted to share experiences and ideas through state and national forums e.g., presentation by Coordinator Arboriculture, Ian Seccafien, at the National TREENET Conference "*Green is the New Gold: money does grow on trees*"<sup>3</sup>.

Using the innovative Forestree<sup>4</sup> tree management software we are now able to manage each tree as an individual asset for whole-of-life works management using live data management. Our council's tree management teams can actively view tree planting and maintenance activities, set targets, and plan our budgets through our interactive tree map. Data on our activities is also available for viewing by the community through our council website<sup>5</sup>.

In addition to streamlining workflows and providing more information to the community, this platform allows us to plan our tree planting around seven years ahead, improving our capacity to integrate plantings into broader urban planning initiatives and flexibility in purchasing nursery stock.

Other industry leading programs delivered by the City of Marion include:

- **Trees Asset Management Plan:** This update of our tree management framework will make City of Marion one of the first Australian councils to complete an asset management plan for **trees as their own asset class** in accordance with the

<sup>3</sup> <https://treenet.org/resource/data-does-grow-on-trees-forestree/>

<sup>4</sup> [www.forestree.com.au](http://www.forestree.com.au)

<sup>5</sup> [www.marion.sa.gov.au/services-we-offer/environment/street-trees/marion-tree-infrastructure](http://www.marion.sa.gov.au/services-we-offer/environment/street-trees/marion-tree-infrastructure)

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*International Infrastructure Management Manual 2020 (IIMM 2020) and Australian Infrastructure Financial Management Guideline.*

- **Adopt a Tree:** a program to support residents to water young street trees.
- **Urban Tree Warriors:** a formal program volunteering program where registered Urban Tree Warriors are trained to assist with minor tree pruning and maintenance activities.
- **Tree Maintenance Fund:** A fund available to landowners to assist with maintenance the assists with the retention of large trees on private residential land.
- **Tree Tags:** Informative temporary tags attached to trees to engage the community in the diverse benefits of trees.
- **Valuing Marion's Nature:** ongoing engagement activities including workshops, events and communications that promote community connections with nature.

The City of Marion also works regionally, with the Cities of Holdfast Bay, Mitcham and Onkaparinga and the State Government, as part of the in the Resilient South climate partnership<sup>6</sup>. The Resilient South partners pursue opportunities to mitigate and adapt to the impacts of climate change in our region. Effective urban forest management is a priority area for Resilient South because it provides benefits through both climate adaptation and mitigation while also improving public amenity.

Resilient South initiatives and partnerships that relate to the urban forests include:

- **Adelaide Future Trees program.** This initiative led by the University of Adelaide and supported by local government, Green Adelaide, Wellbeing SA, and SA Power Networks, is currently analysing the current available data on council trees and identify priorities for the development of a climate resilient urban forest in the future. Future stages will focus on trials to broaden the palette of street trees and the local development of new cultivars.
- **Resilient South Regional Climate Action Plan (ReCAP).** This is a major planning initiative that will identify key priorities in responding to climate change in our region. Initial consultation with project partners has indicated that trees, greening and urban cooling a major priority for councils and residents in the region.
- **Resilient Asset Management Project (RAMP).** This ~\$1M initiative aims to identify climate risks to council assets and develop a consistent approach in addressing climate risks across the \$5 billion worth of assets managed by partner councils. The RAMP has received contributions from partner councils, CSIRO, the LGA SA Research and Development Scheme and the National Disaster Risk Reduction Fund. The Department for Environment and Water is an observer on this project.

### About this submission

<sup>6</sup> [www.resilientsouth.com](http://www.resilientsouth.com)

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This submission has been prepared based on the experience and advice of specialist staff at the City of Marion and more broadly through the Resilient South. We consider that the priorities in this submission reflect leading, best practice urban forestry for local government.

Key technical input on this submission has been led by the following City of Marion employees:

- **Ian Seccafien**, Coordinator Arboriculture City of Marion: Council arborist with over 20 years' experience across local government.
- **Dr Stefan Caddy-Retalic**, Resilient South Regional Coordinator. Leading specialist advising on climate change and tree management as a University of Adelaide Adjunct Lecturer and Regional Coordinator of the Resilient South climate partnership.
- **Rebecca Neumann**, Senior Environmental Planner, City of Marion. Council sustainability practitioner with over 20 years' experience in local government.

Many of the opportunities identified in this submission also have significant political ramifications as they call for major changes to the financial and regulatory frameworks that shape urban forestry in greater Adelaide and the role that local government plays.

The political priorities identified in this submission have been considered by City of Marion council members through our Environment Committee and our General Council, with feedback incorporated into the final submission.

We would also like to note that many of the priorities raised in this submission are also being / have been raised through other pathways to support the broader changes that we believe are required to improve management of trees, wildlife, and green spaces in our community. This includes:

- Business planning by Council Members as part of the review of the City of Marion strategic management plans.
- The development and of the City of Marion Trees Asset Management Plan and Greening Strategy.
- Our response to the **Planning System Implementation Review** led by the Minister for Planning and his Expert Panel.
- The Resilient South Regional Climate Action Plan (**ReCAP**) and Resilient Asset Management Project (**RAMP**) – see above.
- Our involvement in several “technical working groups” contributing to the **Adelaide Urban Greening Strategy** (led by Green Adelaide) and the recent aerial tree canopy and urban heat data captures (LiDAR mapping).
- Responses to previous Parliamentary Inquiries including:
  - **Inquiry into Urban Green Spaces** by the Natural Resources Committee (via submission from the Regional Climate Partnership and SA Local Government Association, July 2020)
  - **Inquiry into Native Vegetation Protection** by the Natural Resources Council (submission from City of Marion, July 2021).



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- Opportunities for engagement with the community and other industry leaders.

### Inquiry Area #1

Best practice and innovative measures to assist in the selection and maintenance of site-appropriate tree species to improve the resilience of the urban forest, with a focus on trees for urban infill developments.

### Urban forestry requires strategic coordination

The urban forest includes trees that are planted on both public and private land. In Adelaide, there is currently no single agency or authority that coordinates the strategic management of trees and natural spaces, or even has complete visibility of all urban trees.

The Adelaide Urban Greening Strategy currently being developed by Green Adelaide addresses a range of issues related to urban forests and responds to the *Inquiry into Urban Green Spaces* by the Natural Resources Committee of the South Australian Parliament<sup>7</sup>.

**RECOMMENDATION 1:** The ERDC should ensure the final report on this inquiry has recommendations that link to Adelaide's Urban Greening Strategy (being developed by Green Adelaide) and that Green Adelaide be formally tasked to taking the lead in coordinating matters related to the urban forest with a focus on determining levers to improve tree canopy on private land.

The major pressures that are limiting efforts to maintain and grow our combined urban forest and canopy are:

- The removal of existing trees on private land, primarily due to infill development.
- Limitations in planting opportunities on public land due to limited space and heavy encumbrances from utilities (overhead power lines and buried pipes and cables); and
- Climate impacts reducing the suitability of commonly planted tree varieties due to long-term drying, warming and extreme weather events.

### Climate change is a risk to our urban forest

Adelaide's climate is shifting from a Mediterranean climate (characterised by hot, dry summers and cool, wet winters) to a semi-arid climate (characterised by very hot, dry summers and warm winters with limited rainfall), more akin to Port Augusta.

<sup>7</sup> Final report on the *Inquiry into Urban Green Spaces* by the Natural Resources Committee was tabled in the House of Assembly and ordered to be published on Thursday 27 May 2021. Detail available at [www.parliament.sa.gov.au/en/Committees/Committees-Detail](http://www.parliament.sa.gov.au/en/Committees/Committees-Detail)



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In addition to this general warming and drying trend, climate projections for Adelaide indicate increasingly variable rainfall and an increase in the frequency and intensity of extreme weather events (droughts, heatwaves, and storms).

Adelaide's shifting climate means that several popular tree varieties, including some native species, are moving outside of their climatic envelope and are becoming more difficult to establish and maintain.

For example, Callery Pears (*Pyrus calleryana*) are native to the humid subtropical to temperate zones of eastern Asia and Jacarandas (*Jacaranda mimosifolia*) are native to subtropical South America. While moderately drought tolerant, both species (and many other heavily planted exotics) are on the edge of their climatic range in Adelaide.

As Adelaide's climate becomes increasingly arid, with increasing drought periods and heatwaves, commonly planted species are likely to have reduced health and useful life expectancy and lower success in establishment. Eventually, widespread cultivation of some currently common species in Adelaide will not be possible.

### Best practice urban forestry requires species diversity

The best way to bolster our urban forest against direct climate impacts and climate-mediated threats (like disease) is through diversification of the trees we plant. Increased diversity should occur within species (maximising genetic diversity), between species (maximising the different trees we plant), in size and form (increasing functional diversity) and in age (ensuring not all trees will senesce at the same time).

Higher diversity ecological communities are more resilient, and there is more redundancy in place should we pass the climatic threshold or experience the introduction of a pest or disease which heavily impacts one or more tree species. A principle that has been adopted by several cities globally, including the City of Melbourne, is to aim for an urban forest that comprises:

- No more than 5% of any one species (e.g., River Red Gum; *Eucalyptus camaldulensis*);
- No more than 10% of any one genus (e.g., *Eucalyptus*); and
- No more than 25% of any one family (e.g., Myrtaceae, including *Eucalyptus*, *Corymbia*, *Angophora*, *Melaleuca*, *Agonis*, *Lophostemon*, etc.).

### Tree planting in Adelaide shows very low diversity

Preliminary analysis from council tree inventory data from across greater Adelaide shows a predominance of a handful of heavily planted tree varieties. The trees most planted by councils are Callery Pears and Jacarandas, which together account for more than 20% of Adelaide's public urban forest. In addition, nearly half (45.3%) of the audited council trees in Adelaide are from the Myrtaceae family (eucalypts, bottlebrushes, paperbarks, willow myrtles, etc.)

Other commonly planted trees include

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- Queensland Brush Box (*Lophostemon confertus*)
- Golden Rain Tree (*Koelreuteria paniculata*)
- River Red Gum (*Eucalyptus camaldulensis*)
- Crimson Bottlebrush (*Melaleuca (Callistemon) citrina* and *M. viminalis*)
- Tuckeroo (*Cupaniopsis anacardioides*)
- SA Blue Gum (*Eucalyptus leucoxylon*).

These trees have become popular in some cases due to their association with the heritage of some suburbs, but largely because they have been proven performers with relatively few pest issues, predictable growth habits and well-developed propagation techniques. This makes them easy to incorporate into landscape designs and predictable to manage by councils. This reliability and popularity has, in turn, reinforced their heritage associations.

Mass propagation of cultivars through tissue culture (growing trees from cuttings rather than seed) has allowed nurseries to grow young trees at scale at low cost and maximise tree consistency in form and growth characteristics. With little pressure from the market to supply different species, this has resulted in many cultivars planted in Adelaide consisting entirely of clones with very little overall diversity.

Low-diversity ecological communities are generally regarded as more vulnerable to extrinsic threats because a small disturbance (e.g., an apparently minor climatic change or introduction of a pest or disease) has the potential to negatively impact the health and/or function of much of the community.

Furthermore, closely related species (i.e. those in the same family) are often susceptible to the same threats, including climate but also climate-mediated pests and diseases such as phytophthora and myrtle rust (both of which affect Myrtaceae species), the transmissibility of which may be increased in some areas due to climate impacts. The combination of reduced tree health and increased transmission of pests and diseases might also lead to increased virulence of pests and pathogens, with trees previously able to suppress infection no longer able to do so, leading to tree decline and death.

### Industry change is required to introduce more tree diversity

Achieving a diverse urban forest will require a rapid shift away from currently popular exotic trees such as Jacarandas, Callery Pears and Queensland Brush Box (*Lophostemon confertus*) and some native species such as the South Australian Blue Gum (*Eucalyptus leucoxylon*).

Determining which varieties to plant in the place of currently popular tree varieties that are overrepresented in the urban forest is not straightforward and will require coordination between local governments, state government and nursery industry, to ensure (species and genetic) diverse stock are available for purchase by urban forest managers.

Given that a change to current practices is likely to have impacts for all stakeholder groups, careful communication, engagement, and planning will be required to introduce new tree

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species and move away from single-variety plantings along streets. Impacts of this change will affect:

- planning for maintenance of character and heritage in established sites;
- selection of new species by landscape architects and developers in new sites;
- supply of new species by the nursery industry; and
- schedules for establishment and maintenance of trees in council operations.

### Better forestry data is the key to better planning

Understanding the diversity and demographics of Adelaide's trees is a vital first step in improved management of our urban forest. A benchmark model would identify levels of diversity in the urban forest, as well as the vulnerabilities that climate change impacting sensitive species is likely to have on our canopy as a whole.

Phase 1 of the Adelaide Future Trees Project has collated tree data from all councils in greater Adelaide to develop a model across that can be used for planning purposes.

Establishment of consistent data collection methods and a centralized tree database should be mainstreamed as part of the Green Adelaide Urban Greening Strategy to ensure the process is ongoing and improved over time.

Current limitations around the centralized collection and analysis of tree data are:

- Approximately half of Adelaide's councils do not have a specialist tree management database (e.g. Forestree or Tree Plotter) and/or have limited census data of the trees they manage. Coordinating the development of common data standards and a shared platform which all parties can contribute their data would improve opportunities for better forest management.
- Several councils are not planning their tree management through specialist software systems (often part of the tree management databases above). These systems allow long term planning of tree planting and maintenance activities – including planning for the numbers of new trees required and selection of site appropriate species.
- It is unclear whether trees on State and Commonwealth-owned estates (e.g., Adelaide and Parafield Airports; schools, TAFE, university, and health campuses, etc.) have been audited and databased. Ensuring these trees have been mapped and those data can be included in urban forest modelling would fill large spatial gaps.
- There is currently no census of trees on private land. Attempts to collect this data through aerial imagery (remote sensing) are underway, however current data collection does not distinguish species.

The Department for Environment and Water and Green Adelaide have partnered with the Adelaide metropolitan councils to undertake an airborne data capture of all trees in the greater Adelaide area using LiDAR (a remote sensing technique). These data will be used to measure the canopy extent across individual suburbs and target areas for greening and it is

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intended that regular recapture of these data will be used to track canopy extent over the coming years.

While this approach is critical for measuring the extent of the urban canopy, LiDAR is currently unable to distinguish between tree species, making it difficult to determine relative abundances or the degree to which weeds (e.g., olives), native vegetation and cultivated species are contributing to canopy levels. **Multispectral imagery** (captured during the LiDAR flyover or through other means) has the capacity to identify individual trees, which can then be combined with LiDAR data to create a comprehensive canopy model including both size and species identification. However, analyses of multispectral imagery must first be “trained” using trees of known species. Council datasets provide this opportunity and could inform a much more comprehensive analysis incorporating both public and private land.

**RECOMMENDATION 2: The State Government ensures a coordinated approach to a regular Adelaide Tree Census that allows establishment of a benchmarking model of Adelaide’s urban forest.**

**RECOMMENDATION 3: The State Government funds ongoing tree canopy mapping of Adelaide with a focus on monitoring trees on private land with the next round of data collection to include an analysis of species diversity.**

### We need to identify new climate-resilient tree cultivars

To achieve a diverse urban forest and reduce vulnerability to direct and indirect climate impacts, we need to target suitable tree species that are not commonly planted at present and shift ongoing planting programs to favour those varieties. This imperative is the focus of the Future Trees Project, being led by the University of Adelaide in partnership with several other agencies.

Ideally, Adelaide’s “future trees” should be from dry Mediterranean or semi-arid climate zones and not part from the Myrtaceae, Rosaceae, Sapindaceae, Bignoniaceae or Oleaceae plant families, which are already heavily represented in Adelaide. Historic plantings at the Waite Arboretum and other locations may be useful sources for identifying suitable candidate species. Once candidate species have been identified, well-designed street tree trials should be undertaken to test tree performance. Trials should be underpinned by a strong experimental design that incorporates broad growing conditions (plains, coastal, hills, etc) and replicates typical street tree establishment.

There has been little local development of tree varieties to suit our conditions for decades, with much tree stock imported from interstate. South Australia has good facilities for tree breeding and propagation, including the plant breeding and improvement facilities at the Waite Campus of the University of Adelaide (currently used almost exclusively for cereal crops and grape vine research), State Flora nursery at Murray Bridge and various commercial facilities.

The semi-arid Australian native flora also remains underexploited for horticultural development, with several native species that would be attractive for plant breeding and commercial opportunities. Investment in this work being undertaken in Adelaide would create opportunities to improve the diversity and quality of tree stock for planting in our

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cities, as well as providing new market opportunities for local producers and reducing the biodiversity risk posed from importing plants from interstate. In addition to urban forest benefits, there are also opportunities in fostering a more innovative and productive tree nursery industry in South Australia (including export and intellectual property benefits).

With introduction of new and potentially unfamiliar species, there will need to be development of standards and guidelines for the planning management of these species. This includes:

- Character descriptions and services offered by the species.
- Technical design information relevant for use by landscape architects and planners.
- Propagation notes for nurseries.
- Establishment and maintenance notes for use operational maintenance.

**RECOMMENDATION 4: The State Government works with councils and other stakeholders to identify mechanisms to improve the species diversity of the Adelaide urban forest to bolster its resilience to direct and indirect climate impacts and reduce the overall impact should one or more species be disproportionately impacted.**

**RECOMMENDATION 5: The State Government works with councils, local tree nurseries and research institutions (e.g. TREENET, Waite Arboretum) on a Climate Resilient Trees Trial and Climate Resilient Trees Guideline for Adelaide.**

### We need to better value the public benefit of trees on private land

Trees on private land provide broader benefits than just to the landowner, however it is the individual landowners that bear responsibility for a tree's maintenance, hazards and ultimately often determine its future.

Increasingly, residents are requesting councils help maintain trees on private land, particularly large (often Regulated or Significant) trees that require maintenance and ongoing work to clear gutters etc. Such trees may also be regarded, often correctly, as posing a public risk if they are not regularly inspected and maintained by an arborist.

It is beyond the scope of councils to undertake works on private land, but some councils (including the City of Marion) have instituted Urban Tree Funds that provide limited funds to support the retention and maintenance of high value trees on private land.

These models still require an upfront payment by the resident to an arborist for the work. This means that the landowner is required to engage an arborist to inspect the tree, write a report, undertake any works and pay in full; then seek a partial reimbursement from council.

A more cost-effective model could be a government subsidised tree maintenance program. This would enable more cost-efficient coordinated procurement of arboriculture services and a more consistent approach to maintenance activities.

**RECOMMENDATION 6: The State Government works with councils and the Local Government Association to investigate the development of a private tree maintenance**

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**fund for high value trees. This could link directly with other existing funding sources generated by the State Government from loss of open space and trees, such as the Planning and Development Fund and the Trees Offset Fund.**

### Inquiry Area #2

Legislative and regulatory options to improve the resilience and longevity of trees comprising the urban forest; and

#### There is conflict between trees and utilities

There are several state government laws, regulations or policy documents that restrict the trees that can be planted on public land. Chief amongst these are:

- *Electricity (Principles of Vegetation Clearance) Regulations 2021*; including the Approved and Permitted Species lists maintained by the Office of the Technical Regulator that dictate which species may be planted under power lines;
- *Water Industry Act 2012*, including the SA Water Tree Planting Guide which dictates which species may be planted in the vicinity of underground water and wastewater infrastructure; and
- *Operational Instruction 19.8: Trees in Medians and Roadsides in the Urban Environment*, which mandates vegetation clearances from road corridors.

These documents treat trees only as a risk to critical infrastructure or life, including as a potential ignition source for bushfire. While trees certainly do pose a risk to infrastructure, these documents ignore the benefit that trees provide to the community.

As infrastructure proliferates with urban sprawl and infill, regulations that allow public trees to be removed and limit any replacement plantings, make it impossible for councils to achieve canopy targets on public land.

It is critical that there is a wholistic review of these key documents to incorporate a more sophisticated understanding of trees as community and ecological assets that act as important mitigator of climate risk.

A review should focus on harmonisation of all tree-relevant legislation and regulation to ensure this balanced and wholistic view of trees is promulgated across all state government policies, aligning infrastructure and development regulation with the principles of the 30-Year Plan for Greater Adelaide and government commitments to greening and increasing canopy.

The Office of the Technical Regulator (OTR) is the key agency responsible for the enforcement and compliance with these technical and safety regulations affecting the broader of the electricity, gas, plumbing and water industry in South Australia.

However, the OTR does not have any broader responsibility for maintaining the positive benefits of trees and green spaces in the community, nor does it maintain expertise in these areas. This narrow focus has led to a lack of prioritisation of maintaining trees and green spaces and little consultation with other state or local government entities to achieve this.



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This disconnect between government agencies is resulting in conflicts between councils and utility providers around the establishment of trees.

The OTR maintains lists of “Approved Vegetation” (for bushfire areas) and “Permitted Vegetation” (for non-bushfire areas) which were embedded in previous iterations of the *Electricity (Principles of Vegetation Clearance) Regulations 2021*.

The Regulations limit the planting of vegetation to species on these lists with the purpose of limiting the incidence of vegetation growing to a height where they may interfere with power lines, increasing public safety and limiting the cost pressure on SA Power Networks (SAPN), which has a legislative responsibility to ensure safe clearances of its infrastructure.

Much of Adelaide’s urban forest dates from before these lists were instituted, meaning that **many council plantings are non-compliant**.

SA Power Networks has historically offered some latitude to councils by accepting responsibility for pruning newer plantings and ensuring powerline clearance. However, SAPN has adopted a zero-tolerance approach to any trees planted since 2017.

SAPN has issued non-compliance notices to several councils across Adelaide to request the removal of common street trees including jacarandas (*Jacaranda mimosifolia*), Queensland Brush Box (*Lophostemon confertus*) and Coral Gums (*Eucalyptus torquata*) planted since 2017 because these are not on the Allowed or Permitted vegetation lists.

Councils are continuing to work with SAPN to find a way to maintain existing plantings, but overhead power lines and the Allowed and Permitted vegetation lists are a major impediment to councils with ambitious greening and canopy targets consistent with the 30 Year Plan for Greater Adelaide.

The Permitted species list contains 272 tree varieties, however several are synonyms of other species or have obsolete taxonomy, making it unclear which species they are referring to. A list of errors with recommended amendments was provided to the OTR in June 2022 but no amendments have been forthcoming.

When compared to the SA Water Tree Planting Guide, which contains 219 tree species that can be planted in the vicinity of water or wastewater infrastructure, there are only 62 tree species common to both lists. Many of the tree species common to both lists grow to less than three metres high and provide limited public amenity and may not meet criteria required for street trees (e.g., consistency of form, clear line of sight for traffic, lack of spiky or poisonous parts, lack of extensive litter, climate and soil suitability, nursery availability, etc.).

We recommend that efforts be made to expand the Allowed Vegetation and Permitted Vegetation lists and SA Water Tree Planting Guide to identify new species suitable for planting in the vicinity of infrastructure. This is likely to require trials of potentially suitable species and potentially the development of new cultivars suitable for South Australian conditions.

Key areas for review include:

1. Ensuring policies and legislation relevant to the electricity, gas, plumbing and water industry link with the priorities of Adelaide’s Urban Greening Strategy;

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2. Reviewing non-compliance notices that have been sent to councils, and
3. Establishing clearer guidelines and permitted vegetation lists to meet community priorities.

**RECOMMENDATION 7: The State Government brings together the Office of the Technical Regulator, Green Adelaide, the Local Government Association, and utility providers to undertake a review of the regulation of trees on public land.**

**RECOMMENDATION 8: The State Government removes the power of utilities providers to forcibly remove, or insist upon the removal, of trees on public land unless there is an immediate threat to public safety.**

### Undergrounding powerlines will avoid conflict with utilities

Independent of legislative and regulatory reform related to the electricity, gas and water industry, one of the simplest initiatives the state government could invest in to improve urban forest extent and performance is undergrounding of power lines, including in common services trenches under roadways which combine electricity, gas, water and communications services in a single trench.

This approach also increases the stability of the electricity grid due to damage in storms and fires, as well as removing a major bushfire ignition source in fire-vulnerable areas. The placement of a common trench in the middle of roadway also increases the amount of above- and below-ground space for planting on the verge, increasing the number and size of trees that can be planted on roadsides.

Undergrounding powerlines is expensive (ca. \$3,000 per metre). The Power Line Environment Committee (PLEC) is a committee assisting the Minister responsible for the *Electricity Act 1996* in assessing and recommending the undergrounding over overhead power lines.

The PLEC has annual funding in the order of \$10M, and largely operates in a co-funding model, whereby councils are invited to apply for funds to support undergrounding in specific areas. Councils are generally expected to contribute at least one third of the costs of undergrounding (ca. \$1,000 per metre).

This high requirement for council funds and limited co-funding available through PLEC means that undergrounding of existing overhead cables remains rare and is generally restricted to high-profile corridors and developments.

Providing additional funding to PLEC and reducing the level of co-funding required by councils would provide allow the removal of more overhead powerlines, and thereby improve safety and public amenity, and increasing opportunity for greening. Undertaking more undergrounding would possibly also reduce the net cost per meter due to efficiencies of scale.

A review of the PLEC funding model and prioritisation process should:



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1. strategically prioritise distribution of funding to areas of Adelaide where increased tree canopy is a high priority.
2. reduces the requirement for co-contributions from councils.
3. increases to the total annual funding pool to support a more rapid establishment of trees in priority locations.

Alternatively, the state government could identify high priority targets for undergrounding (e.g. specific major transport corridors) to target for powerline undergrounding and greening, providing majority funding as a Major Project. Such projects could effectively transform a barren transport corridor with minimal greening into shaded boulevards with high public amenity and increased appeal for active transport users.

**RECOMMENDATION 9: The State Government reviews the PLEC funding model and strategic prioritisation process to better incorporate the benefits of urban greening. Noting that a dramatic increase in available funding is required to achieve the necessary urban greening outcomes in many areas of the Adelaide.**

### Weeds are just plants in the wrong place

The *Landscape South Australia Act 2019* prevents the planting of species designated as weeds including common trees such as Aleppo pine (*Pinus halepensis*), box elder (*Acer negundo*) and desert ash (*Fraxinus angustifolia*). These species are prohibited because they have the potential to pose a serious risk to South Australia's environment and primary industries.

Prohibiting the planting of these species in regional and peri-urban areas has a sound ecological and agricultural basis. However, the traits that allow them to grow and proliferate, also make them robust and effective urban trees. For example, the desert ash has been planted extensively as a street tree (there are more than 5,000 plantings in council street tree databases) and is popular in gardens because it is shady and grows well. The major risk this species poses is its ability to colonise and spread along streams, which may not be an issue in some urban contexts.

**RECOMMENDATION 10: The State Government reviews the list of declared weeds and considers including exemptions for species that may have a low threat in urban areas.**

### Tree protection laws interstate and in the United Kingdom are ahead of Australia

It is notable that other jurisdictions in Australia and overseas are acting quickly to protect urban trees because it is a simple and cost-effective means of bolstering community resilience to climate impacts.

The 2022 report *Urban tree protection in Australia: review of regulatory matters*, commissioned by the Attorney General's Department Planning and Land Use Services, compares South Australian tree protection laws to those found in capital city local governments interstate. It finds that South Australia's tree protection laws are comparatively

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lax and makes a number of recommendations on how these could be improved to meet ambitious state and local government canopy targets.

The United Kingdom has amended its *Forestry Act 1967* to remove the £2500 penalty ceiling for unauthorised tree removal, allowing up to twice the value of the removed trees to be fined. Penalties for non-compliance include further unlimited fines or imprisonment. Additionally, “restocking” (revegetation) and enforcement notices are required to be listed on the Local Land Charges Register, making them visible to prospective buyers of the land and potentially impacting the land’s value.

The intention of this reform in the UK is to discourage developers who have previously been prepared to accept penalties for unauthorised clearing for commercial reasons. This type of reform is aimed at quickly arresting urban forest decline and represents the type of commitment that is likely to be required to arrest canopy decline in South Australia.

### New developments are the opportunity to get things right

Large housing developments provide improved opportunity for tree selection as all trees can be specified at one time to maximise diversity, and the opportunity to underground powerlines and use common trench infrastructure allows for larger trees to be planted.

This opportunity is not always appreciated or exploited by developers or councils, who may accept low-diversity plantings and/or smaller trees that do not provide substantial shade, despite the lack of encumbrance from overhead powerlines.

Developers are often heavily criticised for perceived failings in the building, environmental or social amenity created by their developments, particularly when large trees are removed to facilitate building. Linking tree retention and other public good outcomes to economic incentives (e.g. charging developers the full assessed value of a tree before approving its removal) would ensure that commercial and public good incentives are better aligned. Because large trees valued by industry-accepted methodologies often exceed \$100,000, funds accumulated would be significant enough to support major greening projects, including the purchase of land for pocket parks or other greening opportunities. Such an approach would lead to more certainty for developers and development that is in line with public expectations.

**RECOMMENDATION 11: The State Government works with local government and industry leaders to standardise a tree valuation methodology in South Australia and ensure this valuation is linked to tree protection laws in the state planning system.**

### Our planning laws are deficient when it comes to tree protection

The *Planning, Development and Infrastructure Act 2016* is the primary mechanism for protecting trees on private land in the overlay region (i.e., greater Adelaide area).

Our council has provided extensive feedback on the interaction between planning laws and tree protection laws as part:

- The 30 Year Plan for Greater Adelaide

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- Planning, Development and Infrastructure Bill
- Draft Planning and Design Code
- Planning System Implementation Review (current).

The benchmarking study *Urban tree protection in Australia: Review of regulatory matters* produced by the University of Adelaide, commissioned as part of the Planning System Implementation Review confirmed that South Australia's tree protections were markedly less stringent than those in other Australian capital cities and that the exemptions to protection were broad to the extent that few trees in an urban setting are actually protected against removal for development. The report provides several recommendations on reforms that would improve canopy retention on private land.

The Expert Panel that is advising on the Planning System Implementation Review, has already noted widespread feedback that tree protection regulations are insufficient, and that exemptions too broad, to effectively protect urban trees in many circumstances.

However, despite the importance of this issue, in their October 2022 Discussion Paper, the Expert Panel stated:

*"Notwithstanding the findings in the Research Report, for the avoidance of doubt, the Panel does not intend to make any specific recommendations as to what the revised minimum tree circumference should be (or if it should be amended), or what any minimum height or minimum canopy spread protections ought to be introduced (if it is inclined to recommend any of the same). This is because the Panel acknowledges the need for significant economic analysis to be undertaken before such figures could be arrived at."*

and

*"...the Panel considers that this [the exemption of protections for most trees within 10 metres of a building or in-ground swimming pool] provision is too generous, and that consideration needs to be given to reducing the same. The Panel also considers there is scope for reducing, or otherwise further refining, the circumstances that are deemed suitable triggers for removing a protected tree based on its proximity. This could potentially include a requirement for the tree to be posing a significant threat to safety or infrastructure but could also be refined to only permit removal to occur if the tree is within a certain distance to a substantial building or infrastructure... ..the Panel is unlikely to make specific numeric recommendations for revision of these regulations in the absence of further economic analysis".*

The Expert Panel's decision to avoid making specific recommendations regarding tree protections is disappointing and raises questions as to what state government process is necessary to achieve reform that will arrest current canopy decline. Undertaking economic analysis and broad consultation is certainly desirable, but the importance of growing canopy to ameliorate the impacts of climate change on the community, particularly in lower socioeconomic areas, coupled with the alarming decline in canopy in many areas, suggests that extended analysis and consultation may be a luxury that the community cannot afford.

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**RECOMMENDATION 12:** The recommendations of this inquiry are provided to the Minister for Planning and are incorporated into the final recommendations of the Planning System Implementation Review.

### Planning System Implementation Review Responses

The following issues have been raised as part of our recent responses to the Planning System Implementation Review.

#### **“Reasonable Development” clause**

Large numbers of trees are lost through Development Applications under the ‘Reasonable Development’ clause in the PDI Act. No clear definition is provided on what constitutes ‘Reasonable Development’. Arguments are made for tree retention on the grounds that it is unreasonable to lose the tree, however it often swings back to zoning, and if the zoning allows the development, then it is reasonable. By such logic, it is difficult to envisage what development would be regarded as ‘Unreasonable’ in the context of tree protection.

**RECOMMENDATION 13:** State planning laws must establish a clear definition on ‘Reasonable Development’ in relation to trees, e.g. If X amount of canopy cover is lost, the development is not reasonable.

#### **Private Certifiers**

Privately certified developments increase tree loss because they are often conducted by a certifier (potentially remotely) with limited information and without visiting the site. This can result in inaccurate or misleading plans being submitted to council which often do not reflect council trees in the plan. These are approved by the certifier’s planners, and then a tree removal request is submitted to the council arboriculture team. Council is not consulted at any early stage of the process. Council is then forced to remove the tree to allow the approved development.

**RECOMMENDATION 14.** State planning laws should enable council to refuse development if the plans are inaccurate/misleading, forcing private certifiers to ensure all lodged documents are accurate and include impacts to council trees.

#### **10m exemption rule**

With ongoing urban infill, the ability to remove any tree (other than *Eucalyptus* or *Agonis flexuosa*) that is within ten metres of a dwelling or in-ground swimming pool effectively means that most “protected” trees in urban areas are exempt from protection. A recent case where an abandoned, filled-in pool was used to remove a Regulated Tree and a recent ERD court decision whereby a Norfolk Island Pine which had a stem >10m away from any structure was removed on the basis that a basal root was within 10m of a building demonstrate that this section is problematic and requires reform, including additional instruction to judges to ensure court decisions are consistent with community expectation and the objectives of the Act.

**RECOMMENDATION 15:** There should be no exemption allowing for the removal of Regulated trees within proximity to buildings or other structures unless it can be demonstrated that the tree is actually damaging that structure, and there should be a requirement for the proponent to demonstrate that the value of the structure outweighs the value of the tree.

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### **Mandatory Tree Planting Policy**

The conflict between the requirement for one new tree per allotment and 10m exemption for most species suitable for small areas means that most of trees planted will have no protection. The planted young tree is offered no protection if the first owner simply neglect or remove it, or if the property is sold and new owners simply remove it. Given that many small trees popular in infill developments (e.g. Callery Pear and Crepe Myrtle) have a limited lifespan (i.e. <20 years), it is likely that many infill trees will be lost by simple attrition.

**RECOMMENDATION 16: The state government should provide further guidelines on suitable tree selection and long-term maintenance to compliment the mandatory tree planting policy in the state planning system.**

### **Declared Weeds**

The use of a blanket exemption for “declared weeds” can be problematic since many examples exist where declared weeds have either heritage value (e.g. olive groves), provide ecosystem services that are of greater value within their local context such as shade canopy (e.g. Desert Ash) or food sources to threatened native species (e.g. Aleppo Pine for Yellow-tailed Black Cockatoo).

Many declared weeds are not problematic in urban areas and may in fact be better, more climate resilient choices. Perfection should not be the enemy of progress in canopy growth.

**RECOMMENDATION 17: Declared weeds (under the *Landscape South Australia Act 2019*) should not have a blanket exemption from planning approvals. Instead, applications could be made for defined areas (e.g. woody weed control along a creekline).**

### **State Government and Federal Government exemption from tree protection**

Trees are often removed by state government on state government land without independent consideration of the value of the trees against the reasons for their removal.

This often occurs along roads (e.g. as part of the Darlington South Road upgrades within the City of Marion) and at public school sites. These types of locations have particularly high risks associated with increased urban heat.

The Federal Government (e.g. Department of Defence) also has an exemption from these State Laws and therefore has little responsibility to maintain or protect trees on site (e.g. significant trees at Warradale Army Barracks).

**RECOMMENDATION 18: Remove the exemptions of State Government departments from tree protection regulations (notably the Department of Infrastructure and Transport and Department for Education).**

**RECOMMENDATION 19: Seek opportunities for state-level tree protection planning priorities on Federal Government land (e.g. the Department of Defence).**

### **Open Space and Trees Project**

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We note the State Planning Commission's "Open Space and Trees Project" and provide general support for Part 1 and Part 2 of the project and the concept that these should be reviewed by the Expert Panel as part of the Planning System Implementation Review.

The Open Space and Trees Project – Part 1A (Arborist Review) has been reviewed by City of Marion arborists together with key staff (including arborists) regional collaboration on urban greening priorities in the Resilient South regional climate partnership ([www.resilientsouth.com](http://www.resilientsouth.com)). The following key notes were made:

- Dr Dean Nicolle is a well-respected eucalypt expert however, he does not appear to hold arboricultural qualifications, nor is he a member of, or endorsed by, a relevant professional association (e.g. the International Society of Arborists or Arboriculture Australia).
- The methodology that Dr Nicolle has used to value and rank species appear to be based on his opinion and professional experience and is not recognised externally. These valuations should be evaluated by a group of industry professionals before being accepted by the state government.
- The majority of Dr Nicolle's report is concerned with the inclusion of various species on exemption lists under Regulation 3F of the *Planning, Development and Infrastructure Act 2016*. The presence of such lists complicates the implementation of the Act in that a proponent needs to identify a tree to evaluate if it can be modified/removed. Trees can be difficult to identify and there have been recent incidents of even professional arborists removing protected trees due to misidentification.

Many of the recommendations in the Open Space and Trees Project are supported however we have some technical concerns and more detailed discussion is needed regarding the potential regulatory burden on councils.

A copy of our submission to the Planning System Implementation review can be made available on request.

**RECOMMENDATION 20:** State Government engages with the Local Government Association and councils around are the implications of increase tree regulation and opportunities to manage resource impacts e.g. through leveraging fees or state government provision of funds.

**RECOMMENDATION 21:** There should be no tree species exempt from planning approvals meaning proponents should be required to seek approval to remove/modify ANY TREE above a specific size threshold.



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### Inquiry Area #3

Any other related matters

#### Community attitudes to trees are mixed

Trees and green spaces are rated as some of the most liked features of our community and concern about tree loss consistently rates very highly on the list on our list of community priorities.

The benefits of trees for health, wellbeing, and the environment (both ecologically and physically) are well researched and documented. In recent times, the academic evidence for health and wellbeing and natural spaces is becoming increasingly clear, programs such as “nature prescriptions”<sup>8</sup> gaining popularity with health care professionals. There are clear and documented links between exposure to biodiverse green spaces and increased physical and mental health, lower crime rates and improved property values.

The benefits of tree for improving climate resilience are also becoming important. This includes through improvements to the physical environment (reducing urban heat, absorbing carbon, breaking down airborne pollutants and reducing demand on air conditioners) as well as for improving resilience of local wildlife and natural systems.

However, despite the benefits, there are community attitudes that persist that discourage residents from maintaining or planting trees on their land. These include:

- Maintaining trees is risky and sometimes not easily completed by the landowner.
- Maintaining trees is expensive if specialist services are required.
- Trees increases fire risk.
- Having trees in proximity to a house will damage the structure.
- ‘Sudden limb drop’ is common, particularly in eucalypts, and property and safety are at risk.
- It is unreasonable to tolerate nuisance or minor property damage from trees, e.g., leaf litter in gutters or swimming pools; sap and pollen on cars; or pavement lifting due to tree roots.
- Trees shade solar panels leads to lost revenue.
- Trees block views and sunlight.
- Shade and roots from trees outcompete other gardening priorities such as lawn, flower beds and vegetable patches.
- Residents should be able to prune or remove a tree on the verge outside their house.
- Building or renovating on a property with trees is too expensive, so all trees should be removed prior to any building work.

<sup>8</sup> [www.greenadelaidesa.gov.au/get-involved/nature-prescription-trial](http://www.greenadelaidesa.gov.au/get-involved/nature-prescription-trial)

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There may be some truth in some of these concerns, but it is likely that the negative impacts of trees are overestimated, and the benefit of urban trees will almost always outweigh any drawbacks.

Deaths due to trees are relatively low compared to other activities where risks are commonly accepted (e.g., driving in a vehicle). A creative commons licensed *Database of Australian Fatalities associated with Tree Failures* is shared by Arboriculture Australia along with a paper analysing results<sup>9</sup>. The authors identify the risk of tree related death to be 1 in 5,000,000. Given the extent of tree canopy and the amount of time that people spend under tree canopies, the risk of sudden limb drop from a tree resulting in death or injury is extremely low.

Because larger trees take a long time to grow, their heritage benefits could be promoted to the community to inspire a regard of prestige to large trees, akin to original architectural features in a heritage home. This would enhance existing public positivity towards trees as environmental assets, and potentially provide additional economic or social incentive for those that do not individually appreciate trees to retain them.

**RECOMMENDATION 22: The State Government delivers a community campaign on the benefits of trees.**

### Trees, bushfire, and biodiversity often have competing priorities

Heatwaves, drought, and bushfires are the major natural hazards in South Australia and are closely linked. Southern Adelaide suburbs represent some of the most at-risk of bushfires nationally and many residents remain inadequately prepared to deal with these predictable hazards.

Trees can increase the intensity of bushfires, however they can also reduce the likelihood of fires and the rate of spread through reduced heat and reduced wind speeds. A cool, shady canopy is also an asset to people and wildlife in times of heatwave.

Concerningly, southern Adelaide has experienced marked biodiversity loss in recent years, such as a 75% decline in woodland birds. Retention of tree canopy and allowing movement of wildlife both for refuge during heatwaves as well as gradual movement with climatic changes are important aspects of biodiversity conservation.

These links between climate, vegetation, fire, and biodiversity are complex and none can be effectively managed in isolation. Investing in better understanding the links and feedbacks between these systems and bolstering the management of our biodiversity and emergency planning is likely to improve both biodiversity and hazard management outcomes.

**RECOMMENDATION 23: State Government support further research and collection of evidence around the relationship between trees, bushfire risk and protection of biodiversity.**

<sup>9</sup> Hartley, M. and Chalk, J. (2019). *A review of deaths in Australia from accidental tree failures*. Shared by Arboriculture Australia at [www.arboriculture.org.au](http://www.arboriculture.org.au) (accessed 20 January 2023).



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### There should be clearer professional standards and certification for arborists

With the rate of tree canopy decline and the increasing pressure on councils to make up for losses of tree canopy on private land, there has been a dramatic increase in the services required from councils around tree management. This includes additional water trucks, pruning crews and general arboriculture staff to maintain trees and ensure required clearances to roadways etc are maintained.

In addition to the additional cost pressures, several councils are encountering difficulty attracting and retaining skilled staff, particularly “practicing” (Certificate III qualified) and “consulting” (Diploma qualified) arborists.

Arboriculture is a specialist field requiring in-depth understanding of tree management. Core skills include an ability to identify different species and cultivars; recognise and treat pests and diseases; understand soil physical and chemical properties and the impacts these have on plant growth; the capacity to prescribe and undertake pruning of both young and mature trees; the ability to specify trees suitable for planting in specific conditions; an understanding of the legislation and regulations relating to trees.

These skills are not quickly acquired and require extensive on-ground training and mentoring in addition to the core qualifications taught in a Certificate III or Diploma course. Arborists also develop a range of ancillary skills (e.g., tree climbing, habitat pruning, tree valuation, etc) and hold specialist insurance to operate safely.

Despite the extensive skills and training required, the Australian arboriculture industry is currently largely unregulated and **there is no barrier to an unqualified person promoting themselves as an arborist.**

In addition to the obvious safety and public liability issues created by untrained operators pruning and removing trees, there have been instances of unscrupulous operators paying unsolicited visits to homeowners and falsely claiming that their trees are unhealthy or unsafe and require immediate and expensive treatment or removal. This can lead to the unnecessary and unwanted removal of healthy trees and further decline in urban forest diversity and canopy cover.

Unprofessional behaviour by such operators, as well as some trained arborists, undermines public regard for arboriculture as a specialist field and encourages the public to engage untrained, but probably less expensive “tree loppers” to undertake tree management services.

Arborist is listed on the 2022 Skills Priority List, but South Australia trains relatively few arborists domestically, with only two SA-based Registered Training Providers able to deliver the Diploma in Arboriculture. Of these, TAFE SA is the primary provider, but requires applicants to already be employed in a relevant industry, creating an impediment to recruiting new trainees.

There is also very little opportunity for further formal education to achieve the advanced skills required for higher level arboriculture or urban forestry roles (i.e. courses beyond the Diploma in Arboriculture).

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According to the training.gov.au website, there are no training providers currently able to deliver an AQF level 6 (Advanced Diploma) qualification in arboriculture nationally. The only AQF level 8 (Graduate Certificate or Graduate Diploma) course is available through the University of Melbourne. Unlike many overseas jurisdictions, there are no university-level arboriculture courses offered by South Australian universities.

Australia has traditionally imported many of its arborists, primarily from the United Kingdom. The COVID pandemic caused an interruption to immigration, disrupting the inflow of trained personnel. Reliance on overseas-trained arborists has been shown to be prone to disruption, but also requires immigrating arborists to learn new industry skills on their arrival. For example, UK arborists are largely trained with deciduous trees and conifers, which have very different growth, architecture, biology, and management requirements to dominant Australian trees such as eucalypts and acacias. Australian trees are also less susceptible to fungi due to the drier conditions, but are vulnerable to a different suite of pests and pathogens (e.g., phytophthora and myrtle rust) that overseas arborists are less likely to be familiar with.

Increasingly, arborists employed in local government are required to possess or develop additional skills that are not taught as part of traditional arboricultural courses, including ecology, town planning, asset management, urban forestry, and related skills. Arborists are currently learning these skills on the job, but this process is haphazard and inconsistent across councils.

Providing professional development opportunities to learn new industry skills would improve the capacity of the sector to better respond to emerging tree issues.

Opportunities to improve industry regulation and training opportunities exist as described below.

### Industry regulation:

1. Instituting a state register of Practising (AQF Level 3 qualified) and Consulting (AQF Level 5 qualified) arborists and a legal requirement for professionals to meet minimum training levels to use the title "arborist" would improve professional standards and the regard the public has for arborists.
2. Adding specific ratings (e.g., tree risk assessment; native vegetation assessment; tree valuation; ground-based pruning; aerial pruning, etc.) to arborist registration in partnership with a peak industry body (e.g., Arboriculture Australia) would provide confidence in arborists' capacity to undertake specialist services and provide ongoing professional development avenues for arborists.
3. Instituting a requirement for arborists to undertake ongoing professional development to ensure they remain up to date with current practices would improve the performance of the industry and provide a mechanism to weed out under-trained or poorly performing actors.

### Training opportunities

1. Providing additional TAFE SA training places and pathways to undertake the foundation Certificate III and Diploma of Arboriculture that do not require experience would alleviate the current skills shortage and provide new career opportunities to local workers.

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2. Offering an AQF Level 6 (Advanced Diploma) or 8 (Graduate Certificate/Diploma) at a local training organisation would provide ongoing professional development opportunities for local arborists and position Adelaide as a national training hub for interstate workers. Such a course could leverage the existing expertise and resources in South Australia, including the Waite Arboretum and specialist plant breeding and pathology facilities at the Waite Campus of the University of Adelaide.
3. Current training courses are limited in their delivery and do not necessarily integrate the latest teaching and external expertise available in Adelaide. The South Australian government could provide additional expertise to TAFE SA and other training providers to train new arborists to tackle emerging issues. For example, providing PIRSA staff to train students to recognise plant pathogens such as *Xylella* that are likely to arrive in South Australia and have the capacity to negatively impact our urban forest.
4. Providing professional development opportunities for arborists to undertake training in town planning, asset management and advanced urban forestry skills that are associated with the management of urban trees in a complex and rapidly changing environment would improve the capacity of arborists to meet emerging requirements of their industry as well as improve industry retention of high performing arborists.

**RECOMMENDATION 24: The State Government works with industry leaders on a review of the arboriculture industry including professional training standards, accreditation and support for local industry development.**

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END

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## 11.4 Gap Year and Traineeship program funding

<b>Report Reference</b>	GC230214R11.4
<b>Originating Officer</b>	Manager People and Culture – Sarah Vinall
<b>Corporate Manager</b>	Manager People and Culture - Sarah Vinall
<b>General Manager</b>	Chief Executive Officer - Tony Harrison

### REPORT OBJECTIVE

To seek Council endorsement for the continuation of the Gap Year and Inclusive Traineeship programs within the City of Marion.

### REPORT HISTORY

<b>Report Reference</b>	<b>Report Title</b>
GC200811R04	City of Marion Gap Year Program 2021 – 2023

### EXECUTIVE SUMMARY

Since 2017, the City of Marion has engaged two recent school leavers from the Marion community on Gap Year placements, providing them with paid employment across both administrative and outdoor workplaces, allowing them to build valuable work experience and help contribute to community outcomes. In 2020, Council endorsed the continued funding for the Gap Year program for a further three years, expiring in December 2023.

Three Inclusive Traineeships are also offered each year, targeting three key areas:

- First Nations;
- Culturally and Linguistically Diverse (CALD); and
- Disability.

The traineeships provide valuable opportunity to participants with diverse backgrounds to build skills and complete a qualification which assist them in securing further long-term employment. Funding for the Inclusive Traineeships ends on 30 June 2023.

Long term funding support is sought for these programs to enable the City of Marion to continue providing valuable employment pathways to disadvantaged or young members of the Marion community.

### RECOMMENDATION

**That Council:**

- Approves the continuation of funding for the Gap Year and Inclusive Traineeship programs within the City of Marion on an ongoing basis until such time as Council resolves to discontinue the programs.**

**or**

- Approves the continuation of funding for the Gap Year and Inclusive Traineeship programs within the City of Marion for a further three years at a total cost of \$896,784 over the three years (subject to Enterprise Agreement increases).**

## DISCUSSION

### Gap Year Program

The Gap Year program for Year 12 school leavers is an initiative that commenced in 2017 to support local youth in the council area. It provides unique, extended, and valuable work experience to students recently graduated from local secondary schools.

Recruited to work within the City of Marion, participants are provided a variety of work experience over a year of paid employment, in both the administrative and outside workforces doing real work and contributing to community outcomes.

The value of the program was recognised in 2018 when it won a Local Government Professionals Excellence Award in 2018 for providing outstanding opportunities for local youth.

11 local young people have so far participated, with two new school leavers commencing on 30 January 2023. Many previous participants have gain further employment within the City of Marion following completion of their placement, while others have pursued careers elsewhere within local government or have gone on to tertiary study.

Feedback from previous participants is overwhelmingly positive, with the program seen as invaluable to helping to determine personal career pathways through the development of specific skills and exposure to multiple business disciplines and functions in a professional setting. In response to feedback from managers and students, in February 2022 the Strategic Workforce Committee approved the following changes to the design of the Program:

- extending the time spent by participants in specific business areas;
- broadening the flexibility to move participants to meet business needs; and
- tailoring the Program to better match the skills, experience and interests of Gap Year Students.

Feedback from Managers and participants indicates the redesigned Program is a resounding success, with benefits including:

- providing the business with an agile resource who has greater interest in the work they are undertaking;
- flexibility to move the resource to meet business needs as priorities change;
- greater productivity resulting from better detailed workplans aligned with longer tenure in each business location; and
- an improved experience for participants that helps them better map their future careers.

Improvements to the Gap Year program are providing greater value to both CoM and the student while supporting the Council's Community Vision of providing employment opportunities for Marion youth. Current approved funding expires at the end of 2023. Given the value of the program to both CoM and the community, new funding is sought to extend the program.

### **Inclusive Traineeships**

The Inclusive Traineeship program is an initiative developed to enhance inclusivity across the workforce by providing learning and employment pathway opportunities to people with diverse backgrounds. Each participant undertakes a 12-month placement with the CoM while concurrently completing a relevant Certificate-level qualification. In some circumstances it is necessary to extend the placement to enable completion of the qualification.

Each program participant gains valuable work experience, contributes to Council projects, priorities, and outcomes, developing key transferable skills in a supported environment. The Program won a Local Government Professionals Excellence Award in 2021.

The Inclusive Traineeship program targets three key areas:

- Aboriginal & Torres Strait Islander;
- Culturally and Linguistically Diverse (CALD); and
- Disability.

Three trainee positions have been filled each year, with two currently continuing beyond their initial twelve-month traineeship in order to enable completion of their individual qualifications.

The current funding for the program ends on 30 June 2023. The funding does not align with the completion of individual traineeships as they vary in duration depending on the qualification being completed.

### **Financial Implications**

The total annual cost to fund 5 positions through the programs is approximately \$250,928 (subject to Enterprise Agreement increases), with a continued increased of budgeted staffing numbers of five full time equivalents (two Gap Year, and three Inclusive Trainees).

### **ATTACHMENTS**

Nil

## 11.5 Election Process for GAROC Representative

<b>Report Reference</b>	GC230214R11.5
<b>Originating Officer</b>	Unit Manager Governance and Council Support – Victoria Moritz
<b>Corporate Manager</b>	Manager Office of the Chief Executive - Kate McKenzie
<b>General Manager</b>	Chief Executive Officer - Tony Harrison

### REPORT OBJECTIVE

The purpose of this report is to notify Council that a ballot has been called by the Local Government Association (LGA) for the supplementary election for the Metro South Grouping Representatives to GAROC as a result of a casual vacancy occurring. Correspondence from the LGA is included as **Attachment 1**.

### EXECUTIVE SUMMARY

At the General Council Meeting on 24 January 2023, Council nominated Mayor Kris Hanna to fill one (1) position on the GAROC Committee to represent the Metro South Regional Grouping for the balance of the membership term to GAROC (i.e., until the LGA Annual General Meeting to be held in October 2024).

At the close of nominations, the LGA had received nominations for two (2) eligible candidates. The two (2) candidates for election as the GAROC South Regional Grouping representative are listed below:

- Mayor Kris Hanna (City of Marion)
- Mayor Moira Were (City of Onkaparinga)

As a result of receiving more nominations than available positions, and in accordance with clause 4.4.4 of the GAROC Terms of Reference an election for the one (1) position on the South Regional Grouping of Members of GAROC will take place. A copy of each candidate's information is provided in **Attachment 2 and 3**.

### RECOMMENDATION

**That Council:**

- 1. Votes for the appointment of: xxxxxxxxx to the vacant position on the South Regional Grouping of Members of GAROC for a term commencing at the conclusion of the vote counting and ending at the conclusion of the 2024 LGA Annual General Meeting.**
- 2. Completes the Ballot Paper and voting envelopes in accordance with the instructions pursuant to the GAROC Terms of Reference and Returns to the LGA by 5.00pm Wednesday 1 March 2023.**

### DISCUSSION

Following a resolution and Council and pursuant to clause 4.4.5 of the GAROC Terms of Reference, the election process must be conducted as follows:

- each Member council shall determine by resolution the one (1) candidate it wishes to elect;
- the chair of the meeting for that Member shall mark the ballot paper with an "X" next to the one (1) candidate that the Member council wishes elected and seal the ballot paper in the envelope marked "Ballot Paper" and then place this envelope inside the envelope marked "Returning Officer". Note: The Member council's name has been marked on the inside flap

of the second envelope marked "Returning Officer" to enable confirmation of receipt of all council ballot papers. Ballot Paper envelopes are removed from the Returning Officer envelopes prior to vote counting.

- on receipt of the envelopes the Returning Officer must:
  - open the outer envelope addressed to the "Returning Officer" and record the name of the Member council which appears on the inside flap of the envelope on the roll of Member council's eligible to vote; and
  - place the envelope marked "Ballot Paper" unopened into the ballot box.
- the Returning Officer shall nominate the date, time and place for the counting of votes and shall invite each candidate and a person nominated as the candidate's scrutineer to be present;
- at the counting of the votes the Returning Officer shall produce the unopened envelopes marked "Ballot Paper" and if satisfied that all votes are valid, count the number of votes received by each candidate;
- the one (1) candidate with the most votes shall be deemed elected in respect of your Regional Grouping of Members and the Returning Officer shall declare the candidate elected, with immediate effect; and
- in the case of candidates receiving the same number of votes, the Returning Officer shall draw lots at the counting of the votes and the lot drawn will be the candidate elected.

The counting of votes will take place via Zoom on Friday 3 March 2023 commencing at 9.30am.

The successful candidate will take office from the conclusion of the vote counting for a term ending at the conclusion of the 2024 LGA Annual General Meeting.

## **ATTACHMENTS**

1. Correspondence Marion Letterto GAROC South CE Os Ballot Paper [**11.5.1** - 2 pages]
2. GAROC South Candidate Marion Hanna [**11.5.2** - 2 pages]
3. GAROC South Candidate Onkaparinga Were [**11.5.3** - 2 pages]





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In reply please quote our reference: ECM 787487 TN/MW

2 February 2023

Mr Tony Harrison  
Chief Executive Officer  
City of Marion  
PO Box 21  
Oaklands Park SA 5046

Dear Mr Harrison

### **Supplementary Election – Metro South Grouping Representatives to GAROC**

On 24 November 2022, I wrote to Member Councils of the Greater Adelaide Regional Organisation of Councils (GAROC) calling for nominations to fill one (1) position allocated to the Metro South Regional Grouping of Members on GAROC as a consequence of a casual vacancy occurring.

I wish to advise that at the close of nominations (5.00pm on 1 February 2023) I received nominations for two (2) eligible candidates. The two (2) candidates for election as the GAROC South Regional Grouping representative are listed below (in the order of the ballot draw):

- Mayor Kris Hanna (City of Marion)
- Mayor Moira Were (City of Onkaparinga)

As a result of receiving more nominations than available positions, I hereby advise that in accordance with clause 4.4.4 of the GAROC Terms of Reference an election for the one (1) position on the South Regional Grouping of Members of GAROC will take place.

I have attached a copy of each candidate's information together with a Ballot paper and voting envelopes for your council's completion in accordance with the instructions below. **I require the ballot paper to be received by me in hard-copy no later than 5.00pm Wednesday 1 March 2023.**

### **Voting Instructions**

Pursuant to clause 4.4.5 of the GAROC Terms of Reference, the election process must be conducted as follows:

- each Member council shall determine by resolution the one (1) candidate it wishes to elect;
- the chair of the meeting for that Member shall mark the ballot paper with an "X" next to the one (1) candidate that the Member council wishes elected and seal the ballot paper in the envelope marked "Ballot Paper" and then place this envelope inside the envelope marked "Returning Officer". Note: The Member council's name has been marked on the inside flap of the second envelope marked "Returning Officer" to enable confirmation of receipt of all council ballot papers. Ballot Paper envelopes are removed from the Returning Officer envelopes prior to vote counting.



**Local Government Association**  
of South Australia

The voice of local government.

- on receipt of the envelopes the Returning Officer must:
  - open the outer envelope addressed to the “Returning Officer” and record the name of the Member council which appears on the inside flap of the envelope on the roll of Member council’s eligible to vote; and
  - place the envelope marked “Ballot Paper” unopened into the ballot box.
- the Returning Officer shall nominate the date, time and place for the counting of votes and shall invite each candidate and a person nominated as the candidate’s scrutineer to be present;
- at the counting of the votes the Returning Officer shall produce the unopened envelopes marked “Ballot Paper” and if satisfied that all votes are valid, count the number of votes received by each candidate;
- the one (1) candidate with the most votes shall be deemed elected in respect of your Regional Grouping of Members and the Returning Officer shall declare the candidate elected, with immediate effect; and
- in the case of candidates receiving the same number of votes, the Returning Officer shall draw lots at the counting of the votes and the lot drawn will be the candidate elected.

I am the Returning Officer for this election and I may appoint a Deputy Returning Officer to perform any of the powers, functions or duties described above. I have appointed Ms Tami Norman, Program Leader Governance as Deputy Returning Officer for this election.

The counting of votes will take place via Zoom on Friday 3 March 2023 commencing at 9.30am.

The successful candidate will take office from the conclusion of the vote counting for a term ending at the conclusion of the 2024 LGA Annual General Meeting.

If you have any queries please contact me or Program Leader Governance Tami Norman on 8224 2037 or [tami.norman@lga.sa.gov.au](mailto:tami.norman@lga.sa.gov.au).

Yours sincerely

Clinton Jury

**Chief Executive Officer**

Telephone: (08) 8224 2039

Email: [cjury@lga.sa.gov.au](mailto:cjury@lga.sa.gov.au)

Attach: 2022/23 LGA Supplementary Election – GAROC South - Combined Candidate Information  
GAROC South Ballot Paper  
Ballot Paper envelope  
Reply envelope addressed to Returning Officer



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## Greater Adelaide Regional Organisation of Councils (GAROC) South—2022 Casual Vacancy Nomination Form

<b>Nominee's Council</b>	City of Marion
<b>Nominee's Name</b> (full name)	Mayor Kris Hanna
<b>Regional Grouping</b>	<i>(Select one)</i> <input type="checkbox"/> North <input type="checkbox"/> West <input checked="" type="checkbox"/> South <input type="checkbox"/> East
<b>Declaration and signature of nominee</b>	I hereby accept such nomination. Signature: <i>KRIS HANNA</i> ..... Mayor Kris Hanna
<b>Signature and name of Nominating Council's CEO</b>	Signature: <i>[Signature]</i> ..... Tony Harrison
<b>Dated</b>	25 January 2023

**This form is to be sent to the LGA Returning Officer  
Close of nominations 5:00pm Wednesday 25 January 2023**



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## Greater Adelaide Regional Organisation of Councils (GAROC) South—2022 Casual Vacancy Candidate Information Sheet

(word limit is strictly 1,000 words)


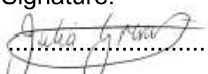
Name:	Mayor Kris Hanna
Council:	City of Marion
Local Government Experience & Knowledge	<ul style="list-style-type: none"> <li>I have spent a lifetime serving the community, as a lawyer (including a period managing my own legal practice), Marion Councillor (1995-1997), State Member of Parliament (1997-2010) and since 2014 as Mayor of Marion Council.</li> <li>A Marion I have encouraged major reforms to improve services to our community, and increased efficiency while reducing rates rises to less than the inflation rate.</li> <li>Having contributed to some improvements at Marion, I would be glad to offer my governance, financial management and legal knowledge to serve the broader Adelaide local government community.</li> </ul>
Local Government Policy Views & Interests	<p>Current issues of interest:</p> <ul style="list-style-type: none"> <li>Addressing the impact of climate change by means of practical measures;</li> <li>Making the most of impending State Government local government constraints to actually benefit our Councils;</li> <li>The future of recycling in Adelaide</li> <li>Concern about the impact of the Planning and Design Code on infill development, design standards for housing, and our character suburbs.</li> </ul> <p>In respect of every one of these issues I would promote more collaboration between Councils.</p>
Other information	Over the years I have served on the Board of the Victim Support Service, the Multifaith Association and numerous community / school committees.

**This form must accompany the Nomination Form**



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## Greater Adelaide Regional Organisation of Councils (GAROC) South—2022 Casual Vacancy Nomination Form

<b>Nominee's Council</b>	City of Onkaparinga
<b>Nominee's Name</b> (full name)	Mayor Moira Were AM
<b>Regional Grouping</b>	<i>(Select one)</i> <input type="checkbox"/> North <input type="checkbox"/> West <input checked="" type="checkbox"/> South <input type="checkbox"/> East
<b>Declaration and signature of nominee</b>	I hereby accept such nomination. Signature:  .....
<b>Signature and name of Nominating Council's CEO</b>	Signature:  ..... Julia Grant, A/Chief Executive
<b>Dated</b>	31 January 2023

This form is to be sent to the LGA Returning Officer  
 Close of nominations 5:00pm Wednesday 25 January 2023



The voice of local government.

## Greater Adelaide Regional Organisation of Councils (GAROC) South—2022 Casual Vacancy Candidate Information Sheet

(word limit is strictly 1,000 words)

Name:	<i>Mayor Moira Were AM</i>
Council:	<i>City of Onkaparinga</i>
Local Government Experience & Knowledge	<ul style="list-style-type: none"> <li>• <i>Mayor, City of Onkaparinga, 2022 – present</i></li> <li>• <i>Chair, CEO Performance Management Committee, 2022 – present</i></li> <li>• <i>Chair, Australia Day Awards Committee, 2023</i></li> </ul>
Local Government Policy Views & Interests	<ul style="list-style-type: none"> <li>• <i>Southern communities issues and interests are represented in the decision-making of the LGA</i></li> <li>• <i>The role of the LGA in influencing public policy at State and Federal levels</i></li> <li>• <i>Opportunities for cross-collaboration across spheres of government</i></li> <li>• <i>Role of Local Government in strengthening democracy and democratic processes through high levels of engagement and public participation on decision-making</i></li> <li>• <i>Bringing an evidence based, inclusive and diverse lens to decision-making for equitable impact</i></li> </ul>
Other information	<ul style="list-style-type: none"> <li>• <i>Former Member, Chief Entrepreneurs Advisory Board (DIS)</i></li> <li>• <i>Former Member, Deputy Commissioner for SAFECOM</i></li> <li>• <i>Former Member, Medical Board of SA</i></li> <li>• <i>Founder and CEO of Chooks SA and Hen House Cooperative</i></li> <li>• <i>Co-Founder of Collab4Good</i></li> <li>• <i>Chief Executive Officer Volunteering SA&amp;NT</i></li> <li>• <i>Global Director of International Association of Public Participation (IAP2)</i></li> </ul>

**This form must accompany the Nomination Form**

## 11.6 ALGA 2023 National General Assembly of Local Government - Call for Notices of Motions

<b>Report Reference</b>	GC230214R11.6
<b>Originating Officer</b>	Business Support Officer - Governance and Council Support – Cassidy Mitchell
<b>Corporate Manager</b>	Manager Office of the Chief Executive - Kate McKenzie
<b>General Manager</b>	Chief Executive Officer - Tony Harrison

### REPORT OBJECTIVE

To provide an opportunity for Council to develop motions for submission to the 2023 National General Assembly of Local Government (NGA). The motions will compliment or build on the policy objectives of state and territory associations for the benefit of local government nationally. The purpose of the report is to also determine if there is interest from members to attend the NGA and nominate a Council Member as delegate.

### EXECUTIVE SUMMARY

The NGA will be held from 13-15 June 2023 in Canberra and provides an opportunity for Council to contribute to the development of national local government policy by forwarding 'Notices of Motions' for consideration.

Proposed 'Notices of Motions' must meet certain criteria and be submitted to the Australian Local Government Association (ALGA) and received no later than 11:59 on Friday 24 March 2023.

This report identifies the process that will be undertaken and the criteria to be met for submitting 'Notices of Motions' for consideration and inclusion in the NGA papers. It also includes information on attending the NGA to assist council in nominating a delegate if they choose to do so.

### RECOMMENDATION

**That Council:**

1. **Notes the report 'ALGA 2023 National General Assembly of Local Government - call for Notices of Motions'**
2. **Submits the following motions for consideration at the ALGA 2023 National General Assembly of Local Government to be held on 13-15 June 2023:**
  - ***This National General Assembly calls on the Australian Government to  
xxxxx***
3. **On submitting the Notices of Motions to the Australian Local Government Association, the Chief Executive Officer be authorised to amend the wording (without changing the meaning or purpose of the motion) if required.**
4. **Nominates Councillor X X as the City of Marion voting delegate and Councillor XX to attend the Australian Local Government National General Assembly 2023.**



## DISCUSSION

The 2023 NGA is a major event on the annual local government calendar. This year, it will be held at the National Convention Centre in Canberra between 13-15 June 2023.

The NGA typically attracts in excess of 800 Mayors and Councillors from councils across Australia each year. This event provides an opportunity for Council to contribute to the development of local government, receive updates and influence top policy issues facing local government at a national level by way of submitting one or several 'Notice/s of Motions'.

The theme for the 2023 NGA is *Our Communities, Our Future*. The theme conveys the critical importance of our communities, how they are the focus of our attention, and how they are at the centre of all our work.

### Proposed Motion/s

For a Motion to be eligible for inclusion in the NGA Business Papers, and subsequent debate on the floor of the NGA, motions must align to the discussion paper (**Attachment 1**) and meet the following criteria:

1. Be relevant to the work of Local Government Nationally
2. Not be focussed on a specific location or region – unless the project has national implications.  
You will be asked to justify why your motion has strategic importance and should be discussed at a national conference
3. Be consistent with the themes of the NGA
4. Complement or build on the policy objectives of your state and territory local government Association
5. Be submitted by a council which is a financial member of their state or territory local government association
6. Propose a clear action and outcome i.e. call on the Australian Government to do something
7. Not be advanced on behalf of external third parties that may seek to use the NGA to apply pressure to Board members, or to gain national political exposure for positions that are not directly relevant to the work of, or in the national interests of local government.
8. Address issues that will directly improve the capacity of local government to deliver services and infrastructure for the benefit of all Australian communities.
9. Not seek to advance an outcome that would result in a benefit to one group of councils to the detriment of another.
10. Be supported by sufficient evidence to support the outcome being sought and demonstrate the relevance and significance of the matter to local government nationally.

Council Members were asked to forward any proposed 'Notices of Motions' to Administration by Friday 10 February 2023 for inclusion in this report and consideration at the General Council Meeting. At the time of issuing the agenda, there have been no proposed 'Notices of Motions' received.

Following endorsement of any 'Notices of Motions' by Council, Administration will provide these on the required form to the ALGA by 11.59pm on Friday 24 March 2023. An assessment will be made by ALGA and state/territory governments prior to inclusion in the NGA Papers.

### Delegate and Attendance at the NGA

The City of Marion is not required to send a voting delegate to the NGA, however has resolved to do so on occasions.



At the General Council Meeting of 8 February 2022, Council nominated Councillor Hutchinson as the City of Marion voting delegate to attend the Australian Local Government NGA 2022.

Council may also consider the approval of additional attendees at the conference. This is typically not a common occurrence, however, in 2013 there were three additional attendees plus the Mayor. In 2022, Councillor Clancy also attended the conference.

Further details and information regarding this year's registration and accommodation cost will be separately distributed to Members once made available by ALGA. The 2022 Registration information has been provided (**Attachment 2**) as an estimate in the interim.

Attendance at the NGA is in accordance with the Council Members Professional Development Policy and will follow the Council Members Professional Development Procedure.

Following attendance at a professional development activity, individual Council Members are to prepare a report outlining the nature of the activity, the knowledge gained through attendance and any opportunities for application within the City of Marion. The reports prepared by individual Council Members will be placed on the Agenda as soon as practicable after the completion of the training.

In summary, the NGA provides an opportunity for Council to participate and contribute to the future of local government at a national level by developing and submitting Notices of Motions and attending the conference.

## **ATTACHMENTS**

1. ALGA - National General Assembly - Discussion Paper Call for Motions 2023 [**11.6.1** - 20 pages]
2. ALGA Conference Registration Details 2022 [**11.6.2** - 1 page]



AUSTRALIAN  
LOCAL GOVERNMENT  
ASSOCIATION

# 2023 NGA

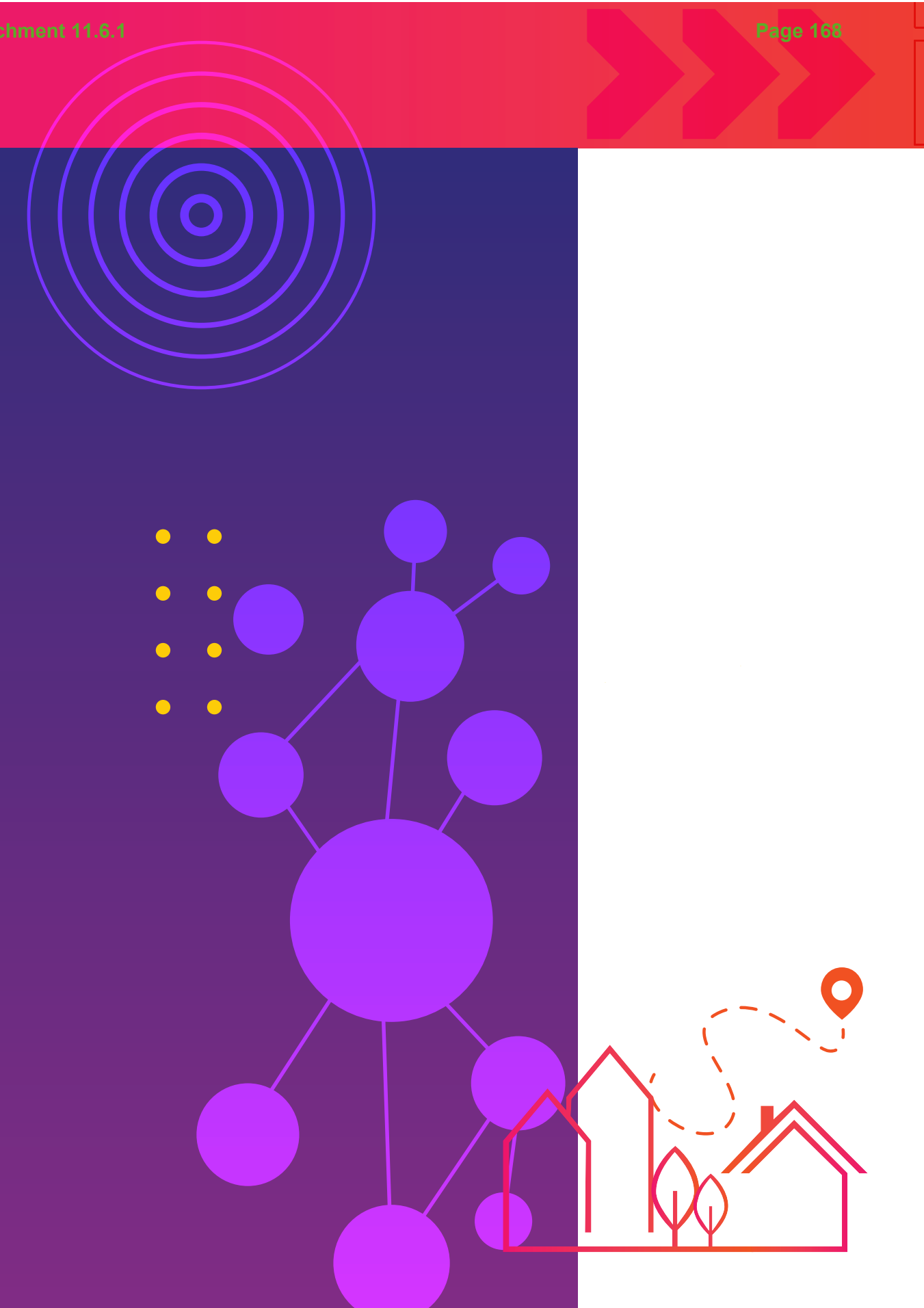
## OUR COMMUNITIES OUR FUTURE

### DISCUSSION PAPER Call for Motions

### JUNE 2023

NATIONAL CONVENTION CENTRE  
CANBERRA





The Australian Local Government Association (ALGA) is pleased to convene the 29<sup>th</sup> National General Assembly of Local Government (NGA), to be held in Canberra mid June 2023.

This discussion paper contains essential information for Australian councils considering submitting motions for debate at the 2023 NGA.

It is recommended that all councils and delegates intending to attend this event familiarise themselves with the guidelines for motions contained in this paper.

## Key Dates

December 2022	24 March 2023	June 2023 *	June 2023 *
Opening of Call for Motions	Acceptance of Motions	Regional Cooperation & Development Forum	National General Assembly

\* Dates are subject to change depending on timing of Australian Council of Local Government

**To submit your motion,  
visit: [alga.com.au](https://alga.com.au)**

## Background to ALGA and the NGA

ALGA was established in 1947, and its structure is a federation of member state and territory local government associations.

Its mission is to champion and strengthen Australian councils by representing the agreed position of ALGA members, the seven local government associations from around Australia, who represent 537 Australian councils.

In 1994, the ALGA Board, in consultation with its member associations, established the NGA as a unique forum to engage with councils directly at the national level.

The purpose of the NGA was to build the profile of local government on the national stage and demonstrate to the Australian Government the strength and value of working with local government nationally.

As part of the NGA, debate on motions was introduced as a vehicle for councils from across the nation to canvas ideas, and solutions to the challenges facing Australia's councils and communities.

Outcomes of debate on motions (NGA Resolutions) could then be used by participating councils to inform their own policies and priorities, as well as their own advocacy to the Federal Government and Federal MPs.

At the same time, they assist ALGA, and its member state and territory associations to gain valuable insight into council priorities, emerging national issues, and gauge the level of need and support for emerging policy and program initiatives and advocacy.

## Changes for 2023

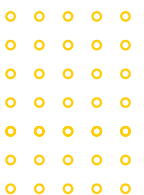
The ALGA Board has undertaken a comprehensive review of the motions process.

As a result, ALGA has allocated additional time for debate on motions at the 2023 NGA and amended the criteria with a view to improving the quality and relevance of motions included in the Business Papers.

The updated criteria for motions is listed on page 6.

ALGA's policies and priorities will continue to be informed by motions and determined by the ALGA Board and based on the positions of its member associations.

ALGA's Board thanks all councils for attending the NGA, and those that will take the time to submit motions for debate at this event.



## Submitting Motions

### The theme of the 2023 NGA: Our Communities, Our Future.

This theme conveys the critical importance of our communities, how they are the focus of our attention, and how they are at the centre of all our work.

Our communities are the reason that local governments exist, and it is the health and wellbeing of our communities that will shape Australia's future.

This discussion paper is a call for councils to submit motions for debate at the 2023 NGA, to be held in Canberra mid June 2023.

A notice of motion to this year's NGA should either:

- Focus on practical and deliverable programs and policies that the Australian Government can support and work directly with the local government sector to build our communities; or
- New program ideas that would help the local government sector to deliver national objectives.

Motions should be concise, practical and able to be implemented.

They must also meet the guidelines for motions outlined in this paper.

You are encouraged to read all the sections of the paper but are not expected to respond to every issue or question. Your council's motion/s should address one or more of the issues identified in the discussion paper.

Motions must be lodged electronically using the online form available at [www.alga.com.au](http://www.alga.com.au) and be received no later than 11:59pm on Friday 24 March 2023.

All notices of motions will be reviewed by the NGA Subcommittee to ensure that they meet the criteria included in this paper.

The Subcommittee reserves the right to select, edit or amend notices of motions to facilitate the efficient and effective management of debate on motions at the NGA.

All NGA resolutions will be published on [www.nationalgeneralassembly.com.au](http://www.nationalgeneralassembly.com.au).

As the convenor of the NGA, the ALGA Board will communicate resolutions to the relevant Australian Government Minister and publish Ministerial responses as they are received on this website.

If your council does submit a motion, there is an expectation that a council representative will be present at the NGA to move and speak to that motion if required.

We look forward to hearing from you and seeing you at the 2023 NGA.



## Criteria for motions

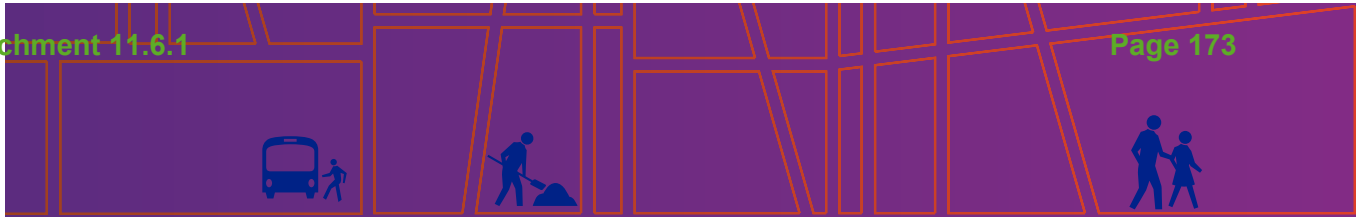
To be eligible for inclusion in the NGA Business Papers, and subsequent debate on the floor of the NGA, motions must meet the following criteria:

1. Be relevant to the work of local government nationally.
2. Not be focused on a specific jurisdiction, location or region – unless the project or issue has national implications.
3. Be consistent with the themes of the NGA.
4. Complement or build on the policy objectives of ALGA and your state or territory local government association.
5. Be submitted by a council which is a financial member of their state or territory local government association.
6. Propose a clear action and outcome ie call on the Australian Government to act on something.
7. Not be advanced on behalf of external third parties that may seek to use the NGA to apply pressure to Board members, or to gain national political exposure for positions that are not directly relevant to the work of, or in the national interests of, local government.
8. Address issues that will directly improve the capacity of local government to deliver services and infrastructure for the benefit of all Australian communities.
9. Not seek to advance an outcome that would result in a benefit to one group of councils to the detriment of another.
10. Be supported by sufficient evidence to support the outcome being sought and demonstrate the relevance and significance of the matter to local government nationally.

Motions must commence with the following wording:

*This National General Assembly calls on the Australian Government to ...*





## Other things to consider

Please note that it is important to complete the background section on the form. Submitters of motions should not assume that NGA delegates will have background knowledge of the proposal.

The background section helps all delegates, including those with no previous knowledge of the issue, in their consideration of the motion.

Motions should not be prescriptive in directing how the matter should be pursued.

Try to keep motions practical, focussed, relatively simple and capable of being implemented to ensure that relevant Australian Government Ministers provide considered, thoughtful and timely responses.

Multi-point motions that require cross portfolio coordination have not historically received meaningful responses from the Government.

All motions submitted will be reviewed by the NGA Subcommittee, in consultation with state and territory local government associations, to determine their eligibility for inclusion in the NGA Business Papers.

When reviewing motions, the Subcommittee will consider the motions criteria, clarity of the motion and the importance and relevance of the issue to local government.

If there are any questions about the substance or intent of a motion, ALGA will raise these with the nominated contact officer. With the agreement of the submitting council, these motions may be edited before inclusion in the NGA Business Papers.

To ensure an efficient and effective debate where there are numerous motions on a similar issue, the Subcommittee will group motions together under an overarching strategic motion.

The strategic motions will have either been drafted by ALGA or will be based on a motion submitted by a council which best summarises the subject matter.

Debate will occur in accordance with the rules for debate on motions published in the Business Papers and will focus on the strategic motions.

Associated sub-motions will be debated by exception only or in accordance with the debating rules.

Any motion deemed to be primarily concerned with local or state issues will be referred to the relevant state or territory local government association and will not be included in the NGA Business Papers.

Motions should be lodged electronically using the online form available on the NGA website at: [www.alga.com.au](http://www.alga.com.au).

All motions require, among other things, a contact officer, a clear national objective, a summary of the key arguments in support of the motion, and endorsement of your council.

> **Motions should be received no later than 11:59pm on Friday 24 March 2023.**

## Setting the scene

*‘Through a devastating pandemic, through a succession of dangerous and damaging natural disasters, through global uncertainty and painful price rises – The Australian people have demonstrated the best of our national character. Resolute and resilient in hard times. Practical and pragmatic about the challenges we confront. Optimistic and confident in a better future. And ready to work together to build it.’*

*The Hon Jim Chalmer MP, Federal Treasurer Budget Speech 2022–23*

The opening statement of the Federal Treasurer’s first Budget Speech describes the backdrop against which the 2023 NGA will be held.

The 2022 NGA was held just weeks after the change in the Federal Government on 21 May 2022. On 25 October 2022, the new Government handed down its first Budget which updated the economic outlook, realigned priorities and outlined how the Government was to meet its election promises.

The Budget update foreshadows deteriorating economic conditions, citing global challenges, slowing growth, high inflation and higher interest rates, and acknowledges the mounting cost of living pressures on individuals, families and communities.

Key updates include:

- The economy is expected to grow solidly this financial year, by 3 ¼ percent – before slowing to 1 ½ percent growth for 2023/24, a full percentage point lower than what was forecast in March;
- That slowing growth will have an effect on employment, but jobs will continue to be created, and unemployment is expected to stay low by historical standards – at 4 ½ percent in 2023/24 and 2024/25;
- Inflation is expected to peak at 7 ¾ percent late in 2022, before moderating over time to 3 ½ percent through 2023/24, and returning to the Reserve Bank’s target range in 2024/25; and that
- When that inflation moderates, real wages are expected to start growing again in 2024.

The Government is also committed to repairing the Budget in a 'measured and responsible' manner consistent with the objective of maintaining full employment and the delivery of essential services. It foreshadows that this will be achieved through spending restraint, with new spending focused on high-quality and targeted investments and building on the capability of the Australian people, expanding the productive capacity of the economy, and supporting action on climate change.

The Budget also included a focus on measuring and improving community wellbeing.

By the time of the 2023 NGA, the Government will have delivered its second Budget, which will provide further updates to the economic outlook and also refine its economic strategy going forward.

The 2023 NGA provides you – the elected representatives of Australia's local councils and communities – with the opportunity to engage with the Federal Government and key Ministers.

Further, it is your opportunity to advocate for new or extended programs and policy initiatives that could strengthen local governments' capacity to deliver services and infrastructure to communities across the nation.

This year's call for motions focusses on eight priority areas:

- Productivity;
- Local Government Infrastructure;
- Community Wellbeing;
- Local Government Workforce;
- Data, Digital Technology and Cyber Security;
- Climate Change and Renewable Energy;
- Natural Disasters; and
- Housing.



# 1. Productivity

In February 2022, the then Federal Treasurer asked the Productivity Commission to undertake an inquiry into Australia's productivity performance and provide recommendations on productivity enhancing reform.

This inquiry was the second of a regular series, undertaken at five-yearly intervals, and recognises that productivity growth is vital for Australia's future. Drawing on the Intergenerational Report the Treasurer notes that '... future growth in income and living standards will be driven from productivity growth as the participation effects of young migration are offset by an ageing population.'

ALGA engaged SGS Economics and Planning to undertake research to support its submissions to this inquiry.

SGS Principal and Partner Dr Marcus Spiller presented on some of the findings of this research at the 2022 NGA. In his presentation he identified that local governments generate local economic activity through employment, payment of wages and expenditure on goods and services in the local economy. In addition, SGS identified nine ways local government supports the productive capacity of the broader economy.

**Figure 1 – Nine ways local governments contribute to the productive capacity of the broader economy:**



Sources: Adapted from SGS Research for ALGA's Submission to Productivity Commission (2022)

*Are there programs and initiatives that the Commonwealth Government could implement to improve local government's capacity to support productivity growth?*

*Are there programs that could support one, or all of the identified ways local government contributes to productivity in the broader economy?*



## 2. Local Government Infrastructure

The 2021 National State of the Assets Report (NSoA) shone a spotlight on local government infrastructure assets. While the technical report shows that local government assets such as roads, bridges, buildings, parks and recreation, stormwater, water and wastewater and airports and aerodromes are generally in good to very good condition, around 10 percent are not fit for purpose, and around 20 – 25 percent are only fair and over time will need attention.

Over the past 12 months this situation has further deteriorated as a result of natural disasters, and particularly flooding across the eastern seaboard.

The technical report shows that in 2019/20 non-financial infrastructure assets were valued at \$342 billion and were depreciating at \$7.7 billion per year. Replacement costs of these infrastructure assets were in the order of \$533 billion.

While 86 percent of councils have adopted long term financial plans, one third of councils do not have asset management plans for their major assets, or if they do, they are out-of-date. Of the councils that do have asset management plans only 66 percent included financial projections in their financial plan.

Asset management and long-term financial planning are essential tools for councils to manage community assets now and into the future.

*Are there programs or initiatives that the Commonwealth Government could adopt to improve the long-term sustainability of council's infrastructure?*

*Are there programs or initiatives that the Commonwealth Government could provide to improve the sector's capacity to manage local government infrastructure and to integrate these plans into long-term financial plans?*



### 3. Community Wellbeing

While the NSoA focuses attention on physical assets, local governments also provide a wide range of important community services that improve local wellbeing. These services are provided at the discretion of councils based on local characteristics, needs, priorities and resources of the local community.

Australian Bureau of Statistics (ABS) data shows that local government annual expenditure in 2020/21 was \$43 billion. It is important to note that nationally local government is 83 percent self-sufficient. That is, the vast majority of local government services and infrastructure are funded at the local level either through rates, fees and charges, sale of goods and services, and interest, and only 17 percent comes from grants and subsidies from other levels of government. Unfortunately, many of these grants and subsidies are tied, and often require matching funding which restricts the ability to address local priorities in the way the council and community might like.

Local government community services are broadly defined and may include but not limited to:

- environmental health including food safety;
- childcare, early childhood education;
- aged care, senior citizens;
- services to the disabled;
- programs to address disadvantage, to reduce poverty and homelessness;
- sporting and recreational programs;
- arts and cultural activities, program and festivals;
- tourism and economic development activities; and
- library services.

Councils also play a key role making places that are attractive and liveable for current and future workers, and closing the gap between Indigenous and non-Indigenous Australians.

ALGA's research shows that almost one in four councils are heavily reliant on federal Financial Assistance Grants, which make up at least 20 percent of their annual operating revenue. Financial sustainability of local governments remains an ongoing issue which threatens local service provision and community wellbeing.

*Noting the funding arrangements for the provision of local government community services in your area and across the country, are there programs and initiatives that the Commonwealth Government could implement to improve the delivery of these services?*

*Are there changes to existing programs, including to administrative arrangements, that would significantly improve local government human service planning and provision of services and infrastructure across Australia?*

*Are there new programs the Australian Government could develop that would support councils to close the gap between Indigenous and non-Indigenous Australians?*

*What are the actions the Australian Government could take to support councils to improve their ongoing financial sustainability, and their capacity to deliver the services their communities need?*



## 4. Local Government Workforce

Local government is a major employer in Australia providing employment, career advancement and training opportunities for more than 190,800 Australians, across an estimated 400 occupations. In many communities, the council is one of the largest employers.

There are 537 local councils in Australia. Importantly, they are geographically dispersed and provide essential public administration to every corner of the nation.

According to the 2022 National Local Government Workforce Skills and Capability Survey, more than 90 percent of local governments are experiencing skills shortages, resulting in around two thirds of councils having their projects impacted or delayed.

Skills shortages occur for a variety of reasons including an inability to compete against the private sector, worker accommodation, support services for families, ageing of the workforce and geographic isolation. The attrition rate (or rate of turnover) of local government staff is estimated to be between 15 – 20 percent per annum.

The most cited skills shortages include engineers, urban planners, building surveyors, environmental officers and human resources professionals.

ALGA's submission to the Productivity Commission's Productivity Inquiry called on all levels of government to work together to improve training pathways and address skills and labour shortages for the benefit of councils, communities, and businesses right across Australia.

While local government must face its immediate workforce challenges, it must also anticipate the changing nature of work, and future skills needed to meet the changing needs of our communities.

*Are there programs or initiatives that the Commonwealth Government could implement that would enhance local government's capacity to attract and retain appropriately skilled staff now and into the future?*

*Are there programs or changes to existing programs that would increase local government's ability to employ apprentices and trainees?*

*Are there other initiatives that the Commonwealth Government could provide to improve the sector's ability to plan and develop skills fit for the future?*

## 5. Data, Digital Technology and Cyber Security

Provision of information technology to all Australians is vital for innovation, economic growth and social equity. However, it is potentially even more important to regional Australia where the tyranny of distance increases the inequity of services available – including education, health, economic and social.

Innovative technology is becoming more broadly available and has the ability to boost productivity and economic growth.

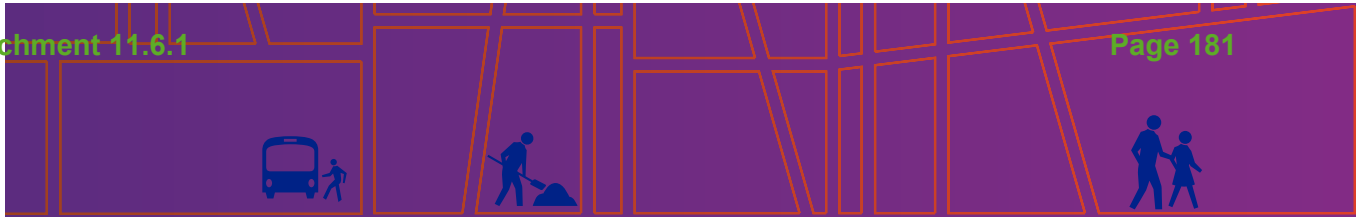
Councils around Australia continue to embrace new technologies to improve their service delivery standards and broaden consultation and engagement with their local communities. However, many councils lack basic technological infrastructure and have a shortage of necessary skills and resources.

In October 2022, cyber-attacks on major Australian corporate organisations including Optus and Medibank Private highlighted the critical importance of cyber security. It is a timely reminder as digital information, services and products become an increasing feature of modern business operation including in local government.

Like all risks, local government must manage the risk of cyber-attack and address cyber security. At a national level, there is a poor understanding of local government's vulnerability to cyber-attacks and a lack or inadequacy of risk management strategies and business continuity planning within the sector. While this is primarily a responsibility of the sector itself, governments at all levels must work together to ensure that the public have confidence in government information management systems and its security.

*Drawing upon your own council experience, and your knowledge of other councils within your state, or territory, are there programs and initiatives that the Commonwealth Government could implement to help local government develop its digital technology services and infrastructure and/or to improve cyber security within the sector?*





## 6. Climate Change and Renewable Energy

Local governments are playing an important leadership role in addressing climate change, supporting a wide range of programs to lower the carbon footprint of their own business operations and in their local communities.

As a sector, local government is leading the debate for lowering carbon emissions, sourcing renewable energy, responding creatively to reduce greenhouse gas emissions from landfills, and facilitating the construction of green buildings and water sensitive design of cities and towns.

Councils also have a role to play supporting communities in transition, moving away from fossil fuels to new industries.

Pragmatically, local government has been at the forefront of addressing the impacts of climate change and adapting to reduce its environmental footprint. These impacts include an increased number of days with high temperatures, less rainfall and more droughts in southern Australia, less snow, more intense rainfall and fire weather, stronger cyclones, and sea level rise. These changes will increase stress on Australia's infrastructure and physical assets and natural ecosystems that are already threatened, and significantly affect agriculture, forestry, fisheries, transport, health, tourism, finance and disaster risk management.

At the 2022 NGA, there were five Strategic Motions and 15 associated motions debated concerning this issue. Councils are encouraged to review these motions on ALGA's website prior to developing new motions for debate at the 2023 NGA.

*Noting the Government's commitment to reducing emissions, are there programs and initiatives that the Commonwealth Government could develop to assist councils in their work to address climate change and reduce emissions?*



## 7. Natural Disasters

Over the past five years, Australian communities have experienced unprecedented natural disasters. At the time of writing, almost every community in Australia, particularly those on the East Coast, had been adversely affected by wet weather conditions associated with the La Nina weather pattern.

Councils in Western Australia are still recovering from a cyclone in 2021, and the Black Summer bushfires in 2019/20 burned approximately 250,000 square kilometres across the country.

The impacts of heavy rainfall, record breaking floods and associated social disruption and damage to infrastructure have exposed weaknesses as well as the strength of current emergency management systems.

There have been numerous NGA motions in the past regarding natural disasters. This year, councils are encouraged to draw on their practical experience of the improvements that could be made to managing emergencies.

Please note, however, that many aspects of emergency management are state or territory responsibilities, and your motions should focus on how the Commonwealth Government could assist.

*What new programs could the Australian Government develop to partner with local government to improve the current natural disaster management systems to further assist in recovery and build resilience?*



## 8. Housing

A lack of affordable housing remains one of the biggest issues for Australian councils and communities.

There is less social and affordable housing stock available than there was a decade ago, and more low-income Australians are experiencing housing stress.

The shortage and rising costs of rental properties and affordable home ownership are having significant social and economic impacts in cities and towns across Australia, including rural and regional communities.

This is due to a range of factors including changes to recent migration patterns, cheap finance and labour and material shortages in the construction sector.

While the provision of affordable housing is not a local government responsibility, councils often facilitate affordable housing within their communities, operating within state/territory planning, financial and other legislation requirements.

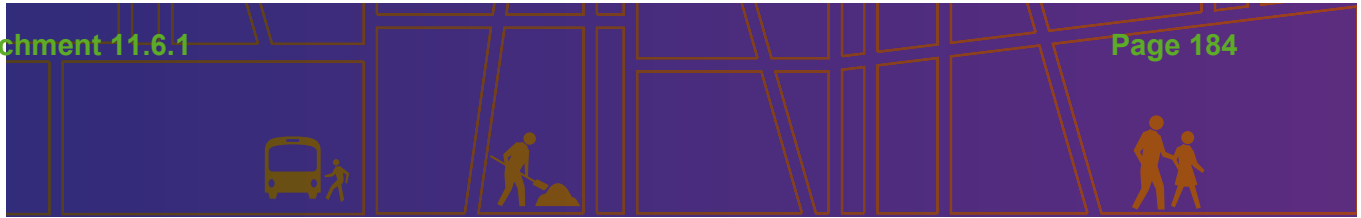
Some councils are going further, addressing thin markets and developing land and housing themselves, delivering local solutions to meet the needs of their communities.

Local government also plays an important role addressing some of the causes of homelessness, including social inclusion programs that can assist mental health and family violence issues, as well as providing support for people currently experiencing homelessness.

*What new programs and policies could the Australian Government develop to partner with local government to support the provision of more affordable housing?*

*How can the Australian Government work with councils to address the causes and impacts of homelessness?*





## Conclusion

Thank you for taking the time to read this discussion paper and your support for the 2023 National General Assembly of Local Government.

### A FINAL REMINDER:

- » Motions should be lodged electronically at [www.alga.com.au](http://www.alga.com.au) and received no later than 11.59pm on Friday 24 March 2023.
- » Motions must meet the criteria published in this paper.
- » Motions should commence with the following wording: 'This National General Assembly calls on the Australian Government to...'
- » Motions should not be prescriptive in directing how the matter should be pursued
- » Motions should be practical, focussed and relatively simple.
- » It is important to complete the background section on the form.
- » Motions must not seek to advance an outcome that would result in a benefit to one group of councils to the detriment of another.
- » When your council submits a motion there is an expectation that a council representative will be present at the 2023 National General Assembly to move and speak to that motion if required.

We look forward to hearing from you and seeing you at the 2023 National General Assembly in Canberra.







AUSTRALIAN  
**LOCAL GOVERNMENT**  
ASSOCIATION

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[www.alga.com.au](http://www.alga.com.au)

## Attachment 2

## 2022 AUSTRALIAN LOCAL GOVERNMENT NATIONAL GENERAL ASSEMBLY REGISTRATION DETAILS

19-22 JUNE 2022

**General Assembly Registration Fees (On-site)**

Registration Fees – Early bird (registration and payment received by 6 May 2022) **\$989**

After this date, the rate will increase by \$100 to \$1089.

General Assembly Registration Includes:

- Attendance at all General Assembly sessions
- Morning tea, lunch, and afternoon tea as per the General Assembly program
- Welcome reception on the Sunday

**General Assembly Registration Fees (Virtual Attendance)****\$689**

Accommodation Details (as provided on the ALGA website)	
<b>Crowne Plaza</b>	Superior Room: \$345 per night single/twin/double Deluxe Room: \$390 per night single/twin/double
<b>'A' by Adina</b>	Studio Rooms: \$209 per night single/twin/double 1 Bedroom Apartments: \$239 per night single/double 2 Bedroom Apartments: \$399 per night
<b>Avenue Hotel</b>	Superior King Rooms: \$285 per night single/twin/double 1 Bedroom Apartments: \$335 per night single/double
<b>Nesuto Apartments</b>	Studio Apartment: \$219 per night single/twin/double 1 Bedroom Apartment: \$239 per night single/twin/double
<b>The Sebel Canberra Civic</b>	Superior Room: \$190 per night single/double Executive Room: \$240 per night single/double
<b>The QT</b>	King Room: \$229 per night single/double

## 12 Corporate Reports for Information/Noting

### 12.1 Work Health and Safety Report

<b>Report Reference</b>	GC230214R12.1
<b>Originating Officer</b>	Unit Manager WHS – Mark Jentsch
<b>Corporate Manager</b>	Manager People and Culture - Sarah Vinall
<b>General Manager</b>	Chief Executive Officer - Tony Harrison

#### REPORT OBJECTIVE

The purpose of this report is to inform Council of key Work Health and Safety performance indicators.

#### EXECUTIVE SUMMARY

City of Marion has reported no Lost Time Injuries for the previous 3 months. This is reflected in a decline in the 12 month Rolling Lost Time Injury Rate from a high of 13.4 in September 2022 to the current rate of 10.4.

Total recordable injuries continue to decline with no fatalities, lost time injuries or medical treatment injuries recorded for January 2023. This has resulted in a decline in the 12 month rolling Total Recordable Injury Frequency Rate from 29.1 in December 2022 to 24.5 in January 2023.

#### RECOMMENDATION

**That Council:**

- 1. Note this report**

#### ATTACHMENTS

1. GC Attachment - WHS GC230124 - Monthly WHS Report for Month February 2023 [12.1.1 - 2 pages]



### WHS Monthly Performance Report for 01-31 January 2023

City of Marion's HSE Vision is that **'We can all make a difference towards achieving zero harm, to people and the environment'**. We are specifically focused on further developing our leadership styles, organisational culture and systems committing to:

- Developing our people to lead the change across the City of Marion
- Embedding a culture of safety and wellbeing as a part of normal business practice
- Continually improving our WHS Management System (WHSMS) and Environmental Management System (EMS) to achieve best practice

### Hazard and Near Miss Reports (Internal WHS SkyTrust reporting data)

Historical statistics inform us that when there is a healthy culture of proactive Hazard/Near Miss Reporting, there is a consequential reduction in injuries to workers. Hazards and Near Misses are reported to date for this financial year and are outlined in Table 1. They can be compared against those reported last financial year which are outlined in Table 2.

**Table 1: Hazard and Near Miss Reports - Financial Year 2022/23**

Jul-22	Aug-22	Sep-22	Oct-22	Nov-22	Dec-22	Jan-23	Feb-23	Mar-23	Apr-23	May-23	Jun-23	Total	Ave
21	17	30	10	12	3	4						97	13.9

**Table 2: Hazard and Near Miss Reports - Financial Year 2021/22**

Jul-21	Aug-21	Sep-21	Oct-21	Nov-21	Dec-21	Jan-22	Feb-22	Mar-22	Apr-22	May-22	Jun-22	Total	Ave
8	6	6	4	4	5	5	8	8	3	4	11	72	6

### Lost Time Injuries Reported (Skytrust reporting data)

Lost Time Injuries (LTI's) are those injuries where a whole work day or more has been lost due to a workplace injury. LTI's reported to date for this financial year are presented in Table 3 and can be compared against those reported last financial year which are presented in Table 4.

Table 5 provides description of the LTI's for the current financial year.

**Table 3: Number of LTI's per month - Financial Year 2022/23**

Jul-22	Aug-22	Sep-22	Oct-22	Nov-22	Dec-22	Jan-23	Feb-23	Mar-23	Apr-23	May-23	Jun-23	Total
1	1	1	1	0	0	0						4

**Table 4: Number of LTIs per month - Financial Year 2021/22**

Jul-21	Aug-21	Sep-21	Oct-21	Nov-21	Dec-21	Jan-22	Feb-22	Mar-22	Apr-22	May-22	Jun-22	Total
0	0	0	0	1	0	0	1	1	0	2	0	5

**Table 5: Outline of LTIs reported - Financial Year 2022/23**

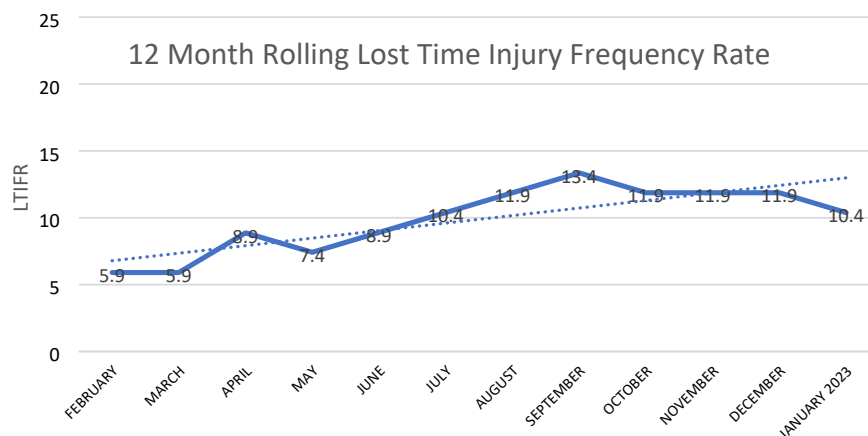
No.	Description of Incident	Mechanism of Injury	Injury Description
1	Stepping back from garden bed and slipped on loose soil.	Slipping on loose soil	Hyper extended right knee
2	Walking up steep slopes at skate park with blower vac.	Muscular stress while carrying objects on steep slopes	Ongoing pain in left hip
3	Accumulated back, neck and shoulder pain from change in task type.	Muscular stress	Pain developed in soft tissue
4	Slipped on stair tread after walking on wet carpet.	Slips and trips	Fractured ankle

### Lost Time Injury Frequency Rate (Skytrust reporting data)

The Lost Time Injury Frequency Rate (LTIFR) is a measure of the occurrence of Lost Time Injuries per million hours worked. The current LTIFR for the CoM is 11.9

**Rolling Average Lost Time Injury Frequency Rate (Skytrust reporting data)**

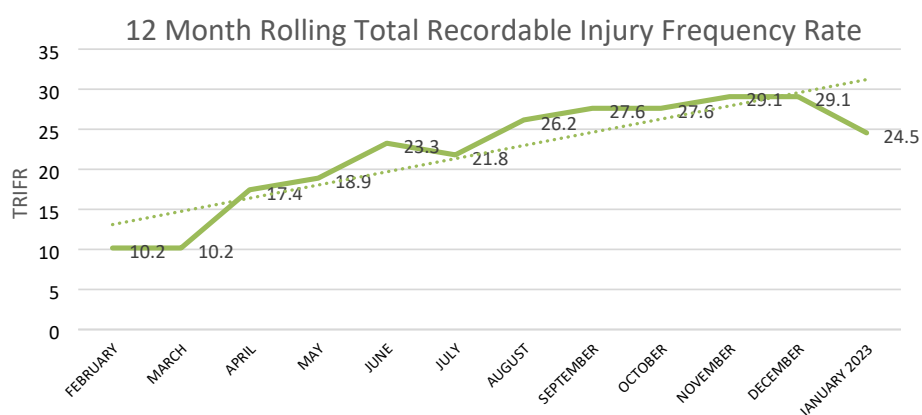
Rolling Average Lost Time injury frequency rate is a measure of the LTIFR trend over an extended reporting period.



**Figure 1: Rolling LTIFR over 12 months**

**Rolling Total Recordable Incident Frequency Rate (SkyTrust reporting data)**

Total Recordable Incidents include fatalities, LTI's and incidents resulting in the employee receiving medical treatment and/or is certified as only fit to undertake suitable duties. The Rolling Total Recordable Incident Frequency Rate (TRIFR), outlined with a solid green line in Figure 2, provides analysis of the TRIFR over the last 12 months.



**Figure 2: Rolling TRIFR over 12 months**

**12.2 Finance Report - December 2022**

<b>Report Reference</b>	GC230214R12.2
<b>Originating Officer</b>	Assistant Financial Accountant – Melissa Virgin
<b>Corporate Manager</b>	Chief Financial Officer – Ray Barnwell
<b>General Manager</b>	General Manager Corporate Services - Angela Allison

**REPORT OBJECTIVE**

This report provides Council with information relating to the management of financial resources under its control as of December 2022. This report is one of a series of reports designed to assist Council in achieving and maintaining a financially sustainable position. Other reports assisting in this process include the Quarterly Budget Reviews and the Long-Term Financial Plan.

This report includes financial information regarding major projects. The principles used for the assessment of reportable projects are:

- Council has agreed to proceed with the project and approved a Prudential Report under Section 48 of the *Local Government Act* 1999.
- The Whole-of-Life Cost is greater than \$5.4 million dollars (including grant assisted projects).

**RECOMMENDATION**

**That Council:**

1. **Receives the report “Finance Report – December 2022”**

**DISCUSSION**

This report is presented on a monthly basis to provide Elected Members with key financial information to assist in monitoring Council’s financial performance against budget.

**ATTACHMENTS**

1. Finance Report Dec Appendix 1 Pts 1 2 3 [**12.2.1** - 4 pages]
2. Finance Report Dec Appendix 2 Pts 1 2 [**12.2.2** - 8 pages]
3. Finance Report Dec Appendix 3 Pts 1 2 [**12.2.3** - 2 pages]

The Funding Statement provides a view of Council's financial performance against the approved budget and is consistent with the information provided at budget reviews. It provides a review against all of the elements contained within the Statement of Comprehensive Income and the Statement of Financial Position that are adopted as part of the Annual Budget Report. It details Council's:

#### Statement of Comprehensive Income -

The operating result is recognised as one of Council's key financial indicators. The budget framework includes a commitment to its ongoing Financial Sustainability maintaining an Operating Surplus Ratio of between 0% and 10%, on average over each five-year period, which for 2022-23 means a targeted operating surplus of between \$0 and \$9.970m.

**Comment:** Council currently has a net operating deficit result of \$0.843m before capital revenues, against a year to date forecast budget of \$1.203m deficit. This position is detailed in the attached Funding Statement and variation notes.

#### Capital Budget - \$46.987m

The Capital Budget is linked to Council's key financial indicator – "Asset Renewal Funding Ratio" and an actual to budget comparison reflects Council's progress in achieving its Capital program.

**Comment:** The actual to budget position reveals that 105.24% of the year to date Capital Renewal Budget has been spent. This higher than forecast spend relates to budget timing, which will be aligned in budget review two.

#### Loans -

The loans component of the Funding Statement identifies any new proposed loan receipts or principal payments. Council's borrowings are included in Council's key financial indicator – "Net Financial Liabilities" which reflects Council's total indebtedness.

**Comment:** \$4.400m of new borrowings and \$0.876m of principal repayment are budgeted for 2022-23, meaning that the overall loan liability balance is budgeted to increase by \$3.563m to \$7.087m by 30 June 2023. To date this loan has not been required.

Cash may be utilised to fund expenditure within the context of Treasury Management to ensure loans are not drawn down where temporary cash holdings are available.

#### Reserves & Cash -

Various fund movements such as surplus budget review results, unspent grants and carryover projects at year end are reflected as transfers to reserves, whilst utilisation of reserve funds are recognised as transfers from reserves.

**Comment:** Council's Reserves are fully cash backed and are detailed in the below table. Council's adopted budget for 2022-23 includes Transfer to Reserves of \$7.586m and Transfers from Reserves of \$23.184m, and after accounting for amounts quarantined for specific projects or works, there is \$2.742m available.

Reserves (\$000s)	Asset Sustainability Reserve	Water Reserve - Oaklands Wetland	Open Space Reserve	Grants & Carryover Reserve	TOTAL ALL RESERVES
Opening Balance	10,151	1,153	2,512	12,853	26,669
Budgeted transfers to reserve	61	15	10	7,500	7,586
Budgeted transfers from reserve	(7,825)	(900)	0	(14,459)	(23,184)
Current Budgeted Closing Balance	2,387	268	2,522	5,894	11,071
Quarantined Funds	(2,167)	(268)	0	(5,894)	(8,329)
Projected Available Balance	220	0	2,522	0	2,742

The 2022-23 1<sup>st</sup> budget review forecasts a net cash surplus of \$0.084m.

**Funding Statement  
as at 31 December 2022**

Original Adopted Budget \$'000	Carryovers \$'000	Budget Review Adjustments \$'000		YTD Actual \$'000	YTD Budget \$'000	YTD Variance \$'000		Annual Budget \$'000	Note
			<b>Operating Revenue</b>						
84,146	-	-	Rates	44,289	44,289	-	-	84,146	
2,194	-	306	Statutory Charges	1,147	1,169	(22)	U	2,500	
2,765	-	181	User Charges	1,631	1,276	355	F	2,946	A
6,929	(1,203)	1,641	Operating Grants & Subsidies	3,312	2,290	1,022	F	7,367	B
200	-	320	Investment Income	386	351	35	F	520	
1,159	-	(102)	Reimbursements	415	606	(191)	U	1,057	C
780	-	18	Other Revenues	187	52	135	F	798	D
365	-	-	Net gain - Equity Accounted Investments	-	-	-	-	365	
<b>98,537</b>	<b>(1,203)</b>	<b>2,365</b>		<b>51,367</b>	<b>50,033</b>	<b>1,334</b>	<b>F</b>	<b>99,699</b>	
			<b>Operating Expenses</b>						
41,584	-	241	Employee Costs	19,794	19,906	112	F	41,825	E
24,314	3,355	4,140	Contractual Services	16,953	15,736	(1,217)	U	31,809	F
5,242	-	758	Materials	2,357	2,714	357	F	6,000	G
202	-	-	Finance Charges	109	123	14	F	202	
16,651	-	827	Depreciation	8,325	8,325	-	-	17,478	
8,404	-	(13)	Other Expenses	4,672	4,432	(240)	U	8,391	H
<b>96,396</b>	<b>3,355</b>	<b>5,953</b>		<b>52,210</b>	<b>51,236</b>	<b>(974)</b>	<b>U</b>	<b>105,705</b>	
<b>2,141</b>	<b>(4,558)</b>	<b>(3,589)</b>	Operating Surplus/(Deficit) before Capital Revenues	<b>(843)</b>	<b>(1,203)</b>	<b>360</b>	<b>F</b>	<b>(6,006)</b>	
			<b>Capital Revenue</b>						
6,651	3,217	6,975	Capital Grants & Subsidies	12,501	8,903	3,598	F	16,843	I
-	-	-	Contributed Assets	-	-	-	-	-	
-	-	-	Asset Disposal and Fair Value Adjustment	291	-	291	F	-	
<b>6,651</b>	<b>3,217</b>	<b>6,975</b>		<b>12,792</b>	<b>8,903</b>	<b>3,889</b>	<b>F</b>	<b>16,843</b>	
<b>8,792</b>	<b>(1,341)</b>	<b>3,386</b>	Net Surplus/(Deficit) resulting from operations	<b>11,949</b>	<b>7,700</b>	<b>4,249</b>	<b>F</b>	<b>10,837</b>	
16,651	-	827	add Depreciation	8,325	8,325	-		17,478	
-	-	-	add (Gain)/Loss on Asset Disposal	(291)	-	(291)		-	
(365)	-	-	less Share of Profit Equity Accounted Investments	-	-	-		(365)	
<b>25,078</b>	<b>(1,341)</b>	<b>4,213</b>	Funding available for Capital Investment	<b>19,983</b>	<b>16,025</b>	<b>3,958</b>	<b>F</b>	<b>27,950</b>	
			<b>Capital</b>						
10,548	5,207	336	less Capital Expenditure - Renewal	3,954	3,757	(197)	U	16,091	J
29,847	6,356	(5,307)	less Capital Expenditure - New	3,123	3,635	512	F	30,896	K
-	-	-	less Capital - Contributed assets	-	-	-	-	-	
-	-	-	add Proceeds from Sale of Surplus Assets	-	-	-	-	-	
<b>(15,317)</b>	<b>(12,904)</b>	<b>9,184</b>	Net funding increase/(decrease)	<b>12,906</b>	<b>8,633</b>	<b>4,273</b>	<b>F</b>	<b>(19,038)</b>	

Original Adopted Budget \$'000	Carryovers \$'000	Budget Review Adjustments \$'000		YTD Actual \$'000	YTD Budget \$'000	YTD Variance \$'000	Annual Budget \$'000	Note
			<b>Funded by</b>					
			<b>Loans</b>					
4,400	-	-	Loan Principal Receipts (Net)	-	-	-	4,400	
-	-	-	Loan Receipts/(Payments) from Sporting Clubs (Net)	-	-	-	-	
(876)	-	-	Loan Principal Repayments	(432)	(432)	-	(876)	
<b>3,524</b>	-	-	<b>Loan Funding (Net)</b>	<b>(432)</b>	<b>(432)</b>	<b>-</b>	<b>3,524</b>	
			<b>Movement in level of cash, investments and accruals</b>					
23	-	61	Cash Surplus/(Deficit) funding requirements	26,388	23,799	2,589	84	
(11,817)	(12,904)	9,123	Reserves Net - Transfer to/(Transfer from)	(13,914)	(15,598)	(1,684)	(15,598)	L
<b>(11,794)</b>	<b>(12,904)</b>	<b>9,184</b>	<b>Cash/Investments/Accruals Funding</b>	<b>12,474</b>	<b>8,201</b>	<b>905</b>	<b>(15,514)</b>	
<b>15,317</b>	<b>12,904</b>	<b>(9,184)</b>	<b>Funding Transactions</b>	<b>(12,906)</b>	<b>(8,633)</b>	<b>(4,273)</b>	<b>F 19,038</b>	M

<b>A</b>	<b>User Charges</b>	<b>Favourable \$355k</b>	Reflects budget-timing variances with regards to rent received at a number of sites (\$207k) and Swim Centre income (\$150k).
<b>B</b>	<b>Operating Grants &amp; Subsidies</b>	<b>Favourable \$1,022k</b>	Predominately relates to budget-timing variances with regards to Library Services (\$313k) along with the budget-timing of income received in advance being brought in as carryovers (\$840k).
<b>C</b>	<b>Reimbursements</b>	<b>Unfavourable \$191k</b>	Reflects budget-timing variances with regards to the Cross Council reimbursements.
<b>D</b>	<b>Other Revenues</b>	<b>Favourable \$135k</b>	Reflects budget-timing variances with regards to contributions towards Resilient South Climate Partnership (\$50k), Rainwater Tank Pilot Project (\$32k) and a number of variances which are individually insignificant.
<b>E</b>	<b>Employee Costs</b>	<b>Favourable \$112k</b>	Predominantly reflects savings from temporarily vacant positions.
<b>F</b>	<b>Contractors</b>	<b>Unfavourable \$1,217k</b>	Reflects budget-timing variances with regards to IT Licences (\$463k), Tarnham Road Sports Courts redevelopment (\$185k), Trees (\$145k), Marino Hall Upgrade (\$115k) and a number of variances which are individually insignificant.
<b>G</b>	<b>Materials</b>	<b>Favourable \$357k</b>	Reflects budget-timing variances with regards to Fuel (\$69k), Water (\$63k), Electricity (\$58k) and a number of other variances which are individually insignificant.
<b>H</b>	<b>Other Expenses</b>	<b>Unfavourable \$240k</b>	Reflects budget-timing variances with regards to insurance premiums (\$110k), Dog and Cat Management Board Fees (\$36k) and a number of other variances which are individually insignificant.
<b>I</b>	<b>Capital Grants &amp; Subsidies</b>	<b>Favourable \$3,598k</b>	Reflects budget-timing with regards to a number of grants received in advance which have been brought in as carryovers and a number of variances which are individually insignificant.
<b>J</b>	<b>Capital Expenditure (Renewal)</b>	<b>Unfavourable \$197k</b>	Reflects budget-timing variances with regards to the Coach House Rehabilitation.
<b>K</b>	<b>Capital Expenditure (New)</b>	<b>Favourable \$512k</b>	Reflects budget-timing variances with regards to Tarnham Road Sports Courts redevelopment.
<b>L</b>	<b>Reserve Transfers</b>	<b>\$1,684k</b>	This relates to an unbudgeted transfer to reserves for funds received from the sale of council land. This will be adjusted in budget review two.
<b>M</b>	<b>Funding Transactions</b>	<b>Favourable \$4,273k</b>	This variance is the sum total of all variances and reflects an increase against council's expected YTD cash position.

The above comments referring to budget timing variations are where some monthly budget estimates are not reflective of the actual expenditure patterns as at the reporting date.

#### **Funding Transactions**

This variance is the sum total of all variances and reflects an increase against council's expected YTD cash position.

**Marino Hall Upgrade**

	<b>2022-23 Actual YTD 31/12/2022</b>	<b>2022-23 Budget</b>	<b>Project Cost At Completion</b>
<b>Income</b>			
State Government Grant Contribution	500,000	500,000	500,000
Commonwealth Government Grant Contribution	-	2,500,000	2,500,000
<b>Total Income</b>	<b>500,000</b>	<b>3,000,000</b>	<b>3,000,000</b>
<b>Expenditure</b>			
<b>Operating</b>	-	-	-
<b>Capital Construction</b>	(196,652)	(6,000,000)	(6,370,000)
<b>Total Expenditure</b>	<b>(196,652)</b>	<b>(6,000,000)</b>	<b>(6,370,000)</b>
<b>Project Result Surplus/(Deficit)</b>	<b>303,348</b>	<b>(3,000,000)</b>	<b>(3,370,000)</b>

The remaining \$3.370m of project funding required will be funded by Council.

Council have received the State Governments contribution to this project.



**Coastal Walkway**

	<b>2022-23 Actual YTD 31/12/2022</b>	<b>2022-23 Budget</b>	<b>Project Cost At Completion</b>
<b>Income</b>			
State Government Grant Contribution	-	-	2,440,604
<b>Total Income</b>	<b>-</b>	<b>-</b>	<b>2,440,604</b>
<b>Expenditure</b>			
<b>Operating</b>	-	-	-
<b>Capital Construction</b>	(490,804)	(6,420,000)	(10,456,000)
<b>Total Expenditure</b>	<b>(490,804)</b>	<b>(6,420,000)</b>	<b>(10,456,000)</b>
<b>Project Result Surplus/(Deficit)</b>	<b>(490,804)</b>	<b>(6,420,000)</b>	<b>(8,015,396)</b>

The remaining \$8.015m of project funding required will be funded by Council.

Council have received \$1.33m of the State Governments contribution to this project.

**Cove Sports and Community Club**

	<b>2022-23 Actual YTD 31/12/2022</b>	<b>2022-23 Budget</b>	<b>Project Cost At Completion</b>
<b>Income</b>			
State Government Grant Contribution	2,500,000	2,500,000	2,500,000
<b>Total Income</b>	<b>2,500,000</b>	<b>2,500,000</b>	<b>2,500,000</b>
<b>Expenditure</b>			
<b>Operating</b>	-	-	-
<b>Capital Construction</b>	(160,615)	(750,000)	(7,220,000)
<b>Total Expenditure</b>	<b>(160,615)</b>	<b>(750,000)</b>	<b>(7,220,000)</b>
<b>Project Result Surplus/(Deficit)</b>	<b>2,339,385</b>	<b>1,750,000</b>	<b>(4,720,000)</b>

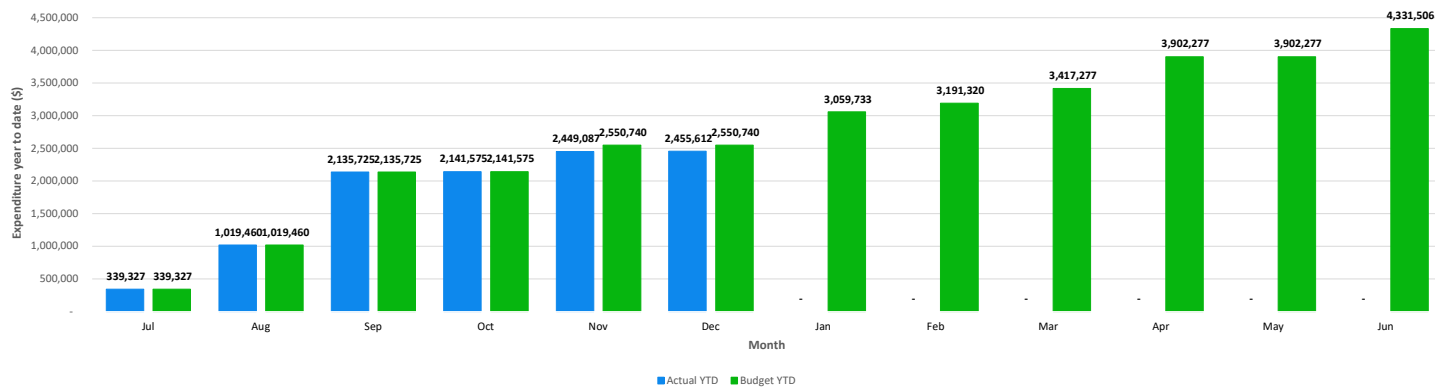
The remaining \$4.720m of project funding required will be funded by Council.

Council have received the State Governments contribution to this project.

## Road Reseal

## Monthly Comment

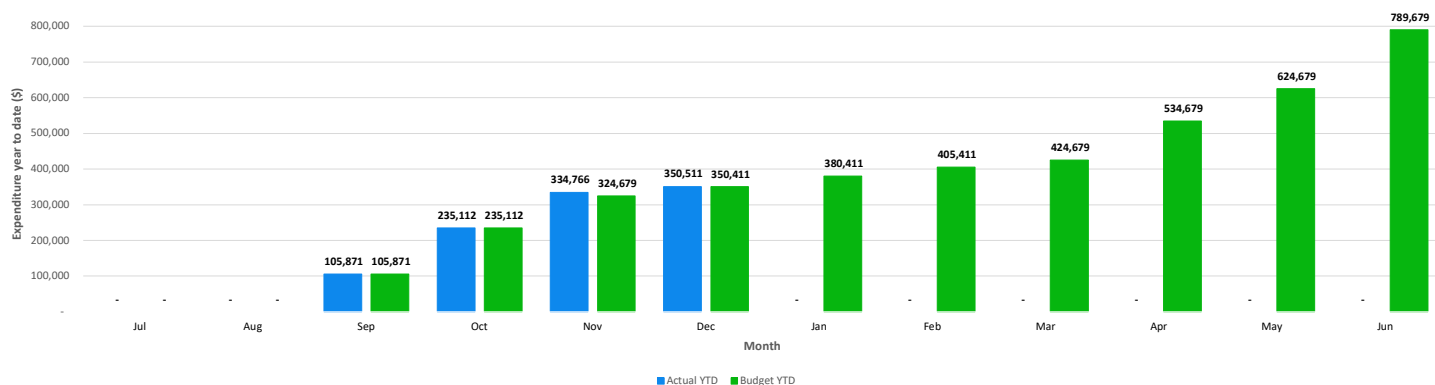
Program is in progress and on track. The remainder of the projects in this program are anticipated to be complete by end of financial year.



## Kerb and Water Table

## Monthly Comment

Kerb and Water Table and Kerb Ramp Program are in progress and anticipated to be complete by end of financial year.

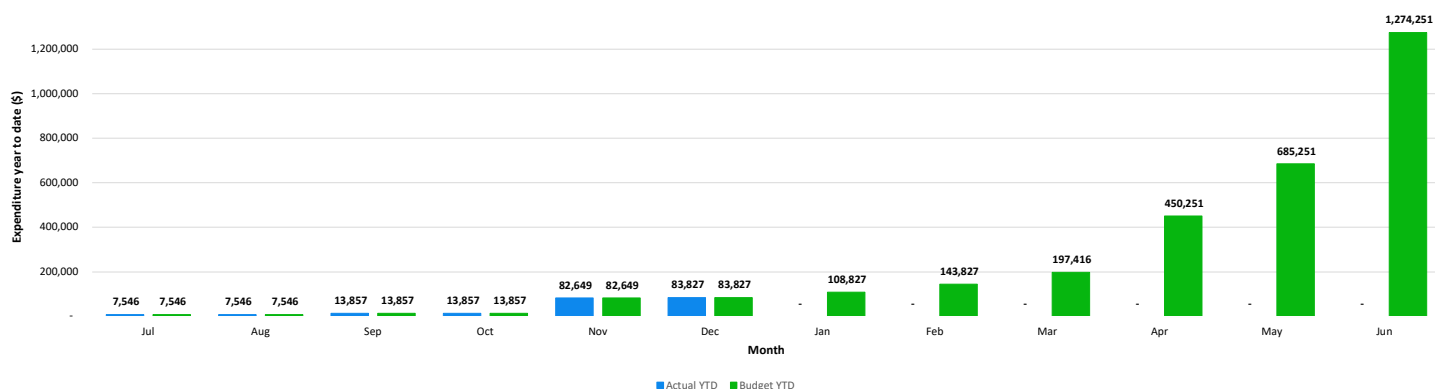


## New Footpath Construction

From Subject Received Size Categories

## Monthly Comment

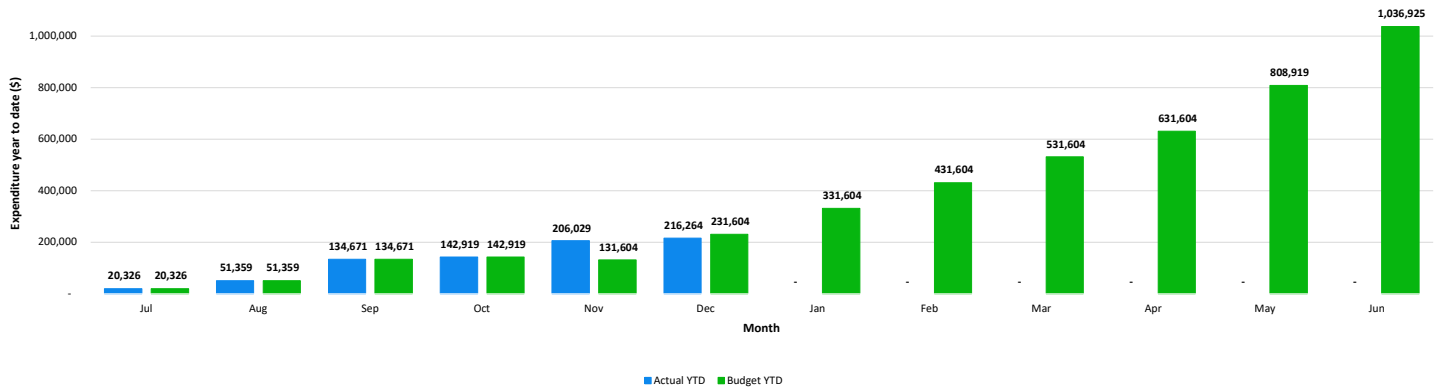
Program is in progress and on track. Progress on one of the larger projects in this program, Majors Road, is dependent on adjacent works being complete first.



## Renewal Footpath Construction

### Monthly Comment

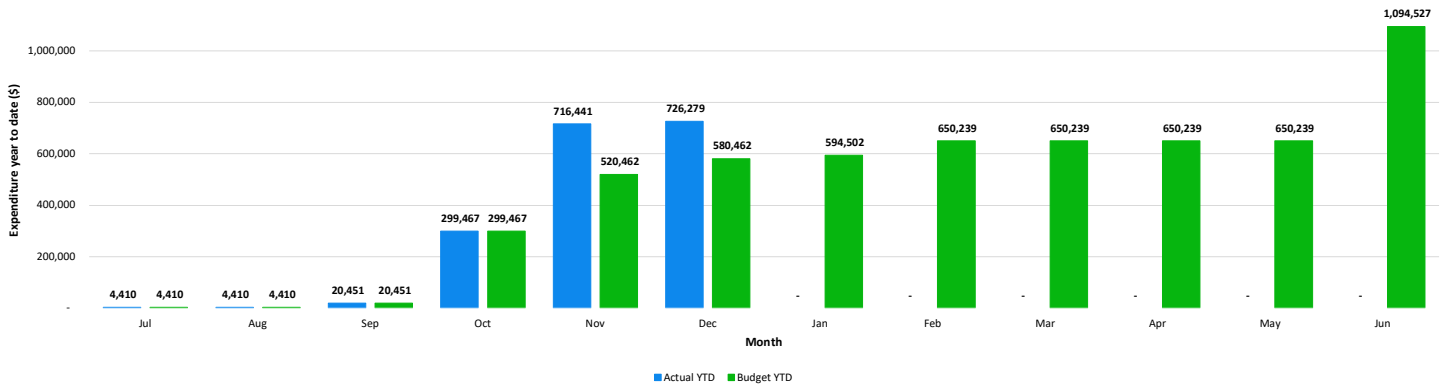
Program is on track with 25% complete. This program is anticipated to be complete by end of financial year.



## Transport

### Monthly Comment

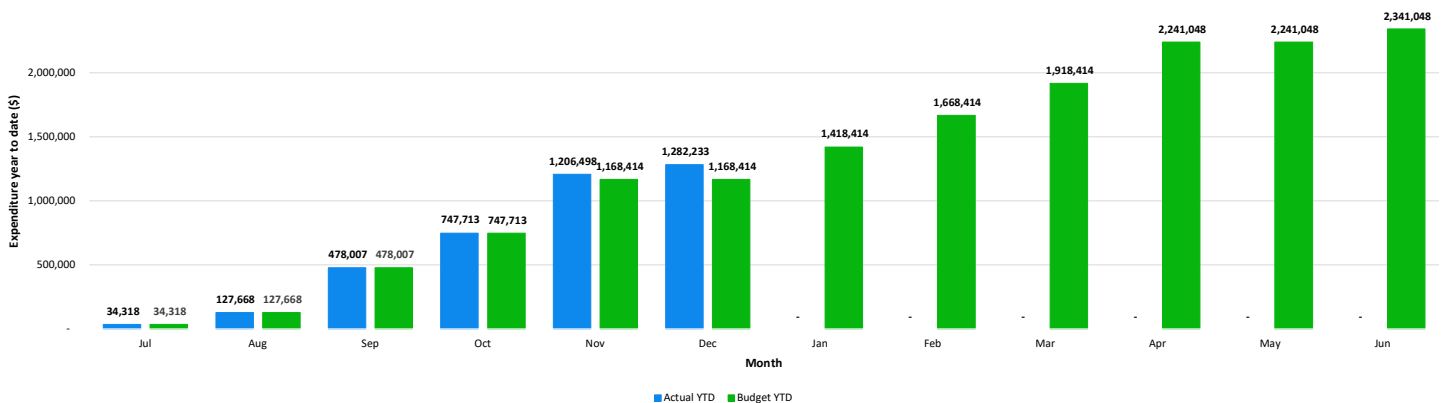
Program in progress with 50% complete including Lander/Young Street Intersection, Woodend School and Finnis Street Wombat Crossings. There are five remaining projects in this program to be delivered.



## Drainage

### Monthly Comment

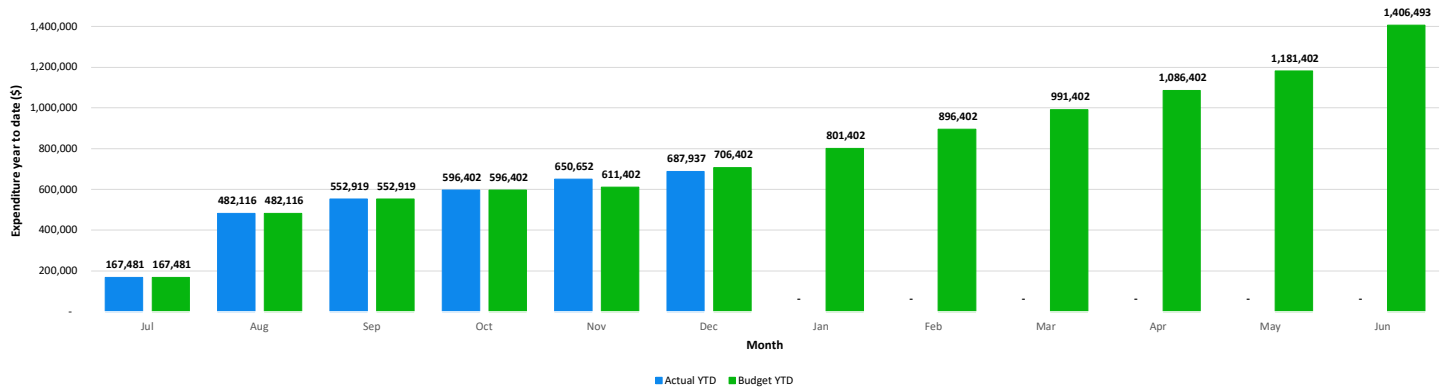
Program in progress with Dalkeith Avenue complete. Clark Avenue/Naldera Street tender is currently being assessed and works are anticipated to be complete by end of financial year.



## Street Trees

### Monthly Comment

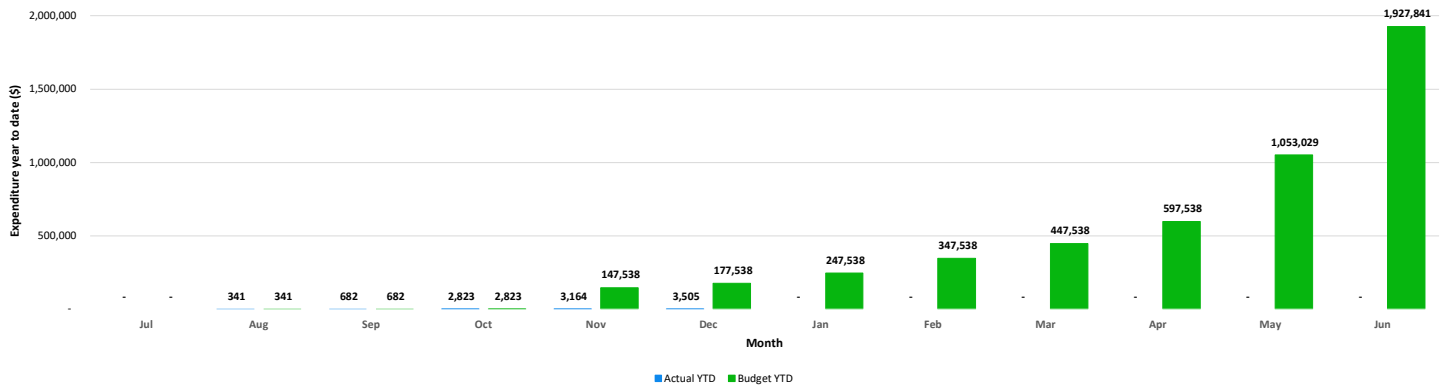
Program has commenced with 3,400 out of 3,900 trees from the Tree Planting Program complete. Planting will recommence on the Advanced Tree Planting Program and Street Tree Program in April/May.



## Streetscapes

### Monthly Comment

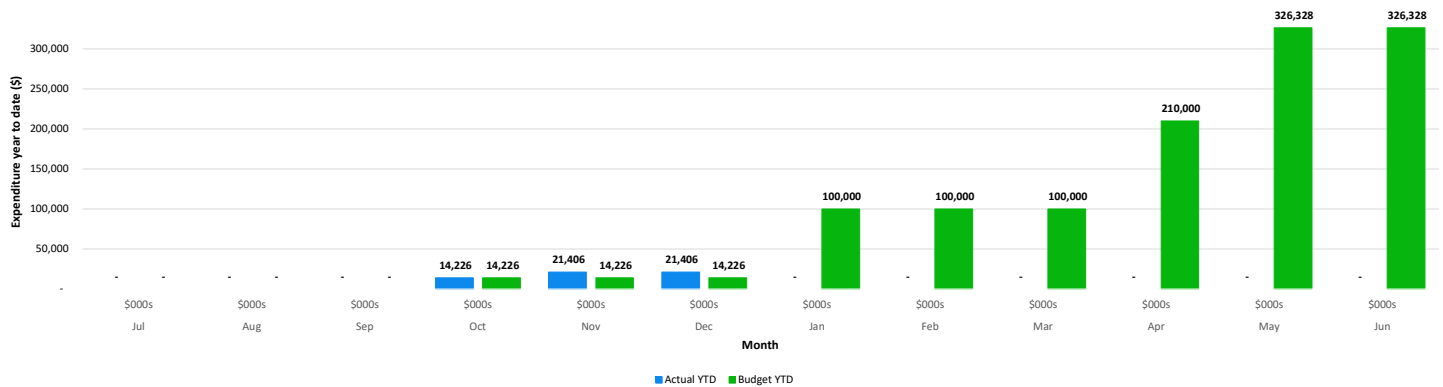
Program in progress with works on Birch Crescent Streetscape having commenced. Work on Morphett Road will commence in January, this is anticipated to be complete by end of financial year but is at risk of carryover.



## Irrigation

### Monthly Comment

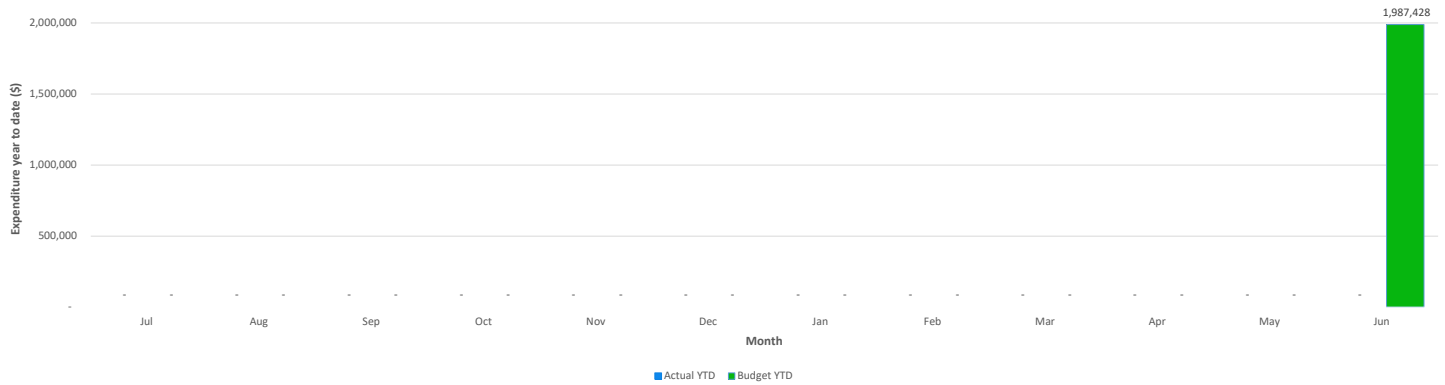
Works at Mitchell Park are planned to commence in March/April. This program is anticipated to be complete for the end of the financial year.



## Wetlands

## Monthly Comment

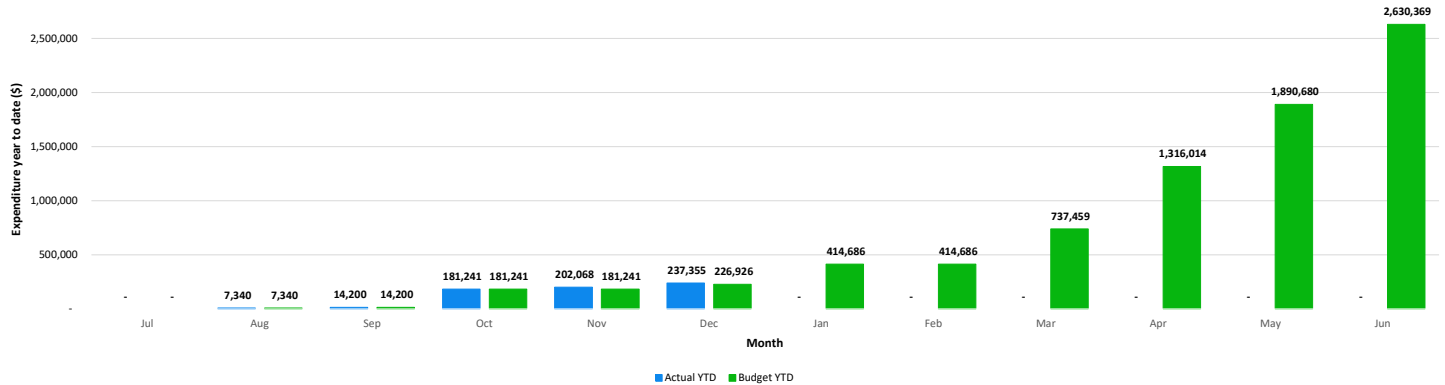
\$1.3m of this program relates to the Seacliff water extension (Marion Water Business) which is going back to council for further decision in February. All other projects in this program are due to commence after the summer months and are anticipated to be complete by end of financial year. This budget will be re-timed in budget review 2.



## Open Space Developments

## Monthly Comment

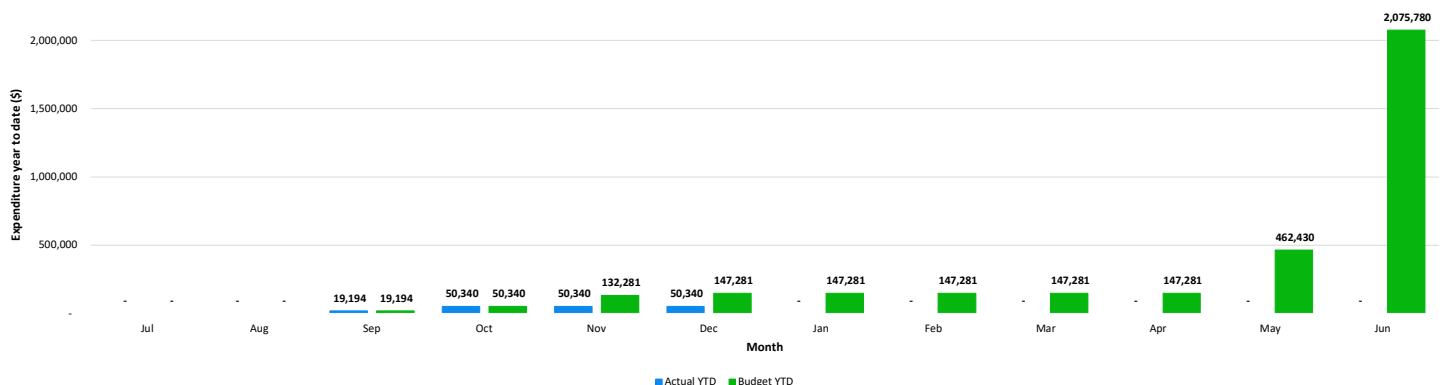
Program is on track with Ballara Park and Weaver Street Reserves under construction. Procurement for four toilets has occurred and are scheduled to be installed in May. Two projects have gone out for tender and will be assessed and awarded in early 2023. Community consultation for five sites was undertaken prior to Christmas and is being evaluated.



## Sports Facilities and Courts

## Monthly Comment

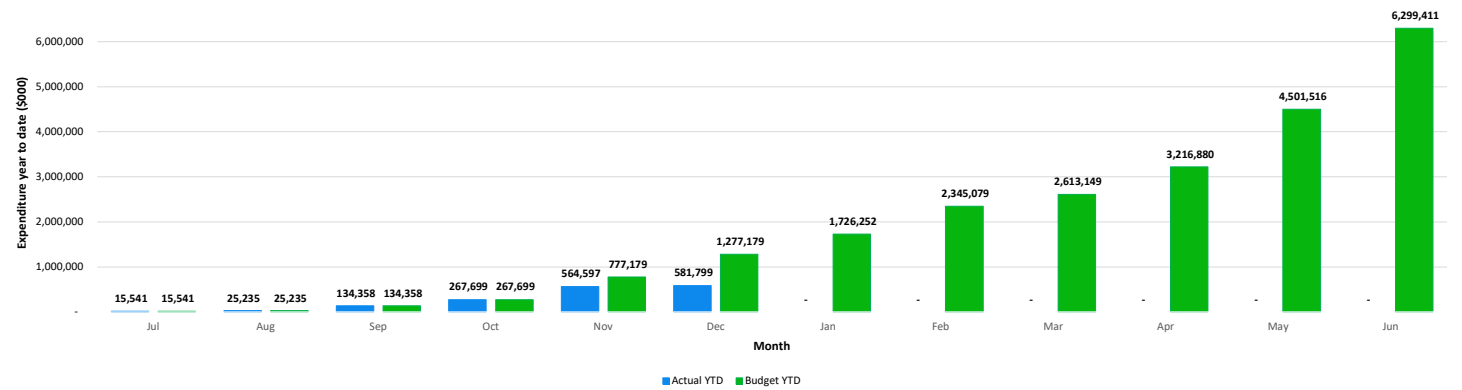
Program in progress with works on Edwardstown Bowls Club Bench shade complete. Lights have been ordered for the Ascot Park Lighting Project, the tender process is currently taking place for the installation component.



Building Upgrades

Monthly Comment

Program in progress with tender for four key projects being the Admin Building Refurbishment, Marion Outdoor Pool Boiler Replacement and Boatshed Roof Access System having concluded in December. Review of these tenders is currently taking place. The Coach House Rehabilitation is in its final stages of completion with surrounding works to be completed shortly after.



Attachment 12.2.3

Debtor	Total Balance	Current	30 Days	60 Days	90 Days	90+ Days	Percentage of total 90+ day balance	Comments for 90+ Day balances
General Total	51,351.45	24,367.56	800.00	26,065.89	.00	118.00	0%	Made up of 1 out of 9 debtors in this category.
Neighbourhood Centres Total	8,630.70	5,250.70	1,800.00	1,450.00	.00	130.00	0%	Made up of 1 out of 16 debtors in this category.
Regulatory Services Land Clearing Total	19,171.64	.00	.00	7,370.00	.00	11,801.64	7%	Made up of 3 out of 4 debtors. All these accounts are on payment plan, payments of \$758.00 have subsequently been received in January.
City Property - Leased Facilities Total	627,311.59	406,686.84	66,340.86	13,730.78	19,541.22	121,011.89	75%	Made up of 7 out of 43 debtors. One account totalling \$43,000.62 is being worked through with the debt collector. One account totalling \$65,858.13 is on a payment plan, with payments of \$3,062.34 being subsequently received. Two accounts totalling \$1,920.25 have subsequently been settled in January.
City Property - Sporting Facilities Total	20,673.88	11,371.50	.00	7,233.50	2,068.88	.00		
Civil Services Private Works Total	52,519.35	20,081.35	2,200.00	6,435.00	2,550.00	21,253.00	13%	Made up of 13 out of 29 debtors in this category with five accounts totalling \$11,265.00 relating to works not commenced, awaiting payment. Five accounts totalling \$4,308.00 are on payment plans. Two accounts totalling \$4,790.00 are in the process of being transferred to their rates accounts as a charge on the land.
Swim Centre Debtors Total	110,889.72	105,448.52	4,791.20	.00	.00	650.00	0%	Made up of 1 out of 46 debtors in this category.
Grants & Subsidies Total	1,124,300.00	143,050.00	38,500.00	942,750.00	.00	.00	0%	
Environmental Health Inspections Total	19,254.70	6,245.20	2,329.00	4,362.80	.00	6,317.70	4%	Made up of 34 out of 113 debtors, with none individually significant. Two accounts totalling \$654.00 have subsequently been settled in January.
Marion Cultural Centre Total	17,049.00	9,947.20	4,452.00	180.00	1,957.80	512.00	0%	Made up of 2 out of 17 debtors, with none individually significant. One account totalling \$140.00 has subsequently been settled in January.
Local Government	45,986.15	43,383.42	2,602.73	.00	.00	.00	0%	
Total	2,097,138.18	775,832.29	123,815.79	1,009,577.97	26,117.90	161,794.23		
Total Aging Profile		37%	6%	48%	1%	8%		

Category	Description
Employees	Anything that relates to CoM employees.
General	Anything that does not fit into one of the below categories.
Neighbourhood Centres	For hire of rooms in Neighbourhood Centres, etc. - usually charged out at an hourly rate. Also includes cultural workshops and tours.
Regulatory Services Land Clearing	When council has had to clear land due to non-compliance of owner.
Sporting Clubs & Other Leases	Rent, electricity, water, maintenance, etc. charged out to lessees.
Civil Services Private Works	Repairs or modifications to infrastructure (footpaths, kerbs, driveway inverts). Can be at resident request.
Swim Centre Debtors	Outdoor Swimming Centre - used for lane hire, school visits, etc.
Grants & Subsidies	Government grants and subsidies.
Environmental Health Inspections	Food Inspection fees.
Regulatory Services Other	Vehicle Impoundment fees and other regulatory services.
Supplier Refunds	Where a supplier owes the City of Marion funds. This category is used to keep track to ensure we have received payment for credits.
Development Services	Includes contribution from residents and/or developers for the removal and/or replacement of Council Street Trees and significant trees.
Living Kaurna Cultural Centre	Relates to programs run through the LKCC.
Environmental Health Testing	Environmental testing fees.
Local Government	Transactions with other Local Government corporations.
Communications	Anything related to communications.
Economic Development	Events, etc. relating to economic development within the City of Marion.
Marion Cultural Centre	Hiring of the Marion Cultural Centre.

\*any category that does not have any outstanding invoices will not be displayed.



## **Rates Report - Collection of Rates to 31 December 2022**

### **ANALYSIS OF OUTSTANDING RATES AS AT 31 DECEMBER 2022**

	<u>Note</u>		<b>% of Total Annual Rates</b>
CURRENT	1	\$ 34,791,608	<b>41.3%</b>
OVERDUE	2	\$ 1,700,365	<b>2.0%</b>
ARREARS	3	\$ 1,364,913	<b>1.6%</b>
INTEREST	4	\$ 51,219	<b>0.1%</b>
POSTPONED	5	\$ 249,292	<b>0.3%</b>
LEGALS	6	\$ 19,389	<b>0.0%</b>
		<b>\$ 38,176,786</b>	<b>45.4%</b>
<b>TOTAL ANNUAL RATES FOR 2022/23</b>		<b>\$ 84,159,736</b>	

#### **Note 1: Current**

Current rates represent the total amount of rates levied in the current financial year that are not yet due for payment. For example at 1st January this represents Quarter 3 & Quarter 4 rates unpaid.

#### **Note 2: Overdue**

Overdue rates represent rates levied in the current financial year that remain unpaid past their due payment date. For example on 1st January, this represents rates from Quarter 1 and Quarter 2 that remain unpaid.

#### **Note 3: Arrears**

Rates in arrears represent rates and charges levied in previous financial years that remain unpaid .

#### **Note 4: Interest**

Interest represent the fines and interest applied to overdue rates and rates in arrears.

#### **Note 5: Postponed**

Postponed rates represent any rates amount due by seniors that have been granted a deferral, until the eventual sale of their property, as allowable under the Local Government Act. Interest is charged on these deferred rates and is recoverable when the property is sold.

#### **Note 6: Legals**

Legals represent any legal fees, court costs that have been incurred by Council in the collection of rates in the current financial year. These amounts represent costs that have been on-charged to the defaulting ratepayers and are currently outstanding.

**13 Workshop / Presentation Items - Nil****14 Motions With Notice - Nil****15 Questions With Notice - Nil****16 Motions Without Notice****17 Questions Without Notice****18 Other Business****19 Meeting Closure**

Council shall conclude on or before 9.30pm unless there is a specific motion adopted at the meeting to continue beyond that time.