

YORKE PENINSULA COUNCIL COMMUNITY LAND MANAGEMENT PLAN

CATEGORY 1 - RESERVES

PROPERTY DETAILS

- Community Land Register – Item 1-7
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OWNERSHIP DETAILS

- Community Land Register – Item 8
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PURPOSE FOR WHICH LAND IS HELD

Conservation reserves primarily used to protect flora and fauna. Coastal reserves primarily used to minimise harm to coastal areas. Water or Stone reserves primarily established to provide water and stone resources for use now or in the future. Reserves to allow trails and access compatible with conservation use but excluding any commercial or sports activities.

REASON WHY MANAGEMENT PLAN IS REQUIRED

- Land specifically modified for the benefit and enjoyment of the public
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OBJECTIVES FOR THE MANAGEMENT OF THE LAND

- To retain land for use as a conservation reserve in order to protect flora and fauna.
 - To retain land as a Coastal reserve to minimise harm to coastal areas and provide a buffer zone between the dunes and sea.
 - To provide access to a bore for rural and remote locations for stock and fire fighting purposes.
 - To stockpile rubble for future road resurfacing.
 - To allow trails and access compatible with conservation use.
 - Allow improvements consistent with the objectives established for this type of land use.
 - Strictly exclude any commercial, recreational or sports activities.
 - Where appropriate, grant leases and grant or accept easements, and or rights of way over the land.
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YORKE PENINSULA COUNCIL

COMMUNITY LAND MANAGEMENT PLAN

POLICIES AND PROPOSALS FOR MANAGEMENT OF THE LAND

Ensure consistency with the objectives set out in the Yorke Peninsula Council's corporate documents including:

- **Strategic Plan**
- **ILUA Agreement**
- **Development Plan**
- **Animal Management Plan**
- **Parks & Gardens Infrastructure Asset Management Plan**
- **By Law No. 2 Local Government Land**
- **By Law No. 5 Dog and Cats**
- **Any other council or government policies where applicable.**

DEPARTMENT FOR ENVIRONMENT, WATER AND NATURAL RESOURCES

- Dedicated land may only be used for purposes consistent with that for which it was dedicated, and no other purpose. A change of land use will require the resumption of the land and re-dedication for a purpose consistent with the new use.
- The granting of a lease/licence over dedicated land requires approval from the Minister if native title has not been extinguished and the lease will cause any development (within the meaning of the *Planning, Development and Infrastructure Act 2016*). That the Council is satisfied that the lease would not detract from any existing public use and enjoyment of the land, would not prevent the land being used for the purpose for which it was dedicated and would not otherwise be improper or undesirable.
- The Doctrine of Fixtures applies to dedicated land. Any buildings or other improvements erected on the land determined to be fixtures will be the property of the Crown unless the Minister has expressly stated in writing that the improvements shall be deemed to be severed from the land.
- Easements required over dedicated land may only be granted by the Minister pursuant to the *Crown Lands Act, 1929*.
- The clearance of native vegetation (including grasslands) must not occur without the prior approval of the relevant Minister and the Native Vegetation Council.

PERFORMANCE TARGETS

- See Schedule



YORKE PENINSULA COUNCIL COMMUNITY LAND MANAGEMENT PLAN

PERFORMANCE MEASURES

- See Schedule
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ADOPTED BY COUNCIL:

Date – per Council Resolution .../...

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MAYOR

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CHIEF EXECUTIVE OFFICER

PERFORMANCE TARGETS AND MEASURE

Schedule

| Management Issues | Objectives, Policies and Proposals | Performance Targets | Performance Measures |
|-------------------|------------------------------------|---------------------|----------------------|
|-------------------|------------------------------------|---------------------|----------------------|

YORKE PENINSULA COUNCIL COMMUNITY LAND MANAGEMENT PLAN

| | | | |
|---|--|---|---|
| Landscape Character for Conservation Area | Reflect the character of adjoining conservation areas. | Maintain and manage according to biodiversity principles and expectations. | <p>Clear of illegal dumping including building material, garden waste and general household waste.</p> <p>Fenced.</p> <p>Pest plant species controlled within budgetary constraints.</p> <p>Management of access points including prevention of unauthorised access points, within budgetary constraints.</p> |
| Fire Prevention and Fuel Reduction | Such measures as may be identified and specified by Council's Fire Prevention Officer from time to time. | Implement identified measures as needed. | Regular inspections for fire prevention and fuel reduction and rectification of any issues identified. |
| Bike/Walking Trails (where applicable) | To maintain accessibility and safety of reserves whilst minimising degradation of biodiversity. | Increase the emphasis on design for improved physical access, safety and biodiversity protection. | Carry out periodic audits. |



YORKE PENINSULA COUNCIL COMMUNITY LAND MANAGEMENT PLAN

CATEGORY 2 – RECREATIONAL AND SPORTING

PROPERTY DETAILS

- See Schedule – Item 1-7
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OWNERSHIP DETAILS

- See Schedule – Item 8
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PURPOSE FOR WHICH LAND IS HELD

Recreation, Sports Grounds and Community Facilities help to unite and strengthen communities by providing safe and functional facilities.

Many of the facilities are for organised sports managed by clubs and organisations under lease or licence. Venues are also popular for informal recreation, many have playgrounds and provide a variety of experiences for people of all ages.

Facilities should be protected and improved where appropriate, for current and future generations.

REASON WHY MANAGEMENT PLAN IS REQUIRED

- Land specifically modified for the benefit and enjoyment of the public
 - Lease/Licence
 - Act of Parliament or Trust
-

OBJECTIVES FOR THE MANAGEMENT OF THE LAND

- Promote recreational pursuits with organised formal and informal sporting and non-sporting activities.
- To assist in meeting the sporting needs of the community and visitors.
- Foster and develop proactive participation by the local community.



YORKE PENINSULA COUNCIL

COMMUNITY LAND MANAGEMENT PLAN

- Identify potential hazards in a timely manner to minimise Council exposure to complaints, compensation claims and litigation.
 - Where appropriate, grant leases and grant or accept easements, and or rights of way over the land.
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POLICIES AND PROPOSALS FOR MANAGEMENT OF THE LAND

Ensure consistency with the objectives set out in the Yorke Peninsula Council's corporate documents including:

- **Strategic Plan**
- **ILUA Agreement**
- **Development Plan**
- **Animal Management Plan**
- **Parks & Gardens Infrastructure Asset Management Plan**
- **By Law No. 2 Local Government Land**
- **By Law No. 5 Dog and Cats**
- Any other council or government policies where applicable.

DEPARTMENT FOR ENVIRONMENT, WATER AND NATURAL RESOURCES

- Dedicated land may only be used for purposes consistent with that for which it was dedicated, and no other purpose. A change of land use will require the resumption of the land and re-dedication for a purpose consistent with the new use.
- The granting of a lease/licence over dedicated land requires approval from the Minister if native title has not been extinguished and the lease will cause any development (within the meaning of the *Planning, Development and Infrastructure Act 2016*). That the Council is satisfied that the lease would not detract from any existing public use and enjoyment of the land, would not prevent the land being used for the purpose for which it was dedicated and would not otherwise be improper or undesirable.
- The Doctrine of Fixtures applies to dedicated land. Any buildings or other improvements erected on the land determined to be fixtures will be the property of the Crown unless the Minister has expressly stated in writing that the improvements shall be deemed to be severed from the land.
- Easements required over dedicated land may only be granted by the Minister pursuant to the *Crown Lands Act, 1929*.
- The clearance of native vegetation (including grasslands) must not occur without the prior approval of the relevant Minister and the Native Vegetation Council.



YORKE PENINSULA COUNCIL COMMUNITY LAND MANAGEMENT PLAN

PERFORMANCE TARGETS

- See Schedule
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PERFORMANCE MEASURES

- See Schedule
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ADOPTED BY COUNCIL:

Date – per Council Resolution .../...

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MAYOR

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CHIEF EXECUTIVE OFFICER

YORKE PENINSULA COUNCIL COMMUNITY LAND MANAGEMENT PLAN

PERFORMANCE TARGETS AND MEASURE

Schedule

| Management Issues | Objectives, Policies and Proposals | Performance Targets | Performance Measures |
|--|--|---|--|
| Clubrooms/Community Buildings/Storage/Kiosk/Ovals/Courts/Golf Course/Swimming Pool/Sporting Infrastructure/Fencing/Lighting/Bowling Greens/Car park/Drive-ways/Footpaths | <p>To provide buildings and facilities for sporting and community organisation use. The buildings and facilities are to be leased/licensed to an appropriate incorporated body and must be available for use by patrons and visitors of the club, as deemed appropriate by the lessee/licensee.</p> <p>Leases/Licences will be determined in accordance with Council policy.</p> | <p>To ensure all facilities have current agreements in place and that responsibilities and use thereof is clearly incorporated within individual licence agreements.</p> <p>To ensure all tenants meet the terms and conditions of the agreement.</p> | <p>Ensure terms of leases/licences are adhered to through conducting regular inspections and/or assessments in accordance with Council policy and maintenance plans/schedules.</p> <p>Periodical reviews of agreements to ensure terms and conditions are met.</p> |
| Fauna Park | To provide a fauna park for educational purposes and the enjoyment of the public. | To ensure animals are adequately housed and the park is maintained to an acceptable standard. | Regular inspections with animal health assessed and maintenance issues rectified. |



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COMMUNITY LAND MANAGEMENT PLAN

Permits, Licences and Leasing of Recreational and Sporting Facilities

The granting of a lease, licence or permit formalises the use of council facilities by groups such as sporting clubs, community groups, commercial organisations or individuals who are providing facilities or services for public use that is consistent with the intent and purpose of the land.

The terms and conditions of a lease, licence or permit will ensure that property management of the area is undertaken such that it is maintained in a safe and functional condition, and that the interest of Council and the public are protected.

There are a number of leases, licences and permits issued to various parties over land included in this Management Plan – details of these agreements are displayed in the Schedule, Item 12-13.

A lease, licence or permit enables Council to negotiate agreements with organisations and individuals who occupy or manage Community Land. These agreements allow clear legal definition of the rights and obligations that an organisation or individual has in regard to the land whilst ensuring public access is maintained. From time to time leases, licences and permits will expire, require renewal and/or renegotiation, and new leasing proposals considered.

Where the agreement is for a period exceeding five years, Council is required by the Local Government Act, 1999 to consult with the community. However, exemptions of certain leases/licences over community land from consultation requirements when it is a term of the lease/licence that there is to be no substantial change in the use of the land. Local Government (General) Regulations 2013, Section 22, (1) (b).

Council will only grant a lease, licence or permit for use of Community Land under this Management Plan if it is:

- Consistent with the current use and purpose of the land
- For activities appropriate to the current and future needs of the community
- Acknowledged that all suitable insurances have been sighted by Council.



YORKE PENINSULA COUNCIL COMMUNITY LAND MANAGEMENT PLAN

CATEGORY 3 – PUBLIC AND COMMUNITY FACILITIES

PROPERTY DETAILS

- Community Land Register – Item 1-7
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OWNERSHIP DETAILS

- Community Land Register – Item 8
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PURPOSE FOR WHICH LAND IS HELD

A Public and Community facility is defined as a piece of land or building set aside to encourage, promote and facilitate recreational, cultural, social, historical and educational pastimes and activities, and to provide for passive recreational activities.

Council community facilities may include:

| | |
|------------------------------------|--------------------|
| Conservation areas | Passive recreation |
| Public toilets | Playgrounds |
| Kindergartens/childcare facilities | Cemeteries |
| Public halls | Walkways |
| Bike and Walking Trails | |

Facilities should be protected and improved where appropriate, for current and future generations.

REASON WHY MANAGEMENT PLAN IS REQUIRED

- Land specifically modified for the benefit and enjoyment of the public
 - Lease/Licence
 - Act of Parliament or Trust
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YORKE PENINSULA COUNCIL

COMMUNITY LAND MANAGEMENT PLAN

OBJECTIVES FOR THE MANAGEMENT OF THE LAND

- To maintain the land for mixed uses including conservation, active and passive recreation, educational facilities and broad community uses.
 - To improve the maintenance of public infrastructure and facilities and to preserve local heritage and places of significance.
 - To increase the use, enjoyment and accessibility and safety of community land.
 - Where appropriate, grant leases and grant or accept easements, and or rights of way over the land.
-

POLICIES AND PROPOSALS FOR MANAGEMENT OF THE LAND

Ensure consistency with the objectives set out in the Yorke Peninsula Council's corporate documents including:

- **Strategic Plan**
- **ILUA Agreement**
- **Development Plan**
- **Animal Management Plan**
- **Parks & Gardens Infrastructure Asset Management Plan**
- **By Law No. 2 Local Government Land**
- **By Law No. 5 Dog and Cats**
- Any other council or government policies where applicable.

DEPARTMENT FOR ENVIRONMENT, WATER AND NATURAL RESOURCES

- Dedicated land may only be used for purposes consistent with that for which it was dedicated, and no other purpose. A change of land use will require the resumption of the land and re-dedication for a purpose consistent with the new use.
- The granting of a lease/licence over dedicated land requires approval from the Minister if native title has not been extinguished and the lease will cause any development (within the meaning of the *Planning, Development and Infrastructure Act 2016*). That the Council is satisfied that the lease would not detract from any existing public use and enjoyment of the land, would not prevent the land being used for the purpose for which it was dedicated and would not otherwise be improper or undesirable.
- The Doctrine of Fixtures applies to dedicated land. Any buildings or other improvements erected on the land determined to be fixtures will be the property of the Crown unless the Minister has expressly stated in writing that the improvements shall be deemed to be severed from the land.



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- Easements required over dedicated land may only be granted by the Minister pursuant to the *Crown Lands Act, 1929*.
 - The clearance of native vegetation (including grasslands) must not occur without the prior approval of the relevant Minister and the Native Vegetation Council.
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PERFORMANCE TARGETS

- See Schedule
-

PERFORMANCE MEASURES

- See Schedule
-

ADOPTED BY COUNCIL:

Date – per Council Resolution .../...

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MAYOR

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CHIEF EXECUTIVE OFFICER

YORKE PENINSULA COUNCIL COMMUNITY LAND MANAGEMENT PLAN

PERFORMANCE TARGETS AND MEASURE

Schedule

| Management Issues | Objectives, Policies and Proposals | Performance Targets | Performance Measures |
|---|---|--|---|
| Car park/drive-ways/footpaths/stairways | Carparks/drive-ways/footpaths/stairways are provided for use by the public where required. | To ensure infrastructure is in reasonable condition, can be utilised by the public and is safe. | Regular inspections and maintenance in conjunction with the inspection process schedule. |
| Public Toilets | To provide public toilet facilities as deemed necessary by Council for use by the community. | To ensure public toilets are serviced and maintained to a satisfactory condition. | Regular inspection by Council staff as part of an ongoing maintenance schedule and to identify any issues for rectification. |
| Cemeteries | To provide well maintained cemeteries to meet the needs of the community and provide burial/internment rights for the deceased. | To facilitate granting of appropriate burial/internment rights for the deceased. To ensure all areas of the cemetery are maintained to an acceptable standard. To ensure all fencing is safe and in reasonable condition. To ensure infrastructure and improvements are in reasonable condition and suitable for use by the community. | Periodic inspections of fencing, lawned and garden areas, leased/licensed areas, infrastructure and improvements and implementation of maintenance measures as appropriate. |
| Residential Tenancies | To provide residential housing as deemed appropriate by Council. | To negotiate adequate lease/licences to persons/organisations for use of the property and improvements. To ensure lessees/licensees meet the terms and | Periodical reviews of agreement arrangements and responsibilities to ensure terms and conditions are satisfied. |

YORKE PENINSULA COUNCIL COMMUNITY LAND MANAGEMENT PLAN

| | | conditions of the agreement. | |
|---|--|--|--|
| Drainage Reserves | To provide drainage systems in appropriate locations for redirection of stormwater. | To ensure drainage systems are unobstructed, act as part of Council's drainage network systems and that they do not pose a safety hazard to members of the public. | Regular inspections of the drainage systems and rectification of any issues identified. |
| Easements to Service Authorities | To grant easements required by service authorities for above or below ground infrastructure. | To ensure service authorities infrastructure for community needs is located and installed with minimal impact on land use. | Inspection of infrastructure location to ensure compliance with easement requirements. |
| Campgrounds | To provide maintained campgrounds that meet the needs of the community and visitors. | To ensure campgrounds are maintained to a satisfactory condition. | Regular inspection by Council staff as part of an ongoing maintenance schedule and to identify any issues for rectification. |
| Memorial walls/monuments/plaques | To approve memorial infrastructure as requested by community members. | To facilitate granting of appropriate memorials for the deceased. | Inspection of memorial infrastructure to ensure compliance with Council policy. |
| Airstrips | To provide maintained airstrips that service the community. | To ensure airstrips are unobstructed, safe and meet all requirements. | Regular inspection and maintenance program. |
| Landscape Character for Conservation Area | Reflect the character of adjoining conservation areas. | Maintain and manage according to biodiversity principles and expectations. | Clear of illegal dumping including building material, garden waste and general household waste Fenced Pest plant species controlled within budgetary constraints |

YORKE PENINSULA COUNCIL COMMUNITY LAND MANAGEMENT PLAN

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|--|---|--|---|
| | | | Management of access points including prevention of unauthorised access points |
| Fire Prevention and Fuel Reduction | Such measures as may be identified and specified by Council's Fire Prevention Officer from time to time | Implement identified measures as needed | Regular inspections for fire prevention and fuel reduction and rectification of any issues identified |
| Bike/Walking Trails (where applicable) | To maintain accessibility and safety of reserves whilst minimising degradation of biodiversity | Increase the emphasis on design for improved physical access, safety and biodiversity protection | Carry out periodic audits |

Permits, Licences and Leasing of Public and Community Facilities

The granting of a lease, licence or permit formalises the use of council facilities by groups such as community groups, commercial organisations or individuals who are providing facilities or services for public use that is consistent with the intent and purpose of the land.

The terms and conditions of a lease, licence or permit will ensure that property management of the area is undertaken such that it is maintained in a safe and functional condition, and that the interest of Council and the public are protected.

There are a number of leases, licences and permits issued to various parties over land included in this Management Plan – details of these agreements are displayed in the Schedule, Item 12-13.

A lease, licence or permit enables Council to negotiate agreements with organisations and individuals who occupy or manage Community Land. These agreements allow clear legal definition of the rights and obligations that an organisation or individual has in regard to the land whilst ensuring public access is maintained. From time to time leases, licences and permits will expire, require renewal and/or renegotiation, and new leasing proposals considered.

Where the agreement is for a period exceeding five years, Council is required by the Local Government Act, 1999 to consult with the community. However, exemptions of certain leases/licences over community land from consultation requirements when it is a term of the



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lease/licence that there is to be no substantial change in the use of the land. Local Government (General) Regulations 2013, Section 22, (1) (b).

Council will only grant a lease, licence or permit for use of Community Land under this Management Plan if it is:

- Consistent with the current use and purpose of the land
- For activities appropriate to the current and future needs of the community
- Acknowledged that all suitable insurances have been sighted by Council.



YORKE PENINSULA COUNCIL COMMUNITY LAND MANAGEMENT PLAN

CATEGORY 4 – BUSINESS AND COMMERCIAL

PROPERTY DETAILS

- Community Land Register – Item 1-7
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OWNERSHIP DETAILS

- Community Land Register – Item 8
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PURPOSE FOR WHICH LAND IS HELD

The properties listed in the schedule have been developed and/or modified to include one or more of the following: caravan park, airstrip, commercial premises, marinas, waste depots, weighbridges etc.

REASON WHY MANAGEMENT PLAN IS REQUIRED

- Land specifically modified for the benefit and enjoyment of the public
 - Lease/Licence
 - Act of Parliament or Trust
-

OBJECTIVES FOR THE MANAGEMENT OF THE LAND

- To provide a financial return to Council
 - Optimise opportunities for business and industry
 - Where appropriate, grant leases and grant or accept easements, and or rights of way over the land
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POLICIES AND PROPOSALS FOR MANAGEMENT OF THE LAND

Ensure consistency with the objectives set out in the Yorke Peninsula Council's corporate documents including:



YORKE PENINSULA COUNCIL

COMMUNITY LAND MANAGEMENT PLAN

- Strategic Plan
- ILUA Agreement
- Development Plan
- Animal Management Plan
- Parks & Gardens Infrastructure Asset Management Plan
- By Law No. 2 Local Government Land
- Any other council or government policies where applicable.

DEPARTMENT FOR ENVIRONMENT, WATER AND NATURAL RESOURCES

- Dedicated land may only be used for purposes consistent with that for which it was dedicated, and no other purpose. A change of land use will require the resumption of the land and re-dedication for a purpose consistent with the new use.
- The granting of a lease/licence over dedicated land requires approval from the Minister if native title has not been extinguished and the lease will cause any development (within the meaning of the *Planning, Development and Infrastructure Act 2016*). That the Council is satisfied that the lease would not detract from any existing public use and enjoyment of the land, would not prevent the land being used for the purpose for which it was dedicated and would not otherwise be improper or undesirable.
- The Doctrine of Fixtures applies to dedicated land. Any buildings or other improvements erected on the land determined to be fixtures will be the property of the Crown unless the Minister has expressly stated in writing that the improvements shall be deemed to be severed from the land.
- Easements required over dedicated land may only be granted by the Minister pursuant to the *Crown Lands Act, 1929*.
- The clearance of native vegetation (including grasslands) must not occur without the prior approval of the relevant Minister and the Native Vegetation Council.

PERFORMANCE TARGETS

- See Schedule

PERFORMANCE MEASURES

- See Schedule
-



YORKE PENINSULA COUNCIL COMMUNITY LAND MANAGEMENT PLAN

ADOPTED BY COUNCIL:

Date – per Council Resolution .../...

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MAYOR

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CHIEF EXECUTIVE OFFICER

YORKE PENINSULA COUNCIL COMMUNITY LAND MANAGEMENT PLAN

PERFORMANCE TARGETS AND MEASURE

Schedule

| Management Issues | Objectives, Policies and Proposals | Performance Targets | Performance Measures |
|-----------------------------|--|---|---|
| Business and Commercial Use | To approve business/commercial use of community land with such conditions as may be deemed appropriate by Council. | <p>To ensure business/commercial use of community land is not in conflict with other users and that business activities are appropriately controlled.</p> <p>To ensure occupants meet the terms and conditions of approval.</p> | <p>Ensure conditions of approval are adhered to through regular inspections.</p> <p>Periodical review of agreements to ensure terms and conditions are met.</p> |

Permits, Licences and Leasing of Business and Commercial

The granting of a lease, licence or permit formalises the use of council facilities by individuals such as caravan parks, airstrips, Marinas and commercial organisations who are providing facilities or services for public use that is consistent with the intent and purpose of the land.

The terms and conditions of a lease, licence or permit will ensure that property management of the area is undertaken such that it is maintained in a safe and functional condition, and that the interest of Council and the public are protected.

There are a number of leases, licences and permits issued to various parties over land included in this Management Plan – details of these agreements are displayed in the Schedule, Item 12-13.

A lease, licence or permit enables Council to negotiate agreements with organisations and individuals who occupy or manage Community Land. These agreements allow clear legal definition of the rights and obligations that an organisation or individual has in regard to the land whilst ensuring public access is maintained. From time to time leases, licences and permits will expire, require renewal and/or renegotiation, and new leasing proposals considered.

Where the agreement is for a period exceeding five years, Council is required by the Local Government Act, 1999 to consult with the community. However, exemptions of certain leases/licences over community land from consultation requirements when it is a term of the lease/licence that there is to be no substantial change in the use of the land. Local Government (General) Regulations 2013, Section 22, (1) (b).



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Council will only grant a lease, licence or permit for use of Community Land under this Management Plan if it is:

- Consistent with the current use and purpose of the land.
- Allow compatible business and community uses of the land.
- Encourage and maximise economic opportunities for community growth and development.
- Acknowledged that all suitable insurances have been sighted by Council.



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CATEGORY 5 – CFS AND SES

PROPERTY DETAILS

- Community Land Register – Item 1-7
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OWNERSHIP DETAILS

- Community Land Register – Item 8
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PURPOSE FOR WHICH LAND IS HELD

Land owned or controlled by Council to be leased or licensed to the Minister for Emergency Services for the purpose of providing emergency services to the community.

REASON WHY MANAGEMENT PLAN IS REQUIRED

- Lease/Licence
 - Act of Parliament or Trust
-

OBJECTIVES FOR THE MANAGEMENT OF THE LAND

- Maintain the land primarily for providing emergency services to the community.
 - Where appropriate, grant leases and grant or accept easements, and or rights of way over the land.
-

POLICIES AND PROPOSALS FOR MANAGEMENT OF THE LAND

Ensure consistency with the objectives set out in the Yorke Peninsula Council's corporate documents including:

- **Strategic Plan**



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- ILUA Agreement
- Development Plan
- Parks & Gardens Infrastructure Asset Management Plan
- By Law No. 2 Local Government Land
- Any other council or government policies where applicable.

DEPARTMENT FOR ENVIRONMENT, WATER AND NATURAL RESOURCES

- Dedicated land may only be used for purposes consistent with that for which it was dedicated, and no other purpose. A change of land use will require the resumption of the land and re-dedication for a purpose consistent with the new use.
- The granting of a lease/licence over dedicated land requires approval from the Minister if native title has not been extinguished and the lease will cause any development (within the meaning of the *Planning, Development and Infrastructure Act 2016*). That the Council is satisfied that the lease would not detract from any existing public use and enjoyment of the land, would not prevent the land being used for the purpose for which it was dedicated and would not otherwise be improper or undesirable.
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- Easements required over dedicated land may only be granted by the Minister pursuant to the *Crown Lands Act, 1929*.
- The clearance of native vegetation (including grasslands) must not occur without the prior approval of the relevant Minister and the Native Vegetation Council.

PERFORMANCE TARGETS

- See Schedule
-

PERFORMANCE MEASURES

- See Schedule
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YORKE PENINSULA COUNCIL COMMUNITY LAND MANAGEMENT PLAN

ADOPTED BY COUNCIL:

Date – per Council Resolution .../...

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MAYOR

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CHIEF EXECUTIVE OFFICER

YORKE PENINSULA COUNCIL COMMUNITY LAND MANAGEMENT PLAN

PERFORMANCE TARGETS AND MEASURE

| Management Issues | Objectives, Policies and Proposals | Performance Targets | Performance Measures |
|--|---|---|--|
| Land under lease/licence to Minister for Emergency Services. | Provide leases/licences which will be determined in accordance with Council policy. | <p>To ensure all facilities have current agreements in place and that responsibilities and use thereof is clearly incorporated within individual licence agreements.</p> <p>To ensure all tenants meet the terms and conditions of the agreement.</p> | <p>Ensure terms of leases/licences are adhered to through conducting regular inspections and/or assessments in accordance with Council policy and maintenance plans/schedules.</p> <p>Periodical reviews of agreements to ensure terms and conditions are met.</p> |

Permits, Licences and Leasing of Land for Emergency Services

Provide lease/licence to the Minister for Emergency Services for emergency service purposes for terms up to 21 years with 21 years right of renewal.

The terms and conditions of a lease, licence or permit will ensure that property management of the area is undertaken such that it is maintained in a safe and functional condition, and that the interest of Council and the public are protected.

There are a number of leases, licences and permits issued to various parties over land included in this Management Plan – details of these agreements are displayed in the Schedule, Item 12-13.

A lease, licence or permit enables Council to negotiate agreements with organisations and individuals who occupy or manage Community Land. These agreements allow clear legal definition of the rights and obligations that an organisation or individual has in regard to the land whilst ensuring public access is maintained. From time to time leases, licences and permits will expire, require renewal and/or renegotiation, and new leasing proposals considered.

Where the agreement is for a period exceeding five years, council is required by the Local Government Act, 1999 to consult with the community. However, exemptions of certain leases/licences over community land from consultation requirements when it is a term of the lease/licence that there is to be no substantial change in the use of the land. Local Government (General) Regulations 2013, Section 22, (1) (b).



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Council will only grant a lease, licence or permit for use of Community Land under this Management Plan if it is:

- Consistent with the current use and purpose of the land
- Maintain the land primarily for providing emergency services.
- Acknowledged that all suitable insurances have been sighted by Council.