

AGENDA



COUNCIL MEETING

TUESDAY 11 MAY 2021

6.30pm

Live Streaming of Council Meeting

In the spirit of open, accessible and transparent government, this meeting of the Inner West Council is being streamed live on Council's website. By speaking at a Council meeting, members of the public agree to being recorded and must ensure their speech to the Council is respectful and use appropriate language. A person who uses defamatory, discriminatory or offensive language may be exposed to liability for which Council takes no responsibility. Any part of this meeting that is held in closed session will not be recorded

Pre-Registration to Speak at Council Meetings

Members of the public must register by 2pm of the day of the Meeting to speak at Council Meetings. If you wish to register to speak please fill in a [Register to Speak Form](#), available from the Inner West Council website, including:

- your name;
- contact details;
- item on the Agenda you wish to speak to; and
- whether you are for or against the recommendation in the agenda.

Are there any rules for speaking at a Council Meeting?

The following rules apply when addressing a Council meeting:

- keep your address to the point, the time allowed for each speaker is limited to three minutes. This time limit applies, no matter how many items are addressed by the speaker;
- when addressing the Meeting you must speak to the Chairperson;
- the Chairperson may curtail public participation where the information being presented is considered repetitive or irrelevant; and
- only 3 speakers for and against an Agenda Item are allowed.

What happens after I submit the form?

Your request will then be added to a list that is shown to the Chairperson on the night of the meeting.

Where Items are deferred, Council reserves the right to defer speakers until that Item is heard on the next occasion.

Accessibility

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Persons in the public gallery are advised that under the Local Government Act 1993, a person may NOT record a Council meeting without the permission of Council.

Any persons found recording without authority will be expelled from the meeting.

"Record" includes the use of any form of audio, video and still camera equipment or mobile phone capable of recording speech.

An audio recording of this meeting will be taken for the purpose of verifying the accuracy of the minutes.

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Reports appearing in this section of the Business Paper are confidential in their entirety or contain confidential information in attachments.

The confidential information has been circulated separately.

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**Minutes of Ordinary Council Meeting held on 13 April 2021 at
Ashfield Service Centre**

Meeting commenced at 6.34pm

Present:

Darcy Byrne	Mayor
Victor Macri	Deputy Mayor
Marghanita Da Cruz	Councillor
Mark Drury	Councillor
Lucille McKenna OAM	Councillor
Colin Hesse	Councillor
Sam Iskandar	Councillor
Tom Kiat	Councillor
Julie Passas	Councillor
Rochelle Porteous	Councillor (Attended remotely)
Vittoria Raciti	Councillor
John Stamolis	Councillor
Louise Steer	Councillor
Anna York	Councillor
Elizabeth Richardson	Acting General Manager
Cathy Edwards-Davis	Director Infrastructure
Caroline McLeod	Acting Director City Living
Katherine Paixao	Acting Manager Governance
Carmelina Giannini	Acting Governance Coordinator
Helen Bradley	Resource Recovery Planning Manager
Simon Duck	Senior Manager Sport and Recreation

APOLOGIES:

Motion: (Hesse/Kiat)

THAT apologies from Councillor Lockie be accepted.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Iskandar, Kiat, Macri, McKenna OAM, Passas, Porteous, Raciti, Stamolis, Steer and York

Against Motion: Nil

Motion: (Hesse/McKenna OAM)

THAT Council permit Councillor Porteous to attend Council meetings remotely as she is unable to attend in person due to health reasons. This applies to all future Council meetings until 31 December 2021 in which Councillor Porteous is not able to attend for this reason.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Iskandar, Kiat, Macri, McKenna OAM, Passas, Porteous, Raciti, Stamolis, Steer and York

Against Motion: Nil

DISCLOSURES OF INTERESTS:

Councillor Porteous declared a non-significant, non-pecuniary interest in Item 16 Local Traffic Committee Meeting - March 2021 as she is a resident in Balmain East and her household holds a parking permit which relates to LTC0321 Item 9 Balmain East Precinct Parking Study (Baludarri-Balmain Ward/Balmain Electorate/Leichhardt PAC) and declared a significant, pecuniary interest in Item 17 Request for Reimbursement of Legal Expenses as the matter is related to reimbursement of her legal fees and she will leave the meeting during discussion and voting for both items.

Motion: (Byrne/Drury)

THAT Council note the disclosure of interest.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Iskandar, Kiat, Macri, McKenna OAM, Passas, Porteous, Raciti, Stamolis, Steer and York

Against Motion: Nil

CONFIRMATION OF MINUTES

Motion: (Hesse/Stamolis)

THAT the Minutes of the Council Meeting held on Tuesday, 9 March 2021 and Extraordinary Council Meeting held on Tuesday, 30 March 2021 be confirmed as a correct record.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Iskandar, Kiat, Macri, McKenna OAM, Passas, Porteous, Raciti, Stamolis, Steer and York

Against Motion: Nil

PUBLIC FORUM

The registered speakers were asked to address the meeting. The list of speakers is available on the last page of these minutes.

Procedural Motion: (Drury/Kiat)

THAT Council bring forward 1 registered speaker for Item 24 Notice of Motion: Pedestrian and Cyclist Access to Ashfield Pool (Anna Harvey) and all registered speakers for Item 44 Mayoral Minute: Inner West Economic Recovery Taskforce to speak at this time.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Iskandar, Kiat, Macri, McKenna OAM, Passas, Porteous, Raciti, Stamolis, Steer and York

Against Motion: Nil

Councillor Passas left the Meeting at 7:45 pm.
Councillor Passas returned to the Meeting at 8:03 pm.

Urgency Motion: Condolence Motion: Nuala Catherine Reavey Ward

Motion: (Da Cruz/McKenna OAM)

THAT Council write to Malachy Ward and family offering our condolences on the passing of their daughter, wife and mother Nuala.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Iskandar, Kiat, Macri, McKenna OAM, Passas, Porteous, Raciti, Stamolis, Steer and York

Against Motion: Nil

Condolence Motion to the Family of Tommy Raudonikis

Motion: (Drury/Passas)

THAT Council writes a letter of condolence to the family of Tommy Raudonikis, expressing our sadness at his passing and thanking them for his incredible contribution to rugby league and the Inner West community.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Iskandar, Kiat, Macri, McKenna OAM, Passas, Porteous, Raciti, Stamolis, Steer and York

Against Motion: Nil

Urgency Motion: Condolence Motion: Alderman Don Elvy

Motion: (Steer/York)

THAT Council write to Keith Elvy, the son of the late Alderman Don Elvy, offering condolences to the family.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Iskandar, Kiat, Macri, McKenna OAM, Passas, Porteous, Raciti, Stamolis, Steer and York

Against Motion: Nil

C0421(1) Item 44 Mayoral Minute: Inner West Economic Recovery Taskforce

Motion: (Byrne/Hesse)

THAT Council defer this item to the next Ordinary Council meeting as a Notice of Motion.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Iskandar, Kiat, Macri, McKenna OAM, Passas, Porteous, Raciti, Stamolis, Steer and York

Against Motion: Nil

Councillor Kiat left the Meeting at 8:23 pm.

At 8:24pm, the Mayor, Councillor Byrne issued a warning to Councillor Passas for repeated interjections during debate.

Motion of Dissent: (Stamolis/Da Cruz)

THAT dissent be moved in the Chairperson's ruling.

Motion Carried

For Motion: Crs Byrne, Drury, Hesse, Iskandar, McKenna OAM, Porteous, Steer and York

Against Motion: Crs Da Cruz, Macri, Passas, Raciti and Stamolis

Absent: Cr Kiat

The Mayor's ruling was upheld.

Councillor Kiat returned to the Meeting at 8:31 pm.

At 8:54pm, the Mayor, Councillor Byrne issued a second warning to Councillor Passas for repeated interjections during debate.

C0421(1) Item 45 Mayoral Minute: More Facilities and Amenities at Rozelle Parklands

Motion: (Byrne)

THAT:

1. Council notes the excellent and detailed submissions from local sports clubs regarding Rozelle Parklands;
2. Council ask the Government to consider the calls from local clubs for additional sporting facilities and public amenities within Rozelle Parklands and calls on the NSW Government to amend the Rozelle Parkland's Urban Design and Landscape Plan (UDLP) to incorporate:
 - Additional multipurpose sporting fields, which include synthetic surfaces
 - Accessible toilet and changerooms for males and females
 - Canteen facilities
 - Separate medical and referee/officials' rooms
 - Administration rooms
 - Seating for spectators, parents and volunteers
 - Lighting to Australian Standards to allow for night-time sporting usage

- An eight-lane athletics track incorporated into a sporting field
 - Long-jump pits and shot put, discus, hammer, and javelin areas
 - Hockey pitches
 - On-site car parking and drop-off zones
 - Access to public transport
3. Council calls on the NSW Government to ensure that passive recreation and active transport are fully integrated with sporting facilities across of the 10-hectare site to allow maximum usage of Rozelle Parklands by the whole community;
 4. Council Informs the Rozelle Parklands Working Group as well as relevant Ministers, of its position that the UDLP should be expanded to incorporate the additional sporting facilities requested by local sporting clubs, and requests it tables this motion for consideration at next working group meeting;
 5. Council convenes a meeting of all local sporting clubs who have made submission to discuss how we can advocate for their proposals;
 6. Council receive a report on the outcomes of the broader community engagement undertaken by TfNSW;
 7. The needs of the local community surrounding the parklands be prioritised in determining the final parklands plan; and
 8. All the submissions received be considered by the State Government.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Iskandar, Kiat, McKenna OAM, Porteous, Steer and York

Against Motion: Crs Macri, Passas, Raciti and Stamolis

Foreshadowed Motion (Macri/Stamolis)

THAT:

1. Council receive a report from Council officers at the next meeting detailing community consultation and stakeholders;
2. Council defer this item to the next Ordinary Council meeting; and
3. All the submissions received be considered by the State Government.

This Foreshadowed Motion lapsed.

Councillor Macri left the Meeting at 9:03 pm.

Councillor Passas left the Meeting at 9:03 pm.

C0421(1) Item 46 Mayoral Minute: Parliamentary Report into Stronger Communities Tied Grants Round

Motion: (Byrne/Drury)

THAT Council defer this matter to the next Ordinary Council meeting.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Iskandar, Kiat, McKenna OAM, Porteous, Raciti, Stamolis, Steer and York

Against Motion: Nil

Absent: Cr Macri and Passas

Councillor Macri returned to the Meeting at 9:04 pm.

Suspension of Standing Orders

Motion: (Drury/Kiat)

THAT Council:

- 1. Suspend Standing Orders to deal with items 1, 5, 7, 8, 9, 10, 11, 12, 13, 14 and 16 at this time; and**
- 2. Enter confidential session at 10.30pm.**

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Iskandar, Kiat, Macri, McKenna OAM, Porteous, Raciti, Stamolis, Steer and York

Against Motion: Nil

Absent: Cr Passas

Councillor Passas returned to the Meeting at 9:13 pm.

Councillor Iskandar left the Meeting at 9:13 pm.

Councillor York left the Meeting at 9:16 pm.

Councillor York returned to the Meeting at 9:18 pm.

The Mayor, Councillor Byrne left the meeting and vacated the chair at 9:19 pm and the Deputy Mayor, Councillor Macri assumed the Chair.

Councillor Iskandar returned to the Meeting at 9:20 pm.

C0421(1) Item 1 Inner West Zero Waste Strategy

Motion: (McKenna OAM/York)

THAT:

1. Council support the Zero Waste Strategy being placed on public exhibition for community feedback; and
2. Prior to being placed on public exhibition, the Strategy be amended to include further detail on key actions Council is currently taking or planning to take to address the priorities and targets addressed in the strategy E.g. Strategy should detail that Council is currently rolling out food collection to all IWC apartments, proposed changes to recycling collection, proposed changes to hard rubbish collection, etc.

Motion Carried

For Motion: Crs Da Cruz, Drury, Hesse, Iskandar, Kiat, Macri, McKenna OAM, Passas, Porteous, Raciti, Stamolis, Steer and York

Against Motion: Nil

Absent: Cr Byrne

The Mayor, Councillor Byrne returned to the Meeting at 9:40pm. The Deputy Mayor, Councillor Macri vacated the Chair and the Mayor, Councillor Byrne assumed the Chair.

C0421(1) Item 5 Consolidation of Sporting Ground Fees and Charges

Motion: (Drury/Passas)

THAT Council:

1. Endorse the consolidation of fees and charges for Sporting Ground hire as proposed in this report which are based on transparency, equity and fairness in sporting ground fees and charges;
2. Consider formal adoption of the Sporting Ground fees and charges model highlighted in this report as part of the 2021/22 budget considerations; and
3. Note the key stakeholder engagement which has been undertaken with peak sporting associations and local sporting clubs along with the formal support which has been received.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Iskandar, Kiat, Macri, McKenna OAM, Passas, Porteous, Raciti, Stamolis, Steer and York

Against Motion: Nil

Amendment (Porteous/Stamolis)

THAT Council remove the additional loading above the proposed cap.

Motion Lost

For Motion: Crs Byrne, Da Cruz, Porteous, Raciti and Stamolis

Against Motion: Crs Drury, Hesse, Iskandar, Kiat, Macri, McKenna OAM, Passas, Steer and York

Councillor Passas left the Meeting at 9:44 pm.

Councillor Passas returned to the Meeting at 9:45 pm.

C0421(1) Item 7 Maintenance Approval - Parramatta Road Urban Amenity Improvement Program Public Artwork

Motion: (Macri/Steer)

THAT Council:

1. Approve an annual budget variation of \$11,000 commencing financial year 2022/23 for the ongoing annual maintenance of the *Chiaroscuro* – a significant gateway artwork selected for installation above Norton Street, Leichhardt; and
2. Officers commence work on a Public Art Policy and Plan for maintaining State funded public art projects, legacy projects and potential decommissions when work becomes outdated or damaged.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Iskandar, Kiat, Macri, McKenna OAM, Passas, Porteous, Raciti, Stamolis, Steer and York

Against Motion: Nil

Councillor Porteous left the Meeting at 9:45 pm.

Councillor Porteous returned to the Meeting at 9:52 pm.

C0421(1) Item 8 Council page in new local newspaper

Motion: (Kiat/Byrne)

THAT:

1. Council endorse the inclusion of a weekly Inner West Council news page in the new local newspaper - *Inner West Review*;
2. The content of the news page be the responsibility of the General Manager (as duly delegated), not the Mayor's office; and
3. The content of the news page be focused on information relevant to the community and highlighting Council and community achievements, rather than conveying a regular message from the Mayor or photos of the Mayor and Councillors.

Motion Carried

For Motion: Crs Byrne, Drury, Iskandar, Kiat, McKenna OAM, Porteous, Steer and York

Against Motion: Crs Da Cruz, Hesse, Macri, Passas, Raciti and Stamolis

Foreshadowed Motion (Passas/Stamolis)

THAT:

1. This matter be deferred for a Councillor briefing and a report to come back to Council informing of the proposal and also with alternative options for this advertising;
2. There be a Councillor workshop on how Council communicates with residents that examines the best way to engage with the Inner West community; and
3. In the event that newspaper advertising be considered, that an expression of interest process be undertaken to seek publishers.

This Foreshadowed Motion Lapsed.

Foreshadowed Motion (Macri)

THAT Council should not engage until at least 6 months of circulation is confirmed across the whole Local Government Area.

This Foreshadowed Motion Lapsed.

Councillor Steer left the Meeting at 10:16 pm.

Councillor Steer returned to the Meeting at 10:20 pm.

C0421(1) Item 9 Dawn Fraser Baths Winter Access

Motion: (Byrne/Stamolis)

THAT Council:

1. Proceed with the winter program prepared by Council officers including:
 - Health and Wellbeing: Yoga, Pilates, and Mindfulness programs
 - Children's access and activities
 - Open Days and events
 - Public access for swimming including winter swimming
2. Extends the winter access period at Dawn Fraser Baths to the 30 September 2021 with the following opening times:
 - Monday 8am-11am
 - Wednesday 8am-11am
 - Friday 10am – 1pm
 - Saturday 10am – 1pm
 - Sunday 10am – 1pm
3. Receive a further report in June 2021 on the recommencement of the “key and buddy system” for winter swimmers.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Iskandar, Kiat, Macri, McKenna OAM, Porteous, Raciti, Stamolis, Steer and York

Against Motion: Cr Passas

C0421(1) Item 10 Aquatic Services Fees & Charges

Motion: (Drury/Passas)

THAT:

1. Council notes that:

- a) Customer engagement and industry benchmarking process has been undertaken and that fees structures for Inner West Aquatics Facilities are recognised as good value for industry leading facilities and services;**
- b) The Aquatics Facilities provide a range of ‘free entry’ and ‘come and try/open’ days at each facility to encourage participation across the wider LGA at each facility;**
- c) Financial support provided for the operation Annette Kellerman Aquatic Centre during the COVID-19 pandemic; and**
- d) The current ‘lifestyle membership’ is available at both AAC and LPAC.**

2. Council develop a program to provide Learn to Swim and access to Health and Fitness services in the form of blocks of swimming lessons and entry passes for fitness programs for low income families and individuals;

3. Commencing in FY 22/23, that Learn to Swim fees and charges be gradually harmonised over several years but provide for concession prices for Learn to Swim exist at all Inner West Council Aquatics facilities in FY21/22;

4. Commencing in FY 22/23, all fee categories are gradually harmonised to ensure parity across all programs and services; and

5. Council endorse the single ‘Lifestyle Membership’ fee across all aquatic facilities commencing financial year 22/23.

At 10:28pm, the Mayor, Councillor Byrne issued a third warning to Councillor Passas for repeated interjections during debate.

Expulsion from meeting

Motion: (Drury/Hesse)

THAT Councillor Passas be expelled from the meeting.

Motion Carried

For Motion: Crs Byrne, Drury, Hesse, Iskandar, Kiat, McKenna OAM, Porteous, Steer and York

Against Motion: Crs Da Cruz, Macri, Passas, Raciti and Stamolis

ADJOURNMENT

10.30pm - The Mayor, Clr Byrne adjourned the meeting as Clr Passas did not leave the meeting.

10.44pm— The Mayor, Clr Byrne resumed the meeting.

As Councillor Passas did not leave the Council chamber, Council earlier resolved to enter Confidential session at 10.30pm, the confidential session was moved into the committee room at 10.47pm.

At 10:48pm, all Councillors including Councillor Passas entered the committee room and at 10.49pm the Mayor, Councillor Byrne adjourned the meeting to Tuesday, 20 April 2021 at 6.30pm at Ashfield Chambers.

****After the Meeting, legal advice was provided that the expulsion of Cllr Passas from the Council Meeting didn't follow the entire process as outlined in the Code of Meeting Practice and therefore was not valid. Given this, Cllr Passas is allowed to attend the adjourned Ordinary Council Meeting on 20 April 2021****

The meeting was resumed on 20 April 2021 at 6.35pm and was livestreamed on Council's website.

Present:

Darcy Byrne	Mayor
Victor Macri	Deputy Mayor
Marghanita Da Cruz	Councillor
Mark Drury	Councillor
Lucille McKenna OAM	Councillor
Colin Hesse	Councillor
Sam Iskandar	Councillor
Tom Kiat	Councillor (6:38pm)
Julie Passas	Councillor
Rochelle Porteous	Councillor (Attended remotely)
Vittoria Raciti	Councillor
John Stamolis	Councillor
Louise Steer	Councillor
Anna York	Councillor
Elizabeth Richardson	Acting General Manager
Cathy Edwards-Davis	Director Infrastructure
Caroline McLeod	Acting Director City Living
Katherine Paixao	Acting Manager Governance
Carmelina Giannini	Acting Governance Coordinator
Simon Duck	Senior Manager Sport and Recreation

The Mayor requested Councillor Passas to apologise for her repeated interjections at the meeting on 13 April 2021. Councillor Passas refused to apologise.

Councillor Kiat entered the meeting at 6.38pm

Motion of Dissent (Stamolis/Passas)

THAT dissent be moved in the Chairperson's ruling.

Motion Lost

For Motion: Crs Da Cruz, Macri, Passas, Raciti and Stamolis

Against Motion: Crs Byrne, Drury, Hesse, Iskandar, Kiat, McKenna OAM, Porteous, Steer and York

Councillor Kiat left the Meeting at 7:14 pm.

Councillor Kiat returned to the Meeting at 7:17 pm.

C0421(1) Item 10 Aquatic Services Fees & Charges

Motion: (Drury/Passas)

THAT:

1. Council notes that:

- a) Customer engagement and industry benchmarking process has been undertaken and that fees structures for Inner West Aquatics Facilities are recognised as good value for industry leading facilities and services;
 - b) The Aquatics Facilities provide a range of 'free entry' and 'come and try/open' days at each facility to encourage participation across the wider LGA at each facility;
 - c) Financial support provided for the operation Annette Kellerman Aquatic Centre during the COVID-19 pandemic; and
 - d) The current 'lifestyle membership' is available at both Ashfield Aquatic Centre and Leichhardt Park Aquatic Centre.
- 2. Council develop a program to provide Learn to Swim and access to Health and Fitness services in the form of blocks of swimming lessons and entry passes for fitness programs for low income families and individuals;**
- 3. Commencing in FY 22/23, that Learn to Swim fees and charges be gradually harmonised over several years but provide for concession prices for Learn to Swim exist at all IWC Aquatics facilities in FY21/22;**
- 4. Commencing in FY 22/23, all fee categories are gradually harmonised to ensure parity across all programs and services; and**
- 5. Council endorse the single 'Lifestyle Membership' fee across all aquatic facilities commencing financial year 22/23;**
- 6. A report come to the next Council meeting on the fees water polo pay;**
- 7. In relation to the proposed fee review and harmonisation process planned for 2022/23:**
- a) Council to prioritise ensuring facilities are accessible to all, including those surviving at the poverty level on JobSeeker. Council to consult with community groups fighting poverty in the Inner West (e.g. Addison Road Community Centre, Newtown Neighbourhood Centre, Exodus Foundation), on options such as concessionary rates; regular 'free entry' days; free LTS; and free or concessionary gym/pool programming;
- 8. Council to consider making Learn to Swim free or concessionary for all adults who cannot swim. Council to consult Multicultural Advisory Committee and local refugee and migrant support services;**

9. Council consult with the LGBTIQ working group on the possibility of a 'trans and gender diverse swim night' event, as implemented by Darebin Council in 2018 following a recommendation from its own Sexuality, Sex and Gender Diversity Advisory Committee, as reported in the Star Observer;
10. Council to receive further advice regarding the 'financial support' provided to Belgravia for the operation of AKAC and FDAC during the pandemic, including advice regarding options to recover unpaid service fees and other subsidies;
11. In relation to 2021/22:
 - a) That council receive advice on the Extend the \$1 pensioner rate from LPAC to all facilities, and ensure that this rate is accessible to the unemployed surviving on JobSeeker; and
 - b) Resume free Learn to Swim program for refugees in collaboration with Asylum Seeker Centre etc, and expand to all facilities.
12. A report be brought back on the costs for extending the hours of the indoor pools/spa/sauna/steam/gym to 10pm every night.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Iskandar, Kiat, Macri, McKenna OAM, Passas, Porteous, Raciti, Stamolis, Steer and York

Against Motion: Nil

Amendment (Passas/Raciti)

THAT Ashfield residents continue to receive once a year free family pass, learn to swim classes and free entry for families.

Motion Lost

For Motion: Crs Kiat, Macri, Passas and Raciti

Against Motion: Crs Byrne, Da Cruz, Drury, Hesse, Iskandar, McKenna OAM, Porteous, Stamolis, Steer and York

Amendment (Macri/Raciti)

THAT a report come to the next Council meeting on the fees water polo pay.

Motion Carried

For Motion: Crs Da Cruz, Kiat, Macri, Passas, Porteous, Raciti, Stamolis and Steer

Against Motion: Crs Byrne, Drury, Hesse, Iskandar, McKenna OAM and York

As this amendment was carried, it was incorporated into the primary motion.

Councillor Passas left the Meeting at 7:20 pm.

C0421(1) Item 11 Electricity Procurement

Motion: (York/Kiat)

THAT Council:

1. Delegate the General Manager the authority to:
 - a) Enter into a procurement process (request for tender) for electricity supply to Council operations;
 - b) Approve tender recommendation and sign any documentation required to that effect; and
 - c) Renew IWC's electricity supply contract under the Power Purchase Agreement (PPA) and/or enter into a new electricity supply contract
2. Note that the GM will apply these delegations in general alignment with the principles outlined in this report.
3. Receive reports on the electricity procurement at the following milestones:
 - a) Prior to Request for Tender; and
 - b) Following the tender evaluation to provide Council with information on renewable energy options and indicative price ranges."

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Iskandar, Kiat, Macri, McKenna OAM, Porteous, Raciti, Stamolis, Steer and York
Against Motion: Nil
Absent: Cr Passas

C0421(1) Item 12 Post Exhibition Report - 120C Old Canterbury Road, Summer Hill - Variation to VPA

Motion: (McKenna OAM/Raciti)

THAT Council enter into the Deed of Variation of Voluntary Planning Agreement for 120C Old Canterbury Road, Summer Hill as provided in Attachment 1 to this report.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Iskandar, Kiat, Macri, McKenna OAM, Porteous, Raciti, Stamolis, Steer and York
Against Motion: Cr Hesse
Absent: Cr Passas

Councillor Passas returned to the Meeting at 7:29 pm.

C0421(1) Item 13 Post Exhibition Report - 1-5 Chester Street Annandale - Voluntary Planning Agreement

Motion: (McKenna OAM/Raciti)

THAT Council:

- 1. Enter into the Voluntary Planning Agreement for 1-5 Chester Street, Annandale as provided in Attachment 1 to this report; and**
- 2. Note that the cash component is to be held in Council's Affordable Housing Fund in accordance with Council's resolution of 26 May 2020 (C0520(2) Item 15).**

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Iskandar, Kiat, McKenna OAM, Raciti, Steer and York

Against Motion: Crs Macri, Passas, Porteous and Stamolis

C0421(1) Item 14 Petersham Service Centre Car Park - 124 Crystal Street Petersham - Land Encroachment Matter

Motion: (McKenna OAM/Steer)

THAT Council resolves to the exchange of Council owned land affected by the realignment of the boundary between Lot 5 in Deposited Plan 52786 known as 2-14 Fisher St, Petersham (Petersham Service Centre) and Lot 1 in Deposited Plan 1268880 known as 124 Crystal St, Petersham as shown on the plan at Attachment 1.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Iskandar, Kiat, Macri, McKenna OAM, Passas, Porteous, Raciti, Stamolis, Steer and York

Against Motion: Nil

Councillor Porteous left the Meeting at 7:32 pm as she has a non-significant, non-pecuniary in Item 16 Local Traffic Committee Meeting - March 2021 as she is a resident in Balmain East and her household holds a parking permit which relates to LTC0321 Item 9 Balmain East Precinct Parking Study (Baludarri-Balmain Ward/Balmain Electorate/Leichhardt PAC) left the meeting during discussion and voting.

C0421(1) Item 16 Local Traffic Committee Meeting - March 2021

Motion: (Macri/Hesse)

THAT the Minutes of the Local Traffic Committee Meeting held in March 2021 be received and the recommendations be adopted subject to the following amendment:

- a) That Council refer concerns on Item 7 Unwins Bridge Road, Way Street, Toyer Street & Collins Street, St Peters - Formalising Parking Restrictions around Tempe High School (Midjuburi - Marrickville Ward/ Heffron Electorate/ Inner West PAC) by residents in Toyer Street back to the Local Traffic Committee to amend point 5 to a '10 metre No Stopping' on the Northern side of Toyer Street east of Collins Street and delete point 6;**

- b) That Item 9 Balmain East Precinct Parking Study (Baludarri-Balmain Ward/Balmain Electorate/Leichhardt PAC) be deferred pending a briefing for Balmain ward councillors; and
- c) That Item 3 Detailed works (Traffic & Parking) in Trafalgar Street, Petersham - RSL Petersham Development - DA201800173 & Implementation of the Regional Bicycle Route 7 (RR7) (Stanmore Ward-Damun/Newton Electorate/Inner West PAC) go back to the LTC for further review.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Iskandar, Kiat, Macri, McKenna OAM, Passas, Raciti, Stamolis, Steer and York

Against Motion: Nil

Absent: Cr Porteous

Confidential Session

Motion: (Byrne/Stamolis)

THAT Council enter into Confidential session.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Iskandar, Kiat, Macri, McKenna OAM, Passas, Raciti, Stamolis, Steer and York

Against Motion: Nil

Absent: Cr Porteous

That in accordance with Section 10A(1) of the Local Government Act 1993, the following matters be considered in Closed Session of Council for the reasons provided:

C0421(1) Item 42 Licence of Leichhardt Oval to Sydney Football Club Pty Ltd (Section 10A(2)(c) of the Local Government Act 1993) that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business.

C0421(1) Item 43 Lease to Transport for NSW - Land In Reg Coady Reserve Dobroyd Parade Haberfield (Section 10A(2)(d)(i) of the Local Government Act 1993) that would, if disclosed prejudice the commercial position of the person who supplied it; AND commercial information of a confidential nature (Section 10A(2)(d)(ii) of the Local Government Act 1993)

Councillor Porteous returned to the Meeting at 7:42 pm.

Motion: (McKenna OAM/Steer)

THAT Council move back into the Open Session of the Council Meeting.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Iskandar, Kiat, Macri, McKenna OAM, Passas, Porteous, Raciti, Stamolis, Steer and York

Against Motion: Nil

REPORTS WITH CONFIDENTIAL INFORMATION

C0421(1) Item 42 Licence of Leichhardt Oval to Sydney Football Club Pty Ltd

Motion (Hesse/McKenna OAM)

THAT Council as the land manager of Leichhardt Park (D500207):

- 1. Resolves to grant a one year temporary licence (Licence) of Leichhardt Park Oval No.1 to Sydney Football Club Pty Ltd (Sydney FC) for football matches and training; and**
- 2. Authorises the General Manager or delegate to negotiate terms and execute the Licence.**

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Iskandar, Kiat, Macri, McKenna OAM, Passas, Porteous, Raciti, Stamolis, Steer and York

Against Motion: Nil

C0421(1) Item 43 Lease to Transport for NSW - Land In Reg Coady Reserve Dobroyd Parade Haberfield

Motion: (McKenna OAM/Drury)

THAT Council approves the proposed short-term construction lease to Transport for NSW for the rental amount specified in the report and delegate authority to the General Manager to finalise the terms of the section 30 agreement and execute the section 30 agreement and lease.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Iskandar, Kiat, Macri, McKenna OAM, Passas, Porteous, Raciti, Stamolis, Steer and York

Against Motion: Nil

C0421(1) Item 2 Live music and entertainment conditions

Motion (Byrne/Hesse)

THAT Council defer consideration of the proposal and convene a consultation with the Live Music Office, Music NSW, the Sydney Fringe Festival and the Liquor regulator regarding the proposal with the outcomes of the consultation and their feedback to be reported to the June Ordinary Council meeting.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Iskandar, Kiat, Macri, McKenna OAM, Passas, Porteous, Raciti, Stamolis, Steer and York

Against Motion: Nil

Councillor Kiat left the Meeting at 7:58 pm.

Councillor York left the Meeting at 7:59 pm.

Councillor York returned to the Meeting at 8:01 pm.

Councillor Kiat returned to the Meeting at 8:04 pm.

C0421(1) Item 3 King George Park and WestConnex: Community Engagement Outcomes on Future Local Area Improvements

Motion: (Byrne/Stamolis)

THAT:

1. Council note the key priorities which the local community and sporting ground users have highlighted for infrastructure improvements in the King George Park precinct area of Rozelle.
2. Prior to committing funding for the priority upgrades, Council receive a further report on the likely cost implications of:
 - a) undertaking a rationalisation and rebuild of the King George Park Car Park to improve park user safety;
 - a) Estimated costings with regards to a upgrade of Constellation Playground;
 - b) Footpath and roading assessments within the surrounding residential streets to ascertain the estimated costings of roading and footpath infrastructure improvements which are required in response to community concerns.
 - c) Table and seating near bbq.
3. The costing for the upgrades outside of footpath and roading assessments be reported to an ordinary council meeting no later than July 2021.
4. Council undertake an assessment and clean up of the area as soon as possible
5. Council investigate excluding trailer parking in the vicinity.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Iskandar, Kiat, Macri, McKenna OAM, Passas, Porteous, Raciti, Stamolis, Steer and York

Against Motion: Nil

Councillor Raciti left the Meeting at 8:11 pm.

Councillor Raciti returned to the Meeting at 8:24 pm.

C0421(1) Item 4 Fishing Hazard Assessment-Council Foreshore Reserves

Motion: (Stamolis/Hesse)

THAT Council:

1. Note the recent actions that Council staff have enacted to address fishing hazards within Council foreshore reserves, including the installation of new fishing tackle bins, educational signage and increased foreshore maintenance and inspections;
2. Convene monthly meetings for 3-6 months with interested residents at the fishing locations to cover issues in regard to risk and management of problems related to fishing activities; and

3. Receive a report outlining in detail current cleaning and maintenance of the reserve and proposals for improving further this schedule, particularly in terms of early morning cleanings. The report include an assessment of whether, where on-leash and off-leash areas exist in foreshore parks, if fishing can be limited to on-leash areas.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Hesse, Iskandar, Kiat, Macri, Raciti, Stamolis, Steer and York

Against Motion: Crs Drury, McKenna OAM, Passas and Porteous

Councillor Porteous left the Meeting at 8:23 pm.

ADJOURNMENT

8.23pm - The Mayor, Clr Byrne adjourned the meeting for a short recess.

8.34pm– The Mayor, Clr Byrne resumed the meeting.

C0421(1) Item 6 Paringa Reserve Plan of Management

Motion: (Stamolis/Hesse)

THAT Council defer this item to June 2021 for additional consultation with the community and an inspection for interested Councillors.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Iskandar, Kiat, Macri, McKenna OAM, Passas, Raciti, Stamolis, Steer and York

Against Motion: Nil

Absent: Cr Porteous

C0421(1) Item 15 Draft Gender Equal Representation Policy

Motion: (York/McKenna OAM)

THAT Council:

1. Endorse the draft Policy shown as Attachment 1;
2. Place the policy on public exhibition for a period of 28 days; and
3. Consider the results of the public exhibition process when adopting a final policy.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Iskandar, Kiat, Macri, McKenna OAM, Passas, Raciti, Stamolis, Steer and York

Against Motion: Nil

Absent: Cr Porteous

Procedural Motion (Kiat/Drury)

THAT Item 17 Request for Reimbursement of Legal Expenses be deferred to the end of the meeting.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Iskandar, Kiat, Steer and York

Against Motion: Crs Macri, McKenna OAM, Passas, Raciti and Stamolis

Absent: Cr Porteous

Councillor Porteous returned to the Meeting at 8:54 pm.

C0421(1) Item 18 Investment Report As At 28 February 2021.

Motion: (Stamolis/Steer)

THAT the report be received and noted.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Iskandar, Kiat, Macri, McKenna OAM, Passas, Porteous, Raciti, Stamolis, Steer and York

Against Motion: Nil

C0421(1) Item 19 55, 57 & 61-63 Smith Street, Summer Hill Development Application (DA/2020/1022)

Motion: (Drury/Passas)

THAT Council:

- 1. Receive and note this report; and**
- 2. Write to the Housing minister to ask them immediately enact the State Environmental Planning Policy (Housing Diversity) 2020 (Housing Diversity SEPP)**

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Iskandar, Kiat, Macri, McKenna OAM, Passas, Porteous, Raciti, Stamolis, Steer and York

Against Motion: Nil

C0421(1) Item 20 Update - Reuse and Recycling Hub at Summer Hill Depot

Motion: (Drury/Byrne)

THAT Council receives and notes this update progress report.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Iskandar, Kiat, Macri, McKenna OAM, Porteous, Raciti, Stamolis, Steer and York

Against Motion: Cr Passas

C0421(1) Item 21 Council's Insurance Claim Assessment

Motion: (Stamolis/Passas)

THAT Council receive and note the report.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Iskandar, Kiat, Macri, McKenna OAM, Passas, Porteous, Raciti, Stamolis, Steer and York

Against Motion: Nil

Councillor Porteous left the Meeting at 9:16 pm.

Procedural Motion: (Drury)

THAT the motion be put for Item 22 Notice of Motion: Off Leash Dog Parks.

Motion Lost

For Motion: Crs Byrne, Drury, Iskandar, McKenna OAM and York

Against Motion: Crs Da Cruz, Hesse, Kiat, Macri, Passas, Raciti, Stamolis and Steer

Absent: Cr Porteous

C0421(1) Item 22 Notice of Motion: Off Leash Dog Parks

Motion: (Macri/Passas)

THAT Council receives a report on the following in relation to the use of Off Leash Dog Parks in the LGA on the following issues:

1. Incidents at the parks between dogs and council's enforcement of the Companion Animal Act; and
2. The for segregation of larger dogs from smaller potentially through timed use of the facilities on fenced off-leash areas.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Iskandar, Kiat, Macri, McKenna OAM, Passas, Raciti, Stamolis and York

Against Motion: Cr Steer

Absent: Cr Porteous

C0421(1) Item 23 Notice of Motion: Informal Play Netball Rings

Motion: (Kiat/Hesse)

THAT Council:

1. Consider the inclusion of informal play netball rings in all future park Plan of Management reviews to address lack of netball facilities, and sporting facilities for sports played by women and girls generally, identified in the Recreation Needs Study; and

2. Install informal play netball rings the installation of informal play netball rings at Hammond Park and Pratten Park in Ashfield, with notification to local residents and stakeholders.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Iskandar, Kiat, Macri, McKenna OAM, Passas, Raciti, Stamolis, Steer and York

Against Motion: Nil

Absent: Cr Porteous

The Mayor, Councillor Byrne left the meeting and vacated the chair at 9:36 pm and the Deputy Mayor, Councillor Macri assumed the Chair.

C0421(1) Item 24 Notice of Motion: Pedestrian and Cyclist Access to Ashfield Pool

Motion: (Da Cruz/Passas)

THAT Council:

1. Writes to Transport for NSW regarding pedestrian safety concerns:
 - a) On the footpath along Frederick Street under the Rail Line; and
 - b) With the sequencing of the traffic lights and pedestrian safety at the Intersection of Frederick and Elizabeth Streets;
- 4.
2. Notes Friends of Iron Cove Creek advocacy and community support for a pedestrian/cyclist link along iron cove creek from Liverpool Road to the Bay Run, via the Ashfield Pool and:
 - a) Includes the ironcove creek link in the Pedestrian Access and Mobility Plan & Cycling Strategy and prioritises implementation through grants, developer contributions and the budget process; and
 - b) Commence the capital works project by funding a Dobroyd Canal Iron Cove to Ashfield Shared Path Masterplan in 2021/2022, which outlines the proposed program of works, investigates the feasibility of the proposed works and prioritises the delivery of the works.
3. Review interaction between pedestrians and drivers at entrances to pool carparks at the footpath along Elizabeth Street and Bastible Street; and
4. Includes a cycle route from summer hill to Croydon Station via the Ashfield Pool in the Cycling Strategy and in particular Elizabeth St in all relevant North Ashfield Planning Instruments.

Motion Carried

For Motion: Crs Da Cruz, Drury, Hesse, Iskandar, Kiat, Macri, McKenna OAM, Passas, Raciti, Stamolis, Steer and York

Against Motion: Nil

Absent: Crs Byrne and Porteous

The Mayor, Councillor Byrne returned to the Meeting at 9:49pm. The Deputy Mayor, Councillor Macri vacated the Chair and the Mayor, Councillor Byrne assumed the Chair.

Councillor Porteous returned to the Meeting at 9:54 pm.

C0421(1) Item 25 Notice of Motion: Childcare Fees

Motion: (Kiat/Steer)

THAT Council:

1. Notes that in a recent budget briefing, increasing childcare fees were identified as an opportunity to 'grow revenue' to address future projected operating deficits;
2. Rules out further investigating and pursuing such increases to childcare fees; and
3. Review the substantial corporate overheads allocated to Council's childcare service as part of Council's budget accounting process, noting that according to the 2019/20 budget the service is effectively cost neutral before allocation of overheads.

Motion Lost

For Motion: Crs Da Cruz, Hesse, Iskandar, Kiat, Porteous and Steer

Against Motion: Crs Byrne, Drury, Macri, McKenna OAM, Passas, Raciti, Stamolis and York

Foreshadowed motion (York/Byrne)

THAT Council:

1. Notes that no recommendations for fee changes to Children's Services have yet been made to Councillors at a Council meeting;
2. Notes that a full review of Children's Services has been conducted, commenced in late 2020, reviewing all elements of Council's Children's Services including quality outcomes, access, demand and financial sustainability; and
3. Does not consider any position on changes to Children's Services fees in isolation from recommendations regarding quality outcomes and access and equity outcomes

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Iskandar, Macri, McKenna OAM, Passas, Raciti, Stamolis and York

Against Motion: Crs Hesse, Kiat, Porteous and Steer

Councillor Hesse left the Meeting at 10:00 pm.

Councillor Kiat left the Meeting at 10:00 pm.

Councillor Hesse returned to the Meeting at 10:02 pm.

Councillor York left the Meeting at 10:07 pm.

Councillor York returned to the Meeting at 10:09 pm.

C0421(1) Item 26 Notice of Motion: Sports club leases

Motion: (Passas/Macri)

THAT Council to make available to Councillors all existing sporting club leases and lease arrangements, as well as the club financials.

Motion Lost

For Motion: Crs Da Cruz, Macri, Passas and Raciti

Against Motion: Crs Byrne, Drury, Hesse, Iskandar, McKenna OAM, Porteous, Stamolis, Steer and York

Absent: Cr Kiat

Foreshadowed motion (Stamolis/Passas)

THAT Council to make available to Councillors all existing sporting club leases and lease arrangements and hirers.

Motion Carried

For Motion: Crs Da Cruz, Hesse, Macri, Passas, Porteous, Raciti, Stamolis and Steer

Against Motion: Crs Byrne, Drury, Iskandar, McKenna OAM and York

Absent: Cr Kiat

Councillor Kiat returned to the Meeting at 10:11 pm.

C0421(1) Item 27 Notice of Motion: Brothels

Motion: (Passas/Raciti)

THAT Council to provide a report on brothels operating in the Inner West. This should include:

- a) The number of brothels (legal and illegal);**
- b) Number of Council inspections per year;**
- c) The number of DAs received by Council;**
- d) Legal action taken over this term of Council;**
- e) Whether the number of brothels has increased in the Inner West over this term of Council; and**
- f) Whether Council monitors working conditions of female workers.**

Motion Lost

For Motion: Crs Da Cruz, Passas, Raciti and Stamolis

Against Motion: Crs Byrne, Drury, Hesse, Iskandar, Kiat, Macri, McKenna OAM, Porteous, Steer and York

C0421(1) Item 28 Notice of Motion: Disabled parking at 60 Smith Street Summer Hill

Motion: (Passas/Steer)

THAT:

1. The application for a mobility parking space outside 60 Smith Street Summer Hill be referred to the Local Traffic Committee for review; and
2. Council review the Council mobility parking policy and report to Council for June 2021 Council meeting.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Iskandar, Kiat, Macri, McKenna OAM, Passas, Porteous, Raciti, Stamolis, Steer and York

Against Motion: Nil

Councillor Raciti left the Meeting at 10:26 pm.

Councillor Raciti returned to the Meeting at 10:36 pm.

Councillor Macri left the Meeting at 10:43 pm.

Councillor Macri returned to the Meeting at 10:51 pm.

C0421(1) Item 29 Notice of Motion: Internal Ombudsman Service

Motion: (Passas/Da Cruz)

THAT Council to cease the service of the Internal Ombudsman 30 days after of notifying Cumberland and Parramatta Councils of the decision.

Motion Lost

For Motion: Crs Da Cruz, Macri, Passas, Raciti, Stamolis and Steer

Against Motion: Crs Byrne, Drury, Hesse, Iskandar, Kiat, McKenna OAM, Porteous and York

Foreshadowed Motion (Macri/Stamolis)

THAT:

1. Council convene a meeting of the 3 councils that share the Internal Ombudsman service to gauge their enthusiasm for the continuation of the service; and
2. A report comes back to Council which is authorised by all 3 Councils.

Motion Tied

For Motion: Crs Da Cruz, Macri, Passas, Porteous, Raciti, Stamolis and Steer

Against Motion: Crs Byrne, Drury, Hesse, Iskandar, Kiat, McKenna OAM and York

The Chairperson used his Casting Vote against the **MOTION** and the **MOTION** was lost.

Procedural Motion: (Hesse/Drury)

THAT the meeting be extended until 11.15pm.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Iskandar, Kiat, Macri, McKenna OAM, Passas, Porteous, Raciti, Stamolis, Steer and York

Against Motion: Nil

Councillor Passas left the Meeting at 11:09 pm.

Councillor Passas returned to the Meeting at 11:11 pm.

Confidential Session

Motion: (Kiat/Byrne)

THAT Council enter into Confidential session to deal with C0421(1) Item 17 Request for Reimbursement of Legal Expenses. That in accordance with Section 10A(1) of the Local Government Act 1993, the following matters be considered in Closed Session of Council for the reasons provided:

- a) **The item deals with an alleged contravention of a code of conduct requirement within the meaning of clause 10A(2)(i);**
- b) **The matter that is to be discussed is Item 17 'Request for Reimbursement of Legal Expenses'; and**
- c) **It would, on balance, not be in the public interest to discuss the item in an open meeting in circumstances where an independent investigation has found that there is no substantiating evidence to support the allegations.**

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Iskandar, Kiat, McKenna OAM, Porteous, Stamolis, Steer and York

Against Motion: Nil

Councillor Porteous retired from the Meeting at 11:14 pm as she declared a significant, pecuniary interest in Item 17 Request for Reimbursement of Legal Expenses as the matter is related to reimbursement of her legal fees and she will leave the meeting during discussion and voting for both items.

Motion: (Hesse/Drury)

THAT the meeting be extended until 11.30pm

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Iskandar, Kiat, Macri, McKenna OAM, Passas, Raciti, Stamolis, Steer and York

Against Motion: Nil

Absent: Cr Porteous

Councillor Raciti retired from the Meeting at 11:15 pm.

Councillor Passas retired from the Meeting at 11:33 pm.

Motion: (Hesse/Drury)

THAT the meeting be extended until 11.40pm

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Iskandar, Kiat, Macri, McKenna OAM, Stamolis, Steer and York

Against Motion: Nil

Absent: Cr Passas, Porteous and Raciti

C0421(1) Item 17 Request for Reimbursement of Legal Expenses

Motion: (Kiat/Steer)

THAT Council:

1. Offer an apology to Councillor Porteous that she was investigated and put to unnecessary expense for an allegation in relation to which an independent investigation established there was no substantiating evidence at all;
2. Review its processes in relation to publishing complaint information relating to allegations which have not been substantiated; and
3. Accept the request for reimbursement of legal costs in accordance with the Councillor Expenses and Facilities Policy.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Iskandar, Kiat, McKenna OAM, Stamolis, Steer and York

Against Motion: Nil

Absent: Crs Passas, Porteous and Raciti

Abstained: Cr Macri

Amendment (Stamolis)

THAT:

1. No Councillor should be subject to a formal investigation without evidence to substantiate a complaint;
2. Note that formal investigation of complaints without basis incurs substantial cost to the Council and the public;
3. Council should review its processes to ensure complaints for which there is no substantiating evidence do not cost the Council and its ratepayers unnecessarily; and
4. No Councillor should be excluded or removed from their democratically elected duties where there is no basis nor any legal determination for this to occur.

The Mayor ruled this amendment Out of Order as this is not relevant to the item.

Meeting closed at 11.39 pm.

PUBLIC SPEAKERS:

Item #	Speaker	Suburb
Item 2:	John Wardle	Belmore
Item 3:	Craig Channells	Rozelle
Item 5:	Paul Avery Andrew McVeigh	Balmain
Item 6:	Renata Barnett Michael Solomon Craig Barnett	Balmain Balmain Balmain
Item 9:	Carolyn Allen	Balmain
Item 10:	Dylan Griffiths	Ashfield
Item 19:	Richard Lie	Croydon
Item 24:	Anna Harvey Graham Hall	Croydon Croydon
Item 30:	Dominic John Ogburn Kate Flood	Summer Hill Summer Hill
Item 37:	Tim Bradshaw	Dulwich Hill
Item 39:	Paul Taranto	Balmain
Item 44:	Chrissy Flanagan Kerri Glasscock Morris Hanna	Dulwich Hill Newtown Marrickville
Item 45:	David Murphy Liza Schaeper Paul Avery John Little	Lilyfield Annandale Balmain Wentworthville (Sydney Water)

Unconfirmed minutes of the Ordinary Council meeting held on 13 April 2021.

Item No: C0521(1) Item 1

Subject: LOCAL APPROVALS POLICY - POST EXHIBITION REPORT

Prepared By: Jarrad Sheather - Strategic Planner

Authorised By: Harjeet Atwal - Senior Manager Planning

RECOMMENDATION

THAT Council:

1. **Adopt the draft Local Approvals Policy.**
 2. **Give public notice of the adoption in accordance with section 161 of the *Local Government Act 1993*.**
-

DISCUSSION

The Local Approvals Policy (LAP) has been prepared to achieve a harmonised approach to the use of the public domain across the Inner West. Once adopted, the LAP will reduce red tape, costs and resources by streamlining and simplifying the application and approval processes for events and activities in the public domain. A copy of the draft LAP is included as **Attachment 1**.

The policy applies to approvals for activities listed in Section 68 of the *Local Government Act 1993* as well as other ancillary activities that Council has power to regulate. In particular the policy:

- Facilitates the use of community lands for the purposes trade, events and entertainment.
- Regulates footpath activities such as outdoor dining, footpath trading and A-frame signage.
- Facilitates the management of mobile food vending vehicles and market stalls.
- Regulates waste management in public places.

Consultation was undertaken with the Inner West Biz Committee and its representatives in relation to the policy in March 2020. Subsequently, the draft LAP was exhibited to the public between 8 May and 21 June 2020. During this period, 3 written submissions were received, refer to the Engagement Outcomes Report in **Attachment 2** for details. All submissions highlighted the importance of maintaining an adequate path of travel when permitting activities on the footpath.

One (1) submission contained detailed comments on the needs of wheelchair users, stating that the minimum clear space required under the draft LAP is inadequate to allow for two wheelchair users to pass each other or groups of people. This was identified as being a problem on busy thoroughfares where restaurants with footpath dining may be located adjacent to each other.

The relevant Australian Standard (AS1428.2) advises that 1800mm is the minimum width required for 2 people using wheelchairs to pass each other. This is the clear path of travel required by the LAP for footpaths widths over 3.5 metres. Footpaths less than 3.5 metres in width allow outdoor dining if a 1.5 metres clear path of travel is provided. Whilst, being 300mm short of the Australian Standard, 1 metre clear access zones will be required for every 3 continuous metres of trading activity zone, providing the passing space requested. This approach appropriately balances competing demands on public spaces, providing access as well as outdoor dining on vibrant streets where it may already be in place or encouraged.

Consent for the exemptions contained within the LAP was received from the Office of Local Government on 29 March 2021 – see **Attachment 3**.

FINANCIAL IMPLICATIONS

The adoption of this policy will set key processes in place for streamlining and simplifying application and approval processes for events and activities in the public domain. As such would reduce overall resources costs in the processing of such applications.

ATTACHMENTS

1. [↓](#) Attachment 1 - Local Approvals Policy
2. [↓](#) Attachment 2 - Engagement outcomes report
3. [↓](#) Attachment 3 - Office of Local Government Consent

INNER WEST

Draft Local Approvals Policy



Item 1

Attachment 1

Local Approvals Policy

Title	Inner West Council Local Approvals Policy 2021
Date Adopted	[to be inserted]
Policy Type	Council Policy
Responsible Division	Planning
Relevant Council References	Events Policy Events in Parks Policy Busking Policy
Main Legislative Or Regulatory Reference	Local Government Act 1993 Roads Act 1993 Local Government (General) Regulation 2005
Version Control	See last page

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Policy Review	28

Document:	Operational Policy or Council Policy	Uncontrolled Copy When Printed	
Custodian:	Primary Responsible Policy Owner	Version #	Version #
Approved By:	XXXXXX	ECM Ref #	XXXXXX
Adopted By:	Leadership Team	Publish Location	Intranet/ Internet
Adopted Date and Minute #:	Xx / xx / xx	Next Review Date	XX / XX / xX

PURPOSE AND SCOPE OF POLICY

This policy has been developed to supplement and facilitate the approvals process by establishing the criteria for specific approvals prescribed under the Local Government Act and for other miscellaneous activities. This policy lists a range of activities including mobile food vending, outdoor dining, display of merchandise on footpaths and other community/promotional events.

The policy is highly technical, however those seeking approval for a proposed activity can refer to relevant application forms and user friendly details on the Council website which align with and supplement the Local Approvals Policy. An example of this is Council's Park Booking Approval Process.

This policy outlines how to obtain an approval from the Council under the Local Government Act, setting the framework for types of activities and circumstances relevant for such applications.

Scope

The policy applies to approvals for activities listed in Section 68 of the *Local Government Act 1993* as well as other ancillary activities that Council has power to regulate.

This policy applies to land within the Inner West local government area except for land at Rozelle comprised in Lot 1, Deposited Plan 807747 subject to the Callan Park (Special Provisions) Act 2002 and land known as the Bays Precinct subject to the State Environmental Planning Policy (State and Regional Development) 2011.

Note: Reference made to any Act, Regulation, planning instrument, standard or other document, or any authority, agency or the like shall be taken to be a reference to any subsequent or replacement document or authority.

Where there is an inconsistency between the Act or the Regulations and the Local Approvals Policy, the Act or the Regulations will prevail.

This policy is structured in three parts:

Part 1: Exemptions – outlines the circumstances where an approval under Section 68 can be assumed i.e. a formal application is not required. .

Part 2: How to obtain Approval under Section 68 of the Local Government Act - General criteria for individual permit activities and the criteria which must be considered when determining applications.

Part 3: Other relevant matters. Other matters relating to applications and approvals.

The types of approvals to which the policy applies

Under Section 68, approval by Council is required for the following activities:

Table 1 – Activities requiring Approval by Council under Section 68 of the Local Government Act 1993 (extract)

Part A	Structures or places of public entertainment
1	Install a manufactured home, moveable dwelling or associated structure on land
2, 3	(Repealed)
Part B	Water supply, sewerage and stormwater drainage work
1	Carry out water supply work
2	Draw water from a council water supply or a standpipe or sell water so drawn

3	Install, alter, disconnect or remove a meter connected to a service pipe
4	Carry out sewerage work
5	Carry out stormwater drainage work
6	Connect a private drain or sewer with a public drain or sewer under the control of a council or with a drain or sewer which connects with such a public drain or sewer
Part C	Management of Waste
1	For fee or reward, transport waste over or under a public place
2	Place waste in a public place
3	Place a waste storage container in a public place
4	Dispose of waste into a sewer of the council
5	Install, construct or alter a waste treatment device or a human waste storage facility or a drain connected to any such device or facility
6	Operate a system of sewage management (within the meaning of section 68A)
Part D	Community land
1	Engage in a trade or business
2	Direct or procure a theatrical, musical or other entertainment for the public
3	Construct a temporary enclosure for the purpose of entertainment
4	For fee or reward, play a musical instrument or sing
5	Set up, operate or use a loudspeaker or sound amplifying device
6	Deliver a public address or hold a religious service or public meeting
Part E	Public roads
1	Swing or hoist goods across or over any part of a public road by means of a lift, hoist or tackle projecting over the footway
2	Expose or allow to be exposed (whether for sale or otherwise) any article in or on or so as to overhang any part of the road or outside a shop window or doorway abutting the road, or hang an article beneath an awning over the road
3	(Repealed)
Part F	Other activities
1	Operate a public car park
2	Operate a caravan park or camping ground
3	Operate a manufactured home estate
4	Install a domestic oil or solid fuel heating appliance, other than a portable appliance
5	Install or operate amusement devices
6	(Repealed)
7	Use a standing vehicle or any article for the purpose of selling any article in a public place
8, 9	(Repealed)
10	Carry out an activity prescribed by the regulations or an activity of a class or description prescribed by the regulations.

Table 2 – Definitions

Word/Term	Definition (with examples if required)
Approval	an approval under Section 68 of the <i>Local Government Act 1993</i>
Authorised person	An employee of council generally or specially authorised by council in respect of or whose duty it is to deal with, or to act in regard to, any acts, matters or things in relation to which the expression is used, or a police officer (<i>Local Government Act 1993</i>).
Bin	A container for the storage of waste (garbage, recycling, or organics) including mobile garbage bins with close-fitting lids. Not including plastic bags, boxes, cartons or crates.
Clothing Bins	Containers owned by commercial or not for profit operators with the purpose to store donations of clothing items and accessories.
Commercial waste/Business Waste	Waste generated by a business or commercial premises, including waste that can be recycled.
Council	Inner West Council
Domestic waste	Waste on residential premises of a kind and quantity ordinarily generated by a residential household and includes waste that may be recycled, but does not include sewage (<i>Local Government Act 1993</i>).
Essential service	Under section 4 of the <i>Essential Services Act 1988</i> the provision of waste services is an essential service.
Illegal dumping	Any items that are left in public places, including laneways and footpaths, without a clean-up collection booked or scheduled are considered illegally dumped.
Non-profit community based organisation	a locally based organisation (i.e. an organisation registered within the Inner West Local Government Area) whose income, assets and surplus funds are used to achieve its objectives and are not distributed to members, owners or shareholders while it is operating and when it ceases to operate. The governing instruments to be recognised in this definition are: <ul style="list-style-type: none"> • Incorporated associations; • Companies limited by guarantee; • Charities; and • Co-operatives.
Public place	(a) a public reserve, public bathing reserve, public baths or public swimming pool, or (b) a public road, public bridge, public wharf or public road-ferry, or (c) a Crown reserve comprising land reserved for future public requirements, or (d) public land or Crown land that is not: (i) a Crown reserve (other than a Crown reserve that is a public place because of paragraph (a), (b) or (c)), or (ii) a common, or (iii) land subject to the Trustees of Schools of Arts Enabling Act 1902 , or (iv) land that has been sold or leased or lawfully contracted to be sold or leased, or (e) land that is declared by the regulations to be a public place for the purposes of this definition (<i>Local Government Act 1993</i>).
Skip Bin	A large open waste container (i.e. a rigid container usually made from metal) primarily used for building waste (construction and demolition material).
Spruiking	When one seeks to persuade another to undertake a transaction in an obstinate manner.

Small amusement device	an amusement device that is designed primarily for the use of children 12 years of age or under and includes such amusement devices as mini-ferris wheels, battery operated cars and miniature railways but, in the case of rotating amusement devices, includes only those devices that have a maximum rotation of 14 revolutions per minute.
Waste	(For the purposes of this policy) refers to garbage, recycling, garden organics and food organics materials and includes any other substance defined as waste for the purposes of the Protection of the Environment Operations Act 1997 , and a substance is not precluded from being waste merely because it is capable of being refined or recycled

PART 1 – EXEMPTIONS

The exemptions outlined in this document are given as the activities can function effectively without Council involvement if the operator complies with all appropriate guidelines. The exemptions apply to those activities which are of a minor or common nature and which have minimal impact. This does not however prevent a person applying for approval to carry out an exempted activity specified in this part.

The exempt activities outlined below may be exempt from a Section 68 approval by Council however, in most instances the proposed activity is required to be submitted and approved by Council, often through a permit system.

It is a condition of exemption that the person carrying out an activity specified in this part must comply with:

- the relevant exemption circumstances or requirements listed in the exemption table
- the relevant performance standards prescribed in the Building Code of Australia or relevant Australian Standard.

The exemption provisions do not apply to buildings or structures proposed to be erected over an existing easement or sewer main.

In relation to exempted activities, a person must give due consideration to the following:

- the amenity of adjoining landowners
- the location of a structure related to site boundaries, sewers, easements, rights or ways, other structures, etc.
- the provision of adequate drainage
- any potential fire risks
- avoiding creating a harbourage for vermin
- structural stability
- external finishes.

Activities which do not comply with the exemptions outlined below will need approval.

Table 3 – Exemptions by Type of Activity

S68 Part B – Water Supply, sewerage and Stormwater Drainage Work		
Type of activity	Exemption circumstances/ requirements	Advisory Note
B1, B4	Carry out water supply or sewage works	<p>Prior to works commencing all work must be approved by Sydney Water or its nominee and comply with any applicable requirements of the Plumbing and Drainage Act 2011 or the regulations made under that Act.</p> <p>No exemption applies where the works are to be carried out in public places, unless approval has already been obtained from Council under the Roads Act 1993 and any relevant standards and policies of public authorities applying to the use of the road.</p>
B5	Carry out stormwater drainage work (This excludes works to	<p>Where the works are located within private property.</p> <p>No exemption applies where the works are to be carried out in public places,</p>

	existing water courses for which other legislation and policy applies)	unless approval has already been obtained from Council under the Roads Act 1993 and any relevant standards and policies of public authorities applying to the use of the road.	
S68 Part C – Management of Waste			
	Type of activity	Exemption circumstances/ requirements	Advisory Note
C1	For fee or reward, transport waste over or under a public place	<p>The transporting of waste over or under a public place for fee or reward if:</p> <p>i) the activity is licensed under the Protection of the Environment Operations Act 1997, or</p> <p>(ii) the activity is being carried out in the Sydney metropolitan area as defined in Part 3 (Interpretative provisions) of Schedule 1 to that Act, or</p> <p>iii) the waste is being transported through the area of the council and is not being collected or deposited in that area.</p> <p>Note. A person who transports waste for fee or reward in circumstances that do not require a pollution control licence issued by the Environment Protection Authority must comply with the relevant requirements of the Regulations made under the Protection of the Environment Operations Act 1997</p>	Clause 48 Local Government (General) Regulation 2005 provides this exemption for the circumstances prescribed
C2	Place waste in a public place	<p>If it is undertaken in accordance with arrangements instituted by Council via service arrangements to individual properties for waste collection.</p> <p>Bulky waste for household items:</p> <p>(i) Any uncontainerised, bulky garden organic material presented for scheduled collection must be bundled and tied and left neatly on the kerbside and not blocking pedestrian and road access.</p> <p>(ii) Only general household items booked (or scheduled by Council) for a clean-up can be placed on public land no earlier than the night before the advised collection day or as directed by the Council.</p> <p>(iii) Waste materials must not obstruct footpaths, lanes or emergency access,</p>	<p>Clause 48 Local Government (General) Regulation 2005 provides this exemption for the circumstances prescribed.</p> <p>Protection of Environment Operations Act 1997 regulatory and compliance provisions must be observed</p> <p><u>Non-compliance with this policy</u> Authorised Council Officers may issue penalty notices, orders, clean up notices, prevention notices or court attendance notices for non-compliance with relevant legislation. Serious incidents of pollution may be prosecuted by State agencies such as the NSW Environment Protection Authority.</p>

		<p>or be placed on the road, as per Council's Inclusion Action Plan for People with a Disability.</p> <p>(iv) Waste materials must be placed adjacent to the resident's property boundary.</p> <p>(v) Waste materials must be placed in a neat pile and in accordance with Council's collection guidelines (refer to website). Any loose items must be bundled together and presented in a manner that prevents littering and hazards. For example loose items can be placed in a box or container.</p>	<p>If a person puts waste in a Public Place in contravention of this policy and the related guidelines or any approval issued by the Council, the Council may take action under sections 626(3) and 627(3) of the Local Government Act 1993. The maximum penalty for an offence under each of these sections is currently 20 Penalty Units.</p> <p>The Council may also take action under the Protection of the Environment Operations Act 1997 for noise, disposal of waste (harm to the environment) and litter offences.</p>
C3	Place a waste storage container in a public place	<p><u>Placing Domestic Waste in a public place</u></p> <p>Residents do not require approval for domestic waste placed in a public place for the purposes of collection by Council or Council's waste contractors provided the following matters are complied with:</p> <ul style="list-style-type: none"> • All waste must be placed in the bins provided by IWC with a Council logo. • Lids of bins must remain closed at all times. No materials to be placed on top or beside the bins. • The bins must have a permanent label of the property street address number. • The resident is responsible for ensuring that the bins are clean and in full working order (bin repair requests to be reported to Council). • Bins must be moved to the public domain no earlier than the night before the advised collection day; or on the day of collection for scheduled evening collection. • Bins must be presented adjacent to the resident's property (refer to guidelines on Council's website), and must not obstruct footpaths, lanes or 	<p><u>Domestic Waste</u></p> <p>(i) Domestic waste generated at a residential property must only be put in the bins issued to that particular property, it must not be placed in street litter bins, commercial waste bins or domestic waste bins from another property.</p> <p>(ii) After collection, bins will be returned by Council to as close as possible to the original location that they were presented. The resident will need to locate their bin and return it to their property.</p> <p><u>Commercial Waste</u></p> <p>(i) Commercial waste bins must be stored within the commercial property boundary. No exemptions are given for commercial waste bins to be stored in the public domain outside the scheduled collection time.</p> <p>(ii) All commercial waste is to be placed in the bins issued to a particular property. No commercial waste is to be placed in street litter bins or domestic waste bins.</p>

	<p>emergency access, or be placed on the road in line with Council's Inclusion Action Plan for People with a Disability.</p> <ul style="list-style-type: none"> Bins must not be left in the public domain longer than 12 hours after collection, unless a service is missed and the resident is advised to leave bin out for collection. <p><u>Placing Commercial Waste in a Public Place</u></p> <p>Commercial (or business) waste may be placed in the public domain for the purposes of collection by waste contractors providing that there is no space on the commercial property for on-site collection or when collection does not meet required Environmental Health standards.</p> <p>The placement of commercial waste on public place is subject to the following criteria:</p> <p>(i) Bin sizes must not exceed 1100L capacity when collection is carried out in public places.</p> <p>(ii) For collection during or outside business hours. Bins must be placed out immediately prior to collection and moved back onto the property within 12 hours after collection.</p> <p>(iii) Bins must be permanently labeled with the waste contractor's name, address and a 24 hour contact number and should also easily identify the business being serviced; all bins should have a unique identification number (i.e. serial number) that identifies the premises that ordered the bin.</p> <p>(iv) Bins must have a permanently fixed close-fitting lid and be presented with the lid closed. No additional waste is to be placed on top or next to a bin.</p> <p>(v) Bins exceeding 240L must have fitted and working brakes, be lockable and have reflectors on the outer corners.</p> <p>(vi) Bins must be placed immediately in front of, behind or directly adjacent to</p>	<p>(iii) In the event of a disruption to a waste collection service, the bins must be stored on the premises until services can be provided.</p> <p>(iv) Bins must be maintained to ensure cleanliness and prevent leaks and odours.</p> <p>(v) Bins must be in full working order with no cracks or splits, and no missing parts including wheels, lids, pins or bungs.</p> <p>(vi) Bins must not contravene parking or clearway restrictions; disturb traffic flow or vehicle access; or obstruct pedestrian movement.</p> <p>(vii) Bins must not block access to emergency exits or equipment; and doors, windows or air-vents.</p> <p>(viii) Bins must not cause damage to public property or roadway.</p> <p>(ix) The commercial waste generator must provide written evidence of a waste contract or tipping dockets for waste collection if requested by an Authorized person.</p> <p>(x) Exemptions for placing commercial waste in public places do not apply in the following circumstances:</p> <ol style="list-style-type: none"> Bins containing medical, pharmaceutical, clinical or related waste (such as waste generated from healthcare sector premises, sex service premises, tattoo parlours or acupuncture clinics), which must be collected on site. Oil drums or liquid waste
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Local Approvals Policy – May 2021

Item 1

Attachment 1

		<p>the premises that generated the waste, or at the approved accessible collection point for the development in which the premises is located.</p> <p><u>Placing Skip Bins in a Public Place</u></p> <p>No exemption, unless approval has already been obtained from Council under Roads Act 1993 and any relevant standards and policies of public authorities applying to the use of the road.</p>	<p>Clothing Bins are not classified as Commercial Waste. Under no circumstances are clothing Bins, owned by commercial or not for profit operators, permitted to be placed or stored in a Public Place.</p> <p><u>Non-compliance with this policy</u></p> <p>Commercial Waste Bins left in a Public Place that do not clearly identify the supplying company or meet the required safety provisions set out in this policy and the related guidelines may be removed and impounded by the Council in accordance with the Impounding Act 1993. This will also apply where the owner of the bin has been given notice to remove the bin but has failed to do so in a timely manner.</p> <p>Authorised Council Officers may issue penalty notices, orders, clean up notices, prevention notices or court attendance notices for non-compliance with relevant legislation. Serious incidents of pollution may be prosecuted by State agencies such as the NSW Environment Protection Authority.</p> <p>If a person places bins in a Public Place in contravention of this policy and the related guidelines or any approval issued by the Council, the Council may take action under sections 626(3) and 627(3) of the Local Government Act 1993. The maximum penalty for an offence under each of these sections is currently 20 Penalty Units.</p> <p>The Council may also take action under the Protection of the Environment Operations Act 1997 for noise, disposal of waste (harm to the environment) and litter offences.</p>
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Part D – Community Land		
Type of activity	Exemption circumstances/ requirements	Advisory Note
D1 Engage in a trade or business on community land	<ul style="list-style-type: none"> The activity occurs in specially designated areas as determined by Council from time to time or in conjunction with a significant community event; and The activity does not involve the sale of unpackaged and potentially hazardous food. Applicant should seek advice from Council's Environmental Health Officers. The activity does not clash with any other previously booked event on the same land. This is to form part of small scale events involving less than 130 people. <p>Note: Use of Council's parks and reserves will require a Park booking approval.</p>	<p>The party undertaking the activity must maintain a current public liability insurance policy, with a minimum insured value of \$20,000,000 that covers the activities involved and the context in which they will be undertaken.</p> <p>Council accepts no liability for any injury or damage associated with any activity undertaken, or purportedly undertaken, under the provision of this exemption. If food is being sold the "food business" should notify Council of their details.</p>
D2 Direct or procure a theatrical, musical or other entertainment for the public on community land	<ul style="list-style-type: none"> If the entertainment is associated with a current development consent or is an existing approved use of public lands; or The activity occurs in conjunction with a community event and is by a non-profit community based organisation or by Council; and The activity does not clash with any other previously booked event on the same land. <p>Note: Use of Council's parks and reserves will require a Park booking approval.</p>	<p>If the event contains fireworks, appropriate permission must be gained from Safework NSW and the local fire authority is to be notified of the event by the organiser.</p> <p>The party undertaking the activity must maintain a current public liability insurance policy, with a minimum insured value of \$20,000,000 that covers the activities involved and the context in which they will be undertaken.</p> <p>Council accepts no liability for any injury or damage associated with any activity undertaken, or purportedly undertaken, under the provision of this exemption.</p>
D3 Construct a temporary enclosure for the purpose of entertainment on community land	<ul style="list-style-type: none"> If the enclosure is associated with a current development consent or existing approved use of public lands; or If the structures are "Exempt or Complying Development" under the SEPP (Exempt & Complying Development Codes) 2008; and The activity does not clash with any other previously booked event on the same land. 	<p>The party erecting the enclosure must maintain a current public liability insurance policy, with a minimum insured value of \$20,000,000 that covers the context in which the enclosure will be used. Council accepts no liability for any injury or damage associated with the enclosure under the provision of this exemption.</p>

		Note: Use of Council's parks and reserves will require a Park booking approval.	
D4	For fee or reward, play a musical instrument or sing on community land	Busking or street theatre is exempt if a Busking Permit has been issued from Council.	Refer to Council's "Busking Policy" for additional information.
D5	Set up, operate or use a loudspeaker or sound amplifying device on community land	<ul style="list-style-type: none"> Use must be associated with a current development consent, licence or existing use rights for either the land use or activity; or The activity occurs in conjunction with a community event; or A loudspeaker or sound amplifying device may be set up, operated or used on community land without the prior approval of the council if it is done in accordance with a notice erected on the land by the council or if it is done in the circumstances specified, in relation to the setting up, operation or use as the case may be; and The activity does not clash with any other previously booked event on the same land. <p>Note: Use of Council's parks and reserves will require a Park booking approval.</p>	Protection of Environment Operations Act regulatory and compliance provisions must be observed. Clause 49 Local Government (General) Regulation 2005 provides this exemption for circumstances prescribed
D6	Deliver a public address or hold a religious service or public meeting on community land	Use must be associated with a current development consent, or existing use rights for either the land use or the activity.	Protection of Environment Operations Act regulatory and compliance provisions must be observed.
S68 Part E Public Roads			
Type of activity		Exemption circumstances/ requirements	Advisory Note
E1	Swing or hoist goods across or over any part of the public road by means of a lift, hoist or tackle projecting over the footway.	No exemption, unless approval has already been obtained from Council under the Roads Act 1993 and any relevant standards and policies of public authorities applying to the use of the road are complied with.	
E2	Expose or allow to be exposed (whether for	Busking or street theatre is exempt if a Busking Permit has been issued from Council.	Refer to Council's "Busking Policy" for additional information.

	sale or otherwise) any article in or on or so as to overhang any part of the road or outside a shop window or doorway abutting the road, or hang an article beneath an awning over the road.	For all other activities: No exemption, unless approval has already been obtained from Council under the Roads Act 1993 and any relevant standards and policies of public authorities applying to the use of the road are complied with.	
S68 Part F Other activities			
<i>Type of activity</i>	<i>Exemption circumstances/ requirements</i>	<i>Advisory Note</i>	
F1	Operate a public car park	A public car park may be operated without the prior approval of the council if approval for its erection or operation has already been given by the council in connection with another approval or development consent and the car park complies with any applicable conditions of that approval or development consent. In this clause, development consent has the same meaning as it has in the Environmental Planning and Assessment Act 1979	Clause 66 Local Government (General) Regulation 2005 provides this exemption for the circumstances prescribed.
F5	Install or operate a small amusement device	A small amusement device may be installed or operated in Council's Parks and Reserves without the prior approval of the council if: <ul style="list-style-type: none"> the ground or other surface on which the device is to be or has been erected is sufficiently firm to sustain the device while it is in operation and is not dangerous because of its slope or irregularity or for any other reason, and the device is not required to be registered under the Work Health and Safety Regulation 2011, and in the case of a device that is to be or is installed in a building, fire egress is not obstructed. Note: Use of Council's parks and reserves will require a Park booking approval	Clause 75 Local Government (General) Regulation 2005 provides this exemption for the circumstances prescribed. The party undertaking the activity must maintain a current public liability insurance policy, with a minimum insured value of \$20,000,000 that covers the activities involved and the context in which they will be undertaken. Council accepts no liability for any injury or damage associated with any activity undertaken, or purportedly undertaken, under the provision of this exemption.
F7	Use a standing vehicle or any article for the	<ul style="list-style-type: none"> The activity is undertaken by non-profit community-based organisations; and 	The party undertaking the activity must maintain a current public liability insurance policy,

	purpose of selling any article in a public place	<ul style="list-style-type: none"> The activity occurs in designated areas as determined by Council from time to time or in conjunction with a community event. If food is being sold, then the "food business" must be registered with Council; and The activity does not clash with any other park booking (if in a park) and must comply with parking restrictions (if on a road). <p>Note: Use of Council's parks and reserves will require a Park booking approval</p> <p>Street stall booking application is required to be submitted and approved by Council.</p>	with a minimum insured value of \$20,000,000 that covers the activities involved and the context in which they will be undertaken. Council accepts no liability for any injury or damage associated with any activity undertaken, or purportedly undertaken, under the provision of this exemption. If food is being sold, the "food business" should notify the Council of their details.
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PART 2 – CRITERIA THAT COUNCIL MUST CONSIDER WHEN DETERMINING APPLICATIONS

(a) General criteria for consideration under the regulations

The regulations to the [Local Government Act 1993](#) prescribe a number of matters that must be considered by Council when dealing with an activity application, as detailed under the respective headings below.

Sewage and stormwater drainage activities

Clause 13 of the Local Government (General) Regulation 2005 specifies that Council must not approve an application for an approval allowing sewage or stormwater drainage work to be carried out unless it is satisfied that the activity as proposed will comply with applicable standards as set out in the regulation.

Clause 15 of the Local Government (General) Regulation 2005 specifies that Council must consider the following matters when determining applications for sewage and stormwater drainage approvals:

- (a) the protection and promotion of public health
- (b) the protection of the environment
- (c) the safety of its employees
- (d) the safeguarding of its assets
- (e) any other matter that it considers to be relevant in the circumstances

Part 2, Subdivision 1 of the Local Government (General) Regulation 2005 specifies mandatory standards, including that such works must comply with any other applicable standards set out or referred to in Part 2 of Schedule 1 and with any other applicable standards or requirements set out or referred to in the Regulation.

To discharge waste into sewers; concurrence required

Clause 28 of the Local Government (General) Regulation 2005 specifies that a council must not grant an approval under section 68 of the Act to discharge trade waste (whether treated or not) into a sewer of the council unless the Director-General of the Department of Trade and Investment, Regional Infrastructure and Services (or that Director-General's nominee) has concurred with the approval.

Place a building waste container on a road

Clause 27 of the Local Government (General) Regulation 2005 specifies that Council, in determining an application for approval to place on a road a building waste storage container, must take into consideration any requirements or guidelines relating to the location, size and visibility of building waste storage containers that are notified to Council from time to time by the NSW Roads and Maritime Services Department.

Applications relating to public roads

Clause 50 of the Local Government (General) Regulation 2005 specifies that Council, in determining an application under Part E of the table to section 68 of the Act, must take into account:

1. the provisions of the [Roads Act 1993](#), and
2. any relevant standards and policies of public authorities applying to the use of the road.

Applications relating to operation of public car parks

Clause 53 of the Local Government (General) Regulation 2005 specifies that Council, in determining an application for approval to operate a public car park, must take into consideration:

- (a) the NSW Roads and Maritime Services Department views about the application
- (b) the effect of the car park on the movement of vehicular traffic and pedestrian traffic
- (c) whether the number of vehicles proposed to be accommodated is appropriate having regard to the size of the car park and the need to provide off-street parking facilities within the car park for the temporary accommodation of vehicles
- (d) whether the means of ingress and egress and means of movement provided or to be provided within the car park are satisfactory
- (e) whether there will be adequate provision for pedestrian safety and access for people with disabilities
- (f) whether the internal design of parking facilities and system of traffic management are satisfactory
- (g) whether, in the case of a car park that is a building, adequate ventilation is provided or to be provided
- (h) the [Work Health and Safety Act 2011](#), and the regulations made under that Act, as regards the safety of persons who will be employed at the proposed car park or of persons who will go there
- (i) whether there will be adequate provision for the management of stormwater and the minimisation of stormwater pollution

Applications relating to approval to install or operate an amusement device

Clause 72 of the Local Government (General) Regulation 2005 specifies that Council must not grant an application for an approval to install or operate an amusement device unless it is satisfied:

- (a) that the ground or other surface on which the device is to be or has been erected is sufficiently firm to sustain the device while it is in operation and is not dangerous because of its slope or irregularity or for any other reason, and
- (b) that the device is registered under the [Work Health and Safety Regulation 2011](#), and
- (c) that the device is to be or has been erected in accordance with all conditions (if any) relating to its erection set out in the current certificate of registration issued for the device under that Regulation, and
- (d) that there exists for the device a current log book within the meaning of Chapter 5 of that Regulation, and
- (e) that there is in force a contract of insurance or indemnity for the device that complies with clause 74 of the Regulation, which in turn requires a contract of insurance or indemnity that indemnifies to an unlimited extent (or up to an amount of not less than \$10,000,000 in respect of each accident) each person who would be liable for damages for death or personal injury arising out of the operation or use of the device and any total or partial failure or collapse of the device against that liability.

(b) Other applications having criteria not set under the Local Government (General) Regulation

Criteria will be considered by Council when dealing with activity applications such as:

- Outdoor dining;
- Footpath trading;
- Community and promotional events;
- Market stalls in designated locations
- Mobile food vending vehicles;
- Water, sewage and stormwater drainage works;
- Skip bins;
- Swinging or hoisting operations; or
- Temporary barricades, devices or structures associated with worksites

as detailed under the respective headings below.

Application forms and information required to accompany applications for these activities are available on Council's website.

Note the following provisions apply to all activities in this section:

1. The parties undertaking the activity must maintain a current public liability insurance policy, with a minimum insured value of \$20,000,000 that covers the activities involved and the context in which they will be undertaken. Council accepts no liability for any injury or damage associated with any activity undertaken, or purportedly undertaken.
2. Noise arising from the activity must be controlled in accordance with the requirements of the *Protection of the Environment Operations Act 1997* and guidelines contained in the New South Wales Environment Protection Authority Environmental Noise Control Manual.
3. The activity must not give rise to an environmental health nuisance to the adjoining or nearby premises and environment. There are to be no emissions or discharges from the activity, which will give rise to a public nuisance or result in an offence under the *Protection of the Environment Operations Act 1997* and Regulations. The activity must not give rise to the transmission of a vibration nuisance or damage other premises.

Location of Trading Activity Zone (applies to all proposals for outdoor dining and retail trading)

The below trading activity zone provisions apply to all section 68 applications regarding outdoor dining and footpath trading. The provisions are merit based and seek to balance access needs whilst also supporting the Inner West as an attractive destination for outdoor dining.

1. Applications for both outdoor dining and footpath trading are subject to the specific location and setback requirements outlined in the table below.

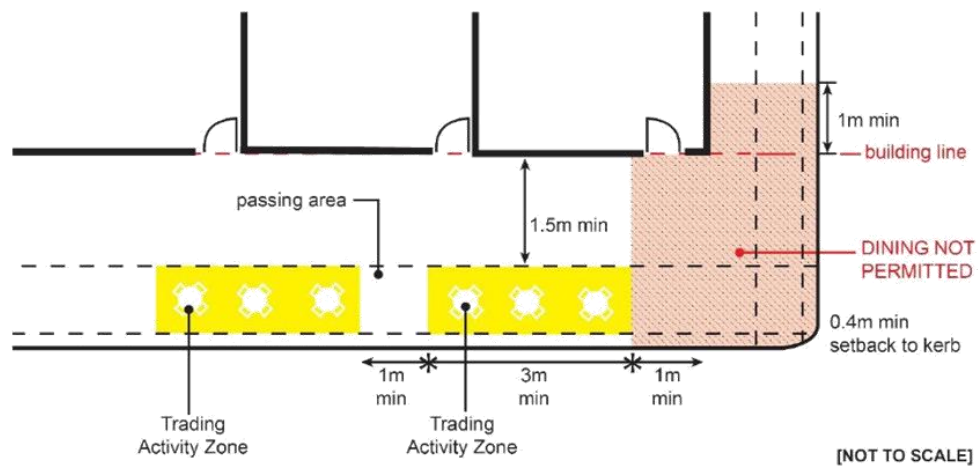
Total Footpath Width	Less than 3.5m	3.5 m or more
Pedestrian Zone	Minimum 1.5 metres wide	Minimum 1.8 metres wide
Trading Activity Zone	Remaining area once pedestrian zone and kerbside zones are identified	Remaining area once pedestrian zone and kerbside zones are identified
Kerbside Zone	<ul style="list-style-type: none"> • Minimum 0.4 metres from the kerb of the road 	<ul style="list-style-type: none"> • Minimum 0.4 metres from the kerb of the road

	<ul style="list-style-type: none"> • Minimum 1.5 metres if a mobility parking space adjoins the footpath • Minimum 0.7 metres if a loading zone adjoins the footpath 	<ul style="list-style-type: none"> • Minimum 1.5 metres if a mobility parking space adjoins the footpath • Minimum 0.7 metres if a loading zone adjoins the footpath
Access clearance zone	<ul style="list-style-type: none"> • 1 metre clear access will be required for every 3 continuous metres of trading activity zone 	<ul style="list-style-type: none"> • 1 metre clear access will be required for every 3 continuous metres of trading activity zone

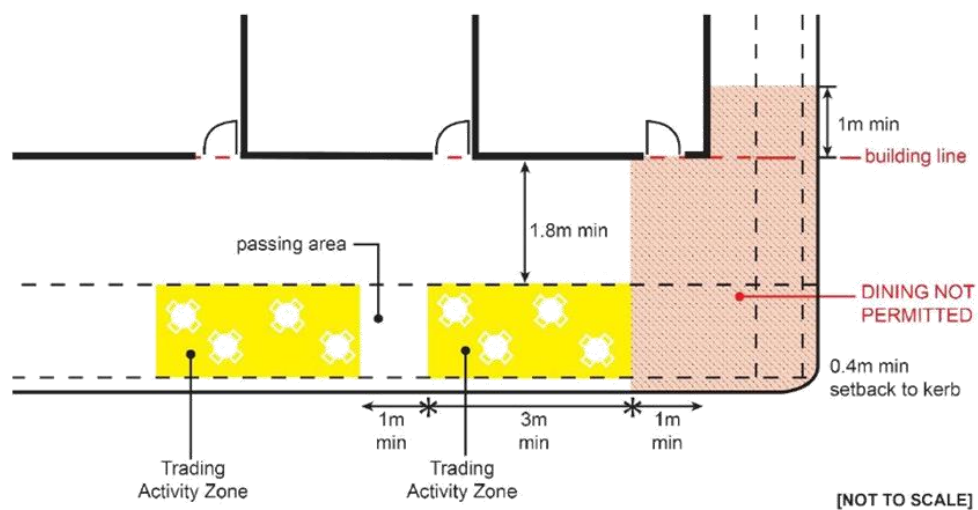
2. The trading activity zone is determined by application to Council and is the only area of the footpath where the placement of goods, café furniture and ancillary items may be authorised. The pedestrian zone and kerbside zone is to remain free of any structures or items at all times.
3. The trading activity zone should be located beside the kerb unless there is insufficient space or footpath width, the site is adjacent to a bus stop, taxi stand or mobility parking space or where the location would adversely impact on the continuous path of travel.
4. It is acknowledged that there are some areas of the Inner West that have historically permitted trading activity zones against the building line, and in these instances, new trading activity zones located against the building line may be considered if:
 - a) the pattern of activity is well established [Note: unapproved footpath activity are not to be considered as part of this pattern]
 - b) there is low pedestrian activity, low vehicle traffic and a narrow road reserve
 - c) users are not exposed to the drip line at the edge of awnings
 - d) pedestrian 'pinch points' are not created and there are adequate passing areas.

Note: Notwithstanding the above, additional trading activity zones against the building line will **not** be permitted in these locations where there is high pedestrian activity, high vehicle traffic or wide road reserves.
5. In some areas, a combination of site-specific circumstances will result in no trading activity zones being permitted. This includes classified roads and locations with very high pedestrian activity.
6. In addition to the above, the following considerations need to be made in preparing an application:
 - a) If the relevant footway is located within any relevant, adopted Council streetscape or urban design master plan, proposed trading activity zones are to align with these provisions.
 - b) Where premises are adjacent to an intersection, the Trading Activity Zone must not extend past the property line.
 - c) No footpath trading will be allowed beyond the 'vehicle stop line' on the approach side of any pedestrian crossing, and an equivalent distance on the opposite side, whether controlled by traffic lights or not.
 - d) A minimum clearance of 0.5 metres, or greater if deemed appropriate by Council or a relevant statutory authority, must be provided on either side of any asset permanently affixed to the footpath such as rubbish bins, parking meters, and/or bike racks.
 - e) A minimum clearance of 1 metre, or greater if deemed appropriate by Council or a relevant statutory authority, must be provided on either side of a bus stop or public seat.
 - f) All ancillary items including umbrella canopies must be fully contained within the Trading Activity Zone.
 - g) No footpath trading will be allowed between public seating and the property line, or between public seating and a road (including both roads on a corner).

Example of kerbside trading activity zone where footpath is less than 3.5 metres wide



Example of kerbside trading activity zone where footpath is more than 3.5m wide



Outdoor Dining (s125 Roads Act; Subdivision 20A SEPP (Exempt and Complying Development Codes) 2008)

All food premises that intend to provide seating on the public footway for the purpose of outdoor dining are required to submit an application to Council for approval under Section 125 of the [Roads Act 1993](#).

The outdoor dining must ensure that:

- a comfortable, attractive and safe pedestrian environment is maintained;
 - footpath uses are positive elements in the streetscape;
 - footpath uses enrich the social function and community enjoyment of the public domain without compromising accessibility;
 - pedestrians and patrons of footpath eating areas are protected from traffic and vehicle dangers;
 - principles of crime prevention underpin the design of these uses within public footpaths and road reserves; and
 - sufficient circulation space is provided to enable unobstructed access for patrons and staff.
1. Licensed areas are to be delineated by neat and unobtrusive markings that do not pose a safety hazard. Options include corner marking in the pavement, landscape features such as trees or bollards, or corner markings fixed to an existing or proposed awning directly above the area.
 2. Tables and chairs are to be located directly in front of the premises. Use of an adjoining footpath area requires ongoing consent from the land owner and tenant/s of the affected premises.
 3. Outdoor dining areas are to be sensitive to, and enhance urban character, heritage and streetscape qualities.
 4. Tables and chairs, umbrellas, screens, planter boxes, barriers, gas heaters, display stands and advertising devices are required to be of commercial grade, clean, undamaged, level, safe and sturdy and a suitable size in relation to the available area.
 5. The number of tables and chairs, display and /or advertising devices within the outdoor dining area must provide unobstructed access and circulation for patrons and staff.
 6. Freestanding umbrellas are to be safely anchored and secured for stability and have a clearance height of 2.1 metres to the footpath.
 7. Outdoor dining areas can use vertical barriers in conjunction with planter boxes provided they are not higher than 900mm, do not pose a trip hazard to pedestrians or clutter the streetscape. Screens including blinds are not to be permanent or to enclose the public space.
 8. Consideration will only be given to umbrellas and other such temporary structures where the awning does not extend to the kerb.
 9. Clear sight lines are to be maintained from the indoor premises across the outdoor dining area to ensure public safety and crime prevention.
 10. Any request to move (or remove) rubbish bins, parking meters, public seating and /or bike racks, or other public infrastructure must only be approved at Manager level. Traders should take this into account when selecting a site. The approval for relocating these items will only be considered if all costs associated with these works are at the applicant's expense and the items may be relocated nearby. A deposit against such relocation costs may be required.
 11. Temporary barrier screens must not exceed a height of 1.2 metres above the footpath. Existing licensed barrier screens which exceed the 1.2 metres height requirement may be allowed to remain at the discretion of an Authorised Officer. This permission will be reviewed by Council when there is a request to renew or transfer a licence.

Retail Trading (s68 Item E2)

Retail trading and merchandise stalls are permitted subject to approval by Council under Section 68 Part E Public Roads Paragraph 2 of the Local Government Act 1993 subject to the following provisions:

1. Goods displayed must relate to the business conducted at the premises; be contained within the property side boundary; and be located so as not to obstruct any doorway.
2. Any food including tin and packaged goods displayed shall be at a height not less than 750mm above the footpath level.
3. Perishable food such as meat, fish, poultry, dairy products, eggs, cooked rice or shellfish cannot be displayed however fresh fruit and vegetables, flowers and tinned or packaged goods are permitted subject to compliance with NSW Food Authority food handling regulations.
4. Goods and / or display stands must not be more than 2 metres above footpath level.
5. All goods and / or display stands shall be secured to prevent them from being moved by wind or other forces and finished with no part protruding beyond the main body of the stand with no sharp corners or trip hazards.
6. All goods and / or display stands must be removed from the footpath when premises are closed.
7. The area is to be maintained in a clean condition at all times. Waste generated is to be disposed of via the host premises and not into the gutter or street bins.
8. No spruiking of goods or touting is permitted.
9. Fixed or temporary shop awnings to protect goods may only be installed with appropriate permission from Council. Awnings must be kept in a state of good repair. Council may direct that they be removed.
10. An item approved for footpath trading or display may in appropriate circumstances be secured to the footpath by a lock-in device provided that pre-approval is given by Council's Regulatory Services. Lock-in devices will only be approved where the device lies flush with the footpath when the items are not displayed. If a lock-in device is fitted without Council approval, an Authorised Officer may require the lock-in device to be removed and the footpath reinstated to its original condition at the expense of the licence holder.

A-frame signage (s68 Item E2)

A frame signs are not permitted on the public footway within the Inner West Local Government Area.

Install a domestic oil or solid fuel heating appliance, other than a portable appliance (s68 Item F4)

Installing a domestic oil or solid fuel heating appliance, other than a portable appliance are not permitted within the Inner West Local Government Area.

Community and Promotional Events (s.68 Item E2 and F7; s139A Roads Act)

Activities covered by Community and Promotional Events

These provisions govern applications involving events in a designated area (usually in front of a shop on a Council owned footpath) by:

- Non-profit community based organisations seeking to raise funds by selling products or raffle tickets
- Local businesses undertaking free giveaways of products or promotional material
- Political or religious groups

It does not include market stalls. This is covered by 'market stalls in designated locations.'

Applications for community and promotional (for profit) events

Temporary uses in the public domain, including commercial events such as product launches and sampling in the retail centres (covered by B1 – Neighbourhood Centre, B2 – Local Centre and B4 – Mixed Use and B5 – Business Development zoning under the relevant local environmental plan), are permitted subject to approval under Section 68 Part E Public Roads Paragraph 2 and Part F Other Activities Paragraph 7 of the Local Government Act 1993 subject to the following conditions:

- a) The period of the use must be for not more than 2 consecutive days, from the start of set-up to the completion of clean-up for the use, and the location must not be used for more than 12 days in any calendar year, except in the instance of:
 - Loyalty Square Balmain
 - Outside Balmain and Leichhardt Town Halls
 - Orange Grove Plaza
 - Inner West Council forecourt (outside 260 Liverpool Road Ashfield)
 - Summer Hill Plaza (Lackey Street)
 - Federation Plaza (Ramsay Street Haberfield)
 - Alex Trevallion Plaza (Marrickville Road Marrickville)
 - outside Newtown Neighbourhood Centre (1 Bedford Street Newtown)
 - Hercules Street, Ashfield
 - public plaza at The Esplanade, Ashfield.
- b) There must be no permanent physical change to the fabric of the location where the use occurs,
- c) Emergency vehicle access must be maintained to and around the location at all times,
- d) Pedestrian access must be maintained along existing footpaths at the location or barriers must be erected between alternative pedestrian pathways and traffic on any adjoining road,
- e) The use must not occur before 7.30am or after 10.00pm on any day.
- f) Set-up time for the use must not start earlier than 6.00am, or end later than midnight, on any day,
- g) Clean up time for the use must end no later than 2 hours after the use was to stop occurring,
- h) Must be a business registered within the Inner West Local Government Area,
- i) No spruiking or touting is permitted.
- j) Temporary signs (including freestanding banners):
 - i. must not be more than 2.5 metres in height, and
 - ii. must not be larger than 1.2 metres by 2.4 metres, and
 - iii. must not be displayed for more than 7 days before the use starts, and
 - iv. must be removed immediately after the use ends.
- k) Any mobile structures or equipment installed as part of the event, such as video screens, communications equipment are to be erected or installed on level ground with secure footings and are to be located so as not to obstruct pedestrian paths of travel.
- l) A clear path of travel of a minimum of 1.5 metres must be provided for pedestrian circulation if this activity is proposed on a footpath.

Market stalls in designated locations (s.68 Item E2 and F7; s139A Roads Act)

Market stalls specifically involve the selling of articles in a designated public place. They do not include activities covered by 'community and promotional events' section of the policy.

These provisions govern applications involving the establishment of a market stall in designated areas (listed below) which are permitted subject to approval under Section 68 Part E Public Roads Paragraph 2 and Part F Other Activities Paragraph 7 of the Local Government Act 1993 subject to the following conditions:

1. The period of the use must be for not more than 2 consecutive days, from the start of set-up to the completion of clean-up for the use, and the location must not be used for more than 12 days in any calendar year.
2. Goods and / or display stands must not be more than 2 metres above footpath level.
3. All goods and / or display stands shall be secured to prevent them from being moved by wind or other forces and finished with no part protruding beyond the main body of the stand with no sharp corners or trip hazards.
4. All goods and / or display stands must be removed from the footpath when premises are closed.
5. The area is to be maintained in a clean condition at all times. Waste generated is to be disposed of via the host premises and not into the gutter or street bins.
6. No spruiking of goods or touting is permitted.
7. Perishable food such as meat, fish, poultry, dairy products, eggs, cooked rice or shellfish cannot be displayed however fresh fruit and vegetables, flowers and tinned or packaged goods are permitted subject to compliance with NSW Food Authority food handling regulations.
8. Designated areas include the following:
 - a. Loyalty Square Balmain
 - b. Outside Balmain and Leichhardt Town Halls
 - c. Orange Grove Plaza
 - d. Inner West Council forecourt (outside 260 Liverpool Road Ashfield)
 - e. Summer Hill Plaza (Lackey Street)
 - f. Federation Plaza (Ramsay Street Haberfield)
 - g. Alex Trevallion Plaza (Marrickville Road Marrickville)
 - h. outside Newtown Neighbourhood Centre (1 Bedford Street Newtown)
 - i. public plaza at The Esplanade, Ashfield.
9. There must be no permanent physical change to the fabric of the location where the use occurs,
10. Emergency vehicle access must be maintained to and around the location at all times,
11. Pedestrian access must be maintained along existing footpaths at the location or barriers must be erected between alternative pedestrian pathways and traffic on any adjoining road,
12. The use must not occur before 7.30am or after 10.00pm on any day.
13. Set-up time for the use must not start earlier than 6.00am, or end later than midnight, on any day,
14. Clean up time for the use must end no later than 2 hours after the use was to stop occurring,
15. A clear path of travel of a minimum of 1.5m must be provided for pedestrian circulation around the stall location.

Mobile Food Vending Vehicles (s.68 Item F7; s139A Roads Act)

Mobile Food Vending is permitted subject to approval by Council under Section 68 Part F of the Local Government Act 1993 subject to the following provision:

Prohibited locations

Allowing mobile food vending vehicles to operate in the areas listed below would reduce the commercial viability of existing centres and established commercial uses. Mobile Food Vending Vehicles (MFVVs) are prohibited from operating in the following locations:

- Within 250 metres of any land zoned B1- Neighbourhood Centre, B2 – Local Centre, B4 – Mixed Use, B5 – Business Development, R1 – General Residential, R2 – Low Density Residential, R3 – Medium Density Residential and R4 – High Density Residential under the applicable local environmental plan.
- Classified road corridors within the LGA (note this covers all of Council's B6 – Enterprise Corridor zone locations).
- Within 250 metres of an existing food and drink premises.
- Within 250 metres of a Council recreational facility that includes a retail food and drink premises (e.g. Aquatic Centre).

General provisions

1. MFVVs must pull up to a kerb, into a lawful parking spot or designated impervious area, trade onto the footpath and abide by the same parking restrictions as other vehicles.
2. Vehicles must not park on footpaths or on driveways.
3. The area is to be maintained in a clean condition at all times. Waste generated is to be disposed of via the host premises and not into the gutter or street bins.
4. No spruiking of goods or touting is permitted.
5. There must be no permanent physical change to the fabric of the location where the use occurs,
6. Emergency vehicle access must be maintained to and around the location at all times,
7. MFVVs cannot be parked on any pervious surfaces, for example grass or gardens.
8. MFVVs must be parked in designated hard stand areas.

Industrial zones

The operation of MFVVs in IN1 – General Industrial and IN2 – Light Industrial zones under the applicable local environmental plan is suitable when there are no other food and drink alternatives available for workers, particularly in early morning and evenings. MFVVs will be assessed on a case-by-case basis to ensure these uses thrive in appropriate areas. Indicators such as the number of employees, size of the area and any current street activation will be considered for specific industrial locations where MFVVs may operate when they comply with the policy. If located within 100 metres of a residential use, the operating hours are limited to between 7.00am and 5.00pm.

Recreational zones

These areas tend to be located outside of commercial precincts and are often not within accessible walking distance. Whilst MFVVs are encouraged in these areas, operational restrictions in recreational zones include:

- i. MFVVs may only be parked in lawful parking spots.
- ii. Council may limit the quantity of MFVVs in recreational zones.
- iii. Traders must not be located within 250 metres of a food and drink premises that are part of organised recreation or sport to protect the financial viability of these clubs and associations.
- iv. Traders must not be located within 100 metres of a residential use.
- v. The operating hours are limited to between 7.00am and 5.00pm.
- vi. Consideration given to safety and accessibility, community amenity and appropriate locations.

Advisory Note: MFVV operators have obligations (including under the Disability Discrimination Act) to consider accessibility in the manner in which they operate and or provide a service to the public.
Water, Sewage or Stormwater Drainage works in Public Places (s.68 Items B1, B2 and B5; s138 Roads Act)

This Policy regulates water, sewage or stormwater drainage works in public places.

Such works are only permitted in public places subject to submitting an application and receiving approval by Council under Section 68 Part B of the Local Government Act 1993 and Section 138 of the Road Act 1993.

One of the principal aims of this policy is to ensure that physical works/activities in public places have minimal impact on the safe and convenient passage of pedestrians, bicycle riders and vehicles past worksites including accessible pathways for pedestrians.

Skip Bins in Public Places (s.68 Item C3; s138 Roads Act)

This Policy regulates the placement of skip bins in public places.

Skip bins are permitted to be placed in public places subject to submitting an application and receiving approval by Council under Section 68 Part C of the Local Government Act 1993 and Section 138 of the Road Act 1993.

One of the principal aims of this policy is to ensure that physical works/activities in public places have minimal impact on the safe and convenient passage of pedestrians, bicycle riders and vehicles past worksites including accessible pathways for pedestrians.

Skip Bins left in a Public Place that do not clearly identify the supplying company or meet the required safety provisions set out in this policy and the related guidelines may be removed and impounded by the Council in accordance with the Impounding Act 1993. This will also apply where the owner of the bin has been given notice to remove the bin but has failed to do so in a timely manner.

Swinging or Hoisting Operations in Public Places (s.68 Item E1; s138 Roads Act)

This Policy regulates swinging or hoisting operations in, on or above public places using equipment or devices such as:

- site-based cranes;
- mobile cranes;
- boom-lifts;
- scissor-lifts;
- truck-mounted hoists (Hiabs);
- swinging stages;
- building maintenance units (BMUs);
- rope access operations (abseiling); and
- other equipment used to undertake any form of hoisting operation.

Such operations are permitted in public places subject to submitting an application and receiving approval by Council under Section 68 Part E1 of the Local Government Act 1993 and Section 138 of the Road Act 1993.

One of the principal aims of this policy is to ensure that physical works in public places have minimal impact on the safe and convenient passage of pedestrians, bicycle riders and vehicles past worksites including accessible pathways for pedestrians.

**Temporary Barricades, Devices or Structures associated with Worksites in Public Places
(s.68 Item E2; s138 Roads Act)**

This Policy regulates the following activities in, on or above public places:

(a) Installation of temporary barricades and devices associated with worksites including:

- road openings;
- mobile scaffolds/ladders;
- pedestrian exclusion zones (barricading) associated with hoisting operations; and
- other minor works undertaken in public places;

(b) Installation of temporary structures such as:

- hoardings and scaffolding;
- pedestrian ramps over concrete pumping lines placed on footways;
- work compounds; and
- other temporary structures.

Such activities are permitted in public places subject to submitting an application and receiving approval by Council under Section 68 Part E2 of the Local Government Act 1993 and Section 138 of the Road Act 1993.

One of the principal aims of this policy is to ensure that physical works in public places have minimal impact on the safe and convenient passage of pedestrians, bicycle riders and vehicles past worksites including accessible pathways for pedestrians.

PART 3 – OTHER MATTERS RELATING TO APPROVALS

Standard conditions

The Local Government (General) Regulation 2005 prescribes standard conditions for activity approvals involving public entertainment, sewage and stormwater drainage.

The Local Government (Manufactured Home Estate, Caravan parks, Camping Grounds and Moveable Dwellings) Regulation 2005 prescribes standard conditions for approvals for caravan parks and camping grounds.

The standard conditions prescribed by the Regulations are detailed and have not been reproduced within this document. Copies of the Regulations are available at <http://www.legislation.nsw.gov.au/>

When does an approval or exemption lapse?

An approval under Section 68 of the Local Government Act 1993 or Section 92 of the Environmental Planning and Assessment Act, 1979 lapses five years after the date from which the approval operates, unless:

1. The approval states otherwise; or
2. The activity has been physically substantially commenced within the meaning of the applicable act.

An extension of an approval may be granted if:

1. A request is received by Council in writing prior to the date on which the approval would have lapsed; and
2. Council determines that the approval should be extended.

Exemptions

Any exemption under this Local Approvals Policy or the regulations, has no effect unless all the specified conditions of the exemption are met. Any breach of the conditions would mean that the exemption provisions no longer apply to the activity or activities involved.

Exemption provisions within the Local Approvals Policy cease to have effect once the policy lapses.

POLICY REVIEW

Pursuant to Section 165(4) of the Local Government Act 1993, this Policy is automatically revoked at the expiration of 12 months after the declaration of the poll for a general election.

INNER WEST



Engagement outcomes report: Inner West Local Approvals Policy 2020

Page 1 of 3

Item 1

Attachment 2

Summary

The draft Local Approvals Policy provides an outline of the matters relevant to obtaining an approval from Council under Section 68 of the Local Government Act, setting the framework for types of activities and circumstances relevant for such applications. It also provides circumstances for exemptions from the need to gain an approval.

The draft Policy was publicly exhibited 8 May 2020 to 22 June 2020 to get community input. Three community submissions were received as part of this exhibition process highlighting that safe access is maintained for activities on the footpath.

In accordance with Clause 162 of the Local Government Act 1993, Inner West Council is seeking approval from Office of Local Government in relation to the proposed exemptions from Section 68 approval outlined in the draft Policy.

Once a response is received from the Office of Local Government, the Policy will be presented to Council, for their endorsement.

Background

The draft Local Approvals Policy (LAP) has been prepared to achieve a harmonised approach to the use of public domain across the Inner West. Once adopted, the LAP will reduce red tape, costs and resources by streamlining and simplifying the application and approval processes for events and activities in the public domain.

The LAP controls activities under Section 68 of the Local Government Act 1993. The policy:

- identifies works that are exempt i.e. can be undertaken without prior approval;
- identifies works that require approval through an activity application; and
- outlines criteria for consideration in the approval of activity applications.

Part 2 (pp.16 - 28) of the LAP lists activities which require approval under Section 68 of the Local Government Act 1993. Examples of works that require approval under Section 68 include mobile food vending vehicles (food trucks), outdoor dining and market stalls on public land.

Table 3 of the LAP (pp. 7-15) lists works which are proposed to be exempt from Section 68 approval. It also outlines if other approvals are required for the proposed works. For example, busking requires the completion of a busking permit application.

Engagement Methods and outcomes

In accordance with the *Local Government Act 1993* and *Local Government (General) Regulation 2005*, the LAP was placed on public exhibition on Your Say Inner West from 8 May 2020 to 22 June 2020.

Community feedback was sought on a range of activities including dining and retail trading on footpaths, market stalls, food trucks and A-frame signage.

Feedback was collected online on Your Say Inner West from 8 May 2020 to 22 June 2020. Participants could access the draft Plan and were also provided with a summary of the project and a feedback form.

The engagement was promoted via:

- Online on Your Say Inner West
- Inner West Council website
- Inner West Council Facebook and Twitter.

Three written community submissions were received. All highlighted the importance of maintaining an adequate path of travel for activities on the footpath. One submission provided detailed comments on the need to carefully consider the needs of wheelchair users and interpretation of sight lines.

Feedback received from the submissions will help inform the assessment and compliance processes associated with the implementation of the LAP, as well as the standard conditions of approval if consent is granted to a local approval application.

The final LAP will be reported to Council later this year following approval from the Office of Local Government.



Office of Local Government

5 O'Keefe Avenue NOWRA NSW 2541
Locked Bag 3015 NOWRA NSW 2541

Our Reference: A753948
Your Reference: ECM Ref 3366634
Contact: Performance Team
Phone: 02 4428 4100

Mr Brian Barrett
Acting General Manager
Inner West Council
PO Box 14
PETERSHAM NSW 2049

council@innerwest.nsw.gov.au

29 March 2021

Dear Mr Barrett

Thank you for submitting Inner West Council's draft Local Approvals Policy (LAP) application for my approval under section 162 of the *Local Government Act 1993* (the Act).

I understand Council is seeking my approval of the LAP, as it relates to matters listed in B1, B2, B4, B5, C1, C2, C3, D1, D2, D3, D5, D6, E2, F1, F5 and F7 of the Table to section 68(1) of the Act.

I am pleased to advise that I have determined to grant my consent under section 162 of the Act for adoption of the LAP, including these exemptions. I have enclosed the signed Instrument of Consent and a copy of the approved draft LAP for your records.

This consent will remain in effect until either the exemption provisions are changed or until twelve months after the next local government ordinary elections. In the event that it becomes necessary for Council to vary these provisions, my consent can be obtained by the submission of a fresh application.

I trust the above information is of assistance.

Yours sincerely

Tim Hurst
Deputy Secretary
Local Government, Planning and Policy

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Local Government Act 1993

Section 162 Consent Instrument

Pursuant to section 162 of the *Local Government Act 1993* I, Tim Hurst, Deputy Secretary Local Government, Planning and Policy, do give my consent to Inner West Council adoption of the Part 1 exemptions contained in section 68(1) of the *Local Government Act 1993*, as set out in the Schedule to this Instrument.

Signed this 29th day of March 2021.



Tim Hurst
Deputy Secretary
Local Government, Planning and Policy

Office of Local Government Consent No: 132

Schedule

Inner West Council's Local Approvals Policy - Exemptions under parts B1, B2, B4, B5, C1, C2, C3, D1, D2, D3, D5, D6, E2, F1, F5 and F7 of the Table to section 68(1) of the *Local Government Act 1993*

Item No: C0521(1) Item 2

Subject: POST EXHIBITION OF PLANNING PROPOSAL - 13-55 EDINBURGH ROAD, MARRICKVILLE

Prepared By: Alan Chen - Strategic Planner

Authorised By: Daniel East - Manager Strategic Planning

RECOMMENDATION

THAT Council:

1. **Note the engagement outcomes of the public exhibition of the Planning Proposal;**
2. **Endorse the amendments to the Marrickville Local Environmental Plan 2011 for 13-55 Edinburgh Road Marrickville detailed in the revised Planning Proposal (Attachment 1) as informed by the Post Exhibition Report (Attachment 2);**
3. **Submit the Planning Proposal and liaise with the Department of Planning, Industry and Environment Minister to make the amendment under section 3.36 of the Environmental Planning and Assessment Act 1979.**

DISCUSSION

The Planning Proposal (**ATTACHMENT 1**) seeks to amend Marrickville Local Environmental Plan (LEP) 2011 to permit retail premises, business premises, centre-based childcare facilities, medical centres and community facilities at 13-55 Edinburgh Road, Marrickville (the 'site') that is currently zoned as IN1 General Industrial. The purpose of the proposed amendment is to simplify the approval process for minor works, such as tenancy fit outs and changes of use, for retail premises and business premises, allowing these works to be undertaken as complying development under *State Environmental Planning Policy (Exempt and Complying Development Codes) 2008*. The proposal also seeks to enable other compatible land uses on the site that are typically offered in shopping centres. It is noted, this proposal only requires a LEP amendment and a Development Control Plan amendment is not required.

A Part 3A Major Project Approval (MPA) to allow the expansion of the existing Marrickville Metro Shopping Centre at 34 Victoria Road and a new two-level retail building at the site was granted in 2012 by Department of Planning Industry and Environment (DPIE). Construction of this MPA is due to complete in June 2021.

On 28 July 2020, Council resolved to endorse the Planning Proposal for Gateway Determination. A Gateway Determination was received on 15 September 2020 and DPIE endorsed the Planning Proposal for public exhibition on 26 February 2021. Council exhibited the Planning Proposal between 3 - 31 March 2021. A total of 11 individual submissions were received; 10 supported the proposal and 1 opposed it (**ATTACHMENT 2**).

The engagement outcomes report can be viewed:

<https://yoursay.innerwest.nsw.gov.au/planning-proposal-marrickville-metro>. The issue raised in the objection related to the location of a bus stop, which is not relevant to the planning proposal.

A submission from the proponent received by Council on 22 March 2021 (refer to **ATTACHMENT 2**) requested the proposed wording, that restricts the permissibility of the proposed additional uses to the approved development under the MPA and not within the existing warehouse buildings, be removed. The original intent of this clause was to avoid a piecemeal development of an existing industrial site in the event where the LEP amendment would progress in advance of the approved development. Given the current circumstances where the approved development is anticipated to be finalised in June 2021, this proposed clause is no longer necessary. Council Officers have reviewed the submission and accept the rationale of the request which is now reflected in the revised Planning Proposal.

ATTACHMENTS

1. [↓](#) Revised Planning Proposal
2. [↓](#) Post Exhibition Council Officer Report



PLANNING PROPOSAL

13-55 Edinburgh Road, Marrickville

April 2021



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Introduction

This Planning Proposal has been prepared by Inner West Council (Council) to outline the intent and justification for an amendment to *Marrickville Local Environmental Plan 2011* (MLEP 2011) which applies to 13-55 Edinburgh Road, Marrickville (the 'site'). The amendment seeks to include additional permitted uses for the site.

This Planning Proposal has been prepared in accordance with Section 3.33 of the *Environmental Planning and Assessment Act 1979* (the Act) and guidelines published by the Department of Planning and Environment (DP&E) including 'A guide to preparing planning proposals' and 'A guide to preparing local environmental plans'.

Site and Surrounding Description

The Planning Proposal relates to a site that was formerly known as 13-55 Edinburgh Road, Marrickville and was legally described as Lot 1 DP612551 and Lot 91 DP4991 (refer to **Figure 1**).

Due to a condition of the Major Project Approval, a new legal description has been confirmed for the site which is now referred to as 20 Smidmore Street, Marrickville, and is legally described as Lot 10 DP1255587.

The site has an area of 8881.3m² and is irregularly shaped with frontage to Smidmore Street, Murray Street and Edinburgh Road. The site currently comprises industrial warehouse buildings with associated car parking space. A water drainage reserve also runs through the site.



Figure 1: Site Location (Source: SIX Maps)

The immediate surroundings of the site generally comprises a mixture of industrial, residential, commercial and educational uses. An electrical substation is located to the west of the site, on the opposite side of Smidmore Street. Marrickville Metro Shopping Centre is located to the north of the site, also on the opposite side of Smidmore Street.

The site is located approximately 800m from St Peters railway station. Enmore Park and Camdensville Oval are both located approximately 450m from the site while Sydney Park is located approximately 900m from the site.

The site is currently zoned IN1 General Industrial with a maximum FSR of 0.95:1 and no applicable maximum height of building control. The Marrickville Metro Shopping Centre, located on 34 Victoria Road, is zoned B2 Local Centre. The site is identified as flood prone land.

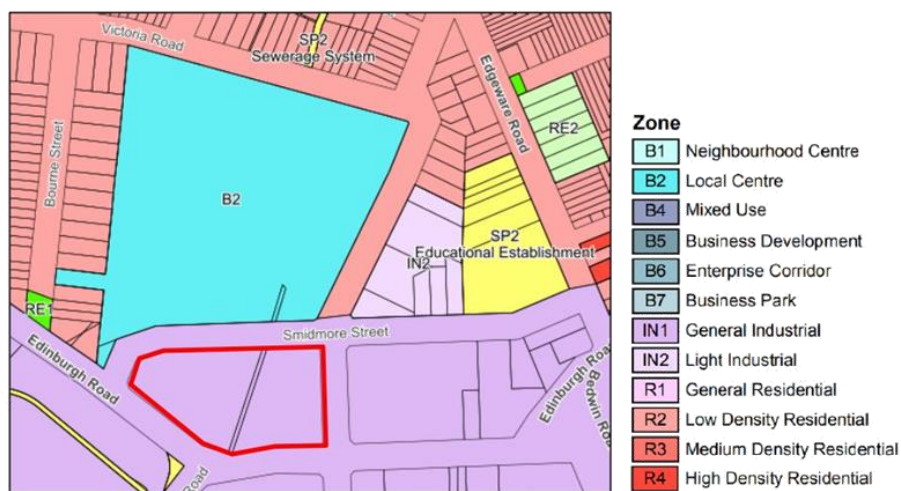


Figure 2 – Current Zoning Map (Site shown within red boundary)

Background

On 19 March 2012, Department of Planning, Industry and Environment (DPIE) issued a Major Project Approval (MPA) (MP09_0191) to permit the expansion of the existing Marrickville Metro Shopping Centre at 34 Victoria Road, Marrickville. The MPA split the development into three stages:

- **Stage 1A** comprises works to the main entry of the existing Marrickville Metro shopping centre at Victoria Road, traffic management works and geotechnical works on the Edinburgh Road site.
- **Stage 1B** comprises the new shopping centre building on the 13-55 Edinburgh Road site.
- **Stage 2** comprises the expansion of the existing shopping centre, including first floor additions to the existing building at 34 Victoria Road.

Stage 1A of the MPA was completed in 2017 which means the MPA has physically commenced and is active. Works to Stage 1B has since commenced and the development, once completed, would be connected to the existing Marrickville Metro Shopping Centre by a pedestrian bridge.

On 4 July 2018, Council received a request for Pre-Planning Proposal advice for the site. The Proponent sought advice on the rezoning of the site from IN1 General Industrial to B2 Local Centre and increasing the maximum FSR from 0.95:1 to 1:65:1 to align the planning framework with the approved MPA.

On 8 August 2018, Council provided formal advice to the Proponent stating that a rezoning was unlikely to be supported. Council officers were concerned that a rezoning to B2 Local Centre may facilitate a development on the site that significantly departs from the granted MPA, such as shop-top housing, thus constraining the potential of the adjacent industrial precinct. As an alternative, Council officers recommended that the Proponent consider additional permitted uses. A copy of Council's Pre-Planning Proposal advice is included in **Attachment 5**.

DPIE and Greater Sydney Commission (GSC) have advised that the 'retain and manage' policy for industrial lands would not be enforced for this site as the MPA was activated prior to the adoption of the Eastern City District Plan.

On 31 October 2018, Modification 6 (MP09_0191_Mod 6) to the MPA was determined by the Department. The modification comprised external and internal changes to the approved development and construction of a new pedestrian bridge providing a link to the existing main shopping centre. The modification revised a condition to clarify the intent that both retail premises and business premises are permissible in the approved development on the site. Nevertheless, these land uses are still prohibited under the IN1 General Industrial zoning.

The Planning Proposal intends to address an anomaly whereby the uses approved by the MPA, specifically retail premises and business premises, are not permitted on the site under MLEP 2011, and seeks to permit other compatible uses that are commonly offered in shopping centres.

Under the existing planning framework, works relating to the proposed additional uses cannot be undertaken as exempt or complying development, nor obtain development consent from Council. This complicates the approval pathway for minor and low impact works relating to the approved shopping centre such as tenancy fitouts and first/change of uses. One of the general requirements for complying development is that development must be permissible with consent under an environmental planning instrument applying to the land.

The Planning Proposal will enable works to be undertaken in accordance with the State Environmental Planning Policy (Exempt and Complying Development Codes) 2008 (Codes SEPP), and allow development applications for child care facilities, medical centres and community facilities to be considered by Council. It will also ensure that the

site can respond to any future amendments to the Codes SEPP or other state-wide planning policies that would affect the approval pathway for works typically associated with a shopping centre.

In accordance with the Local Planning Panel Ministerial Direction for planning proposals, Council's former General Manager determined that the Planning Proposal does not require advice from the Inner West Local Planning Panel. It was considered that the proposal would not have significant adverse impact on the environment or adjoining land. A copy of the General Manager's Memorandum can be found in **Attachment 4**.

PLANNING PROPOSAL

The Planning Proposal has been prepared by Council Officers following assessment of the proponent's requested amendments to MLEP 2011.

PART 1 – Objectives and Intended Outcomes

The objective of the Planning Proposal is to amend the *Marrickville Local Environmental Plan 2011* (MLEP 2011) to support the approved shopping centre redevelopment of 13-55 Edinburgh Road, Marrickville (the 'site') to:

- ensure consistency between the MLEP 2011 and the existing Major Project Approval (MPA) for a shopping centre development on the site and
- ensure minor and low impact works associated with a shopping centre can be undertaken as complying development under the *State Environmental Planning Policy (Exempt and Complying Development Codes) 2008*; and
- enable compatible land uses that are typically offered in a shopping centre to be considered in a development application to Council.

PART 2 – Explanation of Provisions

To achieve the desired objectives and outcomes, the Planning Proposal seeks to amend the Marrickville LEP 2011 by :

- Inserting 13-55 Edinburgh Road, Marrickville (Lot 1 DP612551 and Lot 91 DP4991) into Schedule 1 to:
 - permit retail premises, business premises, centre-based child care facilities, medical centre and community facilities; and
 - allow the additional permitted uses only in conjunction with the approved shopping centre extension under Major Project Approval MP09_0191.

The clause may be written as follows:

Schedule 1

23 – Use of certain land at 20 Smidmore Street, Marrickville

- (1) *This clause applied to land at 20 Smidmore Street, Marrickville, being Lot 10 DP1255587.*
- (2) *Development for the purposes of the following uses of an approved development is permitted with development consent;*

- Retail premises;
- Business premises;
- Centre-based child care facilities;
- Medical Centres; and
- Community facilities

~~These uses must be delivered as part of the redevelopment of the site as an extension to the existing shopping centre and not within the existing warehouse buildings on site.~~

Note: The proposed clause to restrict the permissibility of the additional permitted use in conjunction with the MPA is no longer necessary as the construction of the approved development on the site has begun and is near completion. Therefore, this proposed clause is removed.

In the event that the consolidated Inner West LEP is published in advance of the subject planning proposal being finalised, the amendment would be incorporated into the Inner West LEP rather than being pursued as an amendment to MLEP 2011. This would not alter the intended outcome.

PART 3 – Justification

Section A – Need for the Planning Proposal

Q1. Is the Planning Proposal a result of any strategic study or report?

The Planning Proposal is not the result of a strategic study or report undertaken by Council. A request by the proponent to amend the planning controls for 13-55 Edinburgh Road, Marrickville (the 'site') was received by Council.

The Planning Proposal supports the future use of Stage 1B of the MPA, granted in 2012, which permits the redevelopment of a new shopping centre building on the site. The proposed amendment would facilitate uses on the site consistent with the intended outcome of the MPA.

The IN1 General Industrial zoning of the site is not reflective of the approved retail development on the site as it prohibits retail premises and business premises, and restricts other uses that are typically offered in a shopping centre.

Since these uses are prohibited in the IN1 zone, a complying development certificate could not be issued under the Codes SEPP nor development consent granted under the MLEP 2011. One of the general requirements for complying development under the Codes SEPP is that development must be permissible with consent under an environmental planning instrument applying to the land (Clause 1.18 (1) (b)).

Similarly, under the existing planning framework, any other uses that might typically be offered in a shopping centre, such as community facilities, medical centres and child care centres, would need to obtain approval by way of a modification of the MPA as opposed to a development consent from Council.

The Planning Proposal seeks to simplify the approval process for minor works associated with the uses permitted under the MPA; and include other compatible uses, not considered at the time of the MPA.

Q2. Is the Planning Proposal the best means of achieving the objectives or intended outcomes, or is there a better way?

Council considered the following three alternative options at Pre-Planning Proposal stage:

1. Do nothing;
2. Retain the IN1 zoning and include additional permitted uses;
3. Rezone to B2 Local Centre

Option 1 would continue the prohibition of uses that have been approved on the site under the MPA, unduly complicating the approval process for minor works and changes of use within the shopping centre. It would also preclude compatible uses from locating within the development.

The Proponent initially requested Option 3 to rezone the site to B2 Local Centre in order to be consistent with the existing Marrickville Metro at 34 Victoria Road, on the opposite side of Smidmore Street. However, this approach was not supported by Council officers for the following reasons:

- It would provide opportunity to substantially depart from the MPA and permit an array of (potentially inappropriate) uses that are not possible under the current approval. This was of particular concern given that work on the site under the MPA had not yet commenced;
- Development outcomes under a B2 zoning may result in land use conflict with the adjacent industrial uses and constrain the ability of the precinct to intensify its industrial function in the future;
- A rezoning to B2 would reinforce an extension of the local centre and encroachment upon industrial lands, the strategic merit of which has not been demonstrated;
- While the expansion of the Marrickville Metro in accordance with the MPA would result in the loss of industrial land, this should not be reinforced by the rezoning of the land. In the event that the approved development does not eventuate, the land should be returned to the valuable industrial stock of the Eastern City District and Inner West LGA.

The retention of the IN1 zoning and addition of permissible uses (Option 2) was considered the most appropriate and efficient means of achieving the intended outcome. It will ensure consistency with the intended outcome of the MPA and facilitate other compatible uses that are typically found in a shopping centre. It will also prevent a development that departs from the intended outcomes of the MPA and safeguard the industrial zoned land in the event that development under the MPA is not achieved.

Section B – Relationship to strategic planning framework

Q3. Is the planning proposal consistent with the objectives and actions of the applicable regional, sub-regional or district plan or strategy (including any exhibited draft plans or strategies)?

Greater Sydney Region Plans – Metropolis of Three Cities

The Greater Sydney Region Plan (GSRP) is the current Strategic Plan that manages growth and change in the Greater Sydney Region. The GSRP integrates land use, transport and infrastructure planning.

Table 1 considers the consistency of the proposal with relevant objectives under the GSRP.

Table 1 Consideration of Objectives of Greater Sydney Region Plan

Objectives	Council's Response
Liveability	
Objective 6 Services and infrastructure meet communities' changing needs.	Consistent The Proposal seeks to permit centre-based childcare, medical centres and community facilities on the site which would service the current and future needs of the local community.
Objective 7 Communities are healthy, resilient and socially connected	Consistent The Proposal provides the opportunity to co-locate social infrastructure within an approved retail development that is close to public transport and can be easily accessed by the local community.
Objective 12 Great places that bring people together	Consistent The Proposal facilitates retail and business premises and integrates social infrastructure within an approved retail development on the site. In conjunction with the existing Marrickville Metro shopping centre, the Proposal provides further land use mix and amenity to the community.
Productivity	
Objective 14 A Metropolis of Three Cities – integrated land use and transport creates walkable and 30-minute cities	Consistent The Proposal seeks to facilitate the co-location of different services and uses adjacent to Marrickville Metro shopping centre, which is identified as a 'Local Centre' under the Eastern City District Plan. The proposal enables the use of retail premises and business premises within an approved shopping centre development, and seeks to facilitate social infrastructure on a site that is well serviced by existing public transport and that is identified as a 'local centre'. The proposal is consistent with this objective and priority by enabling further mix uses in an established centre.

<p>Objective 22 Investment and business activity in centres</p>	<p>Consistent</p> <p>The Proposal is prepared to reflect the MPA for the extension of Marrickville Metro shopping centre on the site.</p> <p>The proposed additional permitted uses supports the delivery of retail and business premises and integrates social infrastructure within the approved retail development which further enhances the viability of the existing local centre, and enhances goods and services for day-to-day access.</p> <p>The Region Plan establishes a three-level hierarchy of centres – metropolitan, strategic and local – to manage investment and business activity in Greater Sydney. The site is identified as a 'Local Centre' that is important for access to day-to-day goods and services.</p> <p>The proposal simplifies the approval process for retail premises and business premises which will encourages retail and commercial growth within an existing Local Centre. The proposal is consistent with this objective and priority</p>
<p>Objective 23 Industrial and urban services land is planned, retained and managed</p>	<p>Inconsistency is justified</p> <p>The GSRP identifies industrial land in the Inner West LGA are to be retained and protected from other competing pressures such as residential or mixed use zones. This is to ensure existing land in Greater Sydney are able to accommodate economic and employment services, to support the city's productivity.</p> <p>The 'retain and manage' approach as recommended in the Plan is considered not applicable to this site as a Major Project Approval for a shopping centre was granted for the site prior to the adoption of the District Plan.</p> <p>On 21 September 2018, DP&E and Greater Sydney Commission (GSC) advised the proponent that the retain and manage policy would not be enforced for this site.</p> <p>Refer to Table 2 and Table 5 for further discussion.</p>

Eastern City District Plan

The site is located within the Eastern City District which comprises the Bayside, Burwood, City of Canada Bay, City of Sydney, Inner West, Randwick, Strathfield, Waverley and Woollahra LGAs.

The Eastern City District Plan (EDCP), released in March 2018, contains the priorities and actions for implementing the GSRP at a district level.

Table 2 provides the assessment of the proposal against the relevant priorities in the ECDP.

Table 2 Consideration of Priorities of Eastern City District Plan

Priority	Council's Response
Liveability	
Planning Priority E3 Providing services and social infrastructure to meet people's changing needs	Consistent The Proposal seeks to permit centre-based childcare, medical centres and community facilities on the site which would service the current and future needs of the local community.
Planning Priority E4 Fostering healthy, creative, culturally rich and socially connected communities	Consistent The Proposal provides the opportunity to co-locate social infrastructure within an approved retail development that is close to public transport and can be easily accessed by the local community.
Planning Priority E6 Creating and renewing great places and local centres, and respecting the District's heritage	Consistent The Proposal facilitates retail and business premises and integrates social infrastructure within an approved retail development on the site. In conjunction with the existing Marrickville Metro shopping centre, the Proposal provides further land use mix and amenity to the community.

Productivity	
Planning Priority E10 Delivering integrated land use and transport planning and a 30-minute city	Consistent The Proposal co-locates different services and uses adjacent to Marrickville Metro shopping centre, which is identified as a 'Local Centre' under the Eastern City District Plan which is well serviced by existing public transport.
Planning Priority E11 Growing investment, business opportunities and jobs in strategic centres	Consistent The proposal simplifies the approval process for retail premises and business premises which will encourages investment and business activity within an existing Local Centre.
Planning Priority E12 Retaining and managing industrial and urban services land	Inconsistency is justified The site is zoned IN1 General Industrial. A MPA for a retail development on the site was granted in 2012, essentially changing the industrial nature of the site. The approval remains active. DPIE and Greater Sydney Commission (GSC) have advised that the 'retain and manage' approach is not enforceable for this site as the MPA was activated prior to the adoption of the ECDP. The objective of this Planning Proposal is to ensure the MLEP 2011 permits uses that align with the active MPA and provide flexibility to accommodate other uses that are appropriate within a shopping centre. Notwithstanding, it is proposed that the amendment will include a provision that ties the additional permitted uses to the redevelopment of the site in accordance with the MPA, prohibiting these uses in any other scenario. If the MPA does not proceed, only development consistent with the IN1 zoning could be permissible.

Assessment Criteria

'A guide to preparing planning proposals' establishes Assessment Criteria to be considered in the justification of a Planning Proposal, which is considered below.

Table 3 Consideration of the Planning Proposal against the Assessment Criteria of 'A guide to preparing planning proposals'

Criteria	Assessment
(a) Does the proposal have strategic merit? Is it:	
<ul style="list-style-type: none"> Consistent with the relevant regional plan outside of the Greater Sydney Region, the relevant district plan within the Greater Sydney Region, or corridor/precinct plans applying to the site, including any draft regional, district or corridor/precinct plans released for public comment; 	As outlined above, the Planning Proposal is consistent with the GSRP and the ECDP.
<ul style="list-style-type: none"> Consistent with the relevant local council strategy that has been endorsed by the Department; or 	The Planning Proposal is considered broadly consistent with Council's Community Strategic Plan – 'Our Inner West 2036'.
<ul style="list-style-type: none"> Responding to a change in circumstances, such as the investment in new infrastructure or changing demographic trends what have not been recognised by existing planning controls. 	<p>The Planning Proposal responds to an existing MPA that will deliver a new shopping centre development on the site.</p> <p>The zoning of the site under the existing MLEP 2011 prohibits uses that are consistent with the approved shopping centre development.</p> <p>Therefore, the Proposal seeks to amend the MLEP 2011 to allow a range of uses that are appropriate and complimentary to the approved development under the MPA.</p>
(b) Does the proposal have site-specific merit, having regard to the following:	
<ul style="list-style-type: none"> The natural environment (including known significant values, resources or hazards), 	<p>The subject site is identified as a flood prone land. However, the proposal presents no further flood risk in relation to the proposed uses.</p> <p>Further discussions of flooding is provided in Section C.</p>

<ul style="list-style-type: none"> The existing uses, approved uses, and likely future uses of land in the vicinity of the proposal; and 	The site is currently subject to a MPA for a new retail development that was granted in 2012. Works for this approval has physically commenced.
<ul style="list-style-type: none"> The services and infrastructure that are or will be available to meet the demands arising from the proposal and any proposed financial arrangements for infrastructure provision. 	The subject site is located within an established urban area. The Planning Proposal does not include additional residential dwellings on the site. It is not anticipated that the proposal would create substantial additional demand for infrastructure and services at the site.

Accordingly, it is considered that the Planning Proposal has strategic merit as well as site-specific merit in accordance with this assessment criteria subject to the requested amendments to the urban design scheme for the site under the Planning Proposal.

Q4. Is the planning proposal consistent with the council's local strategy or other local strategy plan?

There are a number of local strategies and plans that are relevant to the Planning Proposal, which are considered below.

Inner West Local Strategic Planning Statement

Our Place Inner West – Local Strategic Planning Statement (LSPS), dated 20 March 2020, guides land use planning and development in the area to 2036 and provides the link between the Eastern City District Plan and priorities of Council's Community Strategic Plan.

The Planning Proposal is inconsistent with Planning Priority 9 of the LSPS which contains the action to "Implement the Employment and Retail Lands Strategy". This will include the preparation of LEP provisions to preserve industrial and urban services land. Given the existing MPA was granted prior to the adoption of the Region and District Plans, the 'retain and manage' approach does not apply. Therefore, the inconsistency with Planning Priority 9 is justified. Further assessment of the proposal against the draft Employment and Retail Lands Strategy is provided in the section below.

Overall, the Planning Proposal is not inconsistent with the other priorities in the LSPS.

Our Inner West 2036

Council's Community Strategic Plan (CSP)- 'Our Inner West 2036', endorsed in June 2018, identifies the community's vision for the future and sets out the long-term goals, strategies to get there and how to measure progress towards that vision. The Planning Proposal is considered consistent with the following outcomes of the CSP:

- 2.3 - Public spaces are high-quality, welcoming and enjoyable places, seamlessly connected with their surroundings;
- 3.3 - The local economy is thriving;
- 3.5 - Urban hubs and main streets are distinct and enjoyable places to shop, eat, socialise and be entertained;
- 4.4 - People have access to the services and facilities they need at all stages of life.

The Planning Proposal facilitates uses that are consistent with the intended outcomes of the MPA of the site and provides flexibility to support evolving uses that are typically offered in a shopping centre over time. The additional uses also introduces social infrastructure and community facilities on the site which positively contribute to the local community. Notwithstanding, the Planning Proposal is considered inconsistent with the following outcome:

- 3.4 - Employment is diverse and accessible

Strategy 3.4.1 is to support local job creation by protecting industrial and employment lands. As discussed previously, the site is subject to an active MPA for a retail building that was granted in 2012. It has been confirmed by the GSC and DPIE the 'retain and manage' policy is not enforceable for the site as the MPA was activated prior to the adoption of the Eastern City District Plan. Nevertheless, a site specific clause is proposed that links the additional permitted uses with the MPA which would retain the site as industrial land, in the event that the MPA does not eventuate. Therefore, it is the proposal's inconsistency with this outcome is justified.

In consideration of the above, the Planning Proposal is generally consistent with *Our Inner West 2036*.

Inner West Employment and Retail Land Strategy

Council's Inner West Employment and Retail Lands Strategy (EARLS) and study provides an evidence based approach to managing employment lands and commercial centres in the LGA. The strategy and study was adopted on 8 September 2020.

The study acknowledges the IN1 General Industrial zoning of the site is no longer appropriate and does not permit the wide range of uses that the site is being developed for as part of the MPA. A recommendation is drafted to consider the rezoning of this site from IN1 General Industrial to B2 Local Centre at a later stage.

Therefore, the Planning Proposal is not inconsistent with the objectives of the Inner West EARLS.

Q5. Is the planning proposal consistent with applicable State Environmental Planning Policies?

The Planning Proposal is consistent with the applicable State Environmental Planning Policies (SEPPs) as shown in the table below.

Table 4 - Consideration of the Planning Proposal against the relevant SEPPs

State Environmental Planning Policy (SEPP)	Comment
SEPP 55 – Remediation of Land	<p>Consistent</p> <p>Contamination of the site has been considered in accordance with SEPP 55 as part of the original MPA and the recent Modification (MP 09_0191 Mod 6).</p> <p>It has been found that the site is suitable for the approved development.</p> <p>The suitability of the site for childcare purposes would be considered as part of a development</p>
SEPP (Exempt and Complying Codes) 2008	<p>Consistent</p> <p>The Proposal enables the exempt and complying development provisions of this SEPP to apply to the approved development on the site.</p> <p>The Proposal does not contain any provisions that contradict this SEPP.</p>
SEPP (Infrastructure) 2007	<p>Consistent</p> <p>The Planning Proposal does not contain provisions that contradict or hinder the application of this SEPP.</p> <p>Should the Planning Proposal proceed, any future development must comply with the requirements of this SEPP.</p>
SEPP (Educational Establishments and Child Care Facilities) 2017	<p>Consistent</p> <p>The Planning Proposal does not propose provisions that will preclude consent authorities from considering any additional matters before the determination of a Development Application for child care facilities in Zone IN1 or IN2.</p>

Q6. Is the planning proposal consistent with applicable Ministerial Directions (s9.1 directions)?

The Planning Proposal has been assessed against each of the Section 9.1 directions. Consistency with relevant directions are discussed in the table below.

Table 5 - Consideration of the Planning Proposal against Section 9.1 Directions

Direction title	Comments
1. Employment And Resources	
1.1 Business and Industrial Zones	<p>Inconsistency is justified</p> <p>The site is zoned industrial and is located within a significant industrial precinct. However, a MPA for a retail development on the site was granted in 2012, and is currently active, which has effectively turned the site over from industrial stock.</p> <p>On 5 October 2018, GSC issued Information Note, 'Industrial and urban services land (Retain and Manage) – transitional arrangements' (SP2018-1) and outlines how the retain and manage approach applies to planning proposals lodged before and after the adoption of the District Plan. It notes that for planning proposals lodged after the adoption of the District Plans in March 2018, the policy to retain and manage industrial and urban services land is to be applied.</p> <p>Notwithstanding, given the MPA precedes the adoption of the District Plan, it is considered that the retain and manage approach would not be applicable to this Proposal.</p> <p>Both GSC and DPIE have advised the Proponent that the retain and manage policy of the EDCP would not be enforced for this site.</p> <p>Therefore, it is considered the proposal's inconsistency is minor and justifiable.</p>
1.2 Rural Zones	Not applicable
1.3 Mining, Petroleum production and Extractive Industries	Not applicable
1.4 Oyster Aquaculture	Not applicable
1.5 Rural Lands	Not applicable
2. Environment and Heritage	
2.1 Environment Protection Zones	Not applicable
2.2 Coastal Management	Not applicable

2.3 Heritage Conservation	<p>Consistent</p> <p>A number of heritage items are located within the vicinity of the site. The Planning Proposal will not affect the significance of these items.</p>
2.4 Recreation Vehicle Areas	Not applicable
2.5 Application of E3 and E3 zones and Environmental Overlays in Far North Coast LEPs	Not applicable
2.6 Remediation of Contaminated Land	<p>Consistent</p> <p>Contamination has been considered under the approved MPA and subsequent modifications. A Contamination Synthesis Report established that the site is suitable, from an environmental perspective, for the proposed shopping centre redevelopment subject to the satisfaction of conditions during construction.</p> <p>An updated Contamination Study has been prepared by Douglas Partners (Attachment 5) to assess the suitability of the site for childcare centre uses. The findings of the study has considered that there is no contaminant exposure scenario that would render the site is unsuitable for a child care centre on Level 1 of the approved development.</p> <p>The study concludes that the child care centre can be located on the site as long as it is not located lower than the first floor of the approved development. Any future plan to locate this use on ground level would warrant further assessment of contaminant exposure risk.</p>
3. Housing, Infrastructure and urban Development	
3.1 Residential Zones	Not applicable
3.2 Caravan Parks and Manufactured Home Estates	Not applicable
3.3 Home Occupations	Not applicable
3.4 Integrating Landuse and Transport	<p>Consistent</p> <p>The proposal facilitates uses within walking distances of public transportation such as bus and railway.</p>
3.6 Shooting ranges	Not applicable
4. Hazard and Risk	
4.1 Acid Sulfate Soils	<p>Consistent</p> <p>The site is located on land identified as having a probability of containing Class 2 Acid Sulfate Soil, however the proposal does not seek to facilitate any additional external works.</p>

4.2 Mine Subsidence and Unstable Land	Not applicable
4.3 Flood Prone Land	<p>Consistent</p> <p>The site is identified as flood prone land. Consideration of the flood risk of the development has been undertaken as part of the assessment of the MPA and its modifications.</p> <p>A Flood Emergency Response Plan has been prepared to support Stage 1B of the MPA to manage risk to customers and staff of the shopping centre along with measures to protect and minimise damage to the property.</p> <p>The Planning Proposal would not alter the approved built form on the site and therefore would not result in significant flood impacts.</p> <p>At the request of Council's Engineers and in accordance with Condition (D) of the Gateway Determination, the proponent has prepared a detailed Flood Assessment and Emergency Response Plan (FAER) to assess the suitability of permitting medical centres and childcare centres on the site in respect of the flood risk (refer to Attachment 2 and 3)</p> <p>Both FAER has identified an evacuation route is available during a flood event and concluded that the usage of the medical centre and childcare centre can be permitted in the new Stage 1B building provide that it is located not lower than the first floor.</p>
4.4 Planning for Bushfire Protection	Not applicable.
5. Regional Planning	
5.1 Implementation of Regional Strategies	Not applicable
5.2 Sydney Drinking Water Catchment	Not applicable
5.3 Farmland of State and Regional Significance on NSW Far North Coast	Not applicable
5.4 Commercial and Retail Development along the Pacific Highway, North Coast	Not applicable
6. Local Plan Making	

6.1 Approval and referral requirements	<p>Consistent</p> <p>The Planning Proposal does not include provisions requiring additional concurrences, consultation or referrals of future development applications.</p>
6.2 Reserving Land for Public Purposes	<p>Not applicable</p> <p>The Planning Proposal does not relate to land for public purposes.</p>
6.3 Site Specific Provisions	<p>Consistent</p> <p>The objective of this direction is to limit unnecessary restrictive site specific controls.</p> <p>The Planning Proposal introduces additional permitted uses on the site and imposes a requirement that ties the delivery of these uses to the existing development approval.</p> <p>The Planning Proposal seeks to facilitate compatible uses to support the future use of a retail development that is approved on the site under the former Part 3A approval pathway. The proposed uses are otherwise not permissible under the existing industrial zoning.</p> <p>A rezoning of the site to accommodate the additional uses prior to the construction of the approved development was considered inappropriate as it potentially facilitate an outcome on the site contrary to the MPA.</p> <p>For this particular proposal, an amendment to Schedule 1 of MLEP 2011 is considered the appropriate way to support the objectives of the proposal. The proposal would not impose additional development standards or requirements to IN1 zones and does not contain any drawings or specific details of a development.</p> <p>Therefore, the proposal is consistent with this direction.</p>
7. Metropolitan Planning	

7.1 Implementation of A Plan for Growing Sydney	<p>Consistent</p> <p>This direction requires planning proposals to be consistent with A Plan for Growing Sydney. A Plan for Growing Sydney was superseded by the Greater Sydney Region Plan in March 2018.</p> <p>The proposal is consistent with the Greater Sydney Region Plan as outlined in the response to Q3.</p>
7.2 Implementation of Grater Macarthur Land Release Investigation	Not applicable
7.3 Parramatta Road Corridor Urban Transformation Strategy	Not applicable
7.4 Implementation of North West Priority Growth Land Use and Infrastructure Implementation Plan	Not applicable
7.5 Implementation of Greater Parramatta Priority Growth Area Interim Land Use and Infrastructure Implementation Plan	Not applicable
7.6 Implementation of Wilton Priority Growth Area Interim Land Use and Infrastructure Implementation Plan	Not applicable
7.7 Implementation of Glenfield to Macarthur Urban Renewal Corridor	Not applicable
7.8 Implementation of Western Sydney Aerotropolis Interim Land Use and Infrastructure Implementation Plan	Not applicable
7.9 Implementation of Bayside West Precincts 2036 Plan	Not applicable
7.10 Implementation of Planning Principles for the Cooks Cove Precinct	Not applicable

Section C – Environmental, social and economic impact

Q7. Is there any likelihood that critical habitat or threatened species, populations or ecological communities, or their habitats, will be adversely affected as a result of the proposal??

No critical habitat or threatened species, populations or ecological communities, or their habitats, will be adversely affected as a result of the planning proposal.

Q8. Are there any other likely environmental effects as a result of the planning proposal and how are they proposed to be managed?

Flooding

The site is identified as flood prone lane in MLEP 2011. Previous assessment of the Part 3A Major Project application has considered the flood risk of the development on the site. A Flood Emergency Response Plan has also been prepared to support Stage 1B of the MPA to manage the risks to customers and staff of the shopping centre along with measures to protect and minimise damage to the property.

Two Flood Assessment and Emergency Response (FAER) Plan, prepared by Hydrostorm Consulting, was submitted at the request of Council's Engineers (**Attachment 2**) and in accordance with Condition (D) of the Gateway Determination (**Attachment 3**). The FAER assessed the flood risk associated with permitting medical centre and childcare centre, respectively, as a permissible use on the site and included recommendations to manage the flood risk for these uses.

The FAERs have identified an evacuation route and a safe off-site evacuation point is available during a flood event to facilitate any emergency evacuations for users of the medical centre and childcare centre (refer to **Figure 3**). The evacuation point is located via a staircase off Victoria Road to which access can be provided from an approved pedestrian bridge between the existing shopping centre and the new retail development on the site.



Figure 3: Evacuation Route identified for Stage 1B Development

Both FAERs also concluded that the usage of the medical centre and childcare centre can be permitted in the new Stage 1B building provided that it is located not lower than the first floor.

Traffic and Transport

Impacts of traffic generation of the approved MPA has been considered in the assessment of the original concept plan (MP09_0191). The approval of Modification 6 to the concept plan has also considered the traffic generation of the modified development does not change and would remain consistent with the traffic generation of the approved overall scheme.

Conditions of previous approvals have included road improvement works to accommodate the traffic demand of the proposed development on the site, including a new bus terminal located on Edinburgh Road.

The site is within close proximity to bus and train services. St Peters Railway Station is located within 800m to the east and Sydenham Railway Station which is located within 850m to the south. Routes serviced by the existing bus stop on Smidmore Street include services to the City via Redfern; Bondi Junction via Oxford Street and Bondi Junction via Moore Park and Erskineville. Bicycle parking spaces are also to be provided in the shopping centre redevelopment.

The proposal would not change the approved quantum of floor space on the site. Parking, traffic and access arrangements has been assessed as being satisfactory from previous approvals and would remain unchanged. Future Development Applications (DAs) for individual uses such as childcare facilities, medical centres and community facilities will require separate Traffic and Parking reports.

The site is therefore an accessible location to accommodate key social infrastructure such as child care facilities, medical centre and community facilities.

Q9. Has the planning proposal adequately addressed any social and economic effects?

Economic

An Economic Assessment Report was undertaken as part of the original Major Project Approval (MP09_0191). The Planning Proposal does not include additional Gross Floor Area (GFA) to the approved overall scheme. As such it will not cause additional economic impacts than otherwise previously assessed prior to the granting of the Major Project Approval.

The proposed inclusion of business premises and retail premises as additional uses enables the application of the Codes SEPP. This will simplify the approval process for minor works such as fit outs and changes of use. The proposed approach would support the future use of the approved shopping centre development on site by simplifying the planning system and encourage business activity within a local centre.

Social

The proposal co-locates healthcare and social infrastructure within a local centre that is accessible by public transport and by surrounding residential areas.

The proposed uses comprising childcare facilities, medical centres and community facilities are consistent with the outcomes and strategies of Council's Community Strategic Plan - *Our Inner West 2036*. Outcome 4.4 of the plan includes strategies to plan and provide services and infrastructure for the local community and to ensure they have access to a wide range of learning spaces, resources and activities.

Section D – State and Commonwealth interests

Q10. Is there adequate public infrastructure for the planning proposal?

Yes. The site is located in an established urban area and has access to existing utilities and public transport. The proposal involves the continuation of the approved use within the site. It is not anticipated that the proposed uses would result in unnecessary or additional demands on public infrastructure.

Q11 What are the views of state and Commonwealth public authorities consulted in accordance with the Gateway determination?

Consultation with relevant state and Commonwealth public authorities will be undertaken in accordance with a Gateway determination.

PART 4 – Mapping

No mapping is proposed with this amendment.

PART 5 – Community Consultation

Public consultation will be undertaken in accordance with the requirements of the Gateway determination and with the DP&E's 'guidelines'. It is expected that the Planning Proposal will be exhibited for a period of not less than 28 days and that this will include notification of the public exhibition:


- on the Inner West Council website;
- in writing to the owners and occupiers of adjoining and nearby properties.

Consultation with relevant NSW agencies and authorities and other relevant organisations will be undertaken in accordance with the Gateway Determination conditions.

PART 6 – Project Timeline

The table below outlines an anticipated timeline for completion of the Planning Proposal if approved for public exhibition at Gateway.

Milestone	Timeframe
Planning Proposal submitted to DPIE seeking Gateway determination	June 2020
DPIE assesses the Planning Proposal and issues Gateway Determination	September 2020
Public Exhibition	March 2021
Consideration of submissions and preparation of updates to the Planning Proposal	April 2021
Report to Council on post-exhibition outcomes and seek resolution to submit the Planning Proposal to DPIE for finalisation	May 2021
Final review by DPIE, Parliamentary Counsel drafts LEP, and notification of the LEP by DPIE	June 2021

	
COUNCIL OFFICER'S PLANNING PROPOSAL ASSESSMENT REPORT	
Planning Proposal No.	PPAP/2020/0005
Address	13-55 Edinburgh Road, Marrickville
Proposal	Planning proposal to amend <i>Marrickville Local Environmental Plan 2011</i> to include retail premises, business premises, centre-based child care facilities, medical centres and community facilities as additional permitted uses.

1. Background

In 2012, a Part 3A Major Project Approval (MPA) was granted to allow a new two-level retail building on the site that forms part of the expansion of the existing Marrickville Metro Shopping Centre.

On 31 October 2018, the proponent, Urbis, lodged a Planning Proposal application with Council.

The intent of the Planning Proposal was to address an anomaly whereby the uses approved by the MPA, specifically retail premises and business premises, are not permitted on the IN1 General Industrial zoned site under MLEP 2011, and seeks to permit other compatible uses that are commonly offered in shopping centres.

Council officers prepared a Planning Proposal following the assessment of the Proponent's requested amendments to MLEP 2011. The Planning Proposal included an amendment to the Key Sites Map and a proposed clause to restrict the permissibility of the additional uses only in conjunction with the MPA.

The amendment to the Key Sites Map has since been removed as it was deemed unnecessary because the textual inclusion of the proposed uses were considered adequate in achieving the objective and intended outcome of the proposed amendment.

On 28 July 2020, Council resolved to endorse the Planning Proposal for Gateway Determination. A Gateway Determination was received on 15 September 2020 and DPIE endorsed the Planning Proposal for public exhibition on 26 February 2021.

The purpose of the proposed amendment is to simplify the approval process for minor works, such as tenancy fit outs and changes of use, for retail premises and business premises; and enable other compatible land uses on the site that are typically offered in shopping centres.

2. Submissions

The Planning Proposal was publicly exhibited for 28 days from 3 March 2021 to 31 March 2021. The exhibition material was made available on Council's Yoursay Inner West Website. Letters were sent to owners and occupiers in the surrounding area. A notification letter was also sent to NSW SES as part of the Gateway requirement to consult with public authorities.

A total of 11 individual submissions were received; 10 submissions supported the development and 1 opposed it. In summary, the single submission which opposed it did not relate to the Planning Proposal.

A submission was directly received from the proponent on 22 March 2021 (refer to **Appendix 1**).

The submission relates to the proposed clause to restrict the permissibility of the additional permitted use to the approved development and not within the existing warehouse buildings. The original intent of this clause was to avoid a piecemeal development of an existing industrial site in the event where the LEP amendment would progress in advance of the approved development. Given the current circumstances where the approved development has begun construction and is anticipated to open in June 2021, this proposed clause is no longer necessary. As such, the proponent requests this proposed clause to be removed from the Planning Proposal.

3. Recommendation

Council Officers note that since the lodgement of the Planning Proposal, the construction of the shopping centre development on the site is near completion. Council officers accept the rationale of the proponent's submission and agrees the proposed clause in Schedule 1 to bind the permissibility of the additional uses with the approved development is unnecessary given the progress of the construction.

It is recommended that the abovementioned clause to be removed from the proposed amendment.

APPENDIX 1 – URBIS SUBMISSION

Item 2

Attachment 2



**ANGEL PLACE
LEVEL 8, 123 PITT STREET
SYDNEY NSW 2000**

URBIS.COM.AU
Urbis Pty Ltd
ABN 50 105 256 228

Item 2

22 March 2021

Mr Alan Chen
Strategic Planner
Inner West Council
Via email: alan.qi.chen@innerwest.nsw.gov.au

Dear Alan,

PLANNING PROPOSAL - 13-55 EDINBURGH ROAD, MARRICKVILLE

This submission has been prepared by Urbis, on behalf of Marrickville Metro Pty Limited as trustee of the Marrickville Metro Trust (**the Owner**) and AMP Capital Investors (**AMPC**). We refer to the Planning Proposal (PP-2020-284) (**the PP**) for 13-55 Edinburgh Road, Marrickville, otherwise known as 20 Smidmore Street (**the site**) seeking to amend the *Marrickville Local Environmental Plan 2011* (**MLEP 2011**).

Urbis lodged the PP on behalf of the Owner and AMPC on 5th November 2018, seeking to add a range of additional permitted uses at the site under the MLEP 2011. This is necessary, as although the site was to be developed for a new shopping centre expansion under the Part 3A Concept Approval (MP09_0191), the site retains the IN1 industrial zoning, which limits the flexibility for future shopping centre related developments at the site.

Since the lodgement of the PP, AMPC commenced construction at the site in early 2019 and have now completed the base build for the shopping centre expansion building. At present the operator and tenant fit outs are occurring, and it is anticipated that the development will open its doors to customers in June 2021.

Accordingly, AMPC wish to support the proposal at the site to facilitate the additional permitted uses within Schedule 1 of the MLEP 2011 of retail premises, business premises, centre-base childcare facilities, medical centre and community facilities.

However, given the progress with construction at the site and the imminent opening of the new part of the centre, it is no longer considered necessary to include the currently proposed wording within Schedule 1 which states that:

'These uses must be delivered as part of the redevelopment of the site as an extension to the existing shopping centre and not within the existing warehouse buildings on site.'

This clause was originally suggested by Council to avoid piecemeal development at the site, in circumstances where this LEP amendment would progress in advance of the development of the new part of the shopping centre. However, the existing warehouses referenced in the clause have now been demolished and the comprehensive redevelopment of the site is nearing completion.

20 Smidmore Street Submission_Final

Attachment 2



Accordingly, it is proposed to remove that clause such that the following wording should be added to Schedule 1 of the MLEP 2011:

Schedule 1

23 – Use of certain land at 20 Smidmore Street, Marrickville

(1) This clause applied to land at 20 Smidmore Street, Marrickville, being Lot 10 DP1255587.

(2) Development for the purposes of the following uses of an approved development is permitted with development consent;

- Retail premises;
- Business premises;
- Centre-based child care facilities;
- Medical Centres; and
- Community facilities

These uses must be delivered as part of the redevelopment of the site as an extension to the existing shopping centre and not within the existing warehouse buildings on site.

AMPC considers that the above proposed amendment to the MLEP 2011 will provide the flexibility to support evolving uses that are typically offered at a shopping centre over time. This will in turn contribute to the vitality and viability of the centre, and ultimately provide extensive benefits for customers and the local community.

Should you have any questions on the above please do not hesitate to contact me on 02 8233 9901 or nwheeler@urbis.com.au.

Yours sincerely,

Nik Wheeler
Associate Director
+61 2 8233 9901
nwheeler@urbis.com.au

20 Smidmore Street Submission_Final

Item No: C0521(1) Item 3

Subject: POST EXHIBITION REPORT - 36 LONSDALE AND 64-70 BRENNAN STREETS, LILYFIELD - VOLUNTARY PLANNING AGREEMENT

Prepared By: Bojan Sodic - Strategic Investments Manager

Authorised By: Elizabeth Richardson - Chief Operating Officer, Director Development and Recreation

RECOMMENDATION

THAT Council enter into the Voluntary Planning Agreement for 36 Lonsdale and 64-70 Brennan Streets, Lilyfield as provided in Attachment 1 to this report.

DISCUSSION

The subject site is located on the south-western corner of the intersection of Lonsdale Street and Brennan Street/ City-West Link Road, a main arterial road that links with Anzac Bridge and intersects with Parramatta Road and Victoria Road.

The subject site is accessible by both the light rail and public bus services. The subject is located directly opposite the Lilyfield light rail stop. Public bus services can be accessed along Catherine Street and Lilyfield Road

At its meeting of the 23 June 2020, Council endorsed the Planning proposal (to send to DPIE for Gateway determination) to amend Leichhardt Local Environmental Plan 2013 in the following way:

- Increase the floor space ratio (FSR) from 0.6:1 to 1.5:1;
- Introduce a maximum building height development standard of RL 33.2,
- Add a site-specific clause for objectives, minimum setbacks, maximum number of 5 storeys and non-residential development at City West Link street level.

The Planning Proposal has been exhibited and the DCP amendment is currently on exhibition.

The VPA provides for a monetary contribution of an estimated \$1,695,000 to be used for public domain works or affordable housing.

Engagement Methods

The Voluntary Planning Agreement was publicly exhibited for a minimum 28 days from 15th March 2021 to 23rd April 2021.

The engagement was undertaken online via Your Say Inner West and promoted through Council's website and social media

Three (3) submissions were received on Council's YSIW which did not support the Voluntary Planning Agreement.

Engagement outcomes

The following section summarises the individual response received.

1. Disagrees with the development

Response is on behalf of SP75119 13-29 Russell Street by the Strata Secretary of 75119 (11 Units in Total) 1)The traffic generation impact has only been considered for Catherine Street and the Citywest Link, Not Russell Street.

Currently residents are unable to exit Russell Street early morning 7.30am to 8.30am and especially between 4.30 pm and 6pm due to congestion on Piper Street to get onto Balmain Road, and traffic coming in from Balmain Road. Due to existing parking congestion on Piper Street and traffic off Catherine Street to access Balmain Road or incoming traffic. It is difficult to access Ainsworth Street Catherine Street or Balmain road. Car park access for the proposed complex should be through Brennan Street onto the CityWest link for this complex and not Russell Street.

Concerns with respect to the increased level of on road parking has been repeatedly raised with council. Currently double parking is occurring on Russell Street on weekends and when special events are held by the Leichhardt bowling club patrons parking on surrounding streets and Piper Street. The majority of single level residents in Russell Street also do not have off road parking. The concern is that despite their being light rail, most units in the new complex will are likely to require 2 car spaces - they may use the light rail but still have vehicles, there will be people who sublet or have two cars, meaning one car will need to be parked on the road either in Lonsdale Street or Russell Street and the other in its parking space in the new complex. Most units will be sold with 1 car park. The situation today is barely manageable, and a structure of this size will only exasperate the problem. There should be more focus by the developer on providing additional solutions for parking not adding additional units for profit by requesting to add another level. This is exactly what happened with their previous development above the IGA building, when additional levels were added to the building by going back to council repeatedly and requesting amendments. Unfortunately they are using the same play book again.

2)Increasing the floor space by adding another Level (5) continues to give the building excessive bulk and scale in relation to the surrounding residential area. Staging levels does not address the overall size of the building which is not in keeping with the area . The 13-29 Russell Street warehouse conversion was built to height of the original industrial building that stood here and is comprised of 11 town houses. Council did not allow the developer to go higher than 3 levels (excluding the excavated underground parking area). The proposed building really needs to be scaled back in size and height and be sympathetic to the surrounding residential area.

3) Residents from surrounding streets and SP75119 are 100% in agreement that this development is not in the best interest of the community. There are so many vacant unit blocks in Sydney, the space would be better used a warehouse conversion and be more sympathetic to the surrounding area.

Comment: The above comments are all planning issues and the VPA doesn't deal with any planning issues

2. Disagrees with Public Housing

I don't believe Public Housing is the best use for the land. There are numerous public houses in the suburb. We are currently struggling with the drug use around the building with people leaving their syringes and another Public housing space will only encourage more drugs in the area. We have children in the building.

Comment: The VPA doesn't impact on the development and the use of the land

ATTACHMENTS

1. [↓](#) Lonsdale Street VPA



Planning Agreement

Inner West Council

and

JRNN Pty Ltd ACN 169 950 510

Draft

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THIS PLANNING AGREEMENT is made on 2021.

BETWEEN:

- (1) **Inner West Council ABN 19 488 017 987** of Leichhardt Service centre, 7-15 Wetherill Street, LEICHHARDT NSW 2000 (**Council**); and
- (2) **JRNN Pty Ltd ACN 169 950 510** c/- Presidio Partners Pty Limited, Level 2, 222 Pitt Street, SYDNEY NSW 2000 (**Developer**)

BACKGROUND

- (A) The Developer is the owner of the Land and intends to undertake the Development on the Land.
- (B) The Developer proposes to undertake the Development on the Land.
- (C) The Developer has lodged the Planning Proposal with Council requesting an instrument change by way of an amendment to the Leichhardt Local Environmental Plan 2013.
- (D) The Developer has offered to enter into this document with Council to provide the Public Benefits on the terms of this document.

THE PARTIES AGREE AS FOLLOWS:

1. INTERPRETATION

1.1 Definitions

The following definitions apply in this document.

Act means the *Environmental Planning and Assessment Act 1979 (NSW)*.

Attributed Value means the value Council and the Developer agree is to be attributed to each element of the Public Benefits as at the date of this document, as set out in clause 1 of Schedule 3.

Authorisation means:

- (a) an approval, authorisation, consent, declaration, exemption, permit, licence, notarisation or waiver, however it is described, and including any condition attached to it; and
- (b) in relation to anything that could be prohibited or restricted by law if a Government Agency acts in any way within a specified period, the expiry of that period without that action being taken,

including any renewal or amendment.

Business Day means a day (other than a Saturday, Sunday or public holiday) on which banks are open for general banking business in Sydney, Australia.

Confidential Information means:

- (a) information of a party (**disclosing party**) that is:
 - (i) made available by or on behalf of the disclosing party to the other party (**receiving party**), or is otherwise obtained by or on behalf of the receiving party; and
 - (ii) by its nature confidential or the receiving party knows, or ought reasonably to know, is confidential.

Confidential Information may be made available or obtained directly or indirectly, and before, on or after the date of this document.

Confidential Information does not include information that:

- (a) is in or enters the public domain through no fault of the receiving party or any of its officers, employees or agents;
- (b) is or was made available to the receiving party by a person (other than the disclosing party) who is not or was not then under an obligation of confidence to the disclosing party in relation to that information; or
- (c) is or was developed by the receiving party independently of the disclosing party and any of its officers, employees or agents.

Construction Certificate has the same meaning as in the Act.

Corporations Act means the *Corporations Act 2001* (Cth).

Council's Personal Information means Personal Information to which the Developer, or any third party engaged by the Developer, has access directly or indirectly in connection with this document, including the Personal Information of any personnel, customer or supplier of Council (other than the Developer).

Council's Policies means all policies and procedures relevant to the provision of the Public Benefits, as notified by Council in writing to the Developer.

Council's Representative means the person named in Item 3 of Schedule 1 or his/her delegate.

Dealing means selling, transferring, assigning, novating, mortgaging, charging, or encumbering and, where appearing, **Deal** has the same meaning.

Developer's Representative means the person named in Item 4 of Schedule 1 or his/her delegate.

Development means the development of the Land by the Developer described at Item 2 of Schedule 1.

Development Application means the development application identified in Item 5 of Schedule 1 and includes all plans, reports models, photomontages, material boards (as amended supplemented) submitted to the consent authority before the determination of that Development Application.

Development Consent means the consent granted to the Development Application for the Development and includes all modifications made under section 4.55 of the Act.

Dispute means any dispute or difference between the parties arising out of, relating to or in connection with this document, including any dispute or difference as to the formation, validity, existence or termination of this document.

Environmental Laws means all laws and legislation relating to environmental protection, building, planning, health, safety or work health and safety matters and includes the following:

- (a) the *Work Health and Safety Act 2011 (NSW)*;
- (b) the *Protection of the Environment Operations Act 1997 (NSW)*; and
- (c) the *Contaminated Land Management Act 1997 (NSW)*.

Essential Infrastructure means that part of the Public Benefit described as "Essential Infrastructure" in clause 1 of Schedule 3, to be delivered by the Developer in accordance with this document.

Government Agency means:

- (a) a government or government department or other body;
- (b) a governmental, semi-governmental or judicial person; or
- (c) a person (whether autonomous or not) who is charged with the administration of a law.

Gross Floor Area has the meaning given to that term in the *Sydney Local Environment Plan* in effect at the date of this document.

GST means the same as in the GST Act.

GST Act means *A New Tax System (Goods and Services Tax) Act 1999 (Cth)*.

Index Number means the Consumer Price Index (Sydney all groups) published by the Australian Bureau of Statistics from time to time.

Insolvency Event means:

- (a) having a controller, receiver, manager, administrator, provisional liquidator, liquidator or analogous person appointed;
- (b) an application being made to a court for an order to appoint a controller, provisional liquidator, trustee for creditors or in bankruptcy or analogous person to the person or any of the person's property
- (c) the person being taken under section 459F(1) of the Corporations Act to have failed to comply with a statutory demand;
- (d) an application being made to a court for an order for its winding up;

- (e) an order being made, or the person passing a resolution, for its winding up;
- (f) the person:
 - (i) suspending payment of its debts, ceasing (or threatening to cease) to carry on all or a material part of its business, stating that it is unable to pay its debts or being or becoming otherwise insolvent; or
 - (ii) being unable to pay its debts or otherwise insolvent;
- (g) the person taking any step toward entering into a compromise or arrangement with, or assignment for the benefit of, any of its members or creditors;
- (h) a court or other authority enforcing any judgment or order against the person for the payment of money or the recovery of any property; or
- (i) any analogous event under the laws of any applicable jurisdiction,

unless this takes place as part of a solvent reconstruction, amalgamation, merger or consolidation that has been approved by the other party.

Instrument Change means an amendment to the Leichhardt Local Environmental Plan 2013 substantially in accordance with the Planning Proposal that effects changes to the planning controls applicable to the Land as set out in Item 9 of Schedule 1.

Land means the land described in Item 1 of Schedule 1 of this document.

Laws means all applicable laws, regulations, industry codes and standards, including all Environmental Laws.

Monetary Contribution means that part of the Public Benefits described as "Monetary Contribution" in clause 1 of Schedule 3 to be paid by the Developer to Council in accordance with this document.

Occupation Certificate has the same meaning as in the Act.

Personal Information has the meaning set out in the *Privacy Act 1988* (Cth).

Personnel means the Developer's officers, employees, agents, contractors or subcontractors.

Planning Proposal means the means the planning proposal described in Item 8 of Schedule 1.

Privacy Laws means the *Privacy Act 1988* (Cth), the *Privacy and Personal Information Protection Act 1998* (NSW), the *Spam Act 2003* (Cth), the *Do Not Call Register Act 2006* (Cth) and any other applicable legislation, principles, industry codes and policies relating to the handling of Personal Information.

Public Benefits means the provision of benefits to the community by the Developer in the form and at the times specified in Schedule 3.

Regulation means the *Environmental Planning and Assessment Regulation 2000 (NSW)*.

Schedule means a schedule to this document.

Tax means a tax, levy, duty, rate, charge, deduction or withholding, however it is described, that is imposed by law or by a Government Agency, together with any related interest, penalty, fine or other charge.

1.2 Rules for interpreting this document

Headings are for convenience only, and do not affect interpretation. The following rules also apply in interpreting this document, except where the context makes it clear that a rule is not intended to apply.

- (a) A reference to:
 - (i) a legislative provision or legislation (including subordinate legislation) is to that provision or legislation as amended, re-enacted or replaced, and includes any subordinate legislation issued under it;
 - (ii) a document (including this document) or agreement, or a provision of a document (including this document) or agreement, is to that document, agreement or provision as amended, supplemented, replaced or novated;
 - (iii) a party to this document or to any other document or agreement includes a permitted substitute or a permitted assign of that party;
 - (iv) a person includes any type of entity or body of persons, whether or not it is incorporated or has a separate legal identity, and any executor, administrator or successor in law of the person; and
 - (v) anything (including a right, obligation or concept) includes each part of it.
- (b) A singular word includes the plural, and vice versa.
- (c) A word which suggests one gender includes the other genders.
- (d) If a word or phrase is defined, any other grammatical form of that word or phrase has a corresponding meaning.
- (e) If an example is given of anything (including a right, obligation or concept), such as by saying it includes something else, the example does not limit the scope of that thing.
- (f) A reference to **including** means "including, without limitation".
- (g) A reference to **dollars** or **\$** is to an amount in Australian currency.
- (h) A reference to **this document** includes the agreement recorded by this document.
- (i) Words defined in the GST Act have the same meaning in clauses about GST.

- (j) This document is not to be interpreted against the interests of a party merely because that party proposed this document or some provision in it or because that party relies on a provision of this document to protect itself.

2. APPLICATION OF THE ACT AND THE REGULATION

2.1 Application of this document

This document is a planning agreement within the meaning of section 7.4 of the Act and applies to:

- (a) the Land; and
- (b) the Development that may be undertaken upon the Instrument Change taking effect.

2.2 Public Benefits to be made by Developer

Clause 5 and Schedule 3 set out the details of the:

- (a) Public Benefits to be delivered by the Developer;
- (b) time or times by which the Developer must deliver the Public Benefits; and
- (c) manner in which the Developer must deliver the Public Benefits.

2.3 Application of sections 7.11, 7.12 and 7.24 of the Act

The application of sections 7.11, 7.12 and 7.24 of the Act are not excluded.

2.4 Council rights

This document does not impose an obligation on Council to:

- (a) grant Development Consent for the Development; or
- (b) exercise any function under the Act in relation to a change to an environmental planning instrument, including the making or revocation of an environmental planning instrument.

2.5 Explanatory note

The explanatory note prepared in accordance with clause 25E of the Regulation must not be used to assist in construing this document.

3. OPERATION OF THIS PLANNING AGREEMENT

3.1 Commencement

- (a) Subject to clause 3.1(b), this document will commence on the date of execution of this document by all parties to this document.
- (b) Clause 5 commence when the Instrument Change takes effect.

4. WARRANTIES

4.1 Mutual warranties

Each party represents and warrants that:

- (a) **(power)** it has full legal capacity and power to enter into this document and to carry out the transactions that it contemplates;
- (b) **(corporate authority)** it has taken all corporate action that is necessary or desirable to authorise its entry into this document and to carry out the transactions contemplated;
- (c) **(Authorisations)** it holds each Authorisation that is necessary or desirable to:
 - (i) enable it to properly execute this document and to carry out the transactions that it contemplates;
 - (ii) ensure that this document is legal, valid, binding and admissible in evidence; or
 - (iii) enable it to properly carry on its business as it is now being conducted, and it is complying with any conditions to which any of these Authorisations is subject;
- (d) **(documents effective)** this document constitutes its legal, valid and binding obligations, enforceable against it in accordance with its terms (except to the extent limited by equitable principles and laws affecting creditors' rights generally), subject to any necessary stamping or registration;
- (e) **(solvency)** there are no reasonable grounds to suspect that it will not be able to pay its debts as and when they become due and payable; and
- (f) **(no controller)** no controller is currently appointed in relation to any of its property, or any property of any of its subsidiaries.

4.2 Developer warranties

- (a) The Developer warrants to Council that, at the date of this document:
 - (i) it is the registered proprietor of the Land;
 - (ii) it is legally entitled to obtain all consents and approvals that are required by this document and do all things necessary to give effect to this document;
 - (iii) all work performed by the Developer and the Personnel under this document will be performed with due care and skill and to a standard which is equal to or better than that which a well experienced person in the industry would expect to be provided by an organisation of the Developer's size and experience; and

- (iv) it is not aware of any matter which may materially affect the Developer's ability to perform its obligations under this document.
- (b) The Developer warrants to Council that, prior to commencing delivery of the Public Benefits it will have obtained all Authorisations and insurances required under any Law to carry out its obligations under this document.

5. PUBLIC BENEFITS

5.1 Developer to provide Public Benefits

The Developer must, at its cost and risk, provide the Public Benefits to Council in accordance with this document.

6. INDEMNITY

The Developer indemnifies Council against all damage, expense, loss or liability of any nature suffered or incurred by Council arising from any act or omission by the Developer (or any Personnel) in connection with the performance of the Developer's obligations under this document, except where the damage, expense, loss or liability suffered or incurred is caused by, or contributed to by, any wilful or negligent act or omission of Council (or any person engaged by Council).

7. REGISTRATION AND CAVEAT

7.1 Registration of this document

- (a) The Developer:
 - (i) consents to the registration of this document at the Land Registry Services on the certificate of title to the Land;
 - (ii) warrants that it has obtained, or will obtain, all consents to the registration of this document on the certificate of title to the Land; and
 - (iii) must within 10 Business Days of a written request from Council do all things necessary to allow Council to register this document on the certificate of title to the Land, including but not limited to:
 - (A) producing any documents or letters of consent required by the Registrar-General of the LandRegistry Services;
 - (B) providing the production slip number when the Developer produces the certificate of title to the Land at the Land and Property Information; and
 - (C) providing Council with a cheque for registration fees payable in relation to registration of this document at the Land and Property Information.
 - (iv) The Developer must act promptly in complying with and assisting to respond to any requisitions raised by the Land and Property Information that relate to registration of this document.

7.2 Caveat

- (a) Council may, at any time after the date of this document, register a caveat over the Land preventing any dealing with the Land that is inconsistent with this document. Provided that Council complies with this clause 7.2, the Developer must not object to the registration of this caveat and may not attempt to have the caveat removed from the certificate of title to the Land.
- (b) In exercising its rights under this clause 7.2 Council must do all things reasonably required to:
 - (i) remove the caveat from the Land once this document has been registered on the certificate of title to the Land; and
 - (ii) consent to the registration of:
 - (A) this document; and
 - (B) any plan of consolidation, plan of subdivision or other dealing required by this document or the Development Consent.

7.3 Release of this document

If Council is satisfied that the Developer has provided all Public Benefits and otherwise complied with this document then Council must promptly do all things reasonably required to remove this document from the certificate of title to the Land.

8. NOT USED

8.1 Not used

8.2 Not used

8.3 Not used

8.4 Not used

8.5 Not used

9. DISPUTE RESOLUTION

9.1 Application

Any Dispute must be determined in accordance with the procedure in this clause 9.

9.2 Negotiation

- (a) If any Dispute arises, a party to the Dispute (**Referring Party**) may by giving notice to the other party or parties to the Dispute (**Dispute Notice**) refer the Dispute to the Developer's Representative and Council's Representative for resolution. The Dispute Notice must:
 - (i) be in writing;
 - (ii) state that it is given pursuant to this clause 9; and

- (iii) include or be accompanied by reasonable particulars of the Dispute including:
 - (A) a brief description of the circumstances in which the Dispute arose;
 - (B) references to any:
 - (aa) provisions of this document; and
 - (bb) acts or omissions of any person, relevant to the Dispute; and
 - (C) where applicable, the amount in dispute (whether monetary or any other commodity) and if not precisely known, the best estimate available.
- (b) Within 10 Business Days of the Referring Party issuing the Dispute Notice (**Resolution Period**), the Developer's Representative and Council's Representative must meet at least once to attempt to resolve the Dispute.
- (c) The Developer's Representative and Council's Representative may meet more than once to resolve a Dispute. The Developer's Representative and Council's Representative may meet in person, via telephone, videoconference, internet-based instant messaging or any other agreed means of instantaneous communication to effect the meeting.

9.3 **Not use information**

The purpose of any exchange of information or documents or the making of any offer of settlement under this clause 9 is to attempt to settle the Dispute. Neither party may use any information or documents obtained through any dispute resolution process undertaken under this clause 9 for any purpose other than in an attempt to settle the Dispute.

9.4 **Condition precedent to litigation**

Subject to clause 9.5, a party must not commence legal proceedings in respect of a Dispute unless:

- (a) a Dispute Notice has been given; and
- (b) the Resolution Period has expired.

9.5 **Summary or urgent relief**

Nothing in this clause 9 will prevent a party from instituting proceedings to seek urgent injunctive, interlocutory or declaratory relief in respect of a Dispute.

10. TAXES AND GST

10.1 Responsibility for Taxes

- (a) The Developer is responsible for any and all Taxes and other like liabilities which may arise under any Commonwealth, State or Territory legislation (as amended from time to time) as a result of or in connection with this document or the Public Benefits.
- (b) The Developer must indemnify Council in relation to any claims, liabilities and costs (including penalties and interest) arising as a result of any Tax or other like liability for which the Developer is responsible under clause 10.1(a).

10.2 GST free supply

To the extent that Divisions 81 and 82 of the GST Law apply to a supply made under this document:

- (a) no additional amount will be payable by a party on account of GST; and
- (b) no tax invoices will be exchanged between the parties.

10.3 Supply subject to GST

To the extent that clause 10.2 does not apply to a supply made under this document, this clause 10.3 will apply.

- (a) If one party (**Supplying Party**) makes a taxable supply and the consideration for that supply does not expressly include GST, the party that is liable to provide the consideration (**Receiving Party**) must also pay an amount (**GST Amount**) equal to the GST payable in respect of that supply.
- (b) Subject to first receiving a tax invoice or adjustment note as appropriate, the receiving party must pay the GST amount when it is liable to provide the consideration.
- (c) If one party must indemnify or reimburse another party (**Payee**) for any loss or expense incurred by the Payee, the required payment does not include any amount which the Payee (or an entity that is in the same GST group as the Payee) is entitled to claim as an input tax credit, but will be increased under clause 10.3(a) if the payment is consideration for a taxable supply.
- (d) If an adjustment event arises in respect of a taxable supply made by a Supplying Party, the GST Amount payable by the Receiving Party under clause 10.3(a) will be recalculated to reflect the adjustment event and a payment will be made by the Receiving Party to the Supplying Party, or by the Supplying Party to the Receiving Party, as the case requires.
- (e) The Developer will assume Council is not entitled to any input tax credit when calculating any amounts payable under this clause 10.3.

- (f) In this document:
 - (i) consideration includes non-monetary consideration, in respect of which the parties must agree on a market value, acting reasonably; and
 - (ii) in addition to the meaning given in the GST Act, the term "GST" includes a notional liability for GST.

11. DEALINGS

11.1 Dealing by Council

- (a) Council may Deal with its interest in this document without the consent of the Developer if the Dealing is with a Government Agency. Council must give the Developer notice of the Dealing within five Business Days of the date of the Dealing.
- (b) Council may not otherwise Deal with its interest in this document without the consent of the Developer, such consent not to be unreasonably withheld or delayed.

11.2 Dealing by the Developer

- (a) Not used.
- (b) Not used.
- (c) On and from the date of this document in accordance with clause 7:
 - (i) the Developer may Deal with this document without the consent of Council only as a result of the sale of the whole of the Land (without subdivision) or any part of the Land that can be dealt without subdivision) to a purchaser of the Land or any part of the Land that can be dealt without subdivision) and the Developer must consult with Council in relation to any such Dealing;
 - (ii) the Developer may register a plan of strata subdivision in connection with the Development, and Council consents to this document remaining registered only on the certificate of title to the common property of the strata plan upon registration of the strata plan;
 - (iii) the Developer may register a plan of subdivision in connection with the Development subject to satisfying any condition concerning subdivision contained in a Development Consent; and
 - (iv) the Developer must not otherwise Deal with this document to a third party that is not a purchaser of the whole or any part of the Land without the prior written consent of Council; and
 - (A) the Developer must consult with Council in relation to any such Dealing; and
 - (B) Council, the Developer and the third party the subject of the Dealing must enter into a deed of consent to the Dealing on

terms acceptable to Council (acting reasonably) and otherwise consistent with normal commercial practice

- (d) The Developer must pay Council's reasonable costs and expenses relating to any consent or documentation required due to the operation of this clause 11.2.

12. TERMINATION

- (a) Council may terminate this document by notice in writing to the Developer if the Development Consent lapses or is surrendered by the Developer.
- (b) If Council terminates this document then:
 - (i) the rights of each party that arose before the termination or which may arise at any future time for any breach or non-observance of obligations occurring prior to the termination are not affected;
 - (ii) the Developer must take all steps reasonably necessary to minimise any loss the each party may suffer as a result of the termination of this document; and
 - (iii) Council will, at the Developer's cost, do all things reasonably required to remove this document from the certificate of title to the Land].

13. CONFIDENTIALITY AND DISCLOSURES

13.1 Use and disclosure of Confidential Information

A party (**receiving party**) which acquires Confidential Information of another party (**disclosing party**) must not:

- (a) use any of the Confidential Information except to the extent necessary to exercise its rights and perform its obligations under this document; or
- (b) disclose any of the Confidential Information except in accordance with clauses 13.2 or 13.3.

13.2 Disclosures to personnel and advisers

- (a) The receiving party may disclose Confidential Information to an officer, employee, agent, contractor, or legal, financial or other professional adviser if:
 - (i) the disclosure is necessary to enable the receiving party to perform its obligations or to exercise its rights under this document; and
 - (ii) prior to disclosure, the receiving party informs the person of the receiving party's obligations in relation to the Confidential Information under this document and obtains an undertaking from the person to comply with those obligations.
- (b) The receiving party:

- (i) must ensure that any person to whom Confidential Information is disclosed under clause 13.2(a) keeps the Confidential Information confidential and does not use it for any purpose other than as permitted under clause 13.2(a); and
- (ii) is liable for the actions of any officer, employee, agent, contractor or legal, financial or other professional adviser that causes a breach of the obligations set out in clause 13.2(b)(i).

13.3 Disclosures required by law

- (a) Subject to clause 13.3(b), the receiving party may disclose Confidential Information that the receiving party is required to disclose:
 - (i) by law or by order of any court or tribunal of competent jurisdiction; or
 - (ii) by any Government Agency, stock exchange or other regulatory body.
- (b) If the receiving party is required to make a disclosure under clause 13.3(a), the receiving party must:
 - (i) to the extent possible, notify the disclosing party immediately it anticipates that it may be required to disclose any of the Confidential Information;
 - (ii) consult with and follow any reasonable directions from the disclosing party to minimise disclosure; and
 - (iii) if disclosure cannot be avoided:
 - (A) only disclose Confidential Information to the extent necessary to comply; and
 - (B) use reasonable efforts to ensure that any Confidential Information disclosed is kept confidential.

13.4 Receiving party's return or destruction of documents

On termination of this document the receiving party must immediately:

- (a) deliver to the disclosing party all documents and other materials containing, recording or referring to Confidential Information; and
- (b) erase or destroy in another way all electronic and other intangible records containing, recording or referring to Confidential Information,

which are in the possession, power or control of the receiving party or of any person to whom the receiving party has given access.

13.5 Security and control

The receiving party must:

- (a) keep effective control of the Confidential Information; and

- (b) ensure that the Confidential Information is kept secure from theft, loss, damage or unauthorised access or alteration.

13.6 Media releases

The Developer must not issue any information, publication, document or article for publication in any media concerning this document or the Public Benefits without Council's prior written consent.

14. NOTICES

- (a) A notice, consent or other communication under this document is only effective if it is in writing, signed and either left at the addressee's address or sent to the addressee by mail or fax. If it is sent by mail, it is taken to have been received 5 Business Days after it is posted. If it is sent by fax, it is taken to have been received when the addressee actually receives it in full and in legible form.
- (b) A person's address and fax number are those set out in Schedule 1 for Council's Representative and the Developer's Representative, or as the person notifies the sender in writing from time to time.

15. GENERAL

15.1 Governing law

- (a) This document is governed by the laws of New South Wales.
- (b) Each party submits to the exclusive jurisdiction of the courts exercising jurisdiction in New South Wales, and any court that may hear appeals from any of those courts, for any proceedings in connection with this document, and waives any right it might have to claim that those courts are an inconvenient forum.

15.2 Access to information

In accordance with section 121 of the *Government Information (Public Access) Act 2009 (NSW)*, the Developer agrees to allow Council immediate access to the following information contained in records held by the Developer:

- (a) information that relates directly to the delivery of the Public Benefits by the Developer;
- (b) information collected by the Developer from members of the public to whom the Developer provides, or offers to provide, services on behalf of Council; and
- (c) information received by the Developer from Council to enable the Developer to deliver the Public Benefits.

15.3 Liability for expenses

- (a) The Developer must pay its own and Council's expenses incurred in negotiating, executing, registering, releasing, administering and enforcing this document.

- (b) The Developer must pay for all reasonable costs and expenses associated with the preparation and giving of public notice of this document and the explanatory note prepared in accordance with the Regulations and for any consent Council is required to provide under this document.

15.4 Relationship of parties

- (a) Nothing in this document creates a joint venture, partnership, or the relationship of principal and agent, or employee and employer between the parties; and
- (b) No party has the authority to bind any other party by any representation, declaration or admission, or to make any contract or commitment on behalf of any other party or to pledge any other party's credit.

15.5 Giving effect to this document

Each party must do anything (including execute any document), and must ensure that its employees and agents do anything (including execute any document), that the other party may reasonably require to give full effect to this document.

15.6 Time for doing acts

- (a) If:
 - (i) the time for doing any act or thing required to be done; or
 - (ii) a notice period specified in this document,
 expires on a day other than a Business Day, the time for doing that act or thing or the expiration of that notice period is extended until the following Business Day.
- (b) If any act or thing required to be done is done after 5pm on the specified day, it is taken to have been done on the following Business Day.

15.7 Severance

If any clause or part of any clause is in any way unenforceable, invalid or illegal, it is to be read down so as to be enforceable, valid and legal. If this is not possible, the clause (or where possible, the offending part) is to be severed from this document without affecting the enforceability, validity or legality of the remaining clauses (or parts of those clauses) which will continue in full force and effect.

15.8 Preservation of existing rights

The expiration or termination of this document does not affect any right that has accrued to a party before the expiration or termination date.

15.9 No merger

Any right or obligation of any party that is expressed to operate or have effect on or after the completion, expiration or termination of this document for any reason, will not merge on the occurrence of that event but will remain in full force and effect.

15.10 Waiver of rights

A right may only be waived in writing, signed by the party giving the waiver, and:

- (a) no other conduct of a party (including a failure to exercise, or delay in exercising, the right) operates as a waiver of the right or otherwise prevents the exercise of the right;
- (b) a waiver of a right on one or more occasions does not operate as a waiver of that right if it arises again; and
- (c) the exercise of a right does not prevent any further exercise of that right or of any other right.

15.11 Operation of this document

- (a) This document contains the entire agreement between the parties about its subject matter. Any previous understanding, agreement, representation or warranty relating to that subject matter is replaced by this document and has no further effect.
- (b) Any right that a person may have under this document is in addition to, and does not replace or limit, any other right that the person may have.
- (c) Any provision of this document which is unenforceable or partly unenforceable is, where possible, to be severed to the extent necessary to make this document enforceable, unless this would materially change the intended effect of this document.

15.12 Operation of indemnities

- (a) Each indemnity in this document survives the expiry or termination of this document.
- (b) A party may recover a payment under an indemnity in this document before it makes the payment in respect of which the indemnity is given.

15.13 Inconsistency with other documents

Unless the contrary intention is expressed, if there is an inconsistency between any of one or more of:

- (a) this document;
- (b) any Schedule to this document; and
- (c) the provisions of any other document of the Developer,

the order of precedence between them will be the order listed above, this document having the highest level of precedence.

15.14 No fetter

Nothing in this document in any way restricts or otherwise affects Council's unfettered discretion to exercise its statutory powers as a public authority.

15.15 Counterparts

This document may be executed in counterparts.

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SCHEDULE 1

Agreement Details

ITEM	TERM	DESCRIPTION
1.	Land	The land known as: <ul style="list-style-type: none"> 36 Lonsdale Street, Lilyfield NSW being the whole of the land contained in folio identifiers Lot 18 DP 977323, Lot 19 DP 977323 and Lot 20 DP 977323; 64 Brenan Street, Lilyfield NSW being the whole of the land contained in folio identifier Lot 1 DP 1057904; and 66 Brenan Street, Lilyfield NSW being the whole of the land contained in folio identifier Lot 22 DP 977323.
2.	Development	Development of the Land for purposes and uses permitted by the planning controls applicable to the Land by Law (including all Environmental Laws) including the changes to be effected by the Instrument Change.
3.	Council's Representative	<p>Name: Strategic Investments and Property Manager</p> <p>Address: 7-15 Wetherill Street, Leichhardt NSW 2040</p> <p>Email: council@innerwest.nsw.gov.au</p>
4.	Developer's Representative	<p>Name: The Director</p> <p>Address: 55 Mort Street, Balmain, NSW, 2041</p> <p>Fax number:</p>
5.	Development Application	Any Development Application for the Development
6.	Guarantee Amount	Not used
7.	Guarantee Amount Due Date	Not used

8.	Planning Proposal	Planning proposal IWC_PP_2018_ 13
9.	Instrument Change	<p>The amendment of the Leichhardt Local Environmental Plan 2013 to (amongst other things):</p> <ul style="list-style-type: none"> (a) Increase floor space ration (FSR) from 0.6:1 to 1.5:1; (b) Introduce a maximum building height development standard of RL 33.2; and (c) Add provisions specific to the Land concerning objectives, minimum setbacks, maximum number of 5 storeys and non-residential development at City West Link street level.

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SCHEDULE 2

Requirements under the Act and Regulation (clause 2)

The below table summarises how this document complies with the Act and Regulation.

ITEM	SECTION OF ACT OR REGULATION	PROVISION/CLAUSE OF THIS DOCUMENT
1.	Planning instrument and/or development application (section 7.4(1) of the Act) The Developer has: (a) sought a change to an environmental planning instrument; (b) made, or proposes to make, a Development Application; or (c) entered into an agreement with, or is otherwise associated with, a person, to whom paragraph (a) or (b) applies.	(a) Yes (b) Yes (c) No
2.	Description of land to which this document applies (section 7.4(3)(a) of the Act)	Item 1 of Schedule 1.
3.	Description of change to the environmental planning instrument to which this document applies and/or the development to which this document applies (section 7.4(3)(b) of the Act)	The Instrument Change described in Item 9 of Schedule 1.
4.	The nature and extent of the provision to be made by the developer under this document, the time or times by which the provision is to be made and the manner in which the provision is to be made (section 7.4(3)(c) of the Act)	Schedule 3 and Annexure A.

5.	Whether this document excludes (wholly or in part) of does not exclude the application of section 7.11, 7.12 or 7.24 to the development (section 7.4(3)(d) of the Act)	Section 7.11 is not excluded. Section 7.12 is not excluded. Section 7.24 is not excluded.
6.	Applicability of section 7.11 of the Act (section 7.4(3)(e) of the Act)	The application of section 7.11 of the Act is not excluded in respect of the Development and contributions (if any) under section 7.11 will be required to be paid.
7.	Consideration of benefits under this document if section 7.11 applies (section 7.4(3)(e) of the Act)	Benefits are not to be taken into consideration in determining a development contribution under section 7.11 of the Act.
8.	Mechanism for Dispute Resolution (section 7.4(3)(f) of the Act)	Clause 9.
9.	Enforcement of this document (section 7.4(3)(g) of the Act)	This document requires the Public Benefits to be provided in accordance with Schedule 3.
10.	No obligation to grant consent or exercise functions (section 7.4(9) of the Act)	Clause 2.4.
11.	Registration of this document (section 7.6 of the Act)	Clause 7 - Registration is required.
12.	Whether certain requirements of this document must be complied with before a construction certificate is issued (clause 25E(2)(g) of the Regulation)	No such requirements apply.
13.	Whether certain requirements of this document must be complied with before a subdivision certificate is issued (clause 25E(2)(g) of the Regulation)	No such requirements apply
14.	Whether certain requirements of this document must be complied with before an occupation certificate is issued (clause 25E(2)(g) of the Regulation)	Providing the Public Benefits in accordance with Schedule 3.

15.	Whether the explanatory note that accompanied exhibition of this document may be used to assist in construing this document (clause 25E(7) of the Regulation)	No according to clause 2.5.
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SCHEDULE 3

Public Benefits (clause 5)

1. PUBLIC BENEFITS - OVERVIEW

The Developer must provide the Public Benefits in accordance with Schedule 3 and this document. The Attributed Value, timing of delivery and additional specifications relating to the Public Benefits is set out in the table below

	Public Benefit	Attributed Value	Due date	Additional specifications
1.	Monetary Contribution	Estimated to be \$1,695,000. It is additional GFA for Development of the Land upon the Instrument Change taking effect multiplied by \$1,180 per square metre of GFA	On or before the date on which the Occupation Certificate is issued for the first stage of the Development.	Nil

2. MONETARY CONTRIBUTION

2.1 Monetary Contribution

- (a) The Developer and Council agree that the Monetary Contribution is the amount calculated in accordance with the following formula:

$$MC = (GFA\ 1 - GFA\ 2) \times \$1,180$$

Where

GFA 1 is the GFA for Development of the Land permitted under the planning controls after the instrument Changes takes effect

GFA 2 is the GFA for Development of the Land permitted under the planning controls in effect immediately before the Instrument Change takes effect.

MC is the amount of the Monetary Contribution.

2.2 Indexation

The Developer and Council agree that the Monetary Contribution must be indexed as follows:

Monetary Contribution (to be provided) =

Monetary Contribution (as calculated under clause 2.1 x (A/B)

where:

- A** is the Index Number most recently published before the date the Monetary Contribution is to be paid
- B** is the Index Number most recently published before the date this document commenced in accordance with clause 3.1(a) of this document.

2.3 Payment

- (a) The Monetary Contribution must be paid by way of bank cheque in favour of Council or by deposit by means of electronic funds transfer into an account specified by Council.
- (b) The Monetary Contribution will be taken to have been made when the Council notifies the Developer in writing that the bank cheque has been received and cleared funds or electronic funds have been deposited in the Council's bank account.

2.4 No trust

- (a) Nothing in this document creates any form of trust arrangement or fiduciary duty between Council and the Developer.
- (b) Following receipt of the Monetary Contribution, Council is not required to separately account for the Monetary Contribution, report to the Developer regarding expenditure of the Monetary Contribution or comply with any request by the Developer to trace the Monetary Contribution.

2.5 Expenditure by Council

Council will use the Monetary Contribution to achieve the public benefit of:

- (a) Increased affordable housing; or
- (b) Public domain works.

EXECUTED as a deed.

Signed, sealed and delivered for
INNER WEST COUNCIL (ABN 19
488 017 987) by its duly authorised
officer, in the presence of:

Signature of officer

Signature of witness

Name of officer

Name of witness

Position of officer

7-15 Wetherill Street, Leichhardt NSW
Address of witness

EXECUTED by JRNN PTY LTD ACN 950
510 in accordance with s127(1) of the
Corporations Act 2001 (Cth):

Signature of director

Signature of director/secretary

Name

Name

Item No: C0521(1) Item 4

Subject: SUBMISSION TO EXHIBITION OF BAYS WEST DRAFT PLACE STRATEGY

Prepared By: Richard Griffiths - Executive Planner

Authorised By: Elizabeth Richardson - Chief Operating Officer, Director Development and Recreation

RECOMMENDATION

THAT Council submit the attached submission to the NSW Department of Planning Industry and Environment in response to the public exhibition of the draft Bays West Place Strategy

DISCUSSION

The Department of Planning, Industry and Environment (DPIE) has placed on public exhibition a draft Place Strategy for the Bays West precinct. This large site falls within the Inner West Local Government Area but is identified as State Significant Development under the State Environmental Planning Policy (State and Regional Development) 2011. A draft submission from Inner West Council has been prepared (see **ATTACHMENT 1**), with input from relevant sections of Council.

The public exhibition period is between 22 March 2021 - 29 April 2021. Council staff advice to DPIE has been that there is a community preference for face-to-face information and consultation meetings where possible. Council staff requested an extension for its submission to 14 May 2021. This allows Council's submission to the exhibition to be considered at the Council meeting of 11 May 2021. During the exhibition period, DPIE has sought public comment by several means including:

- an online survey
- an online interactive pinpoint map
- a face-to-face session at the cruise terminal (COVID-safe, by prior booking only)
- two live online information sessions

The public exhibition has been advertised by DPIE on its Planning Portal, and information can be found at the following link: <https://www.planningportal.nsw.gov.au/bays-west>. The exhibition has also been referred to on the Inner West Council website and also listed on the Your Say page <https://yoursay.innerwest.nsw.gov.au/>

The exhibition includes the release of the draft Place Strategy and the following supporting technical reports:

- Bays West Strategic Place Framework (SPF)
- Bays West Urban Design Framework (UDF)
- Bays West Connecting with Country Framework
- Bays West Sustainability Discussion Paper

The Draft Place Strategy presents a vision for 'a connected, vibrant and activated precinct – a new kind of Sydney urbanism that respects and celebrates Country, drawing on natural, cultural, maritime and industrial stories to shape an innovative and sustainable new place for living, recreation and working.'

This vision is supported by six 'Big moves', which appear broadly consistent with Council's priorities for the area. They are as follows:

- Repurpose White Bay Power Station to become a focal point of the precinct.
- A crossing from Bays West to Pyrmont to create more convenient and direct active transport connections.
- Connect community to water, while recognising and supporting the working harbour and port operational requirements.
- Deliver a significant, connected, activated public open space near the water at an early stage.
- Make the most of the opportunity that a new Metro Station presents to renew the precinct and surrounds through development that has a strong dependence on public and active transport.
- Enable a world class harbour foreshore walk.

The draft Place Strategy includes 14 directions that align with five 'enabling themes', accompanied by 30 actions to implement the strategy. The themes are:

1. Land use and function
2. Design of places and spaces
3. Transport and movement
4. Heritage and culture
5. Infrastructure delivery and governance

Council's draft submission responds to the five 'enabling themes' of the draft Place Strategy, relating these to the issues of concern to Council.

Council's draft submission notes that the high-level elements of the Place Strategy are broadly compatible with Council's established priorities for the site. However, there is insufficient detail for Council to comprehensively comment on the proposal currently. Greater detail is sought for the Power Station / Metro Station sub-precinct, which is identified for early development.

Council's endorsement is sought to lodge the submission to DPIE.

FINANCIAL IMPLICATIONS

Nil

ATTACHMENTS

1. [Download](#) Draft Submission - Bays West Draft Place Strategy

NSW Department of Planning, Industry and Environment
Bays West draft Place Strategy Submission
Locked Bag 5022
Parramatta NSW 2124

INNER WEST COUNCIL SUBMISSION TO DRAFT BAYS WEST PLACE STRATEGY

To the relevant officer

Please consider this Inner West Council's formal submission to the draft Bays West Place Strategy. We thank the Department for the opportunity to comment on the proposal and hope our insights are beneficial to its refinement.

Overall, the high-level elements of the draft Place Strategy are generally aligned with Council's existing approach to Bays West. However, the way these are implemented will determine their success and this level of detail is not available as part of this public exhibition process to comprehensively comment on the proposal at this time. The following comments relate to aspects of the proposed Place Strategy and associated technical reports. They are offered with the intention of encouraging the best possible outcomes for the Inner West and the wider Sydney community.

It is noted that Council has only been 'informed' on the future of the Bays West precinct and welcomes the opportunity to make a submission to this public exhibition. However, this does not amount to 'collaboration' as claimed on the Department's website.

Council requests further detail on the White Bay Power Station and metro station sub-precinct, which the Place Strategy proposes for early development. Although master-planning for this location is expected to form part of future work, some key aspects have already been undertaken. For example, zones of development, sites

suitable for taller buildings and hard and soft landscaping have already been identified, together with artists impressions of the station area are available on the Sydney Metro website. However, these components are insufficiently detailed for Council to provide useful comment at this time.

Council's longstanding position on the future development of the Bays Precinct is summarised in a set of 'guiding principles'. These continue to apply, and can be found online at <https://www.innerwest.nsw.gov.au/develop/works-and-projects/state-government-projects/bays-precinct/bays-precinct-councils-guiding-principles>

The draft Place Strategy presents a vision for 'a connected, vibrant and activated precinct - a new kind of Sydney urbanism that respects and celebrates Country, drawing on natural, cultural, maritime and industrial stories to shape an innovative and sustainable new place for living, recreation and working.'

This vision is supported by six 'Big Moves', which appear broadly consistent with Council's priorities for the area. They are as follows:

- Repurpose White Bay Power Station to become a focal point of the precinct;
- A crossing from Bays West to Pyrmont to create more convenient and direct active transport connections;
- Connect community to water, while recognising and supporting the working harbour and port operational requirements;
- Deliver a significant, connected, activated public open space near the water at an early stage;
- Make the most of the opportunity that a new Metro Station presents to renew the precinct and surrounds through development that has a strong dependence on public and active transport; and
- Enable a world class harbour foreshore walk.

The Place Strategy includes 14 directions that align with five 'enabling themes', accompanied by 30 actions to implement the strategy. The themes are:

1. Land use and function;
2. Design of places and spaces;
3. Transport and movement;
4. Heritage and culture; and

5. Infrastructure delivery and governance.

The submission responds to the five 'enabling themes' of the draft Place Strategy, relating these to the issues of concern to Council.

1. Land Use and function

To enable community involvement in the planning and development process, Council supports bringing the land-use controls for the Bays West Precinct, including the Rozelle Rail Yards site, into the Inner West Local Environmental Plan 2021. This plan regulates land use in the majority of the Inner West Local Government Area.

The Place Strategy should provide a clearer and more detailed vision for the mix of land uses envisaged for the site. More detail needs to be provided on expectations of residential land uses for the Bays West.

The Inner West Local Housing Strategy identifies potential additional dwelling yield for the Bays West site of between 1,504 and 3,008 dwellings. However, this assumes residential development of approximately 10% of the total site area (i.e. 9.4 ha, see p.136) and relies on notional high yield and low yield scenarios. Such assumptions, however, will require testing in relation to future master-planning for the site. Furthermore, the Inner West Local Housing Strategy has established a target of 30% affordable housing for the Bays Precinct, subject to further feasibility analysis. The 30% affordable housing figure for government owned land is also supported by Council's adopted Affordable Housing Policy. There is also potential for seniors housing, previously identified as needed. These indications of residential potential for the site need to be understood in the wider context of a mix of uses for the site and this requires further elaboration *prior* to the master planning phase.

More detail also needs to be provided on expectations of employment uses for the site. The Place Strategy claims; "Bays West will reinforce the northern end of the innovation corridor by driving innovation in port and working harbour systems and technologies, linking to educational opportunities and creating a diverse precinct where the innovation economy can thrive".(p.28). However, there needs to be clear evidence of demand for such uses. For instance, it is not clear why technology

industries would locate to the site when other attractive locations, including Tech Central, are nearby. It is not clear that marine manufacturing and Research and Development would happen here in the absence of a university with a focus on this.

Therefore, the industry demand for future uses requires further consideration and should be supported by an evidence base. There may be a need to consider lower tech creative uses, flexible spaces and affordable rental spaces, e.g. in the power station.

All future land uses for the site need to be considered in the context of anticipated climate impacts. This is especially important for a site that is located very close to sea level. A climate adaptation plan is proposed for the site (Place Strategy, p.31), which Council supports. Rising sea levels are a clear risk to the entire site and a long history of sea level change is indeed identified in the Connecting with Country Framework. At a minimum, therefore, the Place Strategy should provide examples of how sea level rise will impact the site and might be addressed (such as elevated building construction, levee construction, managed retreat, water detention or any other approaches).

2. Design of places and spaces

Scale and Detail

The scale of the maps in the draft Place Strategy should be consistent with planning for a large site. More detail should be shown, at an appropriate scale for the public to provide meaningful feedback. 1:10,000 is not an appropriate scale for detailed structure planning of this site. This is especially the case for the precinct immediately adjoining the proposed new metro station and White Bay Power Station, as identified in the draft Bays West Initial Stage Structure Plan up to 2030 (Strategic Place Framework, p.73, reproduced in Figure 1, below). A more detailed plan of this site should be provided in the Place Strategy itself, not only in the Urban Design Framework.



Figure 1: Bays West Site Boundary to 2030 (Source: Strategic Place Framework, p. 73).

Given the complexity and planning ideas and concepts required for a solution for the Bays Precinct area, it is suggested the Department consider holding a planning competition similar to that held for the Sydney Olympic precinct, for one or more of the proposed master planning areas.

The Structure Plan identifies a “zone of development” which includes tall building clusters but without identifying the scale of the buildings. It is noted that artist impressions of tall buildings in the vicinity of the metro station have been made available through the Metro website. However, Council cannot endorse such an approach without considerably greater detail being provided. While the Place Strategy assumes taller buildings will be constructed within the precinct, this is not currently justified by the Place Strategy or by the technical reports. To enable

Council and others to give useful feedback, the plan should provide more detail. For example, no information is presented for surrounding areas to understand the topographical levels to contend with a sympathetic building scale. In the “design of places” there should be an indication of ground levels- i.e. RL.

It would be useful and relevant for the Department to show overseas examples of how the culture of maritime places is maintained and activated for use by the public. In particular, it would be useful to refer to examples where the conflict between working harbour uses and other uses has been managed successfully, with successful staging of development to facilitate transitions in land use over time.

Recreation and Open Space

The following comments refer to open space and recreation matters:

Connectivity

Council strongly supports the establishment of a network of linkages knitting suburbs back together.

Inner West Council supports the development of a network of shared pedestrian and cycle ways extending out and linking into the surround suburbs for example:

- To Lilyfield - under Victoria Road, via White Bay Power Station;
- To Callan Park from Parramatta Road - across the newly created Rozelle Parkland via Whites Creek;
- To Hawthorne Canal via the Light rail and Greenway; and
- Reactivation of the Glebe Island Bridge as a cycle and pedestrian bridge.

The plan should ensure that foreshore areas are retained in public ownership, and accessible to the wider community.

Future plans for this area should also give consideration to opportunities to:

- Enhance the quality of accommodation provided on the adjoining Lilyfield Public Housing lands; and
- Improve the amenity of existing residential buildings fronting directly onto the City West Link at Lilyfield.

Recreation and Open Space

Maintain and expand the unique range of land uses and activities currently found within the Bays Precinct, for example historical maritime land uses, the heritage fleet, rowing and dragon boating. The Bays Precinct transformation provides the opportunity to develop and implement innovative approaches to protecting and increasing biodiversity in an urban environment. A specific master plan should be developed to provide for the protection and increase of biodiversity in respect of the total area of the Bays Precinct. The plan should ensure that a minimum of 25% of the land area is allocated for community use and amenity (open space and recreation) and that public access to the foreshores is a primary outcome of the Bays Precinct process with well-defined linkages and recreation connections established to the City of Sydney, the Rozelle Park and the Balmain Peninsula. Staging of the proposed development should minimise disruption to public waterfront access.

Critically address the shortage of indoor recreation facilities in the Inner West by considering the development of a new indoor recreation facility within a restored White Bay Power Station which provides for regional gymnastics, state and national level facilities for indoor netball and basketball, rock wall climbing, squash and other indoor recreation activities. Consider key partnerships in the provision of such spaces including tertiary educational providers.

Action 10: Develop performance criteria to measure the quality of public or open spaces as they are designed and planned & Action 16: Develop a user-needs assessment for public open space with port and harbour needs in mind

Council advocates for strong consultation between the State Government agency undertaking this work and Council in order to ensure that the performance criteria and user-needs assessment are in line with, and informed by, the IWC Recreation Needs Study (2018) and planned future updates of this study.

Big move 4: Deliver a significant connected, activated public open space near the water at an early stage

Council advocates for the inclusion of “incorporate facilities to support active public transport (such as lockers, bike storage and change rooms)” as a ‘non-negotiable’ (rather than an ‘option’) to ensure that the community is empowered to take up

active transport wherever possible, particularly utilising a mix of active and public transport for return journeys on the Metro.

Council also advocates for “the delivery of the Metro West station presents an opportunity for the early delivery of this significant public open space as part of the White Bay Power Station (and Metro) sub precinct” to be identified as a ‘non-negotiable’ instead of an ‘opportunity’. With the ‘Big Move’ statement dictating the delivery of this open space ‘at an early stage’ it must follow that this is a non-negotiable item of the big move, rather than only an opportunity.

Employment

Where possible, establish a range of employment opportunities that will enliven the Bays Precinct, making it a safe, active, and vibrant area throughout the day, seven days a week. This includes recognition of the economic importance of the Roberts Road Employment area.

Detailed Comments on the Urban Design Framework

The following comments refer to specific pages of the proposed Urban Design Framework.

Page	Section	Comment
33	On Arrival	Avoid subjective language ('wonderful experience'). Please be more specific in relation to the proposal of a central public place for the precinct.
	Public Access	The aim of opening up the ground plane to people must filter through to the precinct plan; ensure 'public' spaces are truly public (not just private 'third spaces' such as cafes and shops).
	Ensuring Amenity	Include green and blue infrastructure in this section.
34	Transition	Include a principle of diverse built form to generate rich urban environments.
	Setback	Include vegetation and tree planting.
	Continuous and connected lengths	Ensure the delivery of walking and cycling connectivity between foreshore sections.
	Connecting with	Utilise water as a key driver to structuring play

	water	spaces and elements along the foreshore's public domain.
35	Escarpment	Deliver design strategies that not only reveal the escarpment but promote interacting with it (including play, sport, rest, art).
	Legibility	Complement with a comprehensive wayfinding strategy.
	Level transition	Ensure all locations meet highest accessibility standards.
	Overcoming Barriers	Place inclusive design and accessibility at the centre.
36	Infrastructure Integration	Specify the meaning of 'innovative public domain'.
	Unified Network	Stress the importance of linkage and integration with trees, landscaped areas and vegetation.
	Heritage and topographical elements	Ensure integration and indoors/outdoors communication between public domain and heritage items. Ensure public access and legibility of key heritage assets with generous curtilage provision. Topographical and heritage features should be subject to distinct treatment, not bundled together.
	View and Outlook	Uninterrupted views should not be delivered at the expense of tree canopy and healthy green infrastructure.
	Distributed and Diverse	Include child-friendly design (safe travel routes, integrated play spaces). Treat this as a priority across all public space types.
37	Canopy cover	1) Reference health and wellbeing 2) Include a canopy cover target (% of site) 3) Focus on native species.
	Street level experience; Comfort and safety	A night-time lighting strategy is essential in this context.

	Sustainable Drainage	Identify the precinct detention and conveyance hierarchy; Precinct water management strategy is a priority.
	Space Allocation	Must develop clear material palettes to provide clarity for all users.
38	Maintain Landmark Viewsheds	Views must be carefully considered but should not become an excuse to not develop an ambitious urban forest proposal.
39	Care with Built Form	There is a great opportunity to deliver a sustainable, carbon neutral precinct. New built forms should respond to sustainability criteria (water management and harvesting, solar power generation, renewable construction materials, life cycle, etc.).
41	Water Systems	Develop a precinct-wide water management plan.
	Biophilic Environment	Go beyond merely cosmetic 'green looks' by enforcing sustainable building design and construction technology (life cycle plans, carbon neutrality, etc).
42	Climate Risk and Resilience	learn from and reference national (Fisherman's Bend) and international (Netherlands) experiences to integrate water (conveyance and detention) in the precinct's built and unbuilt environments.
85	White Bay Power Station and Metro Public Domain	<p>More detail is required to be able to assess the design proposals.</p> <p>It is recommended that White Bay Power Station and Glebe Island Silos are combined/merged to develop a more complete first stage implementation. Benefits would include:</p> <ul style="list-style-type: none"> • Better connection/relationship with the waterfront • A more ambitious and better-balanced cultural precinct (power station and silos) • Better connectivity with Pyrmont and the CBD • Metro Station becoming the precinct's centre of gravity. <p>Integrating water in the design of the public domain is essential. Therefore, develop a water management strategy. Identify public space typologies (to identify</p>

		<p>blue streets, key detention areas, conveyance paths and other key features.)</p> <p>Provide more detail on the proposed built forms as these will largely determine neighbouring public domain.</p> <p>Include White Bay Power Station itself in the public domain design.</p> <p>Delivery of “a significant, connected, activated public open space near the water at an early stage” (Big Move 4) should extend across the entire precinct, not limited to White Bay Power Station sub-precinct only.</p> <p>Develop the following supporting documents:</p> <ol style="list-style-type: none"> 1. a tree planting scheme 2. a Water Sensitive Urban Design scheme 3. a biodiversity strategy 4. a lighting strategy and a night-time activation plan.
104	Future Place Character - Robert Street	<p>Integrate into the water management strategy (design as a key blue street).</p> <p>More information is required, and a master plan design proposal needs to be developed.</p>
107	Future Place Character - Glebe Island Silos	<p>Integrate proposal with the immediately adjacent White Bay Power Station/Metro precinct.</p> <p>More information is required, and a master plan design proposal needs to be developed.</p>
110, 113, 116, 119,122	Future Place Character - Glebe Island and Rozelle Bay	<p>For all other Future Place Character sections, more information is required, and a master plan design proposal should be developed.</p>

3. Transport and movement

The following comments refer to transport matters:

- The Strategy generally represents a high-level way forward for the Bays Precinct (West). In so doing it provides 6 “Big Moves”, 14 high level directions and a series of frameworks. In relation to strategic transport planning there are no intrinsic problems with these high-level concepts, however detailed design and implementation will require significantly more consultation and negotiation.
- The Big Moves:
 - While the principles contained in the Big Moves are strongly supported it is considered that several of them overlap and it is essential that these not be developed in silos; rather that a fully integrated approach should be ensured. (While it is recognised that this should be an intrinsic part of the strategic planning process, experience with recent government projects has indicated that this may not always be the case);
 - Council has long supported re-purposing of White Bay Power Station;
 - It is considered beneficial to provide a new crossing from Bays West to Pyrmont. In this respect the former Leichhardt Council proposed reinstatement of Glebe Island Bridge as an active transport link, with consideration also given to the possibility of public transport. In moving forward with this project, it is essential that this link be fully integrated into the Inner West, City of Sydney and Principle Bicycle Networks. It is also essential that the heritage values of the bridge be protected;
 - It is considered that Big Move 3, which indicates the need to connect the community to water, should be pursued at multiple levels including transport, access and placemaking, in addition to the land use/employment referred to. In this respect this “Big Move” should include provision of foreshore access (including a full harbour foreshore path - noting that this is referred to separately in Big Move 6) and ferry services;

- The proposal to deliver *significant connected activated public open space near the water* is considered highly desirable, however this activated open space must be fully integrated with the adjacent active transport network and linked to adjacent public open space, including (but not limited to) the future Rozelle Railyards Parklands and Federal/Jubilee Park. It is suggested that opportunities be explored to extend the open space network to Callan Park and Iron Cove/The Bay Run (referred to in Strategic Place Framework);
- Capitalising on the proposed new Bays Metro Station will be essential and it is good to see that a strong dependence on public and active transport is recognised in this “Big Move”. It is suggested that opportunities be explored to enhance local accessibility through the provision of additional localised public transport links to Rozelle, Balmain and Leichhardt;
- Provision of a world class foreshore walk is also strongly supported (supported in the points above) and it is essential that this not be seen as a standalone facility; namely it should be
 - Part of an overall Harbour foreshore network;
 - Linked to the adjacent active transport network; and
 - Linked to adjacent open space and areas of public domain.
- Directions - The Strategy’s transport and movement directions (8, 9 and 10) provide high level concepts which are supported, however it is considered essential that these not be viewed or implemented in isolation as they have an intrinsic relationship with land use, placemaking, heritage and culture. The concepts of connectivity, integration, removal of barriers and the prioritisation of public and active transport are strongly supported.
- Opportunities - opportunities identified in the Strategy currently appear to focus on the Bays West, Rozelle Railyards Parkland, Federal/Jubilee Park and Glebe (map on p19). It is considered essential that the Precinct’s relationship with areas to the North and North-West (e.g. Rozelle, Balmain and Balmain East) as well as Pyrmont should be explored in more detail. Access between the Inner West Light Rail is limited and circuitous, and consequently is likely to limited

interchange between these two modes. While the “Opportunities Map” (page 19) a possible link across Rozelle Bay to Glebe and potentially Jubilee Park Light Rail Station there is no indication what this would be or how this could be achieved.

- Parking - Council strongly supports and is an advocate for public transport. However, if car parking is developed on the site it should be designed in an invocative manner which takes in to account the regional and national significance of the site. Car parking should be either ungrounded or layered with the development of artificial multipurpose fields developed above. Ideally two synthetic multipurpose areas should be provided for Hockey, Tennis and other ball sports.
- Overall Council Principles/general transport comments - Council’s overall guiding principle for strategic transport planning is that private car dependency should be reduced for all trip types. Additionally, it is considered essential that all transport planning within the Inner West assist in gaining environmental, placemaking and urban design enhancements with a view to improving the liveability of the Inner West. It is requested that IWC transport planning staff be included in the master-planning process. Taking that into account the following should be considered as the Bays West redevelopment progresses:
 - Due to the high number of infrastructure projects and developments currently proposed in and around Bays West, a fully coordinated construction program is essential;
 - As it is anticipated that this redevelopment will proceed for a considerable time (including longer than both WestConnex and the Western Harbour tunnel)’ opportunities should be examined for construction traffic to use these two new road facilities rather than the existing surface road network;
 - Consideration should be given to the provision of new ferry and bus routes (including local bus routes) and the possibility of the extension of the existing Inner West Light Rail line to the precinct (and to Balmain), as well as comprehensive integration of the precinct’s active transport network with the surrounding network;

- All active transport links should be fully accessible and safely available 24 hours per day;
- Care should be taken that the operation (intensification of activity) as well as the construction of the Bays West does not detrimentally impact on adjacent residential areas or attract activity and vitality away from adjacent retail/commercial areas. It is essential that Bays West be designed in such a way that it integrates and compliments adjacent areas rather than competes or operates purely in a standalone manner;
- It is considered that a comprehensive transport study be prepared to include:
 - a comprehensive overview of all of the various transport/movement elements proposed;
 - a clearly defined set of mode share targets and timing for achieving these;
 - all of the various transport elements referred to including links to adjacent areas. This study should address how and when these elements would be implemented (e.g. triggers), as well as who will pay for them;
 - examination of a series of land use/development scenarios including their likely timing and implications for transport infrastructure;
 - how each of the suggested transport elements will assist in achieving the desired mode share targets (plus a ballpark costing of the various elements where possible).
- A critical aspect of the success of the various transport/movement elements of the Strategy will be its ability to provide a fully integrated, phased approach to the Precinct's development that will not result in isolated sites or link, and gaps in the various transport networks. (e.g. phasing of the active transport network should not result in missing links and isolated areas which are not usable or present safety/securing concerns);

- It is suggested that, while the various framework documents contain specific transport/movement elements it would be helpful (in identifying any missing elements or conflicts) if these could be brought together in a single document;
- The Place Framework contains several innovative elements, which are supported, including:
 - Establishment of a new urban mobility benchmark;
 - Creating a responsive, integrated mobility network that enables natural systems;
 - Celebrating the Songlines and embedded stories;
 - Creation of an intuitive interchange, supporting Metro's broader connections;
 - Improving physical activity in support of public health priorities; and
 - Establishment of a circular economy, including supply chain and materials.

However, there is no supporting information indicating what such elements mean or how they could be established. Consequently, it is requested that examples be provided showing how these could be physically manifested.

4. Heritage and culture

Connecting with Country

Council recognises the innovative approach taken by the Bays West Connecting with Country Framework. Council supports the statement on p.56 of the Framework that all recommendations in that document need to be embedded into the project lifecycle of Bays West and in its strategic management practices at all levels, including future use. It is therefore suggested that the Place Strategy document reflects this approach more strongly. In particular an explicit commitment should be made in the Place Strategy itself to the recommendations of *Maridyulu* Part Four (Designing with Country Strategy & Directions for Bays West) and the

recommendations of *Wugul* Part 5, especially the specific recommendations headed 'Bays West Connecting with Country Framework Application'. 'Country-led perspectives' are mentioned in the draft Place Strategy (p. 24, paragraph 2), but the 14 Place Strategy Directions referred to make no further mention of this. One possibility would be to make the aim of connecting with country one of the 'big moves' in the Place Strategy.

Biodiversity and Natural Systems

The following comments refer to matters of biodiversity and natural systems:

Council supports the focus on biodiversity and natural systems in the Bays West Draft Sustainability Framework document. For example, the protection and expansion of White's seahorse habitat and construction of artificial reefs under piers and rocky intertidal habitat to increase local marine biodiversity and support native species.

We would like to suggest an edit to the second dot point in Section 3.3 Biodiversity and Natural Systems: "Conserve and construct habitats for locally indigenous fauna species, with particular focus on threatened species such as the Southern Myotis fishing bat which roosts under wharves near water."

Council's Urban Ecology team detected the threatened species, *Myotis macropus* (Southern Myotis or Fishing Bat), at Mort Bay in 2020 and at several other locations around the Balmain Peninsula. There is only one recorded observation of *M. macropus* in Inner West Council on NSW BioNet prior to this study. This was recorded on an ultrasonic detector at Rozelle Bay on 17 March 2015. It is vitally important to conserve this species, particularly with the refurbishment of wharves in greater Sydney such as the Fish Markets. Our recommendations would be to survey the site with ultrasonic detectors before works begin to identify potential roosts and inform the conservation and construction of habitat. It is important to note that, for microbats, it would be best to conserve key habitat where possible and integrate it into the design of the site rather than to rely on constructed habitat, which may not meet the needs of these bats. This could be a very positive addition to the biodiversity outcomes at the site and a good opportunity to educate and engage the public.

5. Infrastructure delivery and governance

The following comments refer to the provision, funding and delivery of infrastructure.

Inner West Council is currently progressing a suite of strategies to inform its future section 7.11 and section 7.12 local infrastructure contributions plans and broader infrastructure funding frameworks. This would merge the existing 8 contributions plans of the former Ashfield, Leichhardt and Marrickville Councils. The former Leichhardt section 7.11 and section 7.12 contributions plans currently apply to the Bays Precinct area.

The suite of studies that will inform Council's new local infrastructure contributions includes:

- Inner West Local Housing Strategy;
- Employment and Retails Lands Study and Strategy;
- Draft Community Assets Needs Strategy;
- Recreational Needs Study 2018 & Draft Recreational Needs Study Update 2021; and
- Draft Traffic and Transport Needs Study.

The Inner West Local Infrastructure Contribution Planning framework is recommended to adopt a catchment-based approach to assess local infrastructure demands. A catchment approach is a useful planning tool that aims to reflect patterns of community preference in accessing infrastructure service and facilities. The Inner West catchments have been defined from the following considerations:

- The location of key urban centres;
- Likely travel patterns;
- Population and employment densities, both current and future (2036) across the Local Government Area (LGA);
- Natural barriers (eg waterways and topography); and
- Built barriers (e.g. arterial roads and rail corridors).

See Figure 2, below, for an indicative map regarding the catchment area profiles likely to be adopted in the future Inner West contributions planning framework.

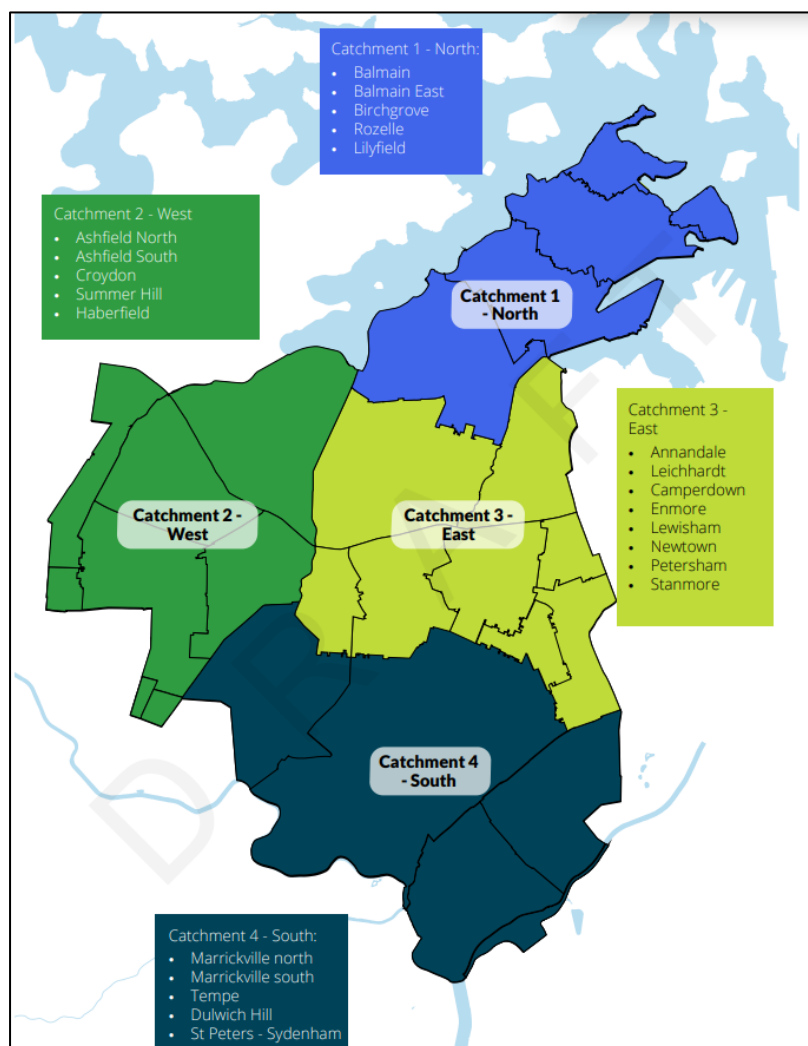


Figure 2: Inner West LGA Planning Catchment Areas for Infrastructure Needs Analysis

While not perfect, catchments remain a useful tool to consider the network provision of local and district spaces across a large area, with Regional Assets more likely to service the LGA.

A catchment approach facilitates a more equitable approach to community asset planning (understanding how supply, demand and quality are located across the LGA - rather than looking at the whole LGA as one).

The Bays Precincts occurs within Catchment 1 - North; however, it is also adjacent to Catchment 3 - East. The Bays Precincts is the largest growth catalyst in Catchment 1, whilst the Parramatta Road Urban Renewal Corridor, along the central trunk of the LGA, is another significant growth catalyst for the LGA. The scarcity of

large allotments of land and high land values create implications in the delivery of new infrastructure services.

Initial evidence from the draft Community Assets Needs Strategy and draft work on updating the 2018 Recreational Needs Study, identified some general local infrastructure services gaps. The redevelopment of the Bays Precincts presents an opportunity to deliver additional infrastructure services for the current and future residents and workers, and Council hopes to work collaboratively with the Department to identify potential solution pathways for the below infrastructure provision gaps.

Social and Cultural Infrastructure

Council's Draft Community Assets Needs Strategy is assessing the future anticipated populations' demands for library, community, and cultural services to 2036. The redevelopment of the Bays Precinct will likely facilitate additional population growth beyond that which is currently being examined, and whilst the additional demands will be analysed as part of future infrastructure needs assessments in the Bays West master-planning process, it does add emphasis that the below projections on additional floorspace are likely to increase.

The draft Community Assets Needs Strategy adopted the *State Library of New South Wales People Places Guideline (2019)* benchmarks that are considered by the Library Council of New South Wales to provide minimum area sizes for public library building in NSW. It has also applied community and cultural services benchmarks that have been recommended to Council as having application precedence in several other nearby local government areas. The two types of benchmarks have been utilised in the formulating of its draft recommendations, (1) service-based benchmarks, and (2) population-based benchmarks.

The indicative results indicate that the additional population in Catchment 1 will generate the need for approximately 1,750sqm of additional library floorspace, 1,000sqm of community services floorspace, and 600sqm of cultural floorspace. The draft anecdotal recommendation of the study is that this would be best facilitated by a new multi-purpose flagship library, a new district level community centre, and a local level creative arts participation space. An ideal site for a flagship suite of library/community/cultural facilities would be the re-purposed White Bay Power Station. Internationally and within Australia, former power stations on waterfront sites

have been successfully re-imagined as significant cultural centres. Council would welcome discussion with the Department on how this might be achieved.

There is evidence to suggest that for every dollar invested in libraries that the value back to the community is, on average, between \$2.82 and \$4.24. The Inner West Employment and Retail Study (2020) also provides support for the location of new civic services in local business centres; stating that it is best practice for community facilities to be located within employment town centres for reasons of accessibility and visual prominence. Co-locating social, community and cultural facilities, services and meeting rooms can also support emerging industries and community groups. The proposed new local business centre around the new White Bay Metro station presents an opportunity for a co-located civic hub to foster a dual community and economic clustering role for the emerging Bays Precincts' industries and community.

Another service provision consideration that is beyond the scope of the above strategy, is the Inner West Council Delivery Program 2018-2022 & Combined Operational Plan's Strategic Direction 4.1.4.1 - *that Council investigate the feasibility of creating a new History Service Centre with storage facilities within the Inner West LGA*. There is a critical need for approximately 1,000sqm of storage and shelving space in the Inner West that could be facilitated by a warehouse-type facility, and that this potentially, could be delivered as part of a new multi-purpose flagship library.

Recreational Infrastructure

Council fully supports the creation of recreational space along the foreshore area and active transport links to Pyrmont along Glebe Island Bridge. Council has also been working closely with Transport for NSW in the master-planning process of the former Rozelle Railyards for 10 hectares of additional open space. Council strongly supports the provision of 2-4 new multipurpose sporting fields within the Bays West Precinct given the scarcity of land available to build new facilities.

The draft results of the recreational facility benchmarking analysis has recommended the need for the provision of a new indoor leisure centre within the LGA that should provide a minimum of 4 indoor courts as well as a place for dance, yoga, Pilates, and gymnastics. There are currently 2 indoor leisure centres located in the south of the Inner West LGA; being the Debbie and Abbey Borgia

Recreational Centre and Robyn Webster Sports Centre. The Bays Precinct, which is also in proximity to the Parramatta Road Urban Renewal Corridor, represents a significant opportunity to deliver both new sporting fields and an indoor leisure centre for the benefit of the future community.

Potential Delivery Mechanisms

Council would welcome further discussions regarding cost-effective delivery mechanisms to achieve the infrastructure gaps in the Bays Precinct. Rezoning and value-capture mechanisms, along with the State Government's significant land holdings in the area, provide a unique opportunity to provide new local infrastructure for the future community in a cost-effective manner, an opportunity that is scarcely available elsewhere in the LGA. There is also an opportunity for a future Special Infrastructure Contribution framework (SIC) for the Bays Precinct. The content and timing of the SIC will impact on Council forward planning and we would welcome early discussion on this.

Governance

This project has regional and national importance. As such the plan should ensure that an open, transparent and evidence-based approach is adopted, unencumbered by pre-determined outcomes.

Master planning should include appropriate governance arrangements, to ensure attainment of Direction 13 and Action 11 of the Place Strategy, regarding a whole-of-Government approach and stakeholder inclusion in the planning process. Council suggests that this should include the creation of a "Bays West Precinct Planning Commission" with both local community representation and representation from Inner West Council.

This Commission should include a governance model which:

- Involves all stakeholders throughout the process;
- Encourages collaboration between the various levels of government;
- Include mechanisms that balance the various points of view, for example balancing the view and priorities of those located next to the site and those located further away;
- Investigate and plan issues within the wider metropolitan context and
- Is respectful of the cultural and architectural heritage of the site.

Item No: C0521(1) Item 5
Subject: 2020/21 THIRD QUARTER BUDGET REVIEW
Prepared By: Daryl Jackson - Chief Financial Officer
Authorised By: Elizabeth Richardson – Acting General Manager

RECOMMENDATION

THAT the Third Quarter Budget Review for 2020/21 be adopted.

DISCUSSION

This report provides a comprehensive high-level overview of Council's financial position as at 31 March 2021. Any forecast results are projections as at 30 June 2021. Council has updated its projected budget result to \$30.1 million, this is an increase of \$12.3 million from the 2020/21 Adopted Budget. Excluding capital revenue, a deficit of \$1.4 million has been projected against the Adopted Budget Deficit of \$7.4 million.

During the quarter, a detailed review of both operating and capital budgets have been undertaken reconfirming the budget projections for the current financial year.

The change in budgeted result is predominantly due to –

- Increase of operating grants for Infrastructure Management \$1.5m. Council received compensation from Transport for NSW for maintenance of King George Park and pocket parks along Victoria Road.
- Corporate Support Services, profit on the compulsory acquisition of King George Park by Transport for NSW \$0.6m.
- Corporate Support Services, Council aligned bonuses to the Performance Framework endorsed in February 2018 by the Joint Consultative Committee which has led to a write back \$1.0m accrued for 2019/20 performance.
- Environment and Sustainability, deferral of tree planting to 2020-21 due to timing of planting season and resourcing \$1.6m.

The Capital Budget will be reviewed throughout the financial year on an ongoing basis with the capital works managers. Changes to the Capital Works will be brought to Council through future QBRs.

Cash Flow forecasts of major projects will be monitored ensuring the expenditure remains in line with the budget. March 2021 year to date capital expenditure totals approximately \$44.2 million.

Summary of Budget Movements

The following are key movements with a brief explanation and impact on Council's budget:

- Decreased Capital Expenditure of \$24.3m -
 - Deferral of projects to future years - refer to Item 1 in Attachment 1.
- Forecast decrease in Employee Costs -
 - Capturing savings from open positions \$1.2m

- Forecast decrease in Materials and Contracts -
 - Deferral of tree planting budget to 2020-21 due to timing of the planting season and resourcing \$1.6m – refer to Item 3 in Attachment 1.

Further details can be found in the March 2021 QBRs Movements section of this report.

Report by the Responsible Accounting Officer of Council

Section 203(2) of the Local Government (General) Regulation 2005 requires a report by Council's responsible accounting officer regarding the Council's financial position at the end of each quarter.

The responsible accounting officer is of the opinion that the Quarterly Budget Review Statement for the Inner West Council for the quarter ended 31 March 2021 indicates that Council's projected financial position at 30 June 2021 has improved due to the reduced amount of operating expenditure and deferral of capital expenditure to future years.

ATTACHMENTS

1. [1.1](#) March 2021 QBRs Financial Statements & Movements

March 2021 QBRs Financial Statements & Movements.

1) Primary Financial Statement

Description	Original Budget	Approved Changes		Current Budget	Proposed Adjustments	Forecast Budget	Actual YTD
		September	December				
Income							
Rates & General Revenue	120,858,775	0	0	120,858,775	0	120,858,775	91,148,173
User Charges & Fees	40,238,175	(1,103,309)	1,901,467	41,036,333	198,800	41,145,133	31,483,883
Domestic Waste Charge	43,243,776	0	0	43,243,776	0	43,243,776	32,549,961
Interest Income	6,367,980	0	(1,757,312)	4,610,668	0	4,610,668	2,359,046
Other Income	18,167,215	(2,391)	2,105,632	20,270,456	(110,204)	20,250,252	15,075,785
Operating Grants & Contributions	8,282,884	345,844	326,671	8,955,399	1,532,000	11,510,152	8,380,094
Capital Grants & Contributions	25,143,611	785,632	5,523,102	31,452,345	617,492	31,047,084	20,136,625
Profit or Loss on Disposal	(189,704)	0	0	(189,704)	580,884	391,180	1,108,277
Total Income	262,112,713	25,776	8,099,559	270,238,048	2,818,972	273,057,020	202,241,843
Expense							
Employee costs	127,230,722	(2,872,634)	977,209	125,335,297	(1,163,581)	124,171,717	82,095,663
Materials & Contracts	53,926,323	4,446,188	(2,619,173)	55,753,338	(1,406,382)	54,346,955	35,490,043
Borrowing Costs	1,103,800	(432,700)	0	671,100	0	671,100	463,653
Depreciation & Amortisation	27,467,416	2,017,578	86,510	29,571,504	42,209	29,613,713	22,170,410
Other Expenses	34,614,783	192,626	(220,221)	34,587,188	(395,000)	34,192,188	24,081,717
Total Expense	244,343,044	3,351,058	(1,775,675)	245,918,426	(2,922,754)	242,995,672	164,301,486
Operating Surplus/(Deficit)	17,769,669	(3,325,282)	9,875,235	24,319,622	5,741,726	30,061,349	37,940,357
Operating Surplus/(Deficit) before Capital	(7,373,942)	(4,110,915)	4,352,133	(7,132,724)	4,543,350	(1,376,916)	16,695,455
Capital Expenditure							
Capital Works Program	95,444,300	19,867,746	(1,768,043)	113,544,003	(24,403,879)	89,140,124	44,159,583
Loan Principal	3,762,351	0	0	3,762,351	0	3,762,351	2,956,592
Total Capital Expenditure	99,206,651	19,867,746	(1,768,043)	117,306,354	(24,403,879)	92,902,475	47,116,175
Funding							
Net Working Capital Drawdown	50,469,566	21,175,451	(11,729,788)	59,915,229	(30,187,814)	29,727,414	(1,848,306)
Net Overheads Reallocation	0	0	0	0	(0)	0	(37)
Depreciation Contra	30,967,416	2,017,578	86,510	33,071,504	42,209	33,113,713	22,848,691
Total Funding	81,436,982	23,193,029	(11,643,278)	92,986,733	(30,145,606)	62,841,127	21,000,348
Net Budget Position	0	0	(0)	0	(0)	0	11,824,531

2) March 2021 QBRs Movements

Item	Description	\$'000 Movement
	Income	
	User Charges & Fees	
13	Decreased Revenue - Community Services and Culture	(1)
9	Increased Revenue - Engineering Services	200
		199
	Other Income	
6	Decreased Revenue - Properties & Strategic Investments	(120)
12	Decreased Revenue - Sports & Recreation	(33)
1	Increased Revenue - Capital Works	42
16	Increased Revenue - Facilities Management	1
		(110)
	Capital Grants & Contributions	
1	Increased Revenue - Capital Works	617
		617
	Operating Grants & Contributions	
4	Increased Revenue - Infrastructure Management	1,532
		1,532
	Profit or Loss on Disposal	
5	Increased Revenue - Corporate Support Services	581
		581
	Total Income	2,819
	Operating Expenditure	
	Employee costs	
14	Increased Expenditure - Planning	56
5	Decreased Expenditure - Corporate Support Services	(976)
13	Increased Expenditure - Community Services and Culture	16
10	Increased Expenditure - Resource Recovery Services	31
11	Decreased Expenditure - Traffic & Transport Planning	(85)
8	Decreased Expenditure - Finance	(205)
		(1,164)
	Materials & Contracts	
15	Decreased Expenditure - Communications and Engagement	(45)
2	Increased Expenditure - Operations	189
3	Decreased Expenditure - Environment and Sustainability	(1,550)
		(1,406)
	Other Expenses	
15	Increased Expenditure - Communications and Engagement	45
1	Decreased Expenditure - Capital Works	(145)
2	Decreased Expenditure - Operations	(320)
10	Increased Expenditure - Resource Recovery Services	25
		(395)
	Depreciation & Amortisation	
2	Increased Expenditure - Operations	42
		42
	Total Operating Expenditure	(2,923)

Item	Description	\$'000 Movement
	Capital Expenditure	
	Materials & Contracts	
7	Decreased Expenditure - ICT	(77)
1	Decreased Expenditure - Capital Works	(24,327)
		(24,404)
	Total Capital Expenditure	(24,404)
	Net Working Capital Drawdown	
14	Increase - Planning	56
4	Decrease - Infrastructure Management	(1,532)
1	Decrease - Capital Works	(25,131)
5	Decrease - Corporate Support Services	(1,557)
6	Increase - Properties & Strategic Investments	120
13	Increase - Community Services and Culture	18
12	Increase - Sports & Recreation	33
10	Increase - Resource Recovery Services	56
9	Decrease - Engineering Services	(200)
11	Decrease - Traffic & Transport Planning	(85)
2	Decrease - Operations	(89)
8	Decrease - Finance	(205)
3	Decrease - Environment and Sustainability	(1,550)
7	Decrease - ICT	(77)
	Total Net Working Capital Drawdown	(30,144)

ITEM 1 – Capital Works

Increase Other Income	\$42k
Increase Capital Grants & Contributions	\$617k
Decrease Other Expenses	\$145k
Decrease Capital Expenditure	\$24,327k
Decrease Transfer from Net Working Funds	\$25,131k

- Capital grants increased due to the following:
 - \$2.5m Council has received grant funding from Local Roads and Community Infrastructure Round 2 for Tempe Synthetic Turf and Dawn Fraser Baths.
 - \$1.0m updates to the payment model for Parramatta Road Urban Amenity Improvement Program to allow Council access to funding earlier in the project lifecycle.
 - \$0.5m TfNSW funding received for Camdenville Park works once the land is handed back to Council.
 - \$0.28m successful grant funding for Darrell Jackson Gardens Playground Upgrade and road resheeting at New Canterbury Rd to Wardell Rd.
 - (\$1.6m) Lilyfield Road Cycleway has been substantially put on hold awaiting concept development of Rozelle Parklands by Westconnex.
 - (\$1.0m) Mary St to Sydenham Cycleway Westconnex awaiting traffic lights approval.
 - (\$0.5m) Bike Route RR07 (Longport St to Eliza St) rephased to complete works.
 - (\$0.28m) Bedwin Rd between May St & Edgeware Rd Cycleway rephased with expected completion date of August 2021.
 - (\$0.28m) design no longer funded by grants for the following routes RR02 (West St), RR04 (Marrickville Rd to Stanmore) and LR07 (Richardsons Crescent, Cooks River to St Peters).

- Savings in streetlighting expenses.
- Capital expenditure decreased due to the following:
 - (\$5.5m) Cycleways – Lilyfield Rd has been substantially put on hold awaiting concept development of Rozelle Parklands by Westconnex, LR03 (Livingstone Rd to Frazer St) rephase to 2021-22 to complete construction, Mary St to Sydenham Cycleway Westconnex awaiting traffic lights approval, Bike Route RR07 rephase balance, Bedwin Rd between May St & Edgeware Rd Cycleway rephased with expected completion date of August 2021 and RR02, RR04, LR07 deferred as design no longer funded by grants.
 - (\$3.3m) Parramatta Road Urban Amenity Improvement Program – updated to latest timeline.
 - (\$1.9m) Parking Meter Replacement deferred to 2021-22 due to long lead time required for parking meters to be manufactured.
 - (\$1.7m) Town Centres - Defer Darling Street Between Duke Street & Nicholson Street to 2021-22 to allow for material lead times, Dulwich Hill Station Centre Station to 2021-22 as awaiting TfNSW traffic lights approval and Marrickville Rd (EAST) Design and Implementation to allow for community engagement in 2020-21.
 - (\$1.6m) Greenway rephased to 2021-22 due to delayed acquisition of 43 Hercules St.
 - (\$1.5m) Parks projects deferred. Play equipment renewal rephased to 2021-22 for final payments, Elliott Park lighting construction budget rephased to allow for late Ausgrid new MSB requirement, Aboriginal Memorials rephased to secure a suitable artist to ensure a long term and profile contemporary artwork, Henson Park for sandlit drains Spring 2021, Johnson Park rephased to allow for Plans of Management adoption late 2021 and Algie Park balance for construction.
 - (\$1.0m) Skate Park in Leichhardt Park rephased to 2021-22 due to project review in progress following Council resolution December 2020.
 - (\$0.9m) Tempe Reserve Pedestrian and Carpark Lighting Upgrade rephased balance for construction
 - (\$0.65m) Stormwater budgets deferred - New GPT at Lilyfield Rd, Mort Bar Park, White Street as scoping is currently in progress, Lord St drainage upgrade design in progress, Addison Road Community Centre Raingarden to allow for agreement with ARCC and procurement. Stormwater budgets brought forward - Roseby Intersection Reline and Grafton Street for works committed.
 - (\$0.3m) Traffic facilities at Unwins Bridge Rd and Warren Rd One Way Treatment deferred to 2021-22 to allow for traffic signal approvals.
 - (\$0.25m) Dobroyd Canal pedestrian bridge deferred as budget is a contribution to Canada Bay Council who are yet to confirm program
 - (\$0.15m) Kerb and Gutter - Cameron St Between Short St And Bay St deferred to 2021-22 as awaiting developer payment, design has been completed. Bridge St Outside 9-15 (Improve Shoulder Of Roadway) deferred to 2023-24 as low priority based on road seal condition.
 - (\$0.1m) Balance of Dobroyd Parade seawall rephased.
 - \$1.7m Tempe Synthetic Turf funded by grant.
 - \$0.4m Road Renewal - New Canterbury Rd to Wardell Rd brought forward partially funded by grants and Keith Lane, Keith St to Wardell Ln deferred to 2021-22 to coordinate with playground works.
 - \$0.04m Carparks - Defer Charles St as scoping in progress and bring forward Seaview St Carpark.
 - \$0.01m Footpath renewal budget brought forward for Macarthur Pde, Marrickville Rd to Beach Rd for works completed.
 - (\$3.06m) Marrickville Town Hall and St Peters Town Hall upgrade work deferred to 2021-22 to complete external and stage 2 works in coordination with EOI.
 - (\$0.78m) Ashfield Aquatic Centre budget revision based on latest pending work requirement
 - (\$0.76m) Leichhardt Oval upgrade deferred to 2021-22 for male and female toilets construction. Contract award in June.
 - (\$0.65m) Haberfield Library upgrade works reduced due to expected under expenditure
 - (\$0.44m) Petersham townhall upgrade deferred to 2021-22 to fund stage 2 works in coordination with EOI and compliance review.

- (\$0.43m) Pioneers Memorial Park renewal works deferred to 2021-22 design review in progress.
- (\$0.35m) Leichhardt Town Hall renewal deferred to 2021-22 for lighting works due to lead times.
- (\$0.32m) Purchase right of way deferred to 2021-22. PoM is in progress.
- (\$0.30m) Leichhardt Park Aquatic Centre redevelopment deferred to 2021-22 to address latent structural issues and staging of asset replacement. Detailed investigations into the expected life of plant equipment and buildings.
- (\$0.25m) New depot improvement work deferred to 2021-22 due to pending long term accommodation strategy
- (\$0.25m) Newtown Town Hall renewal works deferred to 2021-22 for design and construction work.
- (\$0.15m) Costing of Sea level impact on council facilities deferred to 2021-22.
- (\$0.07m) Elkington Park Cottage restoration works deferred to 2021-22 as the future use is yet to be determined.
- (\$0.06m) Tempe Reserve Robyn Webster Building Refurbishment deferred to 2021-22 to enable roof works (including water penetration repairs) to be completed ahead of floor repairs.
- (\$0.03m) Tillman Park child care centre deferred to 2021-22 to resource Globe Wilkins PS if tender successful.
- (\$0.02m) Balmain occasional care refurbishment deferred to 2022-23 to coordinate with Balmain Town Hall works.
- (\$0.02m) Mackey Park Bowling Club refurbishment deferred to 2022-23 for design.
- (\$0.01m) Dulwich Hill Language School refurbishment deferred to 2022-23 for design work.
- (\$0.01m) Henson Street Kindergarten refurbishment deferred to 2021-22 for design work.
- (\$0.002m) Louisa Lawson Reserve Shelter refurbishment capital budget cancelled. To be managed under facilities maintenance.
- (\$0.002m) St Peters Depot Building C Shed and Other deferred to 2021-22 for scope to be confirmed.

Increase of capital expenditure due to:

- \$0.4m Dawn Fraser Pool upgrade additional funding for variations and modification of a non-compliant stainless steel handrail.

ITEM 2 – Operations

Increase Materials & Contracts	\$189k
Decrease Other Expenses	\$320k
Increase Depreciation	\$42k
Decrease Transfer from Net Working Funds	\$89k

- Realigning project expenditure.
- Reclassification of low value lease from materials to depreciation to align to AASB17.

ITEM 3 – Environment & Sustainability

Decrease Materials & Contracts	\$1,550k
Decrease Transfer from Net Working Funds	\$1,550k

- Tree Planting rephased to future years due to resourcing.

ITEM 4 – Infrastructure Management

Increase Operating Grants & Contributions	\$1,532k
Decrease Transfer from Net Working Funds	\$1,532k

- Council has received compensation from TfNSW for maintenance of King George Park and pocket parks along Victoria Rd once the Iron Cove Link is completed.

ITEM 5 – Corporate Support Services

Increase Profit or Loss on Disposal	\$581k
Decrease Employee Costs	\$976k
Decrease Transfer from Net Working Funds	\$1,557k

- Proceeds from TfNSW compulsory acquisition of King George Park.
- Employee bonus aligned to IWC policy.

ITEM 6 – Properties & Strategic Investments

Decrease Other Income	\$120k
Increase Transfer from Net Working Funds	\$120k

- Rental income reduced due to COVID-19 relief.

ITEM 7 – ICT

Decrease Capital Expenditure	\$77k
Decrease Transfer from Net Working Funds	\$77k

- Decrease of capital expenditure due to:
 - (\$0.115m) Standard operating environment projects completed under budget. Savings from reduced use of external consulting and not using contingency. Wireless network component deferred to 2021-22
 - (\$0.170m) Wireless network component deferred to 2021-22 due to lack of team resources as wide area network and firewall projects had to be prioritised.
 - (\$0.068m) ICT analytics and data management projects deferred to 2021-22 as project is delayed due to archiving of legacy data.
 - (\$0.023m) Website Ph 2 - Single customer portal and payment gateway deferred to 2021-22 as Tech one DXP is not yet ready.
 - (\$0.015m) Wireless Networking Stage 1 completed. Stage 2 planned in 2021-22.
- Increase of capital expenditure due to:
 - \$0.17m Booking System – Phase 2 including waste system.
 - \$0.10m Wan Links renewal for carriage delivery.
 - \$0.04m Implementation of security, governance, risk and compliance framework based on new NSW cyber security policy.

ITEM 8 – Finance

Decrease Employee Costs	\$205k
Decrease Transfer from Net Working Funds	\$205k

- Alignment to the approved structure.

ITEM 9 – Engineering Services

Increase User Charges & Fees	\$200k
Decrease Transfer from Net Working Funds	\$200k

- Road access income increase in line with trend.

ITEM 10 – Resource Recovery Services

Increase Employee Costs	\$31k
Increase Other Expenses	\$25k
Increase Transfer from Net Working Funds	\$56k

- Temporary ICT Business Analyst recruited to implement a Waste Booking system funded by the DWM reserve.
- Software Licence Fee for the Waste Booking system funded by the DWM reserve.

ITEM 11 – Traffic & Transport Planning

Decrease Employee Costs	\$85k
Decrease Transfer from Net Working Funds	\$85k

- Alignment to the approved structure.

ITEM 12 – Sports & Recreation

Decrease Other Revenues	\$33k
Increase Transfer from Net Working Funds	\$33k

- Delay in opening of Dawn Fraser Baths.

ITEM 13 – Community Services & Culture

Decrease User Charges & Fees	\$1k
Increase Employee Costs	\$16k
Increase Transfer from Net Working Funds	\$18k

- Alignment to the approved structure.

ITEM 14 – Planning

Increase Employee costs	\$56k
Increase Transfer from Net Working Funds	\$56k

- Alignment to the approved structure.

ITEM 15 – Communication & Engagement

Decrease Materials & Contracts	\$45k
Increase Other Expenses	\$45k

- Realigning project expenditure.

3) Summary Profit & Loss Statement

Description	Original Budget	Approved Changes		Current Budget	Proposed Adjustments	Forecast Budget	Actual YTD
		September	December				
Income							
Rates & General Revenue	120,858,775	0	0	120,858,775	0	120,858,775	91,148,173
User Charges & Fees	40,238,175	(1,103,309)	1,901,467	41,036,333	198,800	41,145,133	31,483,883
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Employee costs	127,230,722	(2,872,634)	977,209	125,335,297	(1,163,581)	124,171,717	82,095,663
Materials & Contracts	53,926,323	4,446,188	(2,619,173)	55,753,338	(1,406,382)	54,346,955	35,490,043
Borrowing Costs	1,103,800	(432,700)	0	671,100	0	671,100	463,653
Depreciation & Amortisation	27,467,416	2,017,578	86,510	29,571,504	42,209	29,613,713	22,170,410
Other Expenses	34,614,783	192,626	(220,221)	34,587,188	(395,000)	34,192,188	24,081,717
Total Expense	244,343,044	3,351,058	(1,775,675)	245,918,426	(2,922,754)	242,995,672	164,301,486
Operating Surplus/(Deficit)	17,769,669	(3,325,282)	9,875,235	24,319,622	5,741,726	30,061,349	37,940,357
Operating Surplus/(Deficit) before Capital	(7,373,942)	(4,110,915)	4,352,133	(7,132,724)	4,543,350	(1,376,916)	16,695,455

4) Service Unit P&L Summary

Description	Original Budget	Approved Changes		Current Budget	Proposed Adjustments	Forecast Budget	Actual YTD
		September	December				
Income							
Capital Works	20,474,300	843,657	5,523,102	26,841,059	259,492	27,100,551	16,833,782
Children and Family Services	15,628,414	363,497	2,265,396	18,257,307	0	18,257,307	11,950,908
Community Events	76,232	0	(76,232)	0	0	0	(5,952)
Community Services and Culture	1,485,969	(693,567)	0	792,402	(1,200)	791,202	594,805
Corporate Support Services	139,535,054	(96,674)	(372,293)	139,066,087	2,002,064	141,068,151	105,573,749
Economic Development	184,601	0	0	184,601	0	184,601	129,760
Engineering Services	2,945,277	170,000	438,500	3,553,777	200,000	3,753,777	3,100,699
Environment and Sustainability	395,750	359,000	0	754,750	0	754,750	373,498
Library and Historical Services	3,155,765	(296,310)	0	2,859,455	(7,884)	2,851,571	1,324,886
Operations	3,302,303	0	0	3,302,303	0	3,302,303	2,516,003
Planning	6,912,903	0	(337,417)	6,575,486	0	6,575,486	5,141,112
Regulatory Services	14,409,869	0	458,504	14,868,373	0	14,868,373	10,738,940
Resource Recovery	40,743,834	162,000	0	40,905,834	0	40,905,834	31,154,497
Sports & Recreation	9,839,302	(725,929)	0	9,113,373	366,501	9,479,874	10,285,596
Traffic & Transport Planning	3,023,141	(59,900)	200,000	3,163,241	0	3,163,241	2,529,559
Total Income	262,112,713	25,776	8,099,559	270,238,048	2,818,972	273,057,020	202,241,843
Expense							
Capital Works	9,480,044	(424,681)	(19,400)	9,035,963	(145,000)	8,890,963	5,555,896
Children and Family Services	18,522,375	(240,442)	(33,600)	18,248,333	0	18,248,333	12,709,271
Community Events	1,363,465	(23,066)	(245,162)	1,095,236	0	1,095,236	397,616
Community Services and Culture	10,056,381	(1,397,975)	(2,908)	8,655,497	16,328	8,671,826	5,506,884
Corporate Support Services	70,589,635	1,163,937	964,915	72,718,486	(1,270,752)	71,447,734	49,127,776
Economic Development	729,909	255,264	(1,200)	983,973	0	983,973	428,587
Engineering Services	4,234,032	3,492	(13,404)	4,224,120	0	4,224,120	2,938,351
Environment and Sustainability	7,775,454	3,497,982	(2,127,110)	9,146,326	(1,550,000)	7,596,326	3,609,109
Library and Historical Services	10,563,044	990,253	(9,960)	11,543,337	0	11,543,337	7,191,513
Operations	34,951,475	(388,992)	(8,796)	34,553,687	0	34,553,687	24,266,807
Planning	12,481,951	(993,886)	299,951	11,788,017	56,411	11,844,427	7,389,420
Regulatory Services	14,006,985	(252,463)	(586,452)	13,168,070	0	13,168,070	9,192,531
Resource Recovery	30,097,717	(211,576)	83,503	29,969,643	55,735	30,025,378	22,513,883
Sports & Recreation	15,909,213	1,559,886	(92,948)	17,376,152	0	17,376,152	11,430,674
Traffic & Transport Planning	3,581,365	(186,674)	16,896	3,411,587	(85,476)	3,326,110	2,043,168
Total Expense	244,343,044	3,351,058	(1,775,675)	245,918,426	(2,922,754)	242,995,673	164,301,486
Operating Surplus/(Deficit) before Capital	17,769,669	(3,325,282)	9,875,235	24,319,622	5,741,726	30,061,348	37,940,357
Operating Surplus/(Deficit) after Capital	(7,373,942)	(4,110,915)	4,352,133	(7,132,724)	4,543,350	(1,376,917)	16,695,455

5) Capital Expenditure Statement

Description	Original Budget	Approved Changes September	December	Current Budget	Proposed Adjustments	Forecast Budget	Actual YTD
Capital Expenditure							
Plant & Equipment	8,340,232	(0)	0	8,340,232	0	8,340,232	4,941,605
Office Equipment	1,978,050	115,570	(569,729)	1,523,891	(77,055)	1,446,836	892,075
Land Improvement (Depreciable)	13,611,150	2,310,889	(603,000)	15,319,039	(1,724,800)	13,594,239	5,855,313
Buildings	32,300,053	6,576,875	(5,500,416)	33,376,512	(7,541,805)	25,834,707	17,417,460
Aquatic Facilities	100,000	42,212	0	142,212	0	142,212	44,915
Seawalls	921,000	26,000	0	947,000	(100,000)	847,000	27,261
Wharves	114,515	0	0	114,515	0	114,515	0
Local Roads	5,620,000	2,812,900	(220,000)	8,212,900	(77,000)	8,135,900	4,635,778
Regional Roads	3,720,000	695,000	(533,000)	3,882,000	(1,150,000)	2,732,000	1,221,826
Bridges	865,000	470,000	0	1,335,000	(250,000)	1,085,000	1,119,877
Footpaths	2,177,000	4,513,500	(30,000)	6,660,500	75,000	6,735,500	3,249,542
Kerb & Gutter	555,000	(25,000)	0	530,000	(150,000)	380,000	351
Traffic Devices	1,005,300	328,000	0	1,333,300	(325,000)	1,008,300	418,145
Car Parks	180,000	0	0	180,000	40,000	220,000	0
Storm Water Drainage	4,124,000	877,800	(40,000)	4,961,800	(644,000)	4,317,800	863,621
Bicycle facilities	6,005,000	905,000	2,586,656	9,496,656	(5,481,656)	4,015,000	920,951
Town Centres	11,640,000	219,000	3,241,446	15,100,446	(5,003,863)	10,096,583	2,544,561
Roadside Furniture	2,188,000	0	(100,000)	2,088,000	(1,993,700)	94,300	6,300
Principal Repayments	3,762,351	0	0	3,762,351	0	3,762,351	2,956,592
Total Capital Expenditure	99,206,651	19,867,746	(1,768,043)	117,306,354	(24,403,879)	92,902,475	47,116,175
Rates and Annual Charges	(3,500,000)	(101,828)	0	(3,601,828)	(4,963,687)	(8,565,515)	(2,135,286)
Operating Grants & Contributions	1,457,000	0	(107,000)	1,350,000	0	1,350,000	128,500
Capital Grants & Contributions	16,589,300	845,532	5,630,102	23,064,934	617,492	23,682,426	15,215,243
Sale of Assets	3,310,296	0	0	3,310,296	0	3,310,296	1,464,668
Transfer from External Reserves	29,685,441	19,137,436	(3,382,024)	45,440,854	(9,585,207)	35,855,647	15,564,830
Transfer from Internal Reserves	29,047,075	(1,443,286)	(569,729)	27,034,060	(2,755,387)	24,278,673	16,878,221
Trfr Depreciation Contra Reserve	22,617,539	1,429,891	(3,339,392)	20,708,038	(7,717,090)	12,990,948	0
Total Funding Source	99,206,651	19,867,746	(1,768,043)	117,306,354	(24,403,879)	92,902,475	47,116,175
Net Budget Result	0	0	0	0	0	0	0

6) Cash & Investments – Restricted Held

	Opening Balance - 1 July 2020	Original Budget - Net Movements	Proposed Adjustments	Forecast Budget - Net Movements	Forecast Closing Balance	YTD Balance
Externally Restricted						
Developer Contributions	77,429	0	(28,696)	(28,696)	48,733	71,903
Specific Purpose Unexpended Grants	7,531	0	1,502	1,502	9,033	5,582
Domestic Waste Management	29,303	0	2,561	2,561	31,864	26,115
Stormwater Management	1,439	0	(576)	(576)	863	1,968
Watershed	60	0	0	0	60	60
SRV Income	7,554	0	1,671	1,671	9,225	9,680
Mainstreet Levy	240	0	0	0	240	240
3.5% Levy	1,507	0	(772)	(772)	735	1,201
Total Externally Restricted	125,063	0	(24,311)	(24,311)	100,752	116,749
Internally Restricted						
Employment Leave Entitlements	15,884	0	(1,346)	(1,346)	14,538	14,243
Deposits Retentions & Bonds	17,696	0	0	0	17,696	19,155
Financial Assistance Grant Reserve	2,941	0	0	0	2,941	2,780
Investment Property Reserve	80,933	0	(3)	(3)	80,931	80,931
Infrastructure Renewal Reserve	19,446	0	0	0	19,446	19,446
Depreciation Contra Reserve	17,564	0	14,149	14,149	31,713	37,139
Total Internally Restricted	154,464	0	12,801	12,801	167,265	173,694
Unrestricted	41,510	0	(38,380)	(38,380)	3,130	33,702
Total Funds	321,037	0	(49,889)	(49,889)	271,148	324,145
Total Investment Portfolio As at 31 March 2021						324,145

Council's cash position sees an unrestricted balance of \$33.7 million as at 31 March 2021. The unrestricted balance will continue to diminish as Council expends it on operational expenses and capital projects during the financial year. The funds have been invested in accordance with Council's investment policy. As at the end of March 2021 Council's investment portfolio was made up of 100% non-fossil fuel investments.

7) Contracts

Contractor	Contract Detail & Purpose	Contract Value (EXC GST)	Commencement Date of Contract	Duration Contract	Budgeted (Y/N)
The Trustee For Turf One Unit Trust	T06-20 Tempe Reserve Synthetic Turf	\$4,940,546.54	05-Feb-21	7.5 Months	Y
Computer Systems (Australia) Pty Ltd	RFQ 79-20 LAN Switch Replacement	\$466,992.50	01-Mar-21	5 years	Y
Programus Ltd	RFQ 9-21 Waste booking module	\$450,000.00	01-Mar-21	5 years	Y
Regal Innovations Pty Ltd	RFT 08-20 Bell Reserve Project	\$378,714.00	15-Jan-21	3 Months	Y
Bucher Municipal	LGP NPN1.15 & NPN 04-13 QUOTE VT652 -HINO FE1426 Bucher VT652 Sweeper/Eductor Unit, Registration To 19/9/2021	\$360,380.53	17-Mar-21	One Off	Y
Warren Smith & Partners	RFQ 75-19 Lord Street & Edgeware Road In Newtown Drainage Upgrade Investigation And Detailed Design – Concept, Detail Design & Investigation	\$293,667.50	02-Feb-21	9 months	Y
Solar Technology Australia Pty Ltd	RFQ 88-20 Solar Rollout Fy21 Design And Construct	\$138,954.00	15-Mar-21	5 Months	Y
GYC Pty Ltd	LGP419 QUOTE HNSQ008509 Toro Reelmaster 7000-D 4Wd Mower, 12 Months Conditional Registration	\$102,177.35	19-Mar-21	One Off	Y
Prime Water Australia Pty Ltd	REF# VPR393945 Replacement Of Supply Feeds For Leachate	\$93,037.50	25-Feb-21	4 Weeks	Y

This document forms part of Inner West Council's Quarterly Budget Review Statement for the quarter ended 31st March 2021 and should be read in conjunction with other documents in the QBR.

Above is a listing of contracts Council entered into during the period 1 January to 31 March 2021.

8) Consultancy & Legal Expenses

Expense	Expenditure YTD	Budgeted (Y/N)
External Legal Fees	\$ 599	Y
Consultancy Fees	\$ 2,729	Y

A consultant is a person or organisation engaged under contract on a temporary basis to provide recommendations or high-level specialist or professional advice to assist decision making by management. Generally it is the advisory nature of the work that differentiates a consultant from other contractors.

Where any expenses for Consultancy or Legal Fees (including Code of Conduct expenses) have not been budgeted for, an explanation is to be given. Report on external expenses only (not internal expenses).

Item No: C0521(1) Item 6

Subject: FEES FOR WATERPOLO CLUBS

Prepared By: Simon Duck - Senior Manager Aquatic Services

Authorised By: Elizabeth Richardson - Chief Operating Officer, Director Development and Recreation

RECOMMENDATION

THAT the report be received and noted.

DISCUSSION

At the 13 April 2021 Council meeting, it was resolved in part:

6. A report come to the next Council meeting on the fees water polo pay

The hire fees for affiliated Water Polo Clubs in Inner West Aquatics Facilities are \$5 per lane per hour for a 50m lane or \$2.50 per lane per hour for less than a 50m lane (ie water polo pool). These fees apply to both the UTS Balmain and the Wests Ashfield Water Polo Clubs. In relation to the hire fees payable by the UTS Balmain Water Polo Club and the Wests Ashfield Water Polo Club, it is estimated on current usage that:

- UTS Balmain Water Polo- will pay approximately \$20,000 per annum based on their current hiring requirements.
- Wests Ashfield- will pay approx. \$16,000 per annum based on their current hiring requirements.

It should be noted that the members of the affiliated Water Polo Clubs are also required to be a member of the Aquatics Centres or alternatively, pay a casual entry upon entering the Aquatics facilities. It is estimated there are several hundred persons affiliated with the Water Polo Clubs who attend and pay entry to the various Aquatics Centres each year. Further to this, the Water Polo games attract many additional entrants by way of visitors and spectators to the games.

The income generated as a result of Water Polo access is far exceeded by additional membership and casual gate entry income and secondary spend on retail and other items paid by individuals than hire fees applicable to the Water Polo Clubs themselves.

Fee alignment with other hirers in the LGA

When the total annual hire fees are estimated and compared against other sporting clubs and hirers of sports fields, the fees are comparable to other high use sporting clubs and in that sense there is some parity between hire fees generated by Aquatics sporting clubs and those sporting clubs hiring sports fields.

Summary

The current fees and charges for lane hire being for Affiliated Aquatic Sporting Clubs (Water Polo Clubs) create an income contribution to the Aquatic Centres for both hire fees and for additional player and spectator entry and secondary spend. In addition, the annual estimated fees that are currently generated by the Water Polo Clubs is aligned with similar expenses of other Sporting Clubs within Council and as a result, it would seem there is consistency between the various sporting clubs in the financial contribution made to the Council.

FINANCIAL IMPLICATIONS

Nil

ATTACHMENTS

Nil.

Item No: C0521(1) Item 7

Subject: DRAFT INNERWEST COUNCIL GENDER EQUITY STRATEGY

Prepared By: Matthew Balane - Community Projects Officer

Authorised By: Caroline McLeod - Acting Director City Living

RECOMMENDATION

THAT:

1. The Draft Gender Equity Strategy and Implementation Action Plan be placed on public exhibition; and
 2. The results of the public exhibition are presented to Council at the July 2021 meeting.
-

DISCUSSION

On 20 August 2020, Council resolved:

THAT Council “develops a gender equity strategy in collaboration with peak bodies, the Inner West Council domestic and family violence strategic reference group, and the domestic and family violence liaison committee to ensure that Council works to address gender inequality, a key driver of domestic and family violence. The draft of this strategy to be reported to Council no later than July 2021”

Inner West Council prides itself as a progressive and inclusive Council, one that strives for an equitable and fair community. An organisation and community that works towards gender equality will not only enhance its economy and social capital but see the reduction of domestic and family violence.

Over a long period, Council has developed initiatives and programs which aim to challenge gender inequality; however, this draft Gender Equity Strategy and Implementation Action Plan will provide a strategic vision and path in enhancing equity for our community. This strategy is in accordance with research and best practice drawn from work internationally and locally.

The Implementation Action Plan will focus on working across the whole of Council and how we interface with the community. The first year will be crucial to establishing the policy framework and organisational commitment. Council staff will ensure a collaborative approach that incorporates all facets of our community.

These documents have been developed in collaboration with internal stakeholders from across the various business units and external stakeholders including – Inner West Domestic Violence Liaison Committee, Inner West Council Domestic Family Violence Reference Group and Peak Bodies (i.e. ACON, DVNSW, LGNSW).

It is recommended that the draft Gender Equity Strategy and Implementation Action Plan be placed on public exhibition for 28 days. All stakeholders will be advised of the public exhibition, including Council’s Strategic Reference Groups.

FINANCIAL IMPLICATIONS

The initial priorities in the Implementation Plan will be delivered within existing resources and operational work.

ATTACHMENTS

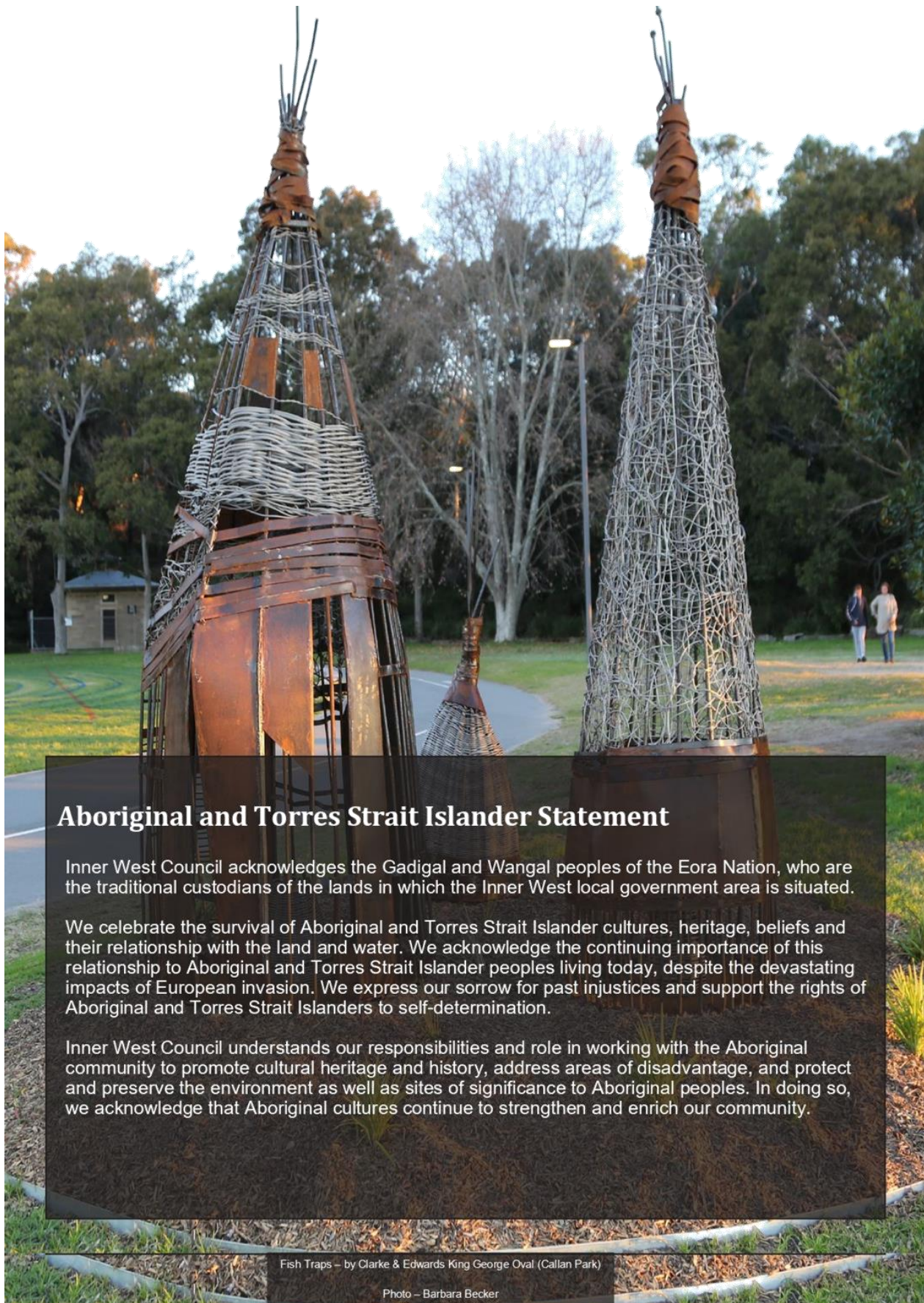
1. [Download](#) Draft Inner West Council Gender Equity Strategy 2021 - 2024
2. [Download](#) Draft Inner West Council Gender Equity Implementation Action Plan - 2021 - 2022

INNER WEST

Item 7



Attachment 1



Aboriginal and Torres Strait Islander Statement

Inner West Council acknowledges the Gadigal and Wangal peoples of the Eora Nation, who are the traditional custodians of the lands in which the Inner West local government area is situated.

We celebrate the survival of Aboriginal and Torres Strait Islander cultures, heritage, beliefs and their relationship with the land and water. We acknowledge the continuing importance of this relationship to Aboriginal and Torres Strait Islander peoples living today, despite the devastating impacts of European invasion. We express our sorrow for past injustices and support the rights of Aboriginal and Torres Strait Islanders to self-determination.

Inner West Council understands our responsibilities and role in working with the Aboriginal community to promote cultural heritage and history, address areas of disadvantage, and protect and preserve the environment as well as sites of significance to Aboriginal peoples. In doing so, we acknowledge that Aboriginal cultures continue to strengthen and enrich our community.

Fish Traps – by Clarke & Edwards King George Oval (Callan Park)

Photo – Barbara Becker

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Glossary of terms

Gender-diverse	The umbrella term for the diverse gender identities (beyond male and women)
Gender binary	The gender binary describes the most common genders, male and women
Gender Equality	Providing everyone with the same access, resources, opportunities
Gender Equity	The process undertaken to achieve Gender Equality.
LGBTIQ	An acronym for Lesbian, Gay, Bi-sexual, Transgender, Intersex & Queer
Intersectional	The way different forms of social discrimination or privilege, based on social variables, combine and compound oppression or power advantage.
Non-binary	An umbrella term for any number of gender identities that sit within, outside of, across or between the spectrum of the male and women binary. A non-binary person might identify as gender fluid, trans masculine, trans feminine, agender, bigender
Normative	Relating to an accepted standard in society

Vision statement

To create a community that promotes:

- gender equity and healthy relationships
- a safer community and active bystanders
- active participation in all aspects of community life, employment and economy.

Outcome statement

A safe, inclusive and equal Inner West community where we share a culture that respects the rights of women; and where all members have access to equal power, resources, opportunities and are treated with respect and fairness.

Principles of the strategy

Principles and beliefs that underpin the strategy:

- Women should be able to move freely and safely in the community.
- Residents should be able to participate in Council activities.
- Residents see themselves reflected in all aspects of Council and community life.
- Women experience different levels of inequity.
- Multiple inequities are experienced by Aboriginal and Torres Strait Island, Culturally and Linguistically Diverse Communities, LGBTIQ, older people/women (seniors), women and people with disability.
- Gender equity is a key component of reducing domestic and family violence, and a foundation of a building a safe, respectful and inclusive community.
- Gender inequality is a key driver of domestic and family violence.



Executive summary

Inner West Council and our community have a longstanding and demonstrated commitment to social justice, inclusion, advocacy and diversity.

There is strong evidence linking gender inequality, and domestic and family violence. Within this context, the *Gender Equity Strategy 2021 - 2025* aims to ensure that gender equity is built into Council's existing operational systems, recruitment, planning, policy, and strategy work.

The strategy prioritises leadership, capacity building and partnership to drive gender equity in the Inner West. The focus is on enhancing the profile of our community, working collaboratively, and leveraging the skills and expertise of our members and partners.

The strategy is based on best practice and evidence, and engagement with stakeholders in the community and Council. The strategy focuses on delivering across three priority areas:

- Leadership: creating a council that champions gender equity and positive change
- Building capacity: empowering Council staff and the community to enhance gender equity
- Partnership: working with the community and key stakeholders to work towards gender equity.

DRAFT

Introduction

In August 2020, Council endorsed the development of a gender equity strategy to ensure it works to address gender inequality, a key driver of domestic and family violence.

Domestic and family violence continues to permeate all facets of our community, its prevalence remains at unacceptable levels with at least one woman a week, killed by a partner or former partner in Australia. Despite ethnicity, cultural or socio-economic background, domestic and family violence contributes to more death, disability and illness than any other preventable risk factor¹.

There is growing recognition that domestic and family violence is not only physical. The NSW Government has established an inquiry into coercive control to examine controlling behaviours, which are now recognised as a form of domestic and family violence.

Inner West Council is well placed to influence and address structural foundations of inequality, to provide leadership and commitment to action, and to affect positive change in our workplace and in our community.

Council has supported a range of initiatives to prevent domestic and family violence, and to celebrate the important contribution of women in our community. However, these efforts have been delivered independently from one another without factoring the causal link between gender inequality, and domestic and family violence.

Council investment and support has included:

- respectful relationship education
- advocacy and campaigns aimed at the prevention of domestic violence
- allocation of Community Grants for local initiatives targeting prevention of domestic violence and supporting women and children
- hosting 'how to be an active bystander' workshops
- developing a Domestic and Family Violence Protocol for Council staff
- actively supporting the Inner West Domestic Violence Liaison Committee
- establishing Inner West Domestic Violence Liaison Committee newsletter
- establishing the Inner West Council Women's Committee
- providing LGBTIQ Inclusivity Training for professionals working with clients experiencing domestic and family Violence
- training local facilitators to deliver respectful relationship education
- establishing the Respectful Relationship project
- undertaking research into gender norms and identity among young people
- hosting webinars and forums including Keeping Women and Children Safe Forum.

These initiatives focused on an early intervention and/or secondary prevention approach to domestic violence.

¹ Our Watch (2015). Change the story: a shared framework for the primary prevention of violence against women and their children

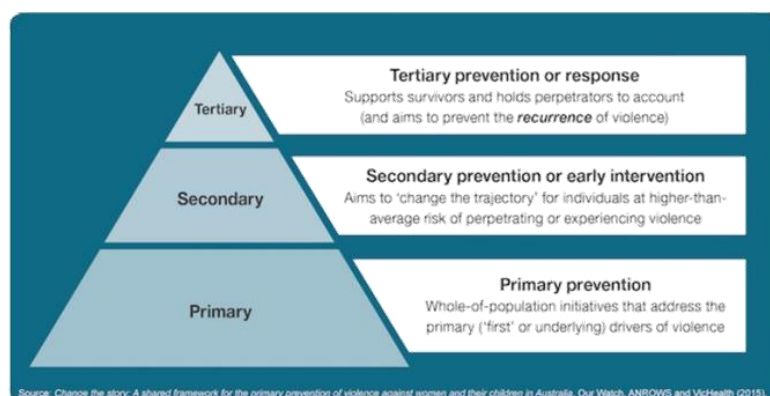


Figure 2 The relationship between primary prevention and other work to address violence against women

What is Council's role?

Inner West Council recognises its responsibility to advance gender equity among our community; and to challenge gender stereotypes and power imbalances at structural, cultural and individual levels.

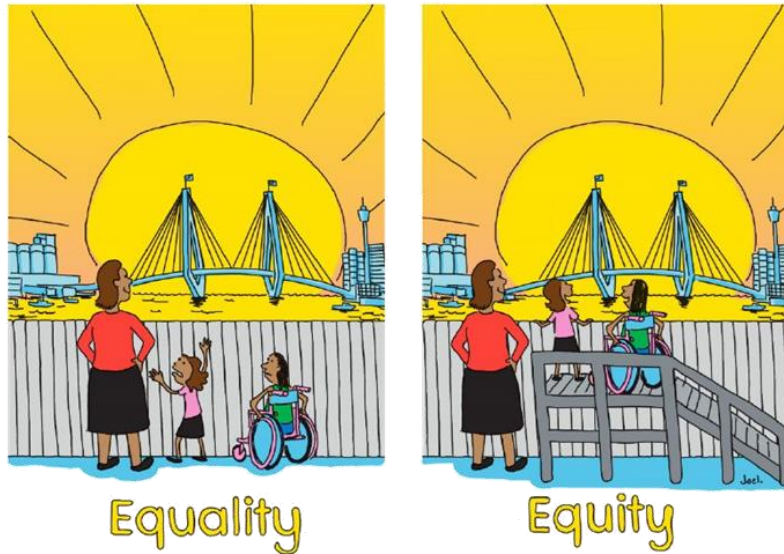
The aim of the *Gender Equity Strategy 2021 - 2025* is to work towards an integrated, whole-of-Council approach to ensuring that gender equity is considered and prioritised in all Council planning, policy, strategies, service delivery and practice.

The Community Strategic Plan (CSP) *Our Inner West 2036* guides Council to achieve the outcomes that the Inner West community has identified as priorities. The CSP belongs to the community and is facilitated by Council on their behalf. The CSP aims to:

- inform our strategic decision-making that will shape our future community, economy and environment
- protect and enhance the community's values and heritage
- pave the way for the future through proactive planning for the impacts of change
- strive for inclusivity, sustainability, resilience, accountability and innovation.



What is gender equity?



There is an important distinction between 'gender equality' and 'gender equity'.

Gender equality focuses on the equal distribution of resources and opportunities. Distribution of resources can lead to vastly different outcomes for women depending on their circumstances.

Gender equity focuses on the needs and barriers that women and gender diverse people face, and aims to reduce these barriers through a systemic approach. Gender equity recognises that people's experience in the community can be different depending on their circumstances and social position.

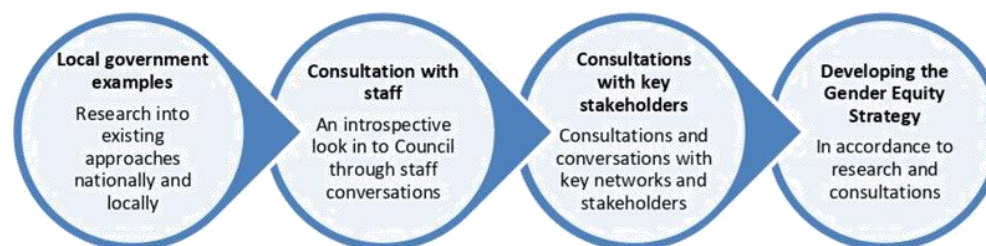
Put simply, gender equality is about 'sameness' and gender equity focuses on 'fairness'²

² Dhatt, R, Theobald, S, Buzuzi, S., Ros, B, Vong, S., Muraya, K, Molyneux, S., Hawkins, K, Gonzalez-Beiras, C., Ronsin, K., Lichtenstein, D., Wilkins, K., Thompson, K., Davis, K., Jackson, C. (2017). The role of women's leadership and gender equity in leadership and health system strengthening. *Women in Global Health*, 2(8).

Our journey towards achieving gender equity



Developing the Gender Equity Strategy: a consultative process



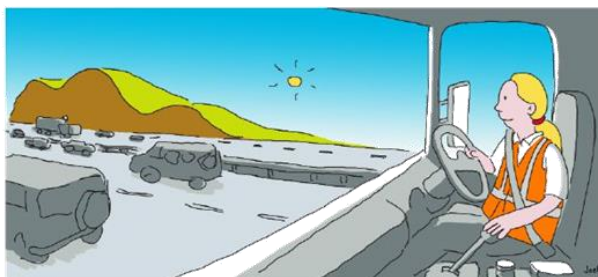
The development of the Gender Equity Strategy has been undertaken in consultation with upwards of 100 Inner West Council internal stakeholders from various business units and external stakeholders including– Inner West Domestic Violence Liaison Committee (36 agencies – government and non-government), Inner West Council Domestic Family Violence Reference Group (seven domestic and family violence specialists) and Peak Bodies (i.e. ACON, DVNSW, LGNSW).

The evidence for a Gender Equity Strategy

International and National evidence

Current International evidence, outlined in *Change the story: a shared framework for the primary prevention of violence against women and their children in Australia*³, tells us that higher levels of violence against women are consistently associated with lower levels of gender equity in both public life and personal relationships.

The research further supports that countries with higher levels of gender equality have an array of benefits for the community, such as economic benefits and productivity, social benefits as well lower levels of gender-based violence.



The following statistics highlights some of the key gender inequalities in Australia:

- The national pay gap between women's and men's fulltime weekly earnings shows that women's average weekly ordinary full-time earnings across all industries and occupations was \$1,562 compared to men's \$1,804.02. Women in general, earn on average \$242.20 per week less than men⁴.
- When employed, women are more likely to work part time or in casual roles than men. This attributed to a variety of factors – such as full-time work entailing long and inflexible hours, lack of appropriate flexibility at their workplace, social expectations about women's roles etc. ⁵

³ Our Watch (2015). *Change the story: a shared framework for the primary prevention of violence against women and their children*

⁴ Workplace Gender Equality Agency (2021). *Australia's Gender Pay Gap Statistics 2021*.

⁵ the Office for Women's Policy NSW Department of Premier and Cabinet (2010). *Profile of Women's Employment in NSW: Trends and Issues (final Report)*

- There is a gender gap in retirement income and savings, with the average superannuation balances for women at retirement being 47% less than men, yet women live on average five years longer.
- There are visible gaps in representation of women in leadership positions, particularly in the private sector.⁶
- In 2019, women comprised of 25.5% of parliamentary (lower house) seats and 21.2% of ministerial positions⁷
- In Australia, 44% of women with disabilities are employed, compared 53% of men with disabilities⁸.
- Migrant women are at least 7 % less likely to be employed than women born in Australia⁹

Gender inequality often intersects with other forms of inequality and disadvantage. Research suggests some population groups are more at risk of violence including Aboriginal and Torres Strait Islander people, LGBTIQ people, culturally and linguistically diverse (CALD) people, children, and people with disabilities.

Domestic violence workers report that one of the most common reasons that women stay in violent relationships is the fear of poverty and homelessness. When women earn less, work in less secure jobs, have less savings and lower superannuation balances they do not have the economic security they need to protect themselves and their children.

The NSW Homelessness Strategy 2018-2023 notes the trend for women to become homeless for the first time in later life: between 2013/14 and 2016/17 there was an 88% growth in women over 55 accessing homelessness services. These women are more likely to be homeless over a longer period of time. The Strategy also notes that women and children leaving domestic and family violence is a leading cause of homelessness among women and children.

COVID-19 and rising inequalities

COVID 19 has intensified pre-existing gendered social and economic inequalities:

- The over-representation of women in casual and insecure employment means they are more likely to have lost their jobs¹⁰.
- Women already make up the majority of unpaid carers, and have taken on a greater share of additional care responsibilities for children, other family members and at-risk community members during self-isolation. The ABS Household Impacts of COVID-19 survey shows that women are almost three times as likely as men to have been looking after children full-time on their own (46% compared with 17%)

⁶ Workplace Gender Equality Agency (2021). Australia's Gender Pay Gap Statistics 2021.

⁷ World Economic Forum (2020). Global Gender Gap Report 2020.

⁸ Australian Government (2017). Workforce participation rates for women with disability. Department of Employment

⁹ J Syed and P Murry, Combating the English Language Deficit: the labour market experiences of migrant women in Australia" (2009) 19 (4) Human Resource Management Journal, p 416

¹⁰ Workplace Gender Equality Agency (2021). Australia's Gender Pay Gap Statistics 2021.

and are more likely to have provided unpaid care or assistance to a vulnerable person outside their household (16% compared with 10%)¹¹.

- The fall in the women labour force participation rate was almost 50% larger than the fall in the male participation rate in April 2020, most likely reflecting the greater share of additional caring responsibilities that women have taken on ¹².
- The frequency and severity of intimate partner violence also increases during and after emergencies, with confinement to the home creating additional risks.

Local evidence: Inner West Council area Profile

Demographic analysis of gender equity in the Inner West Council area has been undertaken by Id Consulting (Gender Equity in the Inner West report is contained in attachment 1). This report identifies gender differences across a range of socioeconomic characteristics and concludes that Inner West women are more disadvantaged than males. Detailed breakdown of the socio-economic characteristics in the Inner West population that contribute to this inequity are outlined in attachment 1 and include:

- **disability:** higher proportion of women requiring assistance due to disability
- **living alone:** higher proportion of older lone person households being women
- **employment:** lower proportion of women being in full-time employment
- **income:** lower individual income for women
- **unpaid care:** higher proportion of women providing unpaid care/assistance
- **housing stress:** higher proportion of one parent households with women lone parents experiencing housing stress than males

Looking beyond the gender binary and understanding its roots

Inner West Council acknowledges that the origins of constrained gender binaries, which are widely prevalent in our contemporary world, are rooted in colonisation. Through the process of colonisation of First Nations lands, colonisers have imposed Victorian era gender understandings based on binary ideologies and labelled Indigenous people as racially inferior, dismantling gender diversity within their cultures in the process. These imposed ideologies have asserted men and women as the norm and excluded all others, perceiving gender diversity as inferior and in moral opposition. In fact, the first colonisers used gender diversity in Indigenous culture as a justification for the genocide of First Nations peoples¹³, with ongoing impact still present today.

Inner West Council respects and includes diversity of expression beyond the commonly accepted western male/women gender binary framework which is usually linked to anatomy at birth. We understand that people may identify differently to the sex they were assigned at birth and that gender identity is a valid perception of self.

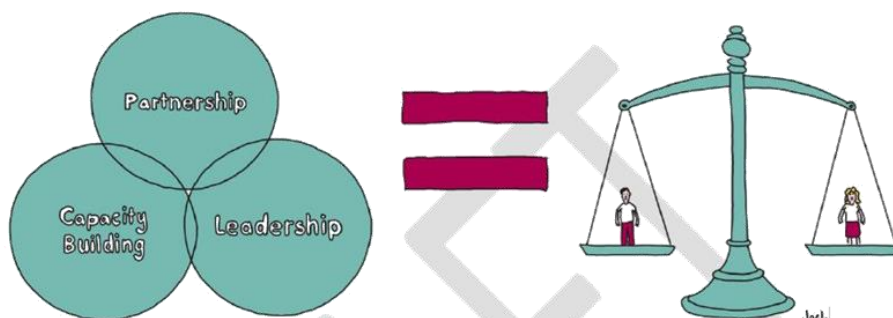
¹¹ Workplace Gender Equality Agency (2021). Australia's Gender Pay Gap Statistics 2021.

¹² Australian Government (2020). Women's Economic Security Statement 2020.

¹³ Hunt, S. (2018). Embodying Self-Determination: Beyond the Gender Binary. In: Greenwood, M., De Leeuw S, Lindsay SM *Determinants of Indigenous Peoples' Health*, . 2nd ed. Toronto: Canadian Publishers. p22-26.

To authentically engage in a process of gender equity, it will be necessary to recognise and include gender diverse, non-binary and people of marginalised genders in our efforts to advance gender justice, reconciliation and decolonisation.

Gender equity: strategic priorities to achieve equity



To achieve gender equity, it is important that Council's priorities are focused towards enhancing participation from all parts of our community. The following priorities recognise the complexity and diversity of the Inner West Council local government area. The priorities are supported by initiatives detailed in the *Gender Equity Strategy Implementation Action Plan – 2021 – 2022*.

1. Leadership: An Inner West Council that champions for gender equity and positive change

Council is focused on promoting and enhancing gender equity within the organisation, as well as the community. When we empower our community, such as encouraging diversity in leaders and decision-makers, we all benefit – having more



diversity in positions of power promotes gender equality¹⁴.

Women and gender diverse people continue to be underrepresented at leadership and management levels in Australian workplaces¹⁵. Progress towards gender equality must look for opportunities to celebrate the diversity and differences that exist across our community¹⁶. For example, Inner West Council celebrates International Women's Day on 8 March, to acknowledge women in our community, to celebrate the achievements of women leaders, past and present, and to create role models for the next generation of leaders.

Council can demonstrate its leadership through a variety of ways including championing gender equity, challenging traditional gender norms/stereotypes, encouraging respectful relationships, and advocating for women's independence and decision making¹⁷.

2. Building capacity: empowering staff and the community to enhance gender equity

Building the capacity of staff and the community to act on gender equity is a priority for Council to ensure a sustainable and whole-of-community approach towards gender equality.

An important way to advance gender equity is to increase access to professional and leadership development opportunities¹⁸. Local government can deliver relevant training and development programs (including mentoring, sponsorships, secondments, conference attendance), and similar opportunities can be provided to the community.

3. Partnership: working alongside the community and key stakeholders to work towards gender equity

Inner West Council is in a position to work for change to gender equity, particularly through its role in planning and managing community facilities, public spaces, events, programs, grant distribution, service delivery and partnerships.

Council will not be able to realise the aspirations in this strategy without the support of local networks, community groups and organisations. Collaboration between Council, community agencies, the government sector and community members will play a key role in working towards gender equity in the Inner West.



¹⁴ Victorian Government (2021). Gender equality in leadership, empowerment, and cultural change

¹⁵ Workplace Gender Equality Agency (2021). Women in Leadership.

¹⁶ Local Government Victoria (2018). Best practice guide for gender equity in local government

¹⁷ Our Watch (2014). An emerging theory of change

¹⁸ Deloitte Access Economics, Toward Gender Parity: Women On Boards Initiative (Research Report) (October 2016)

Implementation of the Gender Equity Strategy

Implementation of the *Gender Equity Strategy* will be embedded in Council's Integrated Planning and Reporting Framework and timelines to ensure that priorities are included in the long-term planning and short-term delivery of Council's projects and programs.

Longer-term outcomes will be in the Delivery Program, which is a four-year document that aligns with the term of the elected Council. Each year, priorities will be detailed in Council's one-year Operational Plan, and these will be reported to Council and the community through the Quarterly Reporting process.

Council will also create measures and targets that will be used to demonstrate its progress against service delivery, and determine Council's movement towards or away from the communities' priorities outlined in the Community Strategic Plan – *Our Inner West 2036*.

Support services: where to seek support?

If this report raises any issues for you, these services can help:





Gender Equity in the Inner West

Appendix(s)
Attachment 1

April 2021
prepared by .id

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Demographic Analysis

Prepared for Inner West Council by .id – informed
decisions



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Project Background

The Inner West Council is developing a “Gender Equity Strategy”. This strategy will help identify current and developing gaps in demographic, socioeconomic and other domains. By creating this strategy, the Council will have an informed view of the challenges and opportunities at hand when dealing with gender equity. The Council is particularly interested in developing a baseline of information about women and social disadvantage. This report will assist the development of the strategy by providing the Inner West Council with demographic information about women and males in the local government area (LGA).

Although both gender equality and equity promote fairness, gender equality achieves this through treating everyone the same regardless of need, while gender equity achieves this through treating people differently, dependent on need. The New South Wales’ Public Service Commission states that *“gender equity is achieved when people can access and enjoy the same rewards, resources and opportunities regardless of their gender”*. Although the Commission’s focus is on workplace gender equity, this definition of the gender equity goal can be extrapolated to other areas of life for all residents and all genders.

This report collects selected demographic and socioeconomic measures from the 2016 Australian Census of Population and Households. The selected information is presented in a way that allows for comparison of women and male statistics for identical metrics in the Inner West Council Area. The analysis allows for gaps and differences between women and male residents in the Inner West Council area to be identified. Please note that the Australian Bureau of Statistics (ABS) refers to binary gender definition as “sex”. For consistency of data being reported on, this report will reference “sex” rather than gender when discussing differences between women and male statistics.

Along with a comparison within the Inner West Council area, a second comparison of statistics will assess the results of women Inner West residents to those of Greater Sydney women and identify similarities and differences between their statistics.

Executive Summary and key findings

The demographic characteristics of women and males in the Inner West Council area show that women are different to males for many socioeconomic metrics and, in several cases – less well off or disadvantaged. However, when Inner West women residents are compared to those of women in Greater Sydney, many metrics indicate that women in the Inner West Council area are better off than the Greater Sydney benchmarks.

The women population in the Inner West Council area makes up 51.3% of the population, with a more significant proportion of older women than males. This is expected given women have longer life expectancies in most parts of Australia. Longer life expectancies and more significant proportions of women in older age groups also result in a higher proportion of women needing assistance due to disability. Age is also a factor in household composition statistics where women make up a larger proportion of older lone person households than males.

From an employment perspective, a lower proportion of Inner West women are employed full-time than their male counterparts; however a lower proportion of women than males are unemployed. When compared to Greater Sydney, a higher proportion of Inner West women are employed full-time.

Women are more likely to be employed in industry sectors such as “Health care and social assistance” than males, whereas industries such as “Retail trade” or “Accommodation and food services” had almost equal participation of women and males in the Inner West Council area.

Individual incomes for women were considerably lower than for males in the Inner West Council area, with the median weekly gross individual income being \$855 for women and \$1,070 for males. While this is partly related to a higher proportion of women working in part-time employment and working fewer hours, another way of assessing income by looking at hourly rates for both sexes by industry sector, revealed that women were receiving less in terms of hourly income in the same employment sectors as males.

Income levels for women in the Inner West Council area were significantly higher than the income levels of women in Greater Sydney overall. This information, however, does not account for possible higher living expenses in the Inner West Council area, which could reduce some of these income advantages of Inner West women over the Greater Sydney average.

The level of disengagement, a measure of participation in education and employment in the Inner West Council area, is higher for women than males and differs by age. As expected, a significant proportion of all residents over the age of 65 are “disengaged” from employment or education as they are retired. In the Inner West Council area, this proportion is higher for women than males, suggesting that males perhaps remain employed longer. Disengagement for women is also higher in the 25-54-year-old cohort, reflecting that more women are disengaged from employment or education as they take on unpaid tasks such as unpaid care of childcare. Compared to Greater Sydney, Inner West women are less disengaged overall and in the under 65 age groups.

Disengagement and provision of unpaid care and childcare are related. A larger proportion of women than males provide unpaid care/assistance in the Inner West Council area, and these proportions are like those of women in Greater Sydney. Only a slightly more significant proportion of women provided childcare in the Inner West Council area than males. For both sexes, the proportion providing unpaid childcare was lower than the Greater Sydney average. Most childcare provided was for the individual’s own children, and a markedly larger proportion of women provided care to others’ children compared to males in both the Inner West Council area and Greater Sydney.

Women and male proficiency in English was similar in the Inner West Council area, with most residents speaking English only and just a small proportion of women and males with poor English proficiency. Compared to Greater Sydney, a higher proportion of women in the Inner West Council area spoke English only, and a lower proportion had poor proficiency in English.

From an education perspective, similar proportions of Inner West women and males completed Year 12 as their highest level of schooling. However, a higher proportion of Inner West women completed Year 12 than women in Greater Sydney. A higher proportion of Inner West women have a “Bachelor or Higher degree” qualification than males. Women in the Inner West Council area have better qualifications levels than women in Greater Sydney overall, and the proportion of women with no qualification is also much lower in the Inner West Council area than for women in Greater Sydney.

Household composition statistics reveal that one-parent households are predominantly formed with women as the lone parent in both the Inner West Council area and Greater Sydney. One parent households sometimes experience difficulties with financial stability or other socioeconomic challenges. One measure of those challenges identified in this report is housing stress, a measure of

socioeconomic wellbeing where a significantly higher proportion of one parent households with women lone parents experienced housing stress than males.

In terms of non-private dwellings and temporary accommodation, a much larger proportion of older Inner West women live in non-private dwellings such as aged care facilities, compared to males. This is an occurrence again related to age. Males predominantly occupy temporary accommodation such as hostels for the homeless, night shelters, refuges or other welfare institutions.

Overall, women in the Inner West Council area are more disadvantaged than males from many socioeconomic perspectives. The findings of this report provide awareness of areas that may need attention from a gender equity perspective. Compared to statistics of women in Greater Sydney as a whole, however, the socioeconomic characteristics of women in the Inner West Council area are often much better.

Population and age structure

The Inner West Council area's population has become younger over time as trends such as the increased net migration of younger residents to the area skew the age structure towards younger age groups. On the next page is a table illustrating the median age of women and males in the Inner West Council area since 2016 and the "working-age population", which is the proportion of the population aged 15-64 years.

Note – this simple measure does not assess whether the proportion of women and males aged 15-64 years is actually in the labour force nor does it account for some recent trends in employment where older residents over the age of 65 tend to work for longer but is more of an estimate of potential.

	2016	2017	2018	2019	Difference 2016-2019
Median Age – Women	36.8 years	36.7 years	36.6 years	36.6 years	-0.2 years

Median Age – Males	36 years	35.9 years	35.8 years	35.8 years	-0.2 years
Working age population – Women	12.7%	12.8%	12.9%	13.4%	+0.7%
Working age population – Males	11.2%	11.3%	11.3%	11.4%	+0.2%

Table 1 – Recent age statistics for Inner West Council area residents based on the estimated resident population

	2016	2017	2018	2019	Difference 2016-2019
Median Age – Women	36.6 years	36.5 years	36.5 years	36.6 years	No change
Median Age – Males	35.1 years	35.0 years	35.1 years	35.1 years	No change
Working age population – Women	14.5%	14.6%	14.8%	15.0%	+0.5%
Working age population – Males	12.6%	12.7%	12.8%	13.0%	+0.4%

Table 2 – Recent age statistics for Greater Sydney residents based on the estimated resident population

The key changes over time and differences between the Inner West Council area and Greater Sydney are:

- Both the women and male median age have decreased in the Inner West Council area over time, indicating net migration gain of younger residents and net migration loss of older

residents. In the latest figures from 2019, the male median age is lower than that of women, 35.8 years compared to 36.6 years. Compared to Greater Sydney, the women median age is identical, whereas the Greater Sydney male median age in 2019 is slightly lower (35.1 years).

- The Inner West Council area's women "working population" is higher than for males, 13.4% compared to 11.4%. Both measures for the Inner West Council area (as of 2019), are lower than the Greater Sydney "working population", which is higher for both women (15%) and males (13%). The proportion of Inner West women and males of "working age" has been increasing since 2016, as is also the case for Greater Sydney.

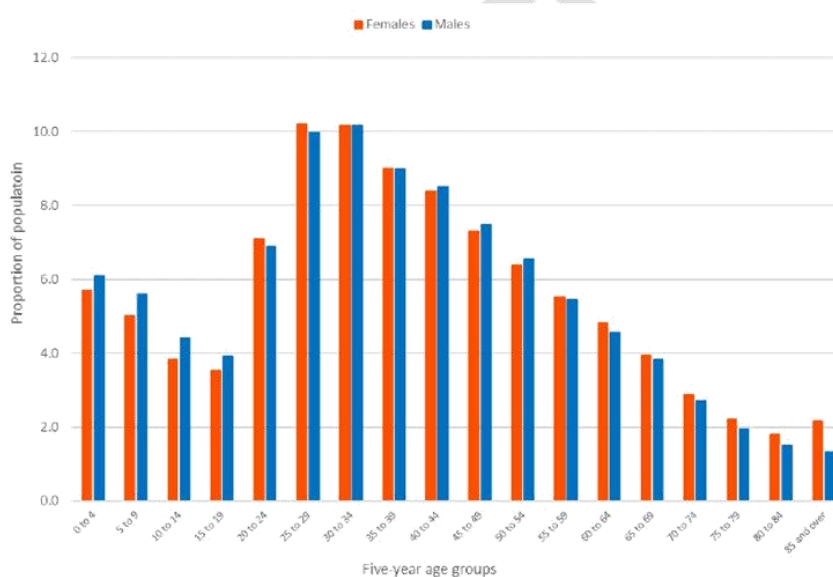


Chart 1 – Age structure of women and males in the Inner West Council area, 2016

- The age structure of women and males in the Inner West Council area is relatively similar. For both sexes, a large proportion of the population is aged 25-34 years.
- A higher proportion of males than women is aged under 19 years, with 20% of the male population and 18% of the women population aged under 19 years.

- The Inner West Council area has a slightly higher proportion of 20–34-year-old women than males, with 28% compared to 27%.
- In older age groups, the women population tends to have a slightly higher proportion of the population in all age groups over 55, however, the difference is most visible in the proportion of 85+-year-olds, where 2.1% of the women population (2,004 women as at 2016) and 1.3% of males (1,168 residents) are aged over 85 years.
- Australian women have a longer life expectancy at birth than males. In Australia, the life expectancy for women was 85.0 years and 80.9 years for males (2017-2019 ABS Life tables). Therefore, a higher proportion of women in older age groups is expected almost everywhere.

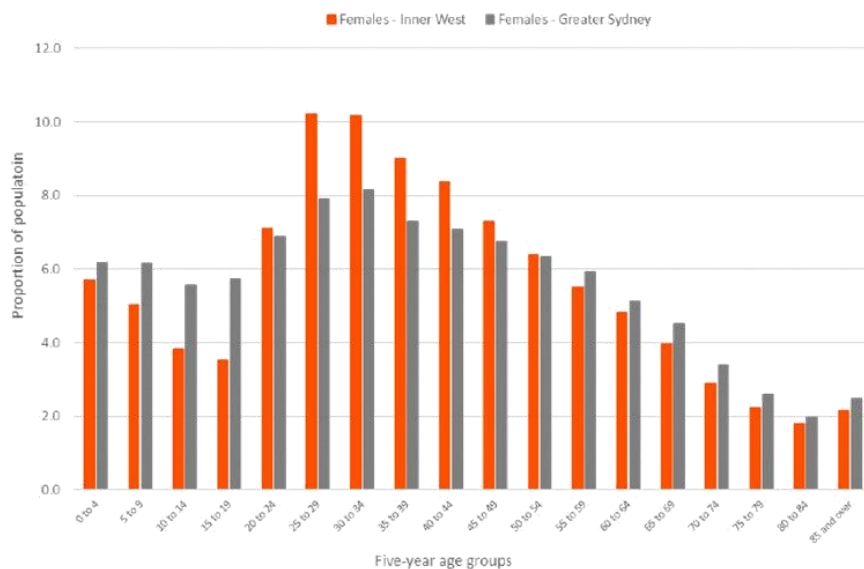


Chart 2 – Age structure of women in the Inner West Council area compared to Greater Sydney, 2016

- Compared to women in Greater Sydney, the Inner West Council area has a higher proportion of women aged 25-34 years with 20% of Inner West's women population in this age group compared to 16% of Greater Sydney's women population.

- A higher proportion Greater Sydney's women population is aged 0-19 years, 24%, compared to 18% in the Inner West Council area. This is partly related to the role and function of the Inner West Council area, where there is a lower proportion of families compared to Greater Sydney and, therefore, fewer households with young adults and children. In 2016, 33% of Inner West households were couple families with children or one-parent families, compared to 45% of Greater Sydney's households.
- For older age groups, the proportion of women in both the Inner West Council area and Greater Sydney is similar. Greater Sydney has a slightly higher proportion of women aged over the age of 55 than the Inner West Council area. For the 85+ age group, 2.1% of Inner West's women are aged over 85 years compared to a higher 2.5% in Greater Sydney as a whole.

Need for assistance due to disability

Need for assistance due to disability relates to the Census questions pertaining to the respondent requiring assistance from someone else for self-care, body movement, or communication activities. In 2016, 8,168 people (or 4.5% of the population) in the Inner West Council area reported needing help in their day-to-day lives due to disability. This was a similar percentage to 2011.

Sex	% needing assistance due to disability	
	Inner West Council	Greater Sydney
Women	5.0%	5.3%
Male	3.9%	4.4%
Total Population	4.5%	4.9%

Table 3 – Comparison of "Need for Assistance due to disability" statistics in the Inner West Council area and Greater Sydney, 2016

- A slightly lower proportion of Inner West residents needed assistance due to disability than Greater Sydney, 4.5%, compared to 4.9% of Greater Sydney residents.
- Compared to the male population, a higher proportion of women needs assistance due to disability, 5% compared to 3.9% of males. In Greater Sydney, the proportions were higher for both sexes.

The need for assistance is strongly related to age, so as there are more older women in the Inner West Council area, the proportion requiring assistance reflects that. Chart 3 illustrates the increase in the need for assistance due to disability with age and compares the women and male results for the Inner West Council area.

- Need for assistance proportions by age for women and males are relatively similar in the 0-65 years age groups. However, beyond this, the proportion of women is overrepresented in the statistics, especially in the 80+ age groups, where a much higher proportion of women require assistance due to disability than males.

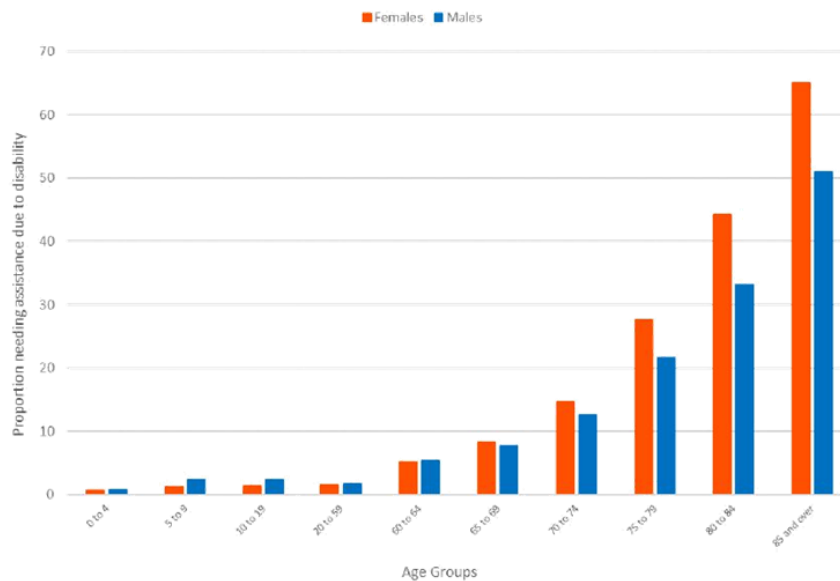


Chart 3 – Need for assistance due to disability by sex, for the Inner West Council area, 2016

- Compared to Greater Sydney, the proportion of Inner West women with a need for assistance due to disability is much higher. For ages below 69 years, the proportions are similar, however, beyond the age of 70, the proportion of Inner West women requiring assistance due to disability is notably higher.
- Over 44% of Inner West women aged 80-84 require assistance compared to 33% of Greater Sydney women.
- Over 65% of women aged 85+ years in the Inner West Council area require assistance due to disability, compared to 55% of Greater Sydney women.

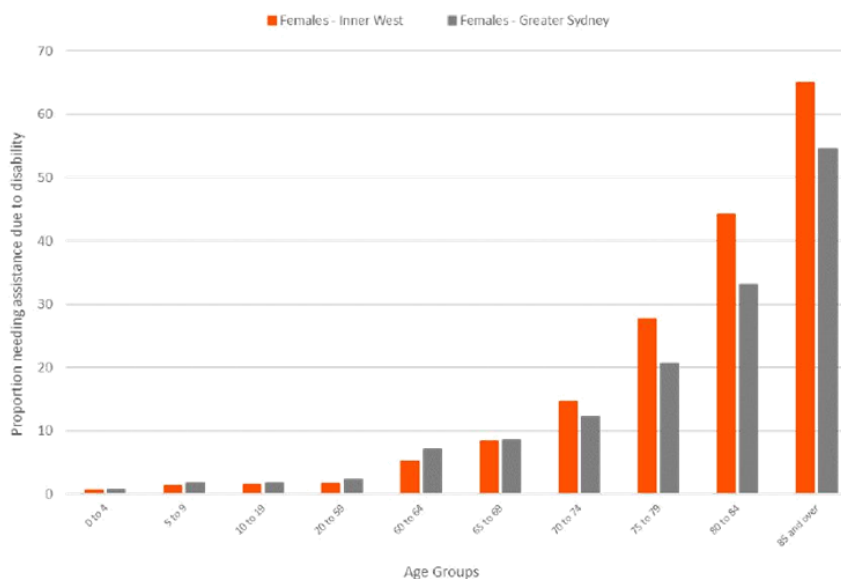


Chart 3 – Comparison of need for assistance due to disability for Inner West and Greater Sydney women, 2016

Employment status

Understanding employment characteristics of women and males in the Inner West Council area provides insight into the differences in the type of employment and how these differences could affect socioeconomic wellbeing, financial stability or gender equity. The analysis in this section provides information about Inner West residents who are employed “full-time” and “part-time” and which residents included in the labour force are not employed.

In this report, the focus was on part-time employment, as women have traditionally had a higher representation in part-time employment than males.

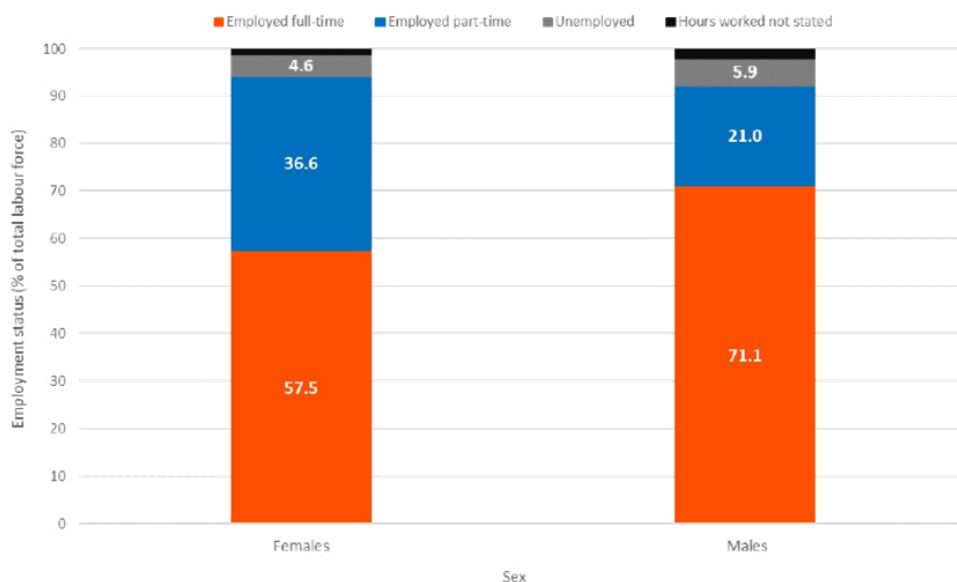


Chart 4 – Comparison of women and male employment status in the Inner West Council area, 2016

- In the Inner West Council area, a higher proportion of women than males are employed, 95.4% of women, compared to a marginally lower 95% of males.
- The employment status breakdown for women and males shows that a lower proportion of women (57.5%) are employed full-time than males at 71.1%. Conversely, a more significant

proportion of women are employed in part-time employment than males, 36.6% compared to 21% of males. These figures directly affect the results in section 8 – “hours worked”.

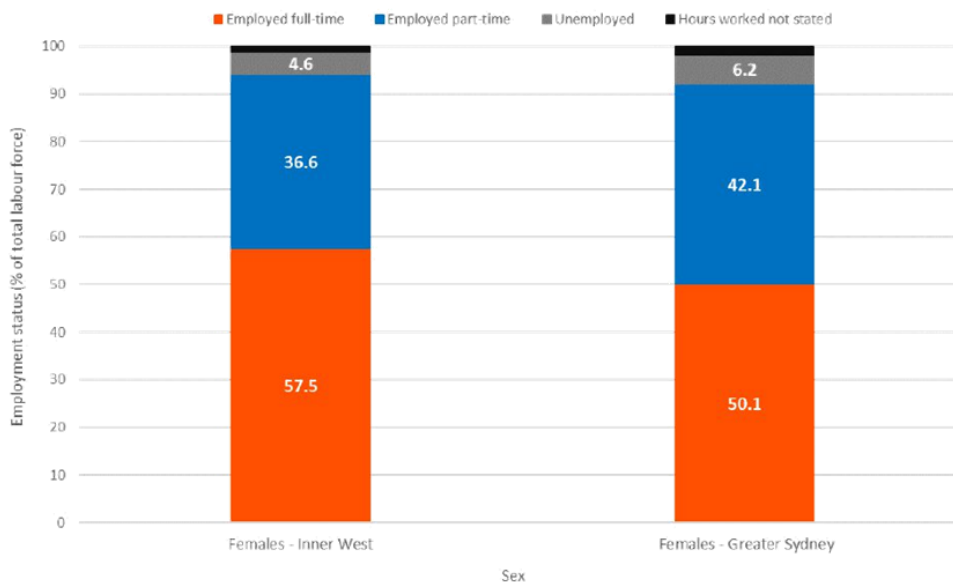


Chart 5 – Comparison of women employment status in the Inner West Council area and Greater Sydney, 2016

- Compared to the employment status of women in Greater Sydney, a higher proportion of Inner West women are employed full-time, with 57.5%, compared to 50.1% for Greater Sydney women in the labour force. This conversely affects part-time employment figures, where Greater Sydney women have a higher representation in part-time employment.
- Unemployment of women in Greater Sydney is higher than that of women in the Inner West Council area - 6.2% compared to 4.6%.

Industry of employment

Comparison of employment of women and male residents by industry of employment highlights industries where there may be an overrepresentation of a particular sex. Four main industries of employment were selected for analysis in this report:

- Accommodation and Food Services
- Administrative and Support Services
- Health Care and Social Assistance
- Retail Trade

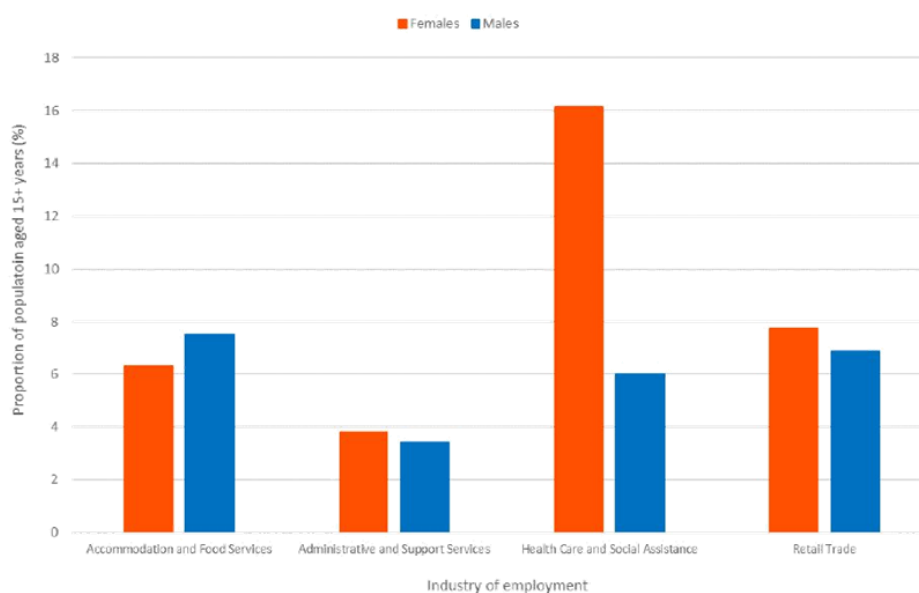


Chart 6 – Comparison of women and male employment by selected industry of employment, Inner West Council area, 2016

- The industry sector with the highest proportion of employed women is “Health Care and Social Assistance”, with 16.1% of all employed women aged 15+ in this industry, compared to only 6% of males.
- “Retail trade” employs 7.8% of employed women in the Inner West Council area and 6.8% of males. Similar proportions are recorded for “Accommodation and Food Services” with 6.3% of employed Inner West women in this industry compared to 7.5% of males.
- Finally, the “Administrative and Support Services” industry employs 3.8% of employed Inner West women and 3.4% of employed males.

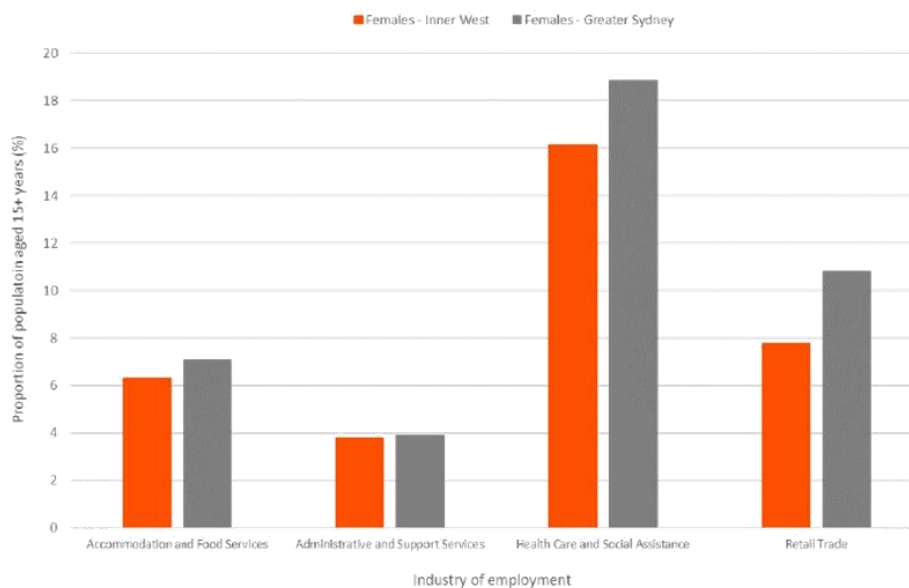


Chart 7 – Comparison of women and male employment by selected industry of employment, Inner West Council area, 2016

- Compared to employed women in Greater Sydney, the Inner West Council area has a lower proportion of women employed in all four selected industries than Greater Sydney. Most notably, the “Health Care and Social Assistance” industry employs 18.8% of Greater Sydney’s women and is the highest employing industry for women.

Individual income

Individual income statistics are an indicator of socioeconomic status and help tell the story of the Inner West Council area's economic opportunities and socioeconomic status. The amount of income an individual receives is linked to several factors, including employment status, age (for instance students and retirees often receive a lower income), qualifications and type of employment. For women and males, the information in this section is strongly related to the previous section (Employment Status) and also needs to be utilised in conjunction with the next two sections, which relate to the hours worked by women and males as well as our way of “normalising” income by

making calculations about median hours worked to calculate an “average hourly rate” for women and males, by industry of employment.

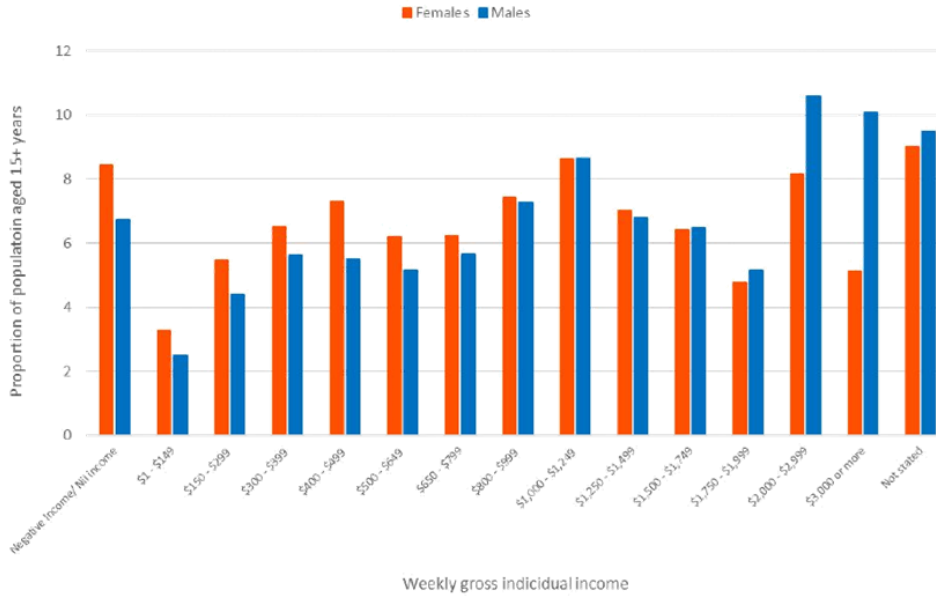


Chart 8 – Individual income statistics for women and males in the Inner West Council area, 2016

- In terms of gross individual income, women in the Inner West Council area have lower individual incomes than males. The median weekly gross individual income for women in 2016 was \$855, whereas for males, the median was \$1,070.
- Almost 51% of Inner West women’ individual incomes are less than \$1,000 per week, compared to 43% for Inner West males (aged 15+).
- Similar proportions of Inner West women and males received an individual income between \$1,000 and \$1,999 per week.
- In higher personal income bands, males are represented much more than women and this could be related to the proportion of males working in full-time roles among other things such as industries of employment as well as issues such as gender-based income inequality.

- Only 13% of Inner West women aged over 15 receive a weekly income of \$2,000 or more compared to 21% of Inner West males. The highest reported income category, \$3,000 or more per week includes almost twice the proportion of males as women, 5.1% compared to 10.1% for males.

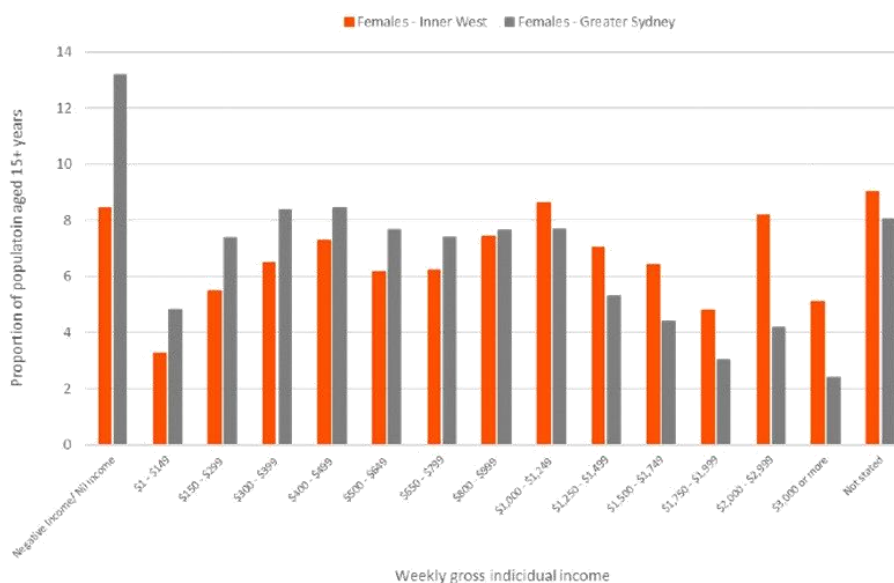


Chart 9 – Individual income statistics for Inner West women compared to Greater Sydney women, 2016

- Compared to women residents (aged 15+) in the Inner West Council area, a significantly more significant proportion of women in Greater Sydney received negative or nil income. Nil/negative income refers to either people who earn no income or technically have a negative income. Negative income in the Census includes people who own their own business and report negative income due to losses or negative gearing of rentals. In Greater Sydney, 13.2% of women were in this category compared to 8.4% in the Inner West Council area. It is acknowledged that this Census category could be improved where nil and negative are separated as it is more likely to be “well-off” residents who are counted in the “negative income” category.
- A lower proportion of women in the Inner West Council area received a weekly individual income of less than \$1,000, with 51%, compared to 65% of Greater Sydney women who

receive less than \$1,000 per week.

- The Inner West Council area has a higher proportion of women with individual incomes above \$2,000 per week, an indication of the roles and professions Inner West women are in and the hours worked (see next section). Over 13% of Inner West women received a weekly income of more than \$2,000 compared to 6.5% of women in Greater Sydney.

Hours worked

Assessment of “hours worked” statistics provides further insight into women residents’ employment characteristics and income sources. Along with individual income statistics, “hours worked” should also be assessed in conjunction with unpaid care and childcare, tasks and jobs that are not counted as traditional employment but sometimes disproportionately taken on by women, thus impacting their financial wellbeing. Hours worked includes the number of hours worked in all jobs held during the week before Census night and excludes any time off but includes overtime and extra time worked.

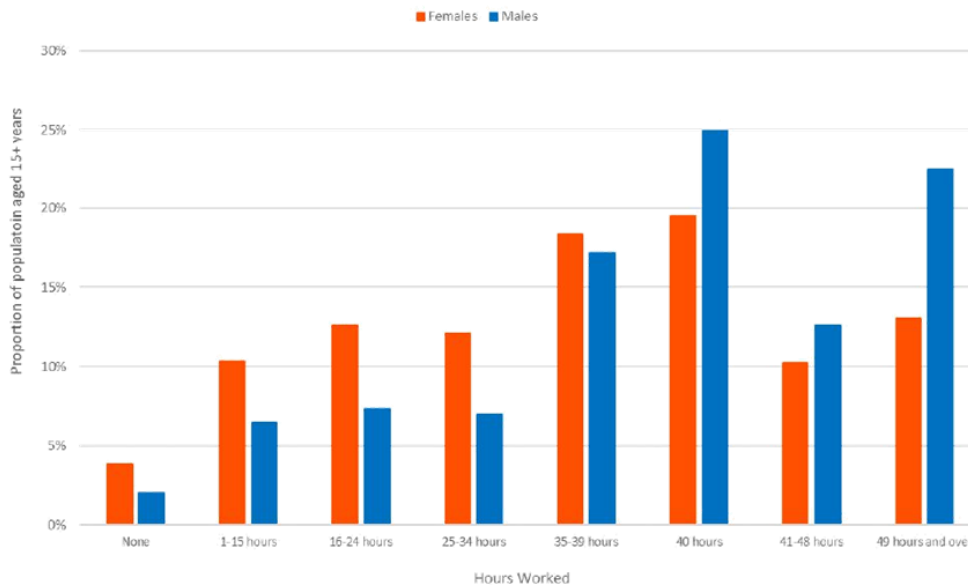


Chart 10 – Hours worked per week for employed Inner West women and males, 2016

- Almost 4% of employed Inner West women did not work any hours in the week leading up to Census night in 2016 compared to only 2% of employed males.
- A much higher proportion of employed women worked less than 40 hours per week than males, with 53% of women and 38% of males in this category. This is related to the proportion of women in part-time employment described in section 6.
- A lower proportion of women worked 40 hours per week, the most typical weekly total, with 19.5% of employed Inner West women in this category compared to 25% of males.
- For the “hours worked” categories above 40 hours, Inner West women were also lower in proportion, especially in the category of 49 hours and over with 13.1% of women and 22.4% of males.

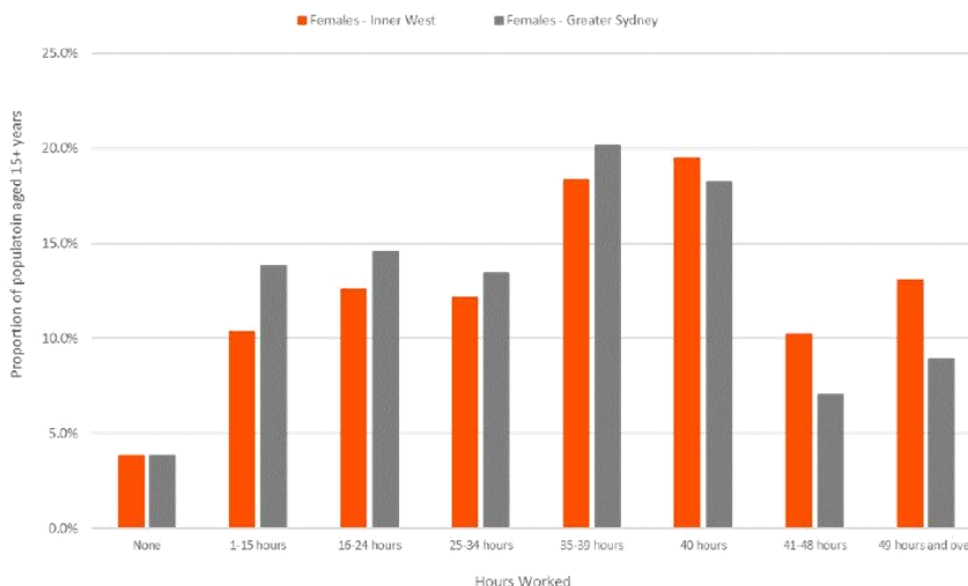


Chart 11 – Hours worked per week for employed Inner West women compared to Greater Sydney women, 2016

- The same proportion of both Inner West Council area and Greater Sydney women did not work any hours in the week leading up to Census night in 2016, with 3.8% of both groups in this category.

- A lower proportion of Inner West women worked less than 40 hours per week, with 53%, compared to 62% of Greater Sydney women who worked less than 40 hours. This is again related to part-time employment and the fact that a more significant proportion of Greater Sydney women worked in part-time employment (see chart 7).
- Almost 20% of Inner West women worked 40 hours per week, compared to 18% in Greater Sydney as a whole.
- A significantly higher proportion of Inner West women worked more than 40 hours per week than Greater Sydney - 23% compared to 16% in Greater Sydney.

Average hourly rates by occupation

Assessment of total individual income and hours worked are affected by employment status and whether an individual is employed part-time or full-time. Naturally, if more women are employed in part-time roles than males, their individual income statistics and hours worked will reflect this and hinder any comparison or ability to conclude equity or potential wage gaps.

An analysis technique that overcomes this issue is to compare the median salary and median hours worked of women and males in particular industries of employment. By creating a median “average hourly rate” per industry of employment for women and males, a comparison of income per hour worked is possible. This analysis is possible by creating an “hourly rate” with median personal incomes by industry per sex and median hours worked by industry per sex. The ten industries selected for this analysis represent 74% of Inner West’s total employed persons, that is – 81.5% of employed Inner West women and 73.9% of employed Inner West males.

Below are the results of this analysis for women and males in the Inner West Council area and a comparison of average hourly rates between Inner West women and Greater Sydney women.

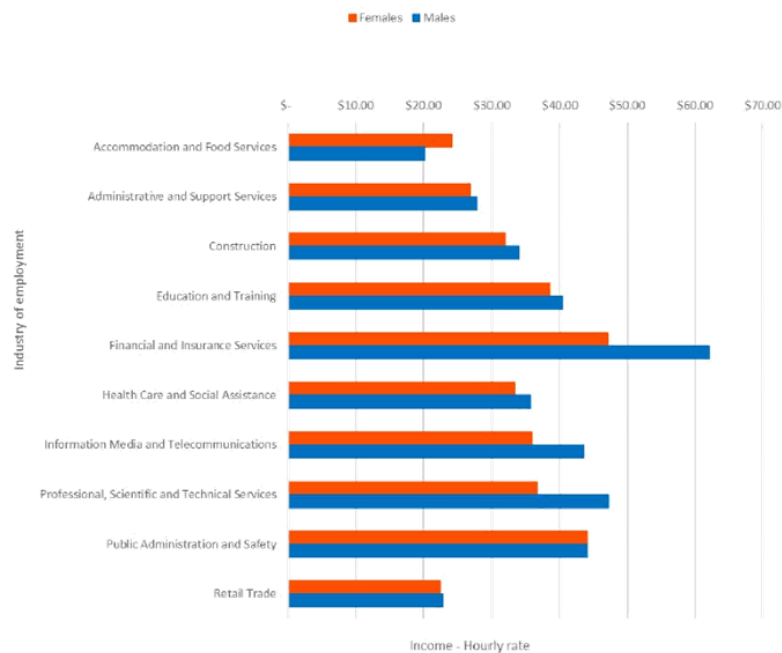


Chart 12 – Calculated hourly rates of income by industry for Inner West women and males, 2016

- Males receive a higher hourly rate than women in almost all employment industries in the Inner West Council area. The largest difference is in “Financial and Insurance Services” where employed Inner West male residents receive \$62.03 compared to \$47.08 for women, perhaps indicating that the job types within this industry are very different for women and males (e.g. employed males may be in higher, senior positions).
- Two other industries where the difference in women and male average hourly rates is significant are “Information, Media and Telecommunications” and “Professional, Scientific and Technical Services”. For more insight into the jobs included in these industry sectors, please visit: <https://economy.id.com.au/inner-west/employment-by-industry>.
- For many of the other selected industry sectors, employed male residents receive a higher hourly rate of income, but the differences are only between \$1 and \$2 per hour.
- The only selected industry where women receive higher average hourly rates than employed males is “Accommodation and Food Industry” with employed women receiving \$24.20 per

hour, compared to \$20.16 for males.

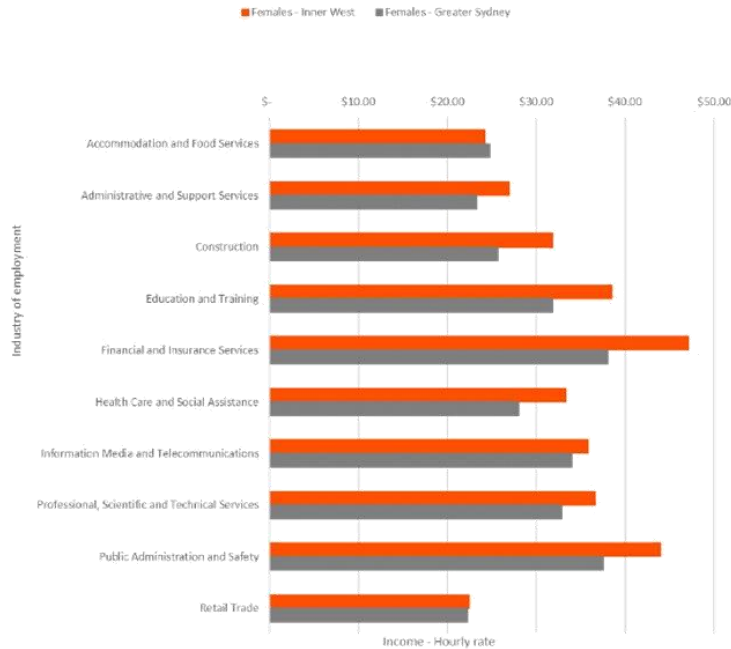


Chart 13 – Calculated hourly rates of income by industry for employed Inner West women compared to Greater Sydney women, 2016

- When comparing the average hourly rates of income of Inner West women and Greater Sydney women, Inner West women have higher hourly rates of personal income in almost all selected industries.
- The most significant differences are in the “Financial and Insurance Services”, “Education and Training”, “Public Administration and Safety” and “Construction” industries, where Inner West women receive, on average, \$7.04 more per hour than women in those industries across Greater Sydney.
- The “Accommodation and Food Industry” is the only instance where Greater Sydney women receive a higher hourly rate than Inner West women, \$24.75 per hour compared to \$24.20 per hour for Inner West women.

- It should be noted that although Inner West women may receive higher hourly rates of individual income than Greater Sydney in most of the selected industries, this analysis does not consider expenses or any higher costs of living which Inner West women may have that could reduce some of the financial advantages.

Disengagement

Engagement in employment and education looks at the level of participation by age and sex of the labour market or full or part-time education. A full-time employed or full-time student would be "Fully engaged", while part-time students may be fully engaged if they are also employed or partly engaged if they are not working. Engagement in the labour and education market is highly dependent on age. Retirees are generally disengaged, while stay-at-home parents are also likely to be disengaged, by this definition. The rate of engagement, particularly in the younger and working age groups, can be affected by access to strong employment and education markets and a measure of socioeconomic status and welfare dependency in an area.

This section of the report assesses disengagement of Inner West women and male residents by age and focuses on youth disengagement.

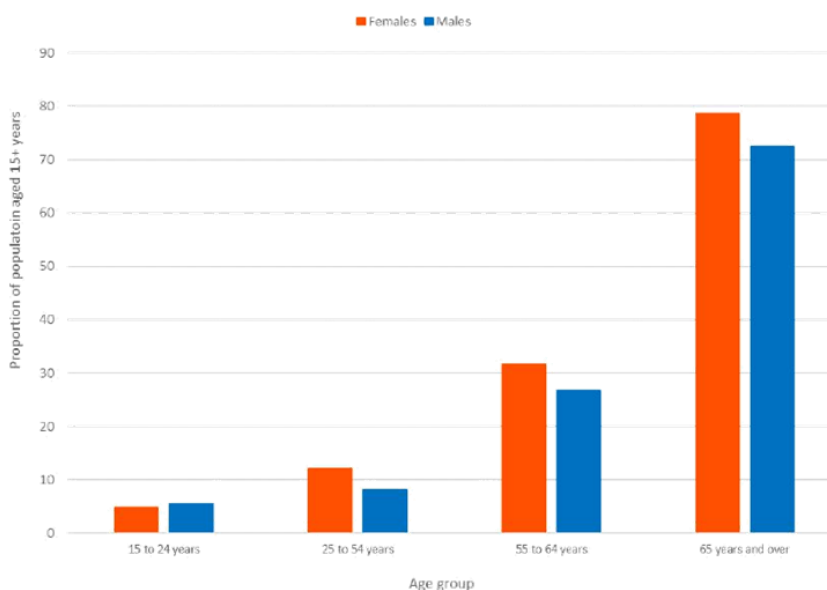


Chart 14 – Disengagement by age for Inner West women and male residents, 2016

- Overall, a higher proportion of women than males are disengaged in the Inner West Council area, with 24% of women aged 15+ years and 19% of males.
- Unsurprisingly, disengagement for both sexes is highest in the 65+ age group, as by definition, many retirees would be considered “disengaged”. Women, however, have a slightly higher representation in this age group, 79% compared to 73% for males, suggesting perhaps that some males remain in the workforce beyond 65 years of age.
- For younger age groups, disengagement is higher for males than women in the 15-24-year-old age group and higher for women in the 25-54 and 55-64 age groups. Disengagement in younger age groups is a concern, as it shows a lack of participation in the workforce or formal education. Large numbers of people in this category can indicate a lack of access to employment or education facilities or a population in need of targeted services to assist them in gaining a foothold in society.
- Disengagement of women aged 25-54 years is likely related to parental leave or disengagement from the workforce due to home childcare. Section 12 looks at childcare by sex in more detail.
- Higher disengagement of women aged 55-64 years could suggest difficulty in remaining in the workforce for women of this age.

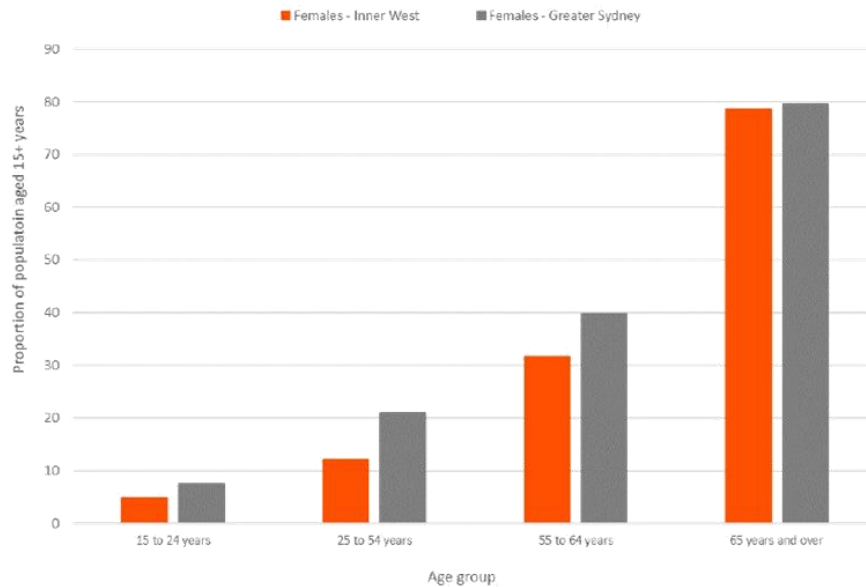


Chart 15 – Disengagement by age for Inner West women compared to Greater Sydney women, 2016

- Compared to Greater Sydney, Inner West women have a lower level of disengagement in the younger age groups and a similar level of disengagement in the “65 years and over” age group as Greater Sydney.
- In particular, disengagement of 25-54-year-old women in the Inner West Council area is much lower than that of women in Greater Sydney as a whole, with 12% of Inner West 25-54-year-old women disengaged, compared to 21% of women in Greater Sydney as a whole.

Provision of unpaid care

Unpaid care refers to the proportion of people aged 15 years and over providing unpaid care for the aged and disabled. It is an essential indicator of the value of unpaid work in the Inner West Council area and the potential level of demand for the government's aged and disability care services. An increasing proportion of carers among the population may indicate inadequate aged care provision, or the need for in-home support, or support for the carers themselves.

Provision of unpaid care	Women (total)	Males (total)	Women (%)	Males (%)
Provided unpaid assistance	9,329	6,254	11.7%	8.4%
No unpaid assistance provided	63,649	61,271	79.8%	82.3%
Not stated	6,734	6,900	8.4%	9.3%

Table 4 – Provision of unpaid assistance, Inner West women and males aged 15+ years, 2016

- A higher proportion of Inner West women than males provided unpaid assistance, with 11.7% of women and 8.4% of males aged over 15 years.

Provision of unpaid care	Women – Inner West (%)	Women – Gr. Sydney (%)
Provided unpaid assistance	11.7%	13.0%
No unpaid assistance provided	79.8%	79.2%
Not stated	8.4%	7.8%

Table 5 – Provision of unpaid assistance, Inner West women compared to Greater Sydney women (aged 15+ years), 2016

- A slightly higher proportion of Greater Sydney women provided unpaid assistance than Inner West women - 13%, compared to 11.7%.
- A lower proportion of Greater Sydney women provided “not stated” answers in the 2016 Census, hence why the “No unpaid assistance provided” proportions are similar for the two groups.

Provision of childcare

Many different factors determine the role of unpaid childcare. For example, areas with high levels of unpaid childcare may have a dominance of single-income families with one significant earner. There could be a lack of provision of paid childcare in the area. The Census question asks explicitly respondents to differentiate between caring for their own children and caring for others' children. The level to which people care for others' children can also indicate extended family roles (e.g., grandparents caring for grandchildren, family daycare).

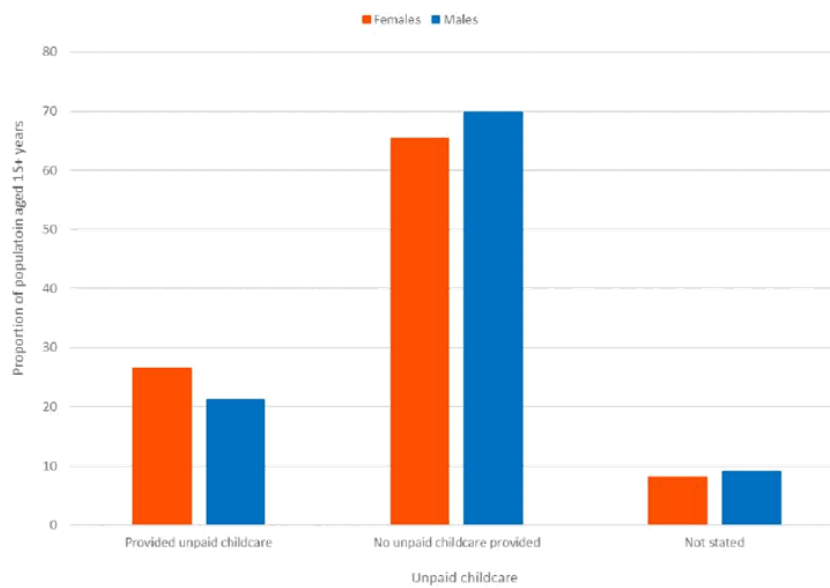


Chart 16 – Provision of childcare by women and males age 15+ in the Inner West Council area, 2016

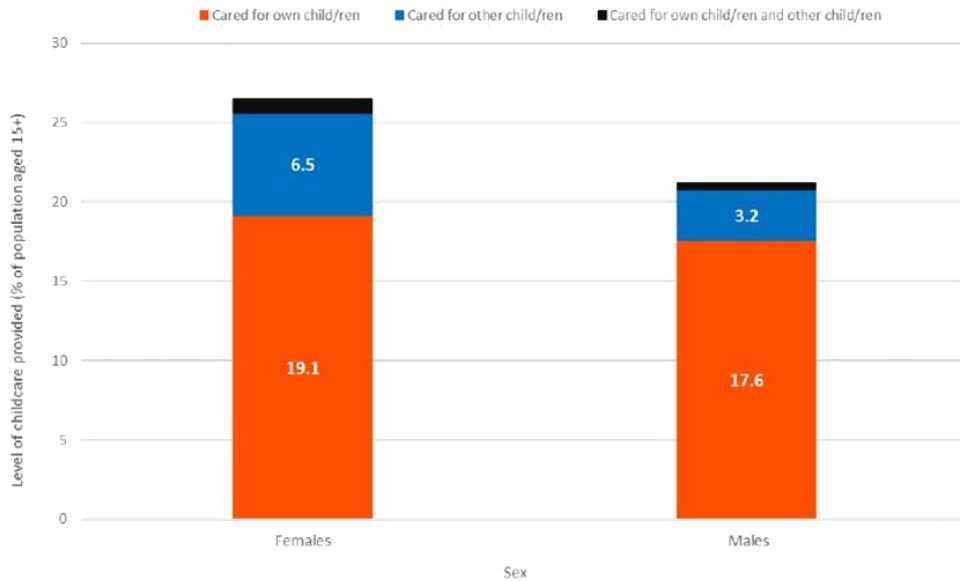


Chart 17 – Level of childcare provided by Inner West women and males, 2016

- A more significant proportion of women provided childcare in the Inner West Council area, with 27% of all women aged 15+, compared to 21% of males.
- The most common type of childcare for both women and males is caring for their own children, with 19.1% of Inner West women and 17.6% of all males aged over 15 years providing childcare for their own children.
- A notably higher proportion of women provide childcare for other child/ren. This includes grandmothers, aunts, women guardians or even women non-family members who provide childcare for other people's children. A much smaller proportion of males provides care for others' children.
- A very low proportion of Inner West women and males provide childcare for their own and others' children.

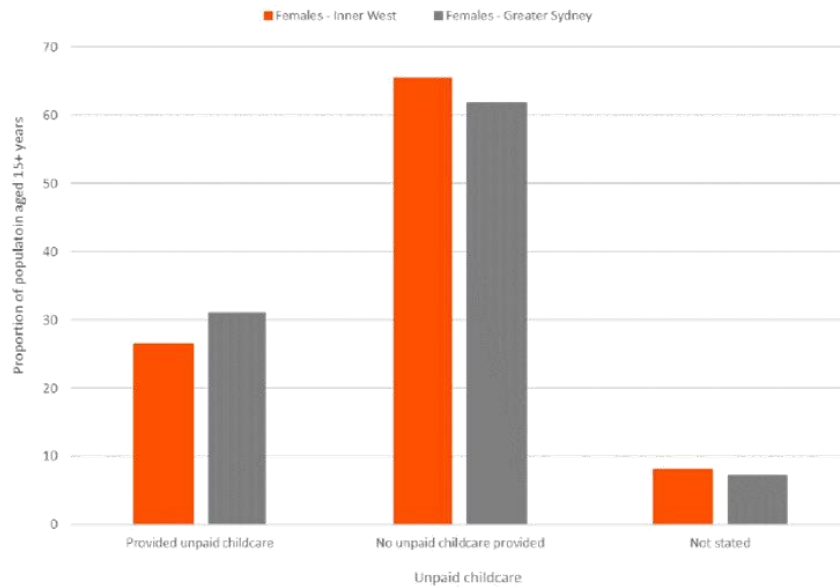


Chart 18 – Provision of childcare by Inner West women compared to Greater Sydney women, 2016

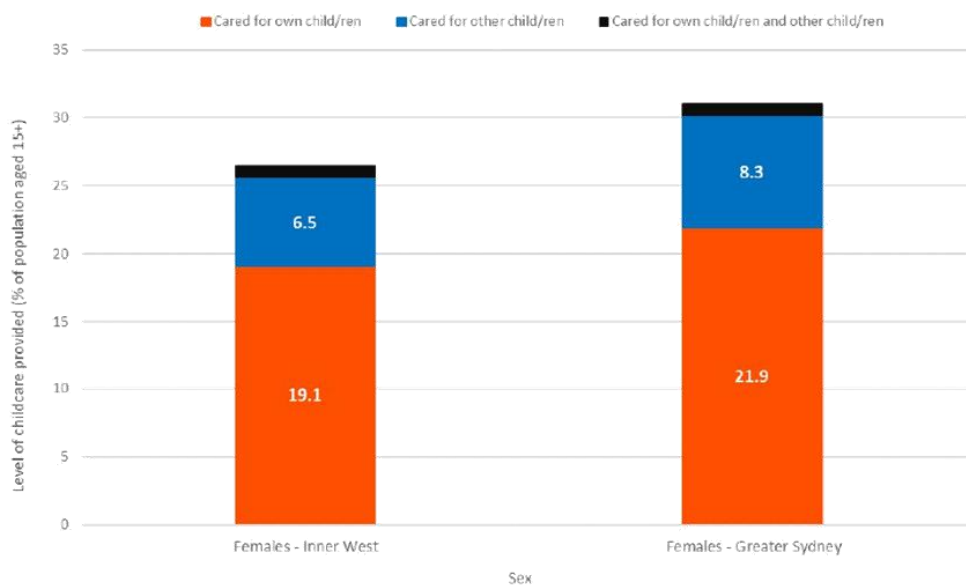


Chart 19 – Level of childcare provided by Inner West women compared to Greater Sydney women, 2016

- Childcare characteristics of Inner West women are similar to those of Greater Sydney women. A similar proportion provides childcare – 27% of Inner West women and 31% of Greater Sydney women.
- A slightly higher proportion of Greater Sydney women provided childcare for their own child/ren than Inner West women and provided childcare for other child/ren.

Proficiency in English

Proficiency in English measures the self-assessed proficiency in spoken English of people who speak a language other than English at home. This kind of information helps service providers determine whether they need to communicate with the local population in languages other than English. When assessed through a gender/sex lens, this information can show if one sex could be experiencing more disadvantage or difficulty communicating if their English proficiency differs significantly from the other sex.

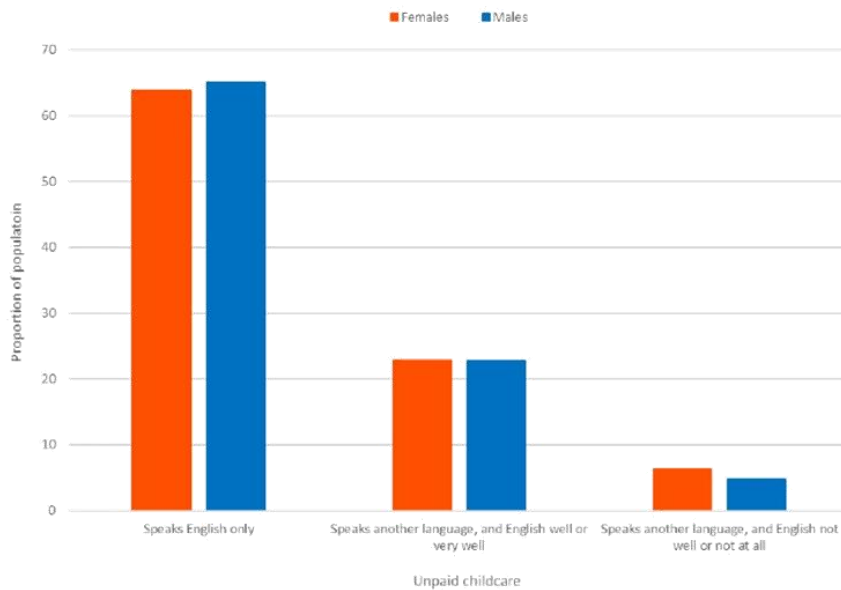


Chart 20 – Proficiency in English for Inner West women and males, 2016

- A very similar proportion of women and males speak English only in the Inner West Council area, with 64% of women and 65% of males. A very similar proportion also speak another language and also speak English “well or very well”.
- The only notable difference is in the category of residents who speak another language and do not speak English well or at all, with 6.4% of women and 4.7% males.

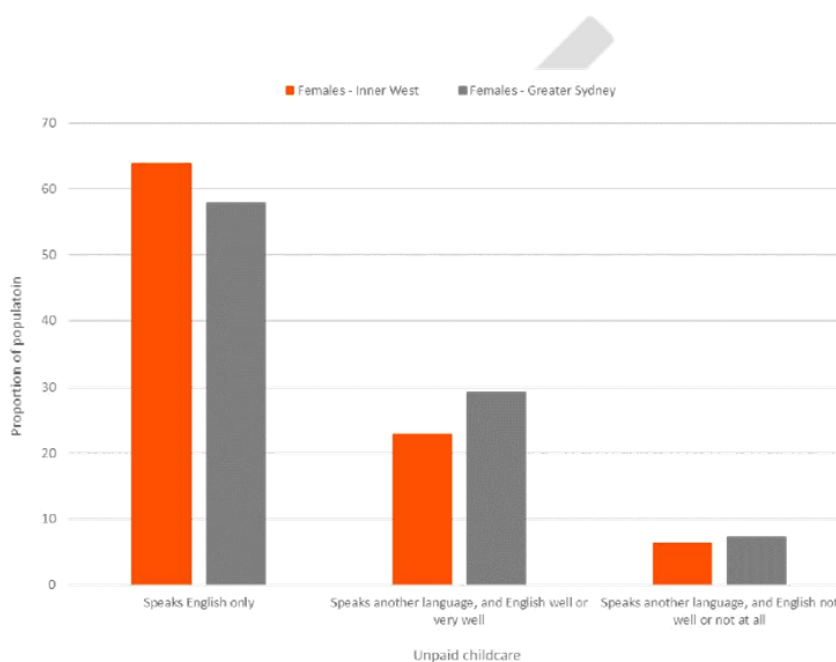


Chart 21 – Proficiency in English for Inner West women compared to Greater Sydney women, 2016

- Compared to Greater Sydney, a higher proportion of Inner West women speak English only, with 64% compared to 58% of Greater Sydney women.
- A lower proportion of Inner West women speak another language and English well or very well – 23% compared to 29% for women in Greater Sydney as a whole.
- A similar proportion of Inner West and Greater Sydney women speak another language and English not well or not at all – 6.4% compared to 7.2% for Greater Sydney.

Highest level of secondary schooling

School completion data is a valuable indicator of socioeconomic status. The information advises planners and decision-makers about people's ability to access services. Combined with Educational qualifications (next section) it also allows assessment of the skill base of the population. Evaluation of this information by sex could reveal some discrepancies and differences which may need to be addressed.

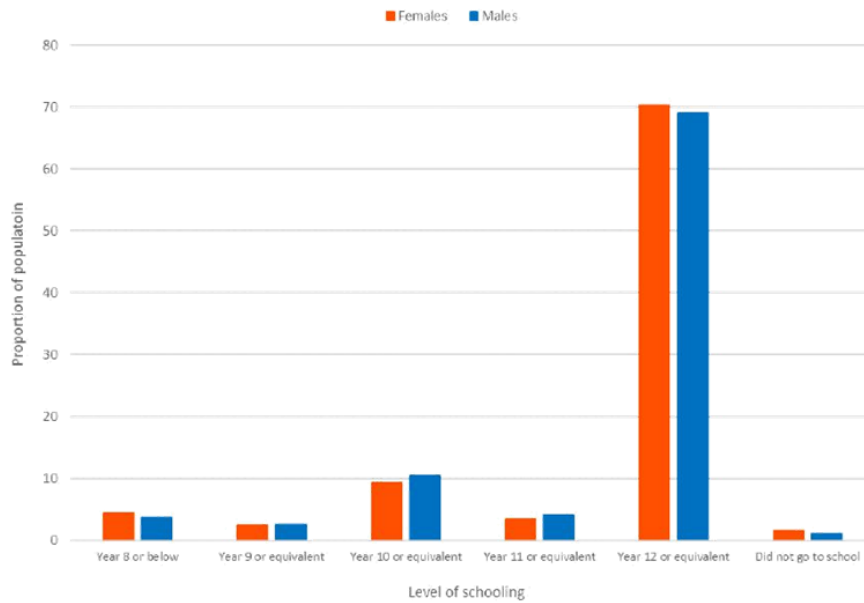


Chart 22 – Highest level of schooling for Inner West women and males, 2016

- The highest level of schooling statistics for Inner West women and males are quite similar. An almost identical proportion of women and males completed Year 12 – 70% of women and 69% of males.
- Almost 20% of women and 21% of males in the Inner West Council area have the highest level of secondary schooling below Year 12.

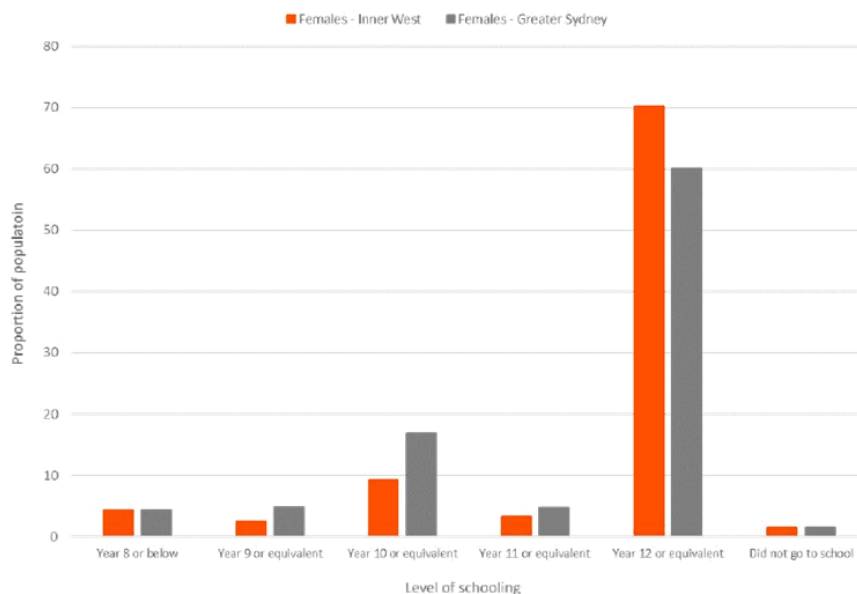


Chart 23 – Highest level of schooling for Inner West women compared to Greater Sydney women, 2016

- Compared to Greater Sydney, a higher proportion of women in the Inner West Council area have Year 12 as their highest level of secondary school completion, 70% compared to 60% for Greater Sydney.
- Although the second-highest level of secondary school completion for both the women residents of Inner West and Greater Sydney is Year 10, the proportions are quite different. Only 9% of women in the Inner West Council area stated Year 10 as their highest school completion level compared to 17% for Greater Sydney.
- Overall, a significantly higher proportion of women in Greater Sydney had the highest levels of secondary schooling below Year 12, with 31%, compared to 20% in the Inner West Council area.

Education qualifications

Educational qualifications relate to education outside of primary and secondary school and are among the most important indicators of socioeconomic status. With other data sources, such as employment status, income and occupation, educational qualifications, help evaluate the area's economic opportunities and socioeconomic status and identify skill gaps in the labour market. As with the previous section, assessing this information by sex could reveal some discrepancies and differences that may need to be addressed.

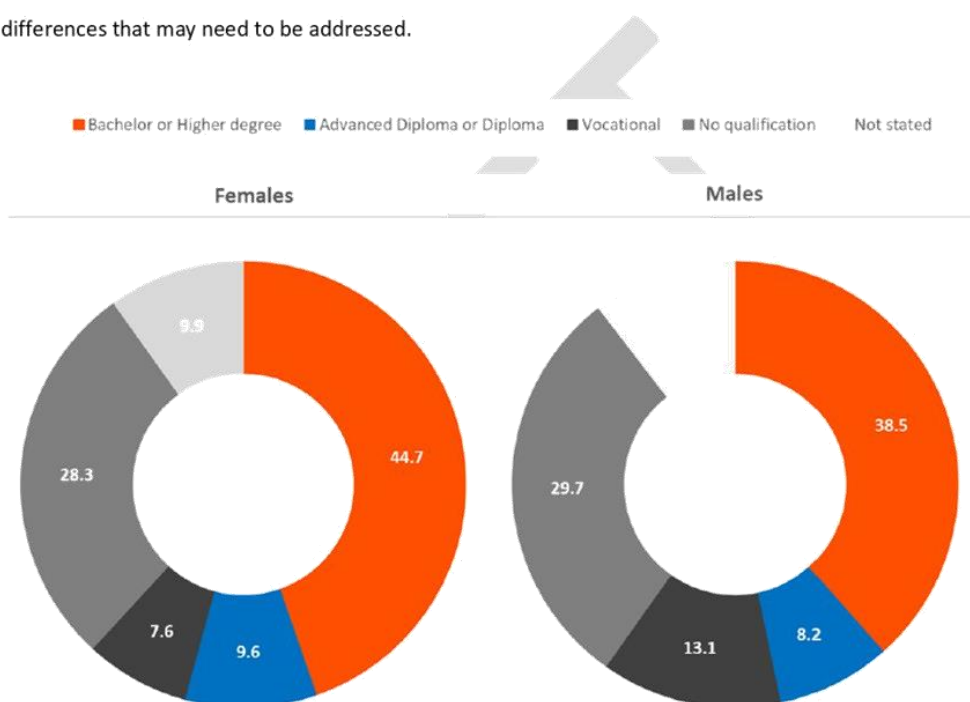


Chart 24 – Education qualifications for women and males in the Inner West Council area, 2016

- Women are more highly educated than males in the Inner West Council area. Almost 45% of women aged 15+ have a Bachelor or Higher Degree qualification compared to 38.5% of males, and almost 10% of women have an Advanced Diploma/Diploma, compared to 8.2% of males.
- A higher proportion of male residents have Vocational qualifications than women in the Inner West Council area, with 13.2% of males and 7.6% of women in this education

qualifications category.

- Lastly, a similar proportion of women and males are represented in the “No qualifications” category, which includes anyone over the age of 15 who is currently in the process of obtaining a qualification as well as those residents over the age of 15 who have not gained any qualifications.

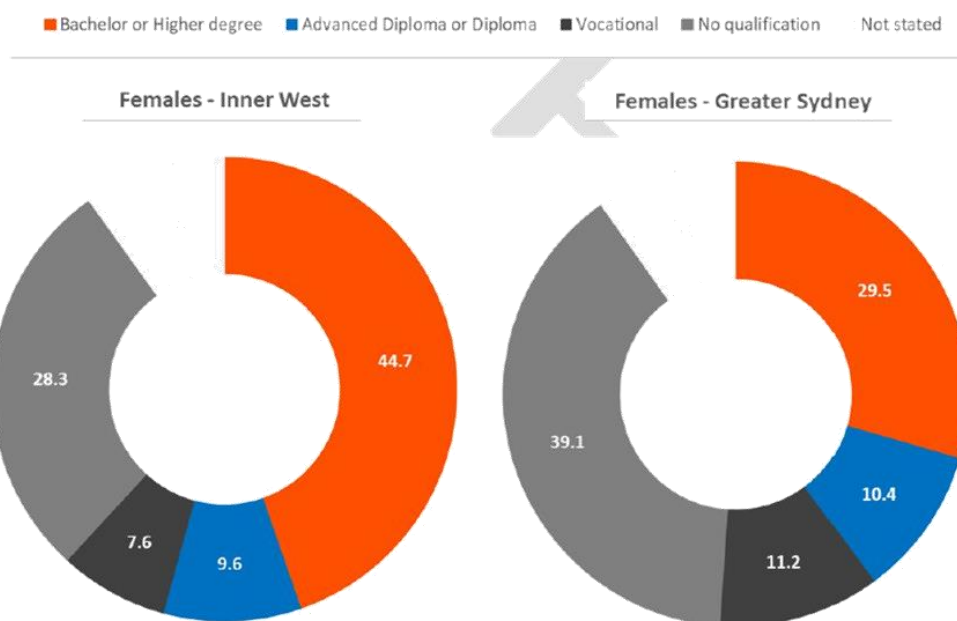


Chart 25 –Education qualifications for women in the Inner West Council area compared to Greater Sydney, 2016

- A significantly higher proportion of women in the Inner West Council area have Bachelor or higher degree qualifications than Greater Sydney overall, with 44.7% in the Inner West Council area than 29.5% in Greater Sydney.
- A similar proportion of women in the Inner West Council area and Greater Sydney have Advanced Diploma/Diploma qualifications. In contrast, a higher proportion of women in Greater Sydney have Vocational qualifications, 11% compared to almost 8% in the Inner West Council area.

- A significantly higher proportion of women in Greater Sydney have no qualification, with 39% in this category, compared to just over 28% of women aged 15+ years in the Inner West Council area.

One parent families

One parent families are a household type that may experience challenges with socioeconomic wellbeing, income levels or childcare. As a whole, 7.9% of Inner West's households are one-parent families. This is slightly lower than the Greater Sydney proportion, which is 10.4% of all households. Women as parents are overrepresented in this household type. Along with some other disadvantageous demographic characteristics, such as lower personal incomes, this data can highlight precisely how different one parent family makeup is in the Inner West Council area and how that compares to Greater Sydney.

Female lone parent Male lone parent

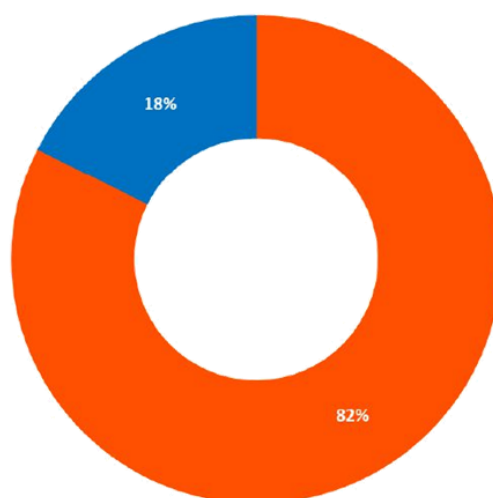


Chart 26 –One parent families by sex of the lone parent, Inner West Council area, 2016

- In 2016, over 5,000 (5,042) one parent families had a women as the lone parent and 1,071 had a male as the lone parent. This equates to 82% of one-parent households with women as parents, a significantly more significant proportion of all one-parent households than males.

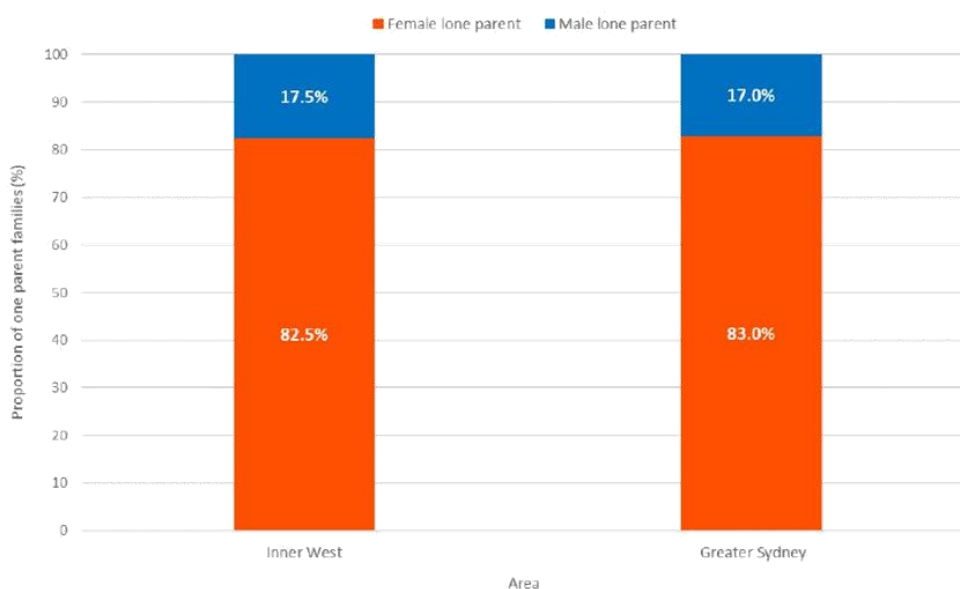


Chart 26 –One parent families by sex of lone parent in the Inner West Council area compared to Greater Sydney, 2016

- The proportions of one-parent families who are women are almost identical in the Inner West Council area in Greater Sydney. Both places record significantly higher proportions of one-parent families who are women.

One parent families in housing stress

A potential disadvantage for one parent families' is housing stress, which is defined as households in the lowest 40% of incomes who are paying more than 30% of their usual gross weekly income on housing costs. These housing costs include payments on home loans or paying rent.

Overall, housing stress levels in the Inner West Council area are lower than that of Greater Sydney, with 8.7% of Inner West households experiencing housing stress (as at 2016), compared to 11.8% of Greater Sydney households. This section assesses housing stress for one-parent families, by sex of the lone parent.

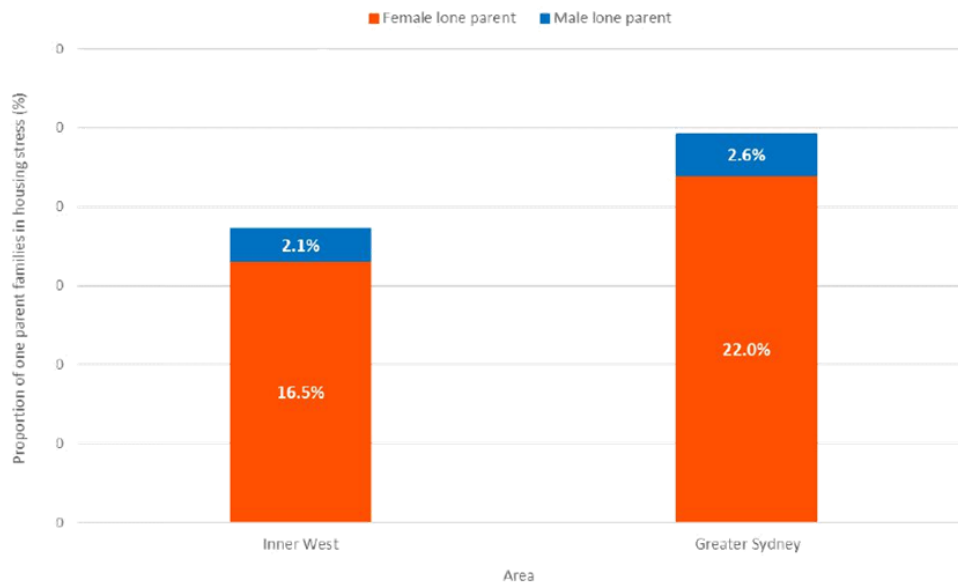


Chart 27 – One parent families in housing stress, by sex, for the Inner West Council area and Greater Sydney, 2016

- In 2016, there were 1,096 one parent families experiencing housing stress in the Inner West Council area. This represents 19% of all one-parent families.
- One parent families with women parents experiencing housing stress represented 16.5% of all one-parent family households. This was a much more significant proportion than one-parent families with male parents experiencing housing stress, making up only 2.1% of all one-parent families.
- In Greater Sydney, 22% of all one-parent families were composed of one parent families with women parents experiencing housing stress, a higher proportion than in the Inner West Council area.

- In both the Inner West Council area and Greater Sydney, women one-parent families were significantly overrepresented in housing stress statistics.

Lone person households

Lone person households are a household type that has different implications depending on age. Younger lone person households may be students or young professionals renting an apartment with no socioeconomic disadvantage. However, older lone person households may be living alone if a partner has passed away and could be experiencing some difficulties with daily tasks, financial difficulties, or other challenges. As women live longer than males, it is expected that a large proportion of lone person households in the older years are women. This section compared the total lone person household figures by sex for the Inner West Council area, compares them to Greater Sydney and then assessed the proportion of women and male lone person households by age.

Female lone person households Male lone person households

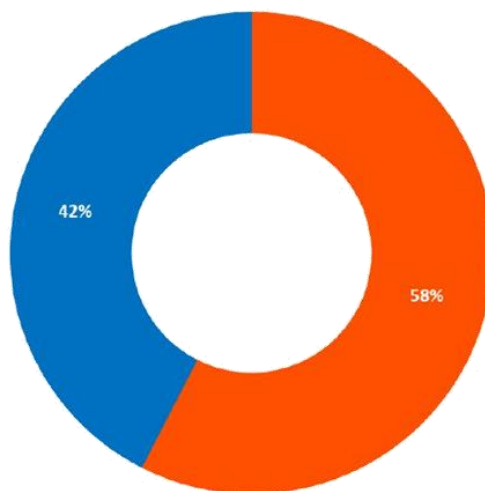


Chart 28 – Lone person households for women and males in the Inner West Council area, 2016

- Almost 60% of lone person households are occupied by women residents in the Inner West Council area. In absolute terms, this was 11,678 households in 2016, compared to 8,619 male lone person households.

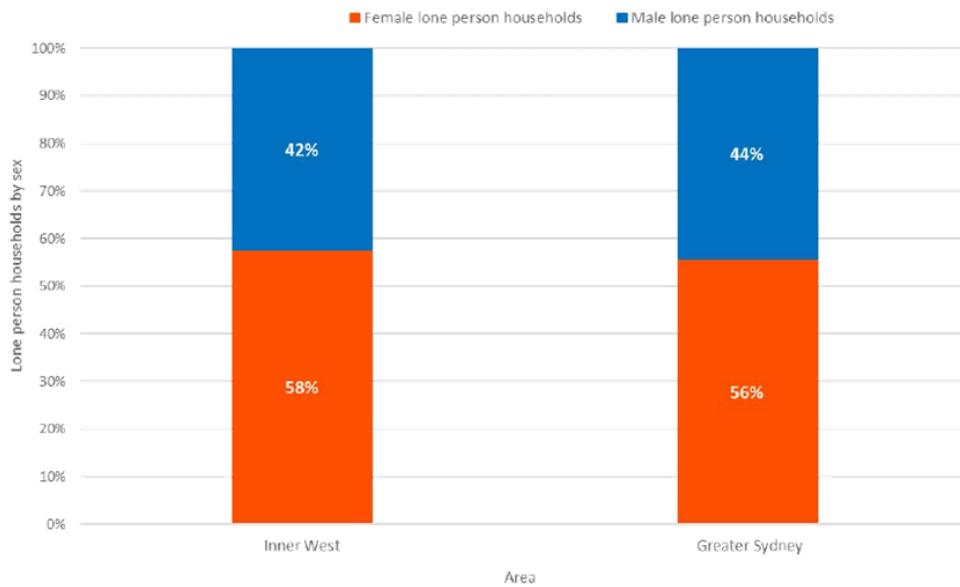


Chart 29 – Lone person households for women and males in the Inner West Council area compared to Greater Sydney, 2016

- The proportions of lone person households with women compared to male residents are similar in the Inner West Council area and Greater Sydney.

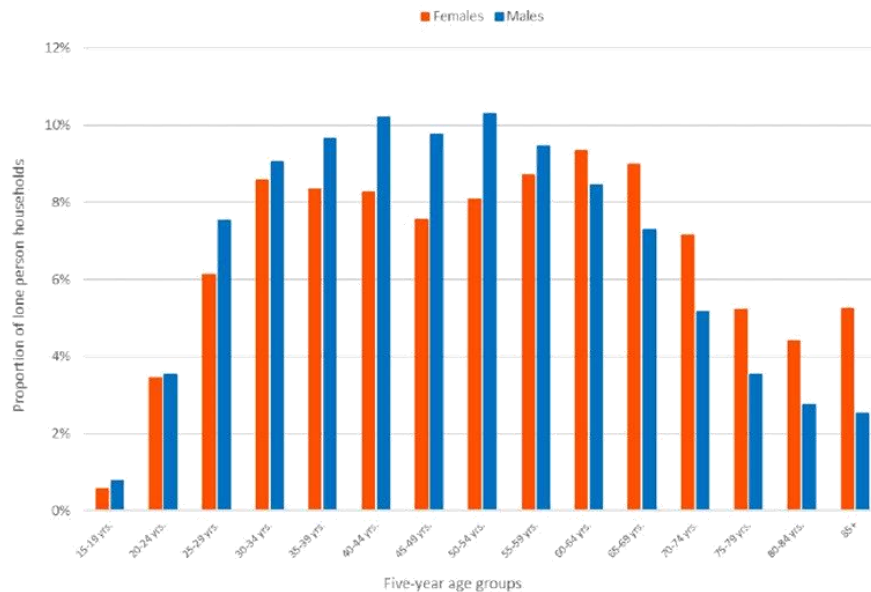


Chart 30 – Lone person households by age and sex, Inner West Council area, 2016

- Chart 30 illustrates the proportion of lone person households by age group and sex. In younger age groups, especially 35-54, a larger proportion of males live in lone person households than women. Slightly more than 10% of male lone person households have residents aged 50-54 years, for example, compared to 8% of women lone person households in this age group.
- In older age groups, namely above the age of 65, there is a higher representation of women, with 31% of all women lone person households having residents older than 65 years, compared to 21% of males.
- The proportions are most noticeable in the 85+ age group, where 5% of all women lone person households are in this age group, compared to 3% for male lone person households.

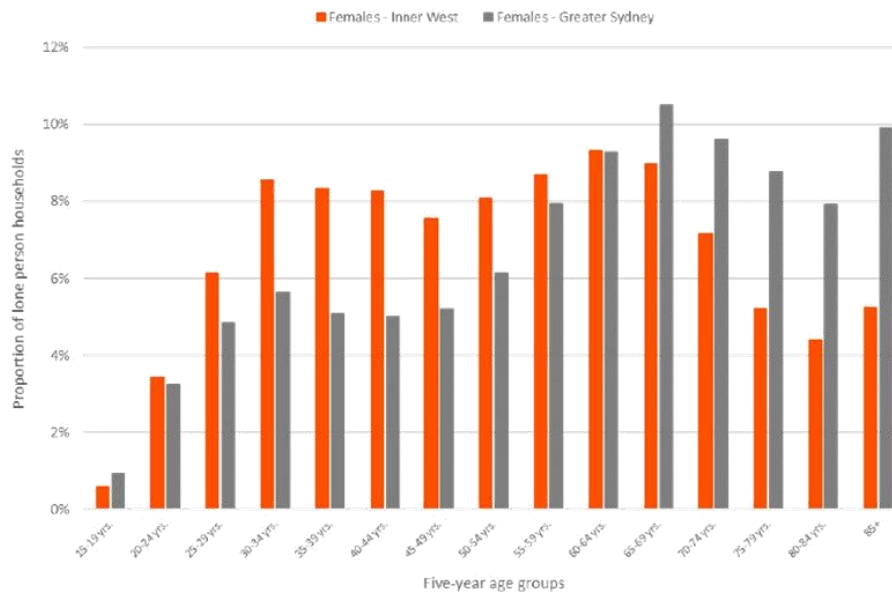


Chart 31 – Lone person households by age for women in the Inner West Council area compared to Greater Sydney, 2016

- Compared to Greater Sydney, there is a much higher proportion of younger lone person households in the Inner West Council area, with 69% of all women lone person households having residents younger than 65 years as occupants. In Greater Sydney, this proportion is 53%.
- On the other hand, Greater Sydney has a much higher proportion of older women lone person households, with 47% of all women lone person households having residents older than 65 years as occupants, compared to 31% in the Inner West Council area.
- The oldest age group of 85 years and over contains only 5% of all Inner West women lone person households, whereas in Greater Sydney, 10% of all women lone person households have residents of this age as occupants.

Residents in non-private dwellings

Non-private dwellings, in statistical terms, refer to dwellings that provide a communal form of accommodation such as hotels, motels, prisons, nursing homes, hospitals, army barracks, staff quarters, boarding houses, homeless shelters, youth hostels and ski lodges. In most areas, non-private dwellings statistics refer to residents living in boarding houses (if younger) and in nursing homes (if older).

Assessment of non-private dwelling statistics for the Inner West Council area by age and sex reveals whether there are any over-representations of women or males living in non-private dwellings. In the Inner West Council area, 2.5% of women (2,346 residents) and 3.4% of males (3,018 residents) live in non-private dwellings. In Greater Sydney, the proportions of residents living in non-private dwellings are slightly higher, with 3% of women and 3.5% of males living in non-private dwellings.

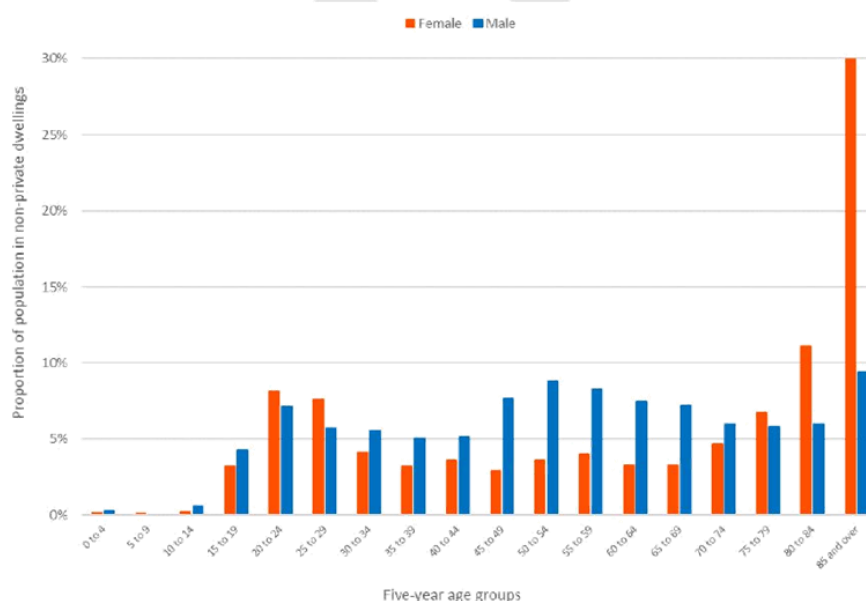


Chart 32 – Population in non-private dwellings by age and sex, Inner West Council area, 2016

- Most women living in non-private dwellings are older women aged 80 years and over and represent people living in nursing homes/aged care facilities. A total of 41% of women living in non-private dwellings are aged 80 years and over, compared to 15% of males living in non-

private dwellings. This is closely related to the age structure of women and the fact that women live longer than males. Another likely reason for a significantly higher proportion of older women living in nursing homes/aged care facilities is that older lone women will move into aged care if their male partners pass away.

- Most male residents of the Inner West Council area who live in non-private dwellings are aged 45-64 years, with 32% of all males in non-private dwellings in this age cohort, compared to only 14% of women.

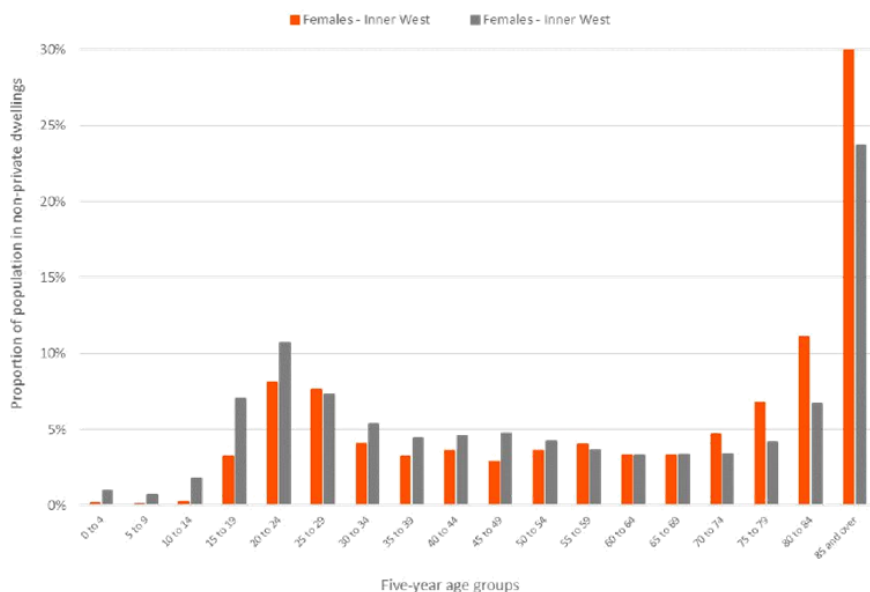


Chart 33 – Population in non-private dwellings by age for women in the Inner West Council area compared to Greater Sydney, 2016

- The statistics for women aged 15-24 years living in non-private dwellings show a higher proportion for Greater Sydney than the Inner West Council area, with 18% of Greater Sydney women living in non-private dwellings being of this age, compared to 11% in the Inner West Council area. This is related to tertiary education and the uptake of student accommodation and/or student boarding houses.
- Compared to Greater Sydney, Inner West women living in non-private dwellings have a higher representation in older age groups. This is not related to the age structure. As

illustrated in section 3, Greater Sydney has a higher proportion of the women population aged over 80 years than the Inner West Council area. This higher “uptake” of nursing homes/aged care facilities by women in the Inner West Council area could be related to the ability to afford such accommodation and also perhaps availability of and proximity to several nursing aged care facilities in the area, thus making living in aged care facilities more accessible to Inner West women.

Residents living in temporary accommodation

Understanding the proportion of residents who live in temporary accommodation, hostels for the homeless, night shelter or other refuges helps understand if this is a significant problem in the area and for this project – if one sex is more highly represented in the statistics than the other.

In 2016, 340 Inner West Council area residents were recorded as living in hostels for the homeless, night shelters, refuges and other welfare institutions. While this number represents only 0.2% of the Inner West Council area’s population as of 2016, there are significant differences in the women and male breakdowns.

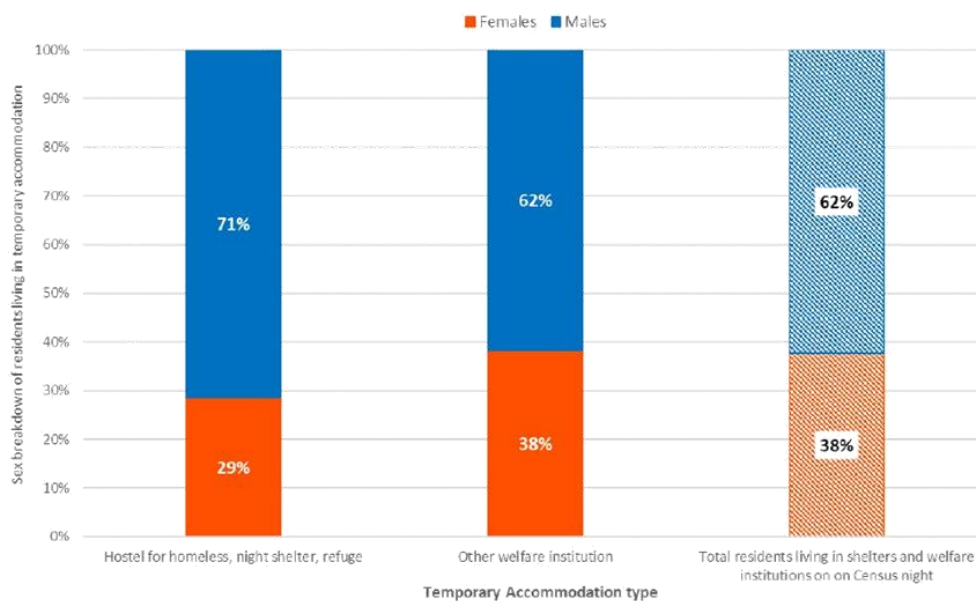


Chart 34 – Residents living in temporary accommodation, for women and males in the Inner West Council area, 2016.

- Most Inner West Council area residents who live in different types of temporary accommodation are males. For all types of temporary accommodation, 62% of residents are male and 38% women.

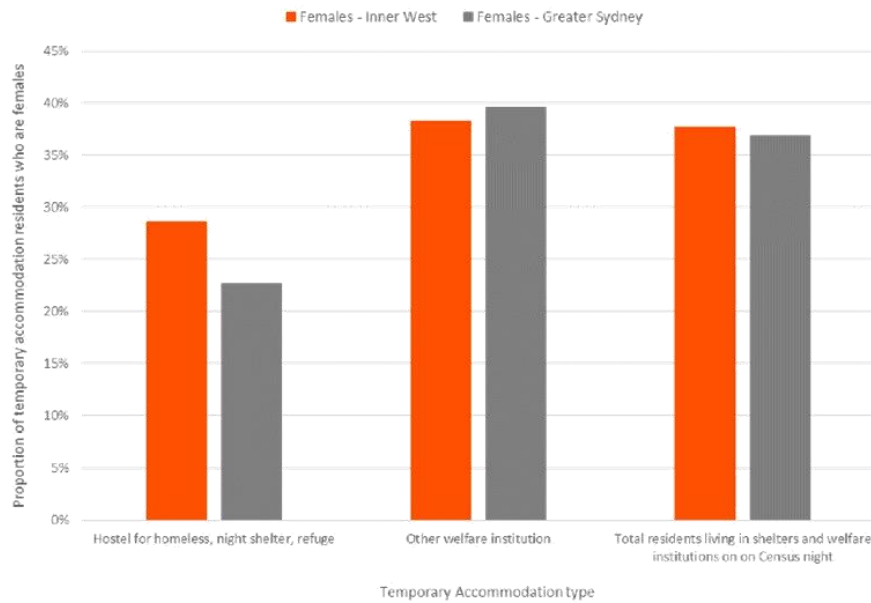


Chart 35 – Comparison of women temporary accommodation residents in the Inner West Council area compared to Greater Sydney, 2016

- An almost identical proportion of temporary accommodation residents are women in the Inner West Council area than in Greater Sydney. The most considerable difference is in the sex makeup of people who live in hostels for the homeless, night shelters of refuges – where in the Inner West Council area, 29% of residents in this temporary accommodation are women compared to 23% in Greater Sydney.

Summary of findings

Research into the differences between women and males in the Inner West Council area, from a socioeconomic and demographic perspective, reveals that women here are more disadvantaged than males in most cases. On the other hand, when compared to women in Greater Sydney as a whole, the socioeconomic statistics of Inner West women are better and show a higher level of advantage. As explained several times, however, many factors, including the cost of living in the Inner West Council area are not considered and may reduce some of these apparent advantages.

Compared to males in the Inner West Council area, women residents are:

- Older,
- More likely to need assistance due to disability (especially in older age),
- Less likely to be employed full-time,
- Less likely to work more than 40 hours per week,
- More likely to be employed in sectors such as “Health care and social assistance”,
- Less well-off from both an individual income and hourly rate perspective,
- More disengaged from employment and education,
- More likely to provide unpaid assistance/care and
- More likely to provide unpaid childcare to their own children as well as others’ children,
- No more diverse from an English proficiency perspective,
- More educated with larger proportions having higher tertiary qualifications,
- Much more represented in one-parent family statistics and
- More likely to be experiencing housing stress as a lone parent,
- More likely to be living in non-private dwellings at an older age and
- Less likely to be living in temporary accommodation.

However, when compared to women in Greater Sydney overall, Inner West women are:

- Younger,
- Almost as likely to need assistance due to disability,
- More likely to be employed full-time,
- More likely to work above 40 hours per week,
- Less likely to work in industries such as “Retail trade” or “Health care and social assistance”,
- More well-off, from both an individual income and hourly rate perspective,
- Less disengaged from employment and education, especially in the younger age groups,
- Less likely to provide unpaid assistance/care and
- Slightly less likely to provide unpaid childcare to their own children as well as others’ children,
- Less diverse from an English proficiency perspective,
- More educated at high school and higher education levels,
- Equally represented in one-parent family statistics and
- Less likely to be experiencing housing stress as a lone parent
- More likely to be living in non-private dwellings, especially at an older age and
- As likely to be living in temporary accommodation.

The findings from the comparison of demographic and socioeconomic characteristics of women and males will assist Inner West Council with creating the “Gender Equity” strategy and allow for informed decisions to be made.

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.id's team of population experts combine an in-depth knowledge of people and places with interactive web applications to help organisations decide where and when to locate their services to meet changing needs.

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Because of our passion for society, we are excited by the projects we engage in, and genuinely interested in the outcomes. This means we work very closely with our clients on scoping projects. We design projects that are pointy, practical and achievable. We draw meaning from data to provide insights that inject confidence into the decision-making process.



expertise Team of over 40 people with extensive knowledge of people and places, helping local governments tackle community and social issues.



understanding 20 years of development and service to local government. Today we work with over 250 councils providing over 650 online information resources and consulting services



evidence Online resources inform in depth analysis which connects demographic, economic, housing, and population forecasting information.



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Attachment 1: Implementation Action Plan: Phase 1 – Inner West Council (IWC) Gender Equity Strategy 2021

1. Leadership

Action	Short Term	Medium – Longer Term	Long Term	Results Based Accountability	Who	\$
1.1 IWC to become a champion of change for gender equity	<p>Adopt <i>Gender Equity Strategy 2021 - 2024</i></p> <p>Establish an understanding and commitment for gender equity</p> <p>CEO and executive team become gender equity champions for the organisation</p> <p>Councillors equipped with the skills and expertise through unconscious bias training and bystander training</p>	<p>Advocate to NSW Government to drive for structural and legislative change</p> <p>Advocate to NSW Government for Gender Equity legislation</p>	Ongoing commitment and advocacy to strive for gender equity	Enhanced gender equity across Council	Governance	Within existing resources
1.2 Council to embed gender equity across the organisation/adopt	An internal gender equity committee is established to support gender equity initiatives within IWC; and	Conduct a community survey to understand the	Develop a framework including principles and protocols that ensures a gender lens	Enhanced gender equity across Council	HR, Community Well Being	Within existing resources

Action	Short Term	Medium – Longer Term	Long Term	Results Based Accountability	Who	\$
a gender lens in its work	support the implementation evaluation and reporting of the strategy	attitudes and experiences about gender Review and promote anti-discrimination, equal employment opportunity (EEO) policies and procedures	is adopted and applied to all Council work			
1.3 Consider gender equity in all Council plans, strategies and policies	Develop guide/checklist to support staff to consider the significance and impact on gender when developing and resourcing strategies, grants and plans.	Embed key gender equity outcomes in the Community Strategic Plan		KPIs are developed and reported on through the IPR process	Corporate Strategy	Within existing resources
1.4 Support Council's Women's Committee and its initiatives	Establish partnerships and develop a business and leadership mentoring program for young women in the workplace and the community Increase awareness of the inequalities that exist	Continue to deliver the Women in Business Program that supports women in local area through business education workshops and business mentoring program			Economic Development , Women's Committee	Within existing resources

Action	Short Term	Medium – Longer Term	Long Term	Results Based Accountability	Who	\$
	between genders among staff					
1.5 Build language and communication into Council business that adopts gender equity messaging	<p>Liaise with communication and engagement team to review plans</p> <p>Ensure language and images in IWC internal and external communication and publications are diverse and promote gender equity</p>	Embed gender language in communication plans and engagement		Enhanced gender equity across Council	Communications	Within existing resources
1.6 Develop and implement a communication campaign to acknowledge and support gender equity at Council	<p>Profile employees in non-traditional roles.</p> <p>Share stories from mentoring program in workplace</p>			Enhanced gender equity across Council	Communications	Within existing resources

2. Building Capacity

Action	Short Term	Medium – Longer Term	Long Term	Results Based Accountability	Who	\$
2.1 Empowering staff and community to enhance gender equity	<p>Gender Equity Champions identified to support the implementation of the Gender Equity Strategy</p> <p>Unconscious bias training and bystander training to be embedded in Council staff training program</p>	Staff champions equipped with the skills and expertise through EEO, unconscious bias training and bystander training	All staff provided training in EEO, unconscious bias and bystander training	Enhanced gender equity across Council	HR	Within existing resources
2.2 Develop policy and protocols for a flexible and gender family friendly workplace	<p>Develop and implement flexible working arrangement policies that support employees to balance work and personal commitments with management approval</p> <p>Conduct a staff survey to understand the attitudes and experiences about</p>	<p>Review and revise Council's recruitment and selection protocols, practices and materials/documents.</p> <p>Review process for recruitment of representatives for Council committees.</p>	Equitable and inclusive practices are consistent throughout the organisation	Enhanced gender equity across Council	HR	Within existing resources

Action	Short Term	Medium – Longer Term	Long Term	Results Based Accountability	Who	\$
	gender equality in the workplace					
2.3 Measure Council's progress on gender equity in the workplace	<p>Establish, maintain and report on gender equity as part of a broader range of workforce data</p> <p>Ensure equity principles are applied consistently on remuneration and reward mechanism such as salary offers, performance reviews, reward and recognition, and awarding of higher duties and secondments</p>	<p>Ongoing reporting of data on gender equity as part of a broader range of workforce data</p> <p>Benchmark Council's work and efforts on improving gender equity against industry standards through participation in surveys such as the Workplace Gender Equality Survey</p>		Enhanced gender equity across Council	HR	Within existing resources
2.4 Apply gender equity and inclusion principles in the development of relevant new and revised Council	<p>Provide tools and support to staff on the impact and/or implications of the work on gender</p> <p>Advocate and seek information from State</p>	Work with partners and housing providers on the feasibility of adding priorities in affordable housing policy, gender equity allocation, and for women and children			<p><u>City Living</u></p> <p>Social and Cultural planning</p> <p>Strategic Planning (affordable</p>	Within Existing

Action	Short Term	Medium – Longer Term	Long Term	Results Based Accountability	Who	\$
policies, strategies and programs	Minister for Housing to understand 1. the extent to which women escaping domestic and family violence are being prioritised in housing and 2. the adequacy of supply	escaping domestic and family violence			housing policy)	
2.5 Review access to Council grants funding in relation to gender	Collate data on grant recipients and applicants according to gender breakdown Review grant application forms and enable applicants to identify impact of funding on gender	Establish a process/system that allows gender to be captured in grant applications and acquittal reports		Enhanced gender equity across Council	Social and Cultural Planning	Within existing resources
2.6 Review access to community facilities and venues in relation to gender	Collate data on hirers who occupy community venues and facilities, including sporting grounds, according to gender breakdown	Embed a system that allows for gender to be captured in venue hirers. Develop sporting ground allocation policy focused on ensuring equitable sportsground allocation		Enhanced gender equity across Council Equitable sportsground allocation	Community facilities Infrastructure Recreation and Parks	Within existing resources Aligned with Recreation strategy

Action	Short Term	Medium – Longer Term	Long Term	Results Based Accountability	Who	\$
2.7 Engage with sections that work in Community Facilities places and open spaces	Work with property and urban designers to ensure Council's community facilities and public space development consider significance of gender and gender diverse community when planning shared facilities	Guidelines and design principles for community facilities and public spaces include consideration of the significance and impact on safety and inclusion for women and gender diverse people		Community facilities and open spaces are safe, welcoming and inclusive of all genders	Infrastructure Services	Within existing resources
2.8 Engage and consult with key community groups who work with diverse communities who are more adversely affected by inequality	Consultations/forums with key agencies that work in homelessness and with young people, children, CALD, LGBTIQ, older people and the frail aged, and people with a disability	Work with culturally and linguistically diverse and interfaith communities to promote initiatives that increase awareness of gender equality and prevention of violence		Enhanced engagement and community connections and increased awareness	Community Wellbeing	Within existing resources
2.9 Engage with local Aboriginal Elders and Land Council	Consultations/forums with key agencies, local Elders and Land Council to discuss gender equity and to seek understanding of what communities need			Enhanced engagement and community connections	Community Wellbeing	Within existing resources

3. Partnership

Action	Short Term	Medium – Longer Term	Long Term	Results Based Accountability	Who	\$
3.1 Challenge gender stereotypes and encourage gender diversity	Develop and design a video that showcases women in non-traditional roles such as STEM and outdoor roles	The video will be used across Council's promotion and communications plan	An ongoing commitment to raise the profile and diversity across all aspects of Councils work	Enhanced gender equity across Council	IWC Women's Committee, communications	Within existing resources
3.2 Establish a multi-sectioned approach that challenges gender stereotypes		Explore opportunities to challenge gender stereotypes through arts programming and events		Enhanced gender equity across Council	City living Arts and Culture Events	Within existing budget
3.3 Establish work placements to connect the workplace and senior staff with women and those working in STEM	Connect and liaise with local high schools / universities to promote work placements	A sustainable work placement system that encourages career pathways for women interested in working in STEM and/or from STEM backgrounds		Enhanced gender equity across Council	HR & Infrastructure Services	Within existing resources
3.4 Council continues to support the Inner West Domestic Violence	Domestic and family violence specialists are supported and given a platform to network and work collaboratively	An effective interagency response to supporting victims of domestic and family violence		Decrease in DV related assaults	Well being	Within existing resources

Action	Short Term	Medium – Longer Term	Long Term	Results Based Accountability	Who	\$
Liaison Committee						
3.5 Deliver respectful relationship education to young people within the LGA	Review existing delivery of respectful relationship education to schools in the LGA to ensure best practice	A whole of community approach is adopted in delivering respectful relationship education.		Enhanced gender equity across Council	Community Wellbeing	Within existing resources

Item No: C0521(1) Item 8

Subject: INVESTMENT POLICY UPDATE

Prepared By: Daryl Jackson - Chief Financial Officer

Authorised By: Elizabeth Richardson - Chief Operating Officer, Director Development and Recreation

RECOMMENDATION

THAT the revised Inner West Council Investment Policy be adopted.

DISCUSSION

The proposed changes to Inner West Council's Investment Policy are primarily aimed at complying with NSW TCorp's loan covenant for the recent borrowings. No changes to Council's policy regarding non-fossil fuel exposure has been made.

The most significant proposed amendment is the removal of references to short term credit ratings of Authorised Deposit-taking Institutions (ADIs). NSW TCorp is not allowing for risk differentiation between short term and long term exposures to the same bank.

NSW TCorp requires tighter limits on exposures to banks with BBB+ and BBB long term credit ratings. NSW TCorp's specific requirements are as follows:

- ***Combined investments with ADIs with a Long Term Debt Rating of BBB+ and BBB are to be reduced to a maximum of 20% of Council's Investment Funds;***
Note: Since many banks with BBB+ and BBB long term ratings also have short term ratings of A-2, this will limit Council's diversification among those banks.
- ***Investments with an ADI with a Long Term Debt Rating of BBB- and an Unrated ADI are to be limited to the amount of the Commonwealth Government Guarantee (Financial Claims Scheme).***
Note: Council does not have any exposure to BBB- or Unrated ADIs. It is recommended these categories are not included in the policy as their impact would be marginal given the current government guarantee limit of \$250,000 per institution.

The recommended changes to the Investment Policy are as follows:

1) Overall Portfolio Credit Framework

Current:

To control the credit quality on the entire portfolio, the following credit framework limits the percentage of the portfolio exposed to any particular credit rating category.

ADI Portfolio Credit Limits/Ratings		
Long Term	Short Term	Maximum
AAA	A-1+	100%
AA	A-1	100%
A	A-2	70%
BBB	N/A	20%
Unrated	Unrated	10%
Specific Ministerial Approved Forms of Investment		
NSW Treasury Corp Deposits and TCorpIM Funds		100%

Proposed:

To control the credit quality on the entire portfolio, the following credit framework limits the percentage of the portfolio exposed to any particular credit rating category.

Long Term Credit Ratings	Portfolio Max %
AAA, AA+, AA, AA-	100%
A+, A, A-	70%
BBB+, BBB	20%
BBB- and lower & Unrated (excluding NSW TCorpIM Funds)	0%
Specific Ministerial Approved Forms of Investment	Portfolio Max %
NSW TCorpIM Funds	100%

2) Individual Institution Credit Framework:

Current:

Exposure to an individual institution will be restricted by their credit rating so that single entity exposure is limited, as detailed in the table below:

ADI Portfolio Credit Limits/Ratings		
Long Term	Short Term	Maximum
AAA	A-1+	45%
AA	A-1	30%
A	A-2	20%
BBB	N/A	10%
Unrated	Unrated	5%
NSW Treasury Corp Deposits and TCorp IM Funds		
11am, Term Deposits or Bonds		35%
TCorpIM Cash Fund		35%
TCorpIM Strategic Cash Fund		20%

Proposed:

Council's exposure to an individual institution will be restricted by the institution's credit rating, with the exception of the NSW TCorpIM funds, which do not have credit ratings.

Long Term Credit Ratings	Institution Max %
AAA, AA+, AA, AA-	50%
A+, A, A-	30%
BBB+, BBB	10%
BBB- and lower & Unrated (excluding NSW TCorpIM Funds)	0%
NSW TCorp IM Funds	Max %
TCorpIM Cash Fund	35%
TCorpIM Short Term Income Fund	20%

Credit ratings are based upon the Standard & Poor's Investment Rating, or equivalent, where a Standard & Poor's Investment Rating does not exist.

3) Term to Maturity Framework:

It is proposed to streamline the term to maturity categories by eliminating subgroup limits, e.g. >3 years ≤5 years, but maintaining scaled limits, e.g. Portfolio % > 3 years:

Current

Overall Portfolio Term to Maturity Limits		
Portfolio % ≤1 year	Min 40%	Max 100%
Portfolio % >1 year ≤10 years	Min 0%	Max 60%
>1 year ≤ 3 years	Min 0%	Max 60%
>3 years ≤5 years	Min 0%	Max 30%
>5 years ≤10 years	Min 0%	Max 15%

Proposed:

Overall Portfolio Term to Maturity Limits		
Portfolio % ≤1 year	Min 40%	Max 100%
Portfolio % >1 year ≤10 years	Min 0%	Max 60%
Portfolio % > 3 years	Min 0%	Max 30%
Portfolio % > 5 yrs ≤ 10 yrs	Min 0%	Max 15%

4) Delegation of Authority

Many banks are requesting proof of Delegated Authorities having been ratified by Council. For the purposes of investing, it is efficient to have a table within the Investment Policy. The following changes are recommended:

Current:

Authority for implementation of the Investment Policy is delegated by Council to the General Manager in accordance with the *Local Government Act 1993*.

The General Manager may in turn delegate the day-to-day management of Council's investment to the Responsible Accounting Officer or senior staff, subject to regular reviews.

Officers with delegated authority to manage Council's investments shall be recorded and required to acknowledge they have received a copy of this policy and understand their obligations in this role.

Proposed:

Authority for implementation of the Investment Policy is delegated by Council to the General Manager in accordance with the *Local Government Act 1993*.

Authorised Officer	Roles and Responsibilities
General Manager	Authority to invest surplus funds and authority to delegate this function in accordance with the councils adopted investment policy.
Chief Operating Officer	Per Delegation
Chief Financial Officer	Per Delegation
Rates & Investment Manager	Per Delegation

Those officers with delegated authority to manage Council's investments, as per above, shall acknowledge they have received a copy of this policy and understand their obligations in this role.

Additional Notes:

- Reference to “11am, Term Deposits and Bonds” available through NSW TCorp has been removed as those investment options are easily accessible directly from the banks themselves.
 - If Council were to obtain bank deposits via NSW TCorp, the credit exposures would be limited according to the credit rating of the bank not NSW TCorp.
 - The NSW TCorp Green Term Deposits are rated AA+ and will come under the 50% limit for AA+ rated exposure. In December 2020, Standard & Poor’s Credit Rating Agency downgraded New South Wales’ credit rating from AAA to AA+ in response to an expected large scale increase in debt to help rebuild the state’s post-covid economy. Despite the downgrade, there is little concern regarding NSW’s ability to repay its debts and the AA+ credit rating is among the highest given to an Australian state or territory.
- The proposed Institutional Credit Limit for individual banks with credit ratings of AAA, AA+, AA, and AA- has been increased to 50%. This provides more allowance for Green Term Deposits currently being provided by NSW TCorp (AA+ rated) and Westpac (AA- rated).
- The proposed Institutional Credit Limit for individual banks with credit ratings of A+, A & A- has been increased to 30%. This provides more allowance to the highest rated non-fossil aligned banks, such as Suncorp and Rabobank.
- Under Performance Benchmarks:
 - the reference to “1 July 2018” has been removed in the following sentence:
In addition, Council targets exposure to non-fossil fuel investments to be no less than 70% of its overall portfolio. ~~from 1 July 2018 onward.~~
 - With the sharp drop in interest rates over the past two years and with expectations that the RBA will keep the official cash rate at 0.10%pa into 2024 in an effort to support economic growth, the budgeted target return for interest income is recommended to be amended from 125 to 40 basis points above the BBSW.

ATTACHMENTS

1. [Inner West Council Investment Policy](#)



Inner West Council Investment Policy

Objectives

To provide a framework for the investing of Council's funds at the most favourable return available to it at the time whilst having due consideration of risk and security for that investment type and ensuring that its liquidity requirements are being met while exercising the power to invest, consideration is to be given to the preservation of capital, liquidity, and the return on investment.

Preservation of capital is the principal objective of the investment portfolio. Investments are to be placed in a manner that seeks to ensure security and safeguarding the investment portfolio. This includes managing credit and interest rate risk within identified thresholds and parameters.

Investments should be allocated to ensure there is sufficient liquidity to meet all reasonably anticipated cash flow requirements, as and when they fall due, without incurring the risk of significant costs due to the unanticipated sale of an investment.

Investments are expected to achieve a market average rate of return in line with Council's Risk Management Guidelines.

In conjunction with the above objectives, Council has determined to proactively move toward a non-fossil fuel investment portfolio as soon as possible.

Legislative Requirements

All investments are to comply with the following:

- *Local Government Act 1993;*
- *Local Government (General) Regulation 2005;*
- *Ministerial Investment Order dated 17 February 2011;*
- *Local Government Code of Accounting Practice and Financial Reporting;*
- *Australian Accounting Standards; and*
- *Division of Local Government Investment Policy Guidelines May 2010*



Delegation of Authority

Authority for implementation of the Investment Policy is delegated by Council to the General Manager in accordance with the *Local Government Act 1993*.

Authorised Officer	Roles and Responsibilities
General Manager	Authority to invest surplus funds and authority to delegate this function in accordance with the councils adopted investment policy.
Chief Operating Officer	Per Delegation
Chief Financial Officer	Per Delegation
Rates & Investments Manager	Per Delegation

Those officers with delegated authority to manage Council's investments, as per above, shall acknowledge they have received a copy of this policy and understand their obligations in this role.

Prudent Person Standard

The investment will be managed with the care, diligence and skill that a prudent person would exercise. As trustees of public monies, officers are to manage Council's investment portfolios to safeguard the portfolio in accordance with the spirit of this Investment Policy, and not for speculative purposes.

Ethics and Conflicts of Interest

Officers with delegated authority to manage Council's investments shall refrain from personal activities that would conflict with the proper execution and management of Council's investment portfolio. This policy requires officers to disclose any conflict of interest to the General Manager.

Independent advisors are also required to declare that they have no actual or perceived conflicts of interest.

Approved Investments

Investments are limited to those allowed by the Ministerial Investment Order dated 17 February 2011 and include:

- Any public funds or securities issued by or guaranteed by the Commonwealth, any State of the Commonwealth or a Territory;
- Interest bearing deposits or debenture or bonds issued by an authorised deposit taking institution (ADI), excluding subordinated debt obligations;
- Bills of exchange, (<200 days duration), guaranteed by and authorised deposit taking institution (ADI);
- Debentures or securities issued by a NSW council
- Deposits with NSW Treasury &/or Investments in the TCorpIM Funds; and
- Investments grandfathered under the previous Ministerial Investment Order.



Prohibited Investments

This investment policy prohibits but is not limited to any investment carried out for speculative purposes, including;

- Derivative based instruments;
- Principal only investments or securities that provide potentially nil or negative cash flow; and
- Stand alone securities issued that have underlying futures, options, forwards contracts and swaps of any kind.

Council shall have no investments in Broadspectrum Ltd (formerly Transfield Services) and Wilson Security, or other companies that profit from detention centres, until their association with detention centres cease.

This policy prohibits the use of leveraging (borrowing to invest) of an investment.

Risk Management Guidelines

Investments are expected to achieve a market average rate of return in line with the Council's risk tolerance. Investments are to be considered in the light of the following key criteria:

- Preservation of Capital – the requirement for preventing losses in an investment portfolio's total value;
- Diversification – the requirement to place investments in a broad range of products so as not to be over exposed to a particular sector of the investment market;
- Market Risk - the risk that the fair value or future cash flows of an investment will fluctuate due to changes in market prices;
- Liquidity Risk - the risk an investor is unable to redeem the investment at a fair price within a timely period;
- Maturity Risk - the risk relating to the length of term to maturity of the investment. The larger the term, the greater the length of exposure and risk to market volatilities; and
- Leveraging Risk - the magnification of an investor's risk and return that occurs when the investor takes on financial leverage through an investment product.

Credit and Maturity Guidelines

Investments are to comply with three key criteria relating to:

- **Overall Portfolio Credit Framework:** limit overall credit exposure of the portfolio;
- **Institutional Credit Framework:** limit exposure to individual institutions based on their credit ratings. and;
- **Term to Maturity Framework:** limits based upon maturity of securities.



(1) Overall Portfolio Credit Framework

To control the credit quality on the entire portfolio, the following credit framework limits the percentage of the total portfolio exposed to particular credit rating categories.

Long Term Credit Ratings	Portfolio Max %
AAA, AA+, AA, AA-	100%
A+, A, A-	70%
BBB+, BBB	20%
BBB- and lower & Unrated (excluding NSW TCorpIM Funds)	0%
Specific Ministerial Approved Forms of Investment	Portfolio Max %
NSW TCorpIM Funds	100%

Credit ratings are based upon the Standard & Poor's Investment Rating, or equivalent, where a Standard & Poor's Investment Rating does not exist.

(2) Institutional Credit Framework

Council's exposure to an individual institution will be restricted by the institution's credit rating, with the exception of the NSW TCorpIM funds, which do not have credit ratings.

Long Term Credit Ratings	Institution Max %
AAA, AA+, AA, AA-	50%
A+, A, A-	30%
BBB+, BBB	10%
BBB- and lower & Unrated (excluding NSW TCorpIM Funds)	0%
NSW TCorp IM Funds	Max %
TCorpIM Cash Fund	35%
TCorpIM Short Term Income Fund	20%

Credit ratings are based upon the Standard & Poor's Investment Rating, or equivalent, where a Standard & Poor's Investment Rating does not exist.

If any of the Council's investments are downgraded such that they no longer fall within the investment policy limits, they will be divested as soon as practicable having regard to potential losses resulting from early redemption and subject to minimising any loss of capital that may arise from compliance with this provision.

(3) Term to Maturity Framework

The investment portfolio is to be invested within the following maturity constraints:

Overall Portfolio Term to Maturity Limits		
Portfolio % ≤1 year	Min 40%	Max 100%
Portfolio % >1 year ≤10 years	Min 0%	Max 60%
Portfolio % > 3 years	Min 0%	Max 30%
Portfolio % > 5 years ≤ 10 years	Min 0%	Max 15%



Investment Strategy

An Investment Strategy will run in conjunction with the investment policy. The investment strategy will be reviewed with an independent investment advisor once a year. The Strategy will outline:

- Council's cash flow expectations;
- Optimal target allocation of investment types, credit rating exposure and term to maturity exposure; and
- Appropriateness of overall investment types for Council's portfolio.

Ethical Investments

Within the limits of prevailing Legislation and this Investment Policy, Council's investments will be made in consideration of the principles of ethical investment management.

Council's investment portfolio is to consist entirely of socially responsible investments and deposits in non-fossil fuel aligned banks.

Investment Advisor

Council's investment advisor must be approved by Council and licensed by the Australian Securities and Investment Commission. The advisor must be an independent person who has no actual or potential conflict of interest in relation to investment products being recommended and is free to choose the most appropriate product within the terms and conditions of the investment policy.

The independent advisor is required to provide written confirmation that they do not have any actual or potential conflicts of interest in relation to the investments they are recommending or reviewing, including that they are not receiving any commissions or other benefits in relation to the investments being recommended or reviewed.

Council's appointed independent investment adviser is Prudential Investment Services Corp. They have provided the required written confirmation to Council.

Measurement

The investment return for the portfolio is to be regularly reviewed by an independent financial advisor by assessing the market value of the portfolio. The market value is to be assessed at least once a month to coincide with monthly reporting.

Performance Benchmarks

The performance of the investment portfolio shall be measured against the industry standard Bloomberg AusBond Bank Bill Index and/or the Official Cash Rate. As a budget benchmark, Council's budgeted target for interest income is a minimum return of 40 basis points above the BBSW.

In addition, Council targets exposure to non-fossil fuel investments to be no less than 70% of its overall portfolio.



Reporting and Reviewing of Investments

Documentary evidence must be held for each investment and details thereof maintained in an investment Register.

The documentary evidence must provide Council legal title to the investment.

Certificates must be obtained from the financial institutions confirming the amounts of investments held on the Council's behalf as at 30 June each year and reconciled to the Investment Register.

All investments are to be appropriately recorded in Council's financial records and reconciled at least on a monthly basis.

A monthly investment report will be provided to Council. The report will detail the investment portfolio in terms of performance, percentage exposure of total portfolio, maturity date and changes in market value.

The monthly investment report will include details of the current proportion of investments that are non-fossil fuel investments and will include details of progress in meeting the prevailing performance benchmark in respect of non-fossil fuel investments.

Policy Review

This Investment Policy will be reviewed at least once a year or as required in the event of legislative changes. The Investment Policy may also be changed as a result of other amendments that are to the advantage of that Council and in the spirit of this policy.

The benchmark for achieving a non-fossil fuel investment portfolio will be reviewed at least once a year. As these changes occur over time, the investment report shall reflect the change in risk profile, maturity profile and return (interest rate).

Any amendment to the Investment Policy, including changes to the non-fossil fuel benchmark, must be by way of Council resolution.



APPENDIX – Ministerial Investment Order 2011



Circular No. 11-01
Date 17 February 2011
Doc ID. A232163

Contact Finance Policy Section
02 4428 4100
dlg@dlg.nsw.gov.au

REVISED MINISTERIAL INVESTMENT ORDER

A revised Investment Order pursuant to section 625 of the *Local Government Act 1993* has been issued. The Minister for Local Government signed the revised Order on 12 January 2011 and it was published in the NSW Government Gazette on 11 February 2011. It replaces the Order dated 31 July 2008. The revised Order is attached to this circular.

Changes to the Investment Order include:

- the removal of the ability to invest in the mortgage of land (part (c) of the Investment Order dated 31 July 2008)
- the removal of the ability to make a deposit with the Local Government Financial Services Pty Ltd (part (f) of the order dated 31 July 2008)
- the addition of "Key Considerations" in the revised Investment Order, which includes a comment that a council's General Manager, or any other staff, with delegated authority by a council to invest in funds on behalf of the council must do so in accordance with the council's adopted investment policy.

Councils are reminded that on 25 May 2010 the Division of Local Government issued Investment Policy Guidelines (Circular to Councils 10-11 refers). It is expected that all councils will by now have adopted an Investment Policy in accordance with the Guidelines.

Ross Woodward
Chief Executive, Local Government
A Division of the Department of Premier and Cabinet

Department of Local Government
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LOCAL GOVERNMENT ACT 1993 – INVESTMENT ORDER (Relating to investments by councils)

I, the Hon. Barbara Perry MP, Minister for Local Government, in pursuance of section 625(2) of the *Local Government Act 1993* and with the approval of the Treasurer, do, by this my Order, notify for the purposes of section 625 of that Act that a council or county council may only invest money (on the basis that all investments must be denominated in Australian Dollars) in the following forms of investment:

- (a) any public funds or securities issued by or guaranteed by, the Commonwealth, any State of the Commonwealth or a Territory;
- (b) any debentures or securities issued by a council (within the meaning of the *Local Government Act 1993* (NSW));
- (c) interest bearing deposits with, or any debentures or bonds issued by, an authorised deposit-taking institution (as defined in the *Banking Act 1959* (Cwth)), but excluding subordinated debt obligations;
- (d) any bill of exchange which has a maturity date of not more than 200 days; and if purchased for value confers on the holder in due course a right of recourse against a bank which has been designated as an authorised deposit-taking institution by the Australian Prudential Regulation Authority;
- (e) a deposit with the New South Wales Treasury Corporation or investments in an Hour-Glass investment facility of the New South Wales Treasury Corporation;

All investment instruments (excluding short term discount instruments) referred to above include both principal and investment income.

Transitional Arrangements

- (i) Subject to paragraph (ii) nothing in this Order affects any investment made before the date of this Order which was made in compliance with the previous Ministerial Orders, and such investments are taken to be in compliance with this Order.
- (ii) Paragraph (i) only applies to those investments made before the date of this Order and does not apply to any restructuring or switching of investments or any re-investment of proceeds received on disposal or maturity of such investments, which for the avoidance of doubt must comply with this Order.

Key Considerations

An investment is not in a form of investment notified by this order unless it also complies with an investment policy of council adopted by a resolution of council.

All councils should by resolution adopt an investment policy that is consistent with this Order and any guidelines issued by the Chief Executive (Local Government), Department of Premier and Cabinet, from time to time.

The General Manager, or any other staff member, with delegated authority by a council to invest funds on behalf of a council must do so in accordance with the council's adopted investment policy.

Councils have a fiduciary responsibility when investing. Councils should exercise the care, diligence and skill that a prudent person would exercise in managing the affairs of other persons.

When exercising the power of investment councils should consider, but not be limited by, the risk of capital or income loss or depreciation, the likely income return and the timing of income return, the length of the term of the proposed investment, the liquidity and marketability of the proposed investment, the likelihood of inflation affecting the value of the proposed investment and the costs (including commissions, fees, charges and duties payable) of making the proposed investment.

Dated this 12th day of January 2011


Hon BARBARA PERRY MP
Minister for Local Government



APPENDIX - Extracts of Legislative Requirements

LOCAL GOVERNMENT ACT 1993 - SECT 412 & 625

Section 412 Accounting Records

- (1) A council must keep such accounting records as are necessary to correctly record and explain its financial transactions and its financial position.
- (2) In particular, a council must keep its accounting records in a manner and form that facilitate:
 - (a) the preparation of financial reports that present fairly its financial position and the results of its operations, and
 - (b) the convenient and proper auditing of those reports.

Section 625 How May Councils Invest?

- (1) A council may invest money that is not, for the time being, required by the council for any other purpose.
- (2) Money may be invested only in a form of investment notified by order of the Minister published in the Gazette.
- (3) An order of the Minister notifying a form of investment for the purposes of this section must not be made without the approval of the Treasurer.
- (4) The acquisition, in accordance with section 358, of a controlling interest in a corporation is not an investment for the purposes of this section.



THE TRUSTEE AMENDMENT (DISCRETIONARY INVESTMENTS) ACT 1997 – SECTIONS 14A(2), 14C (1) & (2)

14A (2) Duties of trustee in respect of power of investment

A trustee must, in exercising a power of investment:

- (a) if the trustee's profession, business or employment is or includes acting as a trustee or investing money on behalf of other persons, exercise the care, diligence and skill that a prudent person engaged in that profession, business or employment would exercise in managing the affairs of other persons, or
- (b) if the trustee is not engaged in such a profession, business or employment, exercise the care, diligence and skill that a prudent person would exercise in managing the affairs of other persons.

14C Matters to which trustee is to have regard when exercising power of investment

(1) Without limiting the matters that a trustee may take into account when exercising a power of investment, a trustee must, so far as they are appropriate to the circumstances of the trust, if any, have regard to the following matters:

- (a) the purposes of the trust and the needs and circumstances of the beneficiaries,
- (b) the desirability of diversifying trust investments,
- (c) the nature of, and the risk associated with, existing trust investments and other trust property,
- (d) the need to maintain the real value of the capital or income of the trust,
- (e) the risk of capital or income loss or depreciation,
- (f) the potential for capital appreciation,
- (g) the likely income return and the timing of income return,
- (h) the length of the term of the proposed investment,

INNER WEST

Item 8

- (i) the probable duration of the trust,
 - (j) the liquidity and marketability of the proposed investment during, and on the determination of, the term of the proposed investment,
 - (k) the aggregate value of the trust estate,
 - (l) the effect of the proposed investment in relation to the tax liability of the trust,
 - (m) the likelihood of inflation affecting the value of the proposed investment or other trust property,
 - (n) the costs (including commissions, fees, charges and duties payable) of making the proposed investment,
 - (o) the results of a review of existing trust investments in accordance with section 14A (4).
- (2) A trustee may, having regard to the size and nature of the trust, do either or both of the following:
- (a) obtain and consider independent and impartial advice reasonably required for the investment of trust funds or the management of the investment from a person whom the trustee reasonably believes to be competent to give the advice,
 - (b) pay out of trust funds the reasonable costs of obtaining the advice.

Attachment 1



LOCAL GOVERNMENT (GENERAL) REGULATION 2005 - CLAUSE 212

212 Reports on council investments

(1) The responsible accounting officer of a council:

(a) must provide the council with a written report (setting out details of all money that the council has invested under section 625 of the Act) to be presented:

i) if only one ordinary meeting of the council is held in a month, at that meeting, or

ii) if more than one such meeting is held in a month, at whichever of those meetings the council by resolution determines, and

(b) must include in the report a certificate as to whether or not the investment has been made in accordance with the Act, the regulations and the council's investment policies.

(2) The report must be made up to the last day of the month immediately preceding the meeting.

Note. Section 625 of the Act says how a council may invest its surplus funds.



APPENDIX – NSW Local Government Eligible Investments

Definitions of Eligible ADI Investments:

11am call deposits: Cash invested on an overnight basis with an Australian Authorised Deposit-taking Institution (ADI). Funds can be recalled or re-invested prior to the bank's Real Time Gross Settlement cut-off each day.

Benefits

- 11am account provides a quick and easy investment solution for current balances that are not being used otherwise.

Major Risks / Disadvantages

- Potentially a lower return investment product.
- Credit risk is a function of the creditworthiness of the issuer.

Covered Bonds: interest bearing senior ranking debt obligations of an Authorised Deposit-taking Institution (ADI) which have specific bank assets, ie loans, backing the bond. Covered bonds are market traded securities. They can be either fixed rate or floating rate interest bearing and typically are issued with 5+ year maturities. In the case of a bank failure, holders of covered bonds rank ahead of depositors and unsecured senior bond holders having first recourse to the underlying pool of assets backing the bond. If the pool's assets are not sufficient to meet the covered bond's obligations, holders then have recourse to the bank's total assets equal to other senior unsecured bondholders.

Benefits

- Highest ranking securities within a bank's capital structure.
- Securities are liquid allowing them to be sold on the secondary market.
- Fixed rate: Future coupons are known which helps with cash flow forecasting.
- Floating rate: Coupons move with the market, allowing for investor participation when interest rates increase.

Major Risks / Disadvantages

- Credit risk is a function of the creditworthiness of the issuer/underlying assets.
- Fixed rate: interest rate risk applies in that a pre-determined coupon rate is locked in.
- Floating rate: coupons move with the market, allowing for reduced earning capacity when interest rates decrease.



Term deposits: interest bearing deposit held at an ADI for a specific contracted period. Term deposits are not tradeable in the market. They typically have a fixed rate for their life, but floating rate term deposits are also available. Prior to the introduction of Covered Bonds into the Australian market, in early 2012, term deposits ranked at the top of an ADI's capital structure.

Benefits

- Term deposits are considered to be a relatively low-risk investment.
- As these funds are not callable prior to maturity, banks generally offer a return premium.
- This type of investment allows investors to match cash flow requirements.
- The return is known.

Major Risks/ Disadvantages

- Liquidity risk applies in that deposits are not redeemable before maturity. Deposits may not be breakable at all or may only be broken after a prohibitive break fee is paid.
- Interest Rate risk applies in that the rate of return is fixed.
- Credit risk is a function of the creditworthiness of the ADI.
- Counterparty/credit risk increases if invested with unrated/low rated financial institutions.

Bank Bills and Negotiable Certificates of Deposits (NCDs): are similar types of interest bearing securities issued/accepted by ADIs, typically short dated. Unlike term deposits, these are tradeable in the market prior to maturity.

Benefits

- Counterparty party risk is partially mitigated by the accepting/issuing bank, which is typically a bank with very high credit rating.
- The return on the bank Bill and NCD is known if held until maturity.
- Bank bills and NCDs are liquid and can be traded on the secondary market.

Major Risks/ Disadvantages

- Being a lower risk investment option, Bank Bills/NCDs provide a lower return.
- Interest Rate risk is present in that the rate is locked in for a fixed term.
- Credit risk is a function of the creditworthiness of the institution.



Senior Debt Bonds: interest bearing securities which are senior debt obligations of the issuing ADI. Senior bonds are tradeable in the market. They can be either fixed rate or floating rate interest bearing and are typically issued with 3+ year maturities. Interest is paid at scheduled intervals based on the face value of the bond with repayment of capital paid upon maturity. In the case of a bank failure, senior bond holders rank above subordinated debt holders and shareholders but below covered bond holders and depositors.

Benefits

- High ranking securities within a bank's capital structure.
- Securities are liquid allowing them to be sold on the secondary market.
- Fixed rate: Future coupons are known which helps with cash flow forecasting.
- Floating rate: Coupons move with the market, allowing for investor participation when interest rates increase.

Major Risks / Disadvantages

- Credit risk is a function of the creditworthiness of the issuer/underlying assets.
- Interest rate risk applies in that a pre-determined coupon rate is locked in.
- Fixed rate: interest rate risk applies in that a pre-determined coupon rate is locked in.
- Floating rate: coupons move with the market, allowing for reduced earning capacity when interest rates decrease.

Other NSW Local Government Eligible Investments (Non-ADI) being actively monitored:

Commonwealth/State/Territory Government securities e.g. bonds:-

These are interest paying securities which are issued by one of the above Australian government bodies and are guaranteed by that issuer. As such, these securities carry the same credit rating as the issuing government body.

Benefits

- Among the most secure investments available to Australian investors.
- Future coupons are known which helps with cash flow forecasting.

Major Risks / Disadvantages

- Typically much lower yielding than other investment options due to low investment risk of issuer.
- Interest rate risk applies in that a pre-determined coupon rate is locked in.



Deposits with NSW Treasury &/or Investments in NSW TCorpIM Funds:

The NSW Treasury Corporation IM Funds comprises a number of pooled managed funds options each set up as a unit trust. The cash and fixed income options available through the TCorpIM Funds are the Cash Fund and the Strategic Cash Fund.

The Cash Fund provides the more transactional type option and is designed for investments ranging from overnight to 1.5 years, whilst the Strategic Cash Fund is designed for investments ranging from 1.5 years out to 3 years.

Both investments will pay back the balance of the investment generally within 24 to 72 hours.

Benefits

- Investments are pooled and as such a much more diversified pool of underlying investment is possible over investing in securities directly – particularly for small investment amounts.
- A broader investment pool usually allows for a smoothing of any volatility in the underlying investments.

Major Risks/Disadvantages

- As a unit trust, investment in the TCorpIM Funds are not deposits or liabilities of NSW TCorp.
- The TCorpIM Funds are subject to market and liquidity risk associated with their underlying securities.
- Usually an additional layer of fees is incurred via a managed fund to pay for fund manager costs.

Item No: C0521(1) Item 9

Subject: LOCAL TRAFFIC COMMITTEE MEETING - APRIL 2021

Prepared By: Manod Wickramasinghe - Traffic and Transport Planning Manager

Authorised By: Cathy Edwards-Davis - Director Infrastructure

RECOMMENDATION

THAT the Minutes of the Local Traffic Committee Meeting held in April 2021 be received and the recommendations be adopted.

ITEMS BY WARD

Ward	Item
Baludarri (Balmain)	Sydney Metro West, Power Enabling Works - Full Road Closures
	Eaton Street, Balmain - Disabled Parking Zone
	Piper Street and White Street, Lilyfield - Proposed 'No Stopping' restrictions
	Proposed Landscaping Works - Railway Parade, Annandale
	Resurfacing of Lilyfield Road, Lilyfield
Gulgadya (Leichhardt)	Traffic Assessment on the Ashfield Aquatic Centre (160-178 Elizabeth Street, Ashfield)
	168 Norton Street (between Carlisle Street and Maccauley Street), Leichhardt - Road Occupancy
	Traffic management in Styles Street, Leichhardt
Midjuburi (Marrickville)	Tempe South Final Local Area Traffic Management (LATM) Study
	Garden Street, Marrickville – Sydney Metro SSJ - Notice of a Temporary Full Road Closure for a 4 day period to undertake restoration work
	Centennial Street, Marrickville – Temporary Road Closure for a Special Event at Henson Park – 2021 Beer, Footy and Food Festival on Saturday 24 July and Saturday 7 August 2021
	Request for 'No Stopping' or 'No Parking' signage on Arthur Street, Marrickville
Djarrawunang (Ashfield)	Parking and traffic management in The Boulevarde, Dulwich Hill
Damun (Stanmore)	Toothill Street Near Victoria Street, Lewisham - Pedestrian Safety Improvement Works – Design Plan 10163
	South Avenue, Petersham - Extension of 'No Parking' restrictions due to width of roadway
	Edgeware Road, Newtown between Wells & Darley Street - Proposed extension of Permit Parking Area M14
All Wards	Draft Inner West Pedestrian Access and Mobility Plan (PAMP) - For Public Exhibition
	Draft Car Share Policy

DISCUSSION

The April 2021 meeting of the Local Traffic Committee was held remotely. The Agenda was sent to Committee members with a week to provide comments. The minutes of the meeting are shown at **ATTACHMENT 1**.

FINANCIAL IMPLICATIONS

Projects proposed for implementation are funded within existing budget allocations.

PUBLIC CONSULTATION

Specific projects have undergone public consultation as indicated in the respective reports to the Traffic Committee.

ATTACHMENTS

1. [↓](#) Local Traffic Committee meeting minutes April 2021

Minutes of Local Traffic Committee Meeting

Held electronically in April 2021

ACKNOWLEDGEMENT OF COUNTRY BY CHAIRPERSON

I acknowledge the Gadigal and Wangal people of the Eora nation on whose country we are meeting today, and their elders past and present.

COMMITTEE REPRESENTATIVES PRESENT

Clr Victor Macri	Councillor – Midjuburi-Marrickville Ward (Chair)
Bill Holliday	Representative for Jamie Parker MP, Member for Balmain
Kieren Ash	Representative for Ron Hoenig MP, Member for Heffron
Maryanne Duggan	Representative for Jodi McKay MP, Member for Strathfield
SC Tony Kenny	NSW Police - Inner West Police Area Command
Tanmila Samin Islam	Transport for NSW (TfNSW)

NON VOTING MEMBERS IN ATTENDANCE

Colin Jones	Inner West Bicycle Coalition (IWBC)
Bob Moore	Inner West Bicycle Coalition (IWBC)
Adrian Prichard	Transit Systems – Inner West Bus Services
Clr Marghanita da Cruz	Councillor – Gulgadya-Leichhardt Ward (Alternative Chair)
Manod Wickramasinghe	IWC's Traffic and Transport Planning Manager
George Tsaprounis	IWC's Coordinator Traffic Engineering Services (South)
Sunny Jo	IWC's Coordinator Traffic Engineering Services (North)
Christina Ip	IWC's Business Administration Officer

VISITORS

Nil.

APOLOGIES:

Nil.

DISCLOSURES OF INTERESTS:

Nil.

CONFIRMATION OF MINUTES

The minutes of the Local Traffic Committee Meeting held in March 2021 were confirmed.

MATTERS ARISING FROM COUNCIL'S RESOLUTION OF MINUTES

The Local Traffic Committee recommendations of its meeting held in March 2021 were adopted at Council's meeting held on 13 April 2021 with the following amendments:

- That Council refer concerns on Item 7 Unwins Bridge Road, Way Street, Toyer Street & Collins Street, St Peters - Formalising Parking Restrictions around Tempe High School (Midjuburi - Marrickville Ward/ Heffron Electorate/ Inner West PAC) by residents in Toyer Street back to the Local Traffic Committee to amend point 5 to a

'10 metre No Stopping' on the Northern side of Toyer Street east of Collins Street and delete point 6;

- b) That Item 9 Balmain East Precinct Parking Study (Baludarri-Balmain Ward/Balmain Electorate/Leichhardt PAC) be deferred pending a briefing for Balmain ward councillors; and
- c) That Item 3 Detailed works (Traffic & Parking) in Trafalgar Street, Petersham - RSL Petersham Development - DA201800173 & Implementation of the Regional Bicycle Route 7 (RR7) (Stanmore Ward-Damun/Newton Electorate/Inner West PAC) go back to the LTC for further review.

EMAIL CONFIRMATION OF OFFICER'S RECOMMENDATION:

The representative for NSW Police – Inner West supported the Officer's recommendations for the items in their PAC.

The Transit Systems representative supported all the Officer's recommendations.

LTC0421(1) Item 1 Tempe South Final Local Area Traffic Management (LATM) Study (Midjuburi-Marrickville Ward/Heffron Electorate/Inner West PAC)

SUMMARY

After the Public Exhibition of the draft Tempe South Local Area Traffic Management (LATM) study, Council has collated and assessed community feedback and revised the final recommendations as outlined in Attachment 1.

The draft report underwent a 28 day public exhibition during November 2020 and January 2021, with letters sent to residents and businesses in the study area inviting to visit the Your Say Inner West project page to see the draft report, proposed concept plans, and provide feedback via an online survey. Comments were also accepted and received through email and post.

Amongst the responses included resident groups from Union Street and Smith Street. Additional submissions from businesses were also received. In general, most submissions indicated some preference to the proposed treatments, with the exception from Union Street where residents opposed both options proposed for the street, and Tramway Street where there was opposition to the contrasting pavements.

Having considered the submissions, a review was undertaken for a 'No Entry' treatment from Smith Street to Union Street at Princess Highway traffic signals, a shared zone treatment in Union Street and a partial road closure in Brooklyn Street. Further consultation for these treatments is required.

Generally, the remaining treatments was supported by the community, and these are outlined in Appendix E: Engagement Outcomes Report.

Officer's Recommendation

THAT:

1. The final Tempe South Local Area Traffic Management (LATM) Study and proposed treatments be noted;
2. The recommended treatments as outlined in Attachment 2 be adopted excluding proposals at Union Street and Brooklyn Street;
3. Further consultation be undertaken for a partial road closure at Brooklyn Street at Princess Highway, a 'Shared Zone' in Union Street, 'No Entry from Smith Street', 'Left

- and Right Only' restriction at the entrance of Union Street at Princess Highway and Smith Street traffic signals;
4. After a 12 month period following the issue of an Occupation Certificate for the Bunnings Development at 728-750 Princess Highway, a LATM review be undertaken by Council and reported back to the Traffic Committee; and
 5. It be noted that Council is separately investigating the provision of traffic signals at the Bunnings exit driveway at Princess Highway.

DISCUSSION

The TfNSW representative stated that:

- The partial road closure from Princes Highway onto Brooklyn Street will need TfNSW approval. The proposed road closure will result in more traffic on Union Street, which will impact the safe operation of a Shared Zone.
- Restricting through movements from Smith Street onto Union Street will leave motorists almost no option to enter Union Street or lead to a very significant detour and may not be supported by TfNSW. Further investigations will be required.

The Member for Heffron requested that the item be deferred until a determination regarding the signalised exit from Bunnings is received from the Minister for Transport.

The Committee members supported the deferral proposed by the Member for Heffron.

COMMITTEE RECOMMENDATION

THAT the final Tempe South Local Area Traffic Management (LATM) Study and proposed treatments be deferred until a determination regarding the signalised exit from Bunnings is received from the Minister for Transport.

For motion: Unanimous

LTC0421(1) Item 2 Garden Street, Marrickville – Sydney Metro SSJ - Notice of a Temporary Full Road Closure for a 4 day period to undertake restoration work (Midjuburi – Marrickville Ward / Newtown Electorate / Inner West PAC)

SUMMARY

Council has received notice from Sydney Metro SSJ Group for the temporary full road closure of Garden Street, between Shirlow Street and road end, Marrickville for a 4 day period between the dates of 30 April and 3 May 2021 (contingency period of 2 weeks to 17 May 2021) in order to carry out restoration work on Garden Street. It is recommended that the proposed temporary full road closure be approved, subject to the conditions outlined in this report.

Officer's Recommendation

THAT the proposed temporary full road closure of Garden Street, between Shirlow Street and road end, Marrickville for a 4 day period between the dates of 30 April and 3 May 2021 (contingency period of 2 weeks to 17 May 2021) be approved for the purpose of restoration work on Garden Street subject to, but not limited to, the following conditions:

1. A Road Occupancy License be obtained by the applicant from TMC;
2. All affected residents and businesses, including the NSW Police Area Commander, Fire

& Rescue NSW and the NSW Ambulance Services be notified in writing, by the applicant, of the proposed temporary full road closure at least 7 days in advance of the closure with the applicant making reasonable provision for stakeholders; and

3. The occupation of the road carriageway must not occur until the road has been physically closed.

DISCUSSION

The Committee members agreed with the Officer's recommendation.

COMMITTEE RECOMMENDATION

THAT the proposed temporary full road closure of Garden Street, between Shirlow Street and road end, Marrickville for a 4 day period between the dates of 30 April and 3 May 2021 (contingency period of 2 weeks to 17 May 2021) be approved for the purpose of restoration work on Garden Street subject to, but not limited to, the following conditions:

- 1. A Road Occupancy License be obtained by the applicant from TMC;**
- 2. All affected residents and businesses, including the NSW Police Area Commander, Fire & Rescue NSW and the NSW Ambulance Services be notified in writing, by the applicant, of the proposed temporary full road closure at least 7 days in advance of the closure with the applicant making reasonable provision for stakeholders; and**
- 3. The occupation of the road carriageway must not occur until the road has been physically closed.**

For motion: Unanimous

LTC0421(1) Item 3 Toothill Street Near Victoria Street, Lewisham - Pedestrian Safety Improvement Works – Design Plan 10163 (Damum - Stanmore Ward / Summer Hill Electorate/ Inner West PAC)

SUMMARY

Council has finalised a design plan for pedestrian safety improvement works in Toothill Street at Victoria Street, Lewisham. The proposed works will raise the existing pedestrian crossing to improve pedestrian and motorist safety and address concerns about pedestrian safety, particularly school children, and driver behaviour in the area.

Officer's Recommendation

THAT the detailed design plan for the raising of the existing pedestrian crossing and new adjacent kerb ramps and associated signs and line markings in Toothill Street at Victoria Street, Lewisham (as per Plan No.10163) be APPROVED.

DISCUSSION

The IWBC representative requested bike symbols on Toothill Street and Victoria Street.

Clr da Cruz provided feedback from a resident who requested a zebra crossing across Victoria Street at Toothill Street. Council Officers stated that this request is outside of the scope of the current project and would need to be investigated separately.

The Committee members agreed with the Officer's recommendation.

COMMITTEE RECOMMENDATION

THAT the detailed design plan for the raising of the existing pedestrian crossing and new adjacent kerb ramps and associated signs and line markings in Toothill Street at Victoria Street, Lewisham (as per Plan No.10163) be APPROVED.

For motion: Unanimous

LTC0421(1) Item 4 Centennial Street, Marrickville – Temporary Road Closure for a Special Event at Henson Park – 2021 Beer, Footy and Food Festival on Saturday 24 July and Saturday 7 August 2021 (Midjuburi-Marrickville Ward /Summer Hill Electorate /Inner West LAC)

SUMMARY

A S68 Application has been received from the Music & Booze Company together with the Newtown Rugby League Football Club to hold the 2021 Beer, Footy and Food Festival between 10.00am and 10.00pm on Saturday, 24 July 2021 and Saturday, 7 August 2021 at Henson Park Oval. The event requires the temporary full road closure of Centennial Street, Marrickville between Sydenham Road and the entrance gate to Henson Park Oval. It is recommended that Council agree to the temporary full road closure subject to the applicant complying with the following conditions and obtaining concurrence from Transport for NSW (formally RMS) as the closure entails lane closures on Sydenham Road, Marrickville.

Officer's Recommendation

THAT the proposed temporary full road closure of Centennial Street, Marrickville between Sydenham Road and the entrance to Henson Park & Marrickville & District Hardcourt Tennis Club car park, between 10.00am and 10.00pm on Saturday 24 July 2021 and Saturday 7 August 2021 (contingency period of one month to 4 September 2021) for the purpose of holding the 'Beer, Footy and Food Festival 2021' event be APPROVED, subject to the approval of the S68 Application and the applicant complying with, but not limited to, the following conditions:

1. A Road Occupancy License application be obtained by the applicant from the Transport Management Centre;
2. All affected residents and businesses, including NSW Police Local Area Commander, Transit Systems, Fire and Rescue NSW and NSW Ambulance Services, shall be notified in writing by the applicant of the proposed temporary road closure at least 7 days prior to the event, with the applicant making reasonable provision for residents and businesses;
3. The occupation of the road carriageway must not occur until the road has been physically closed; and
4. Subject to written concurrence from Transport for New South Wales.

DISCUSSION

It was noted that this is a Class 3 event.

The IWBC representative suggested a review be undertaken to address missing or inadequate bike facilities in the area, including pram ramps.

The Committee members agreed with the Officer's recommendation.

COMMITTEE RECOMMENDATION

THAT the proposed temporary full road closure of Centennial Street, Marrickville between Sydenham Road and the entrance to Henson Park & Marrickville & District Hardcourt Tennis Club car park, between 10.00am and 10.00pm on Saturday 24 July 2021 and Saturday 7 August 2021 (contingency period of one month to 4 September 2021) for the purpose of holding the 'Beer, Footy and Food Festival 2021' event be APPROVED, subject to the approval of the S68 Application and the applicant complying with, but not limited to, the following conditions:

- 1. A Road Occupancy License application be obtained by the applicant from the Transport Management Centre;**
- 2. All affected residents and businesses, including NSW Police Local Area Commander, Transit Systems, Fire and Rescue NSW and NSW Ambulance Services, shall be notified in writing by the applicant of the proposed temporary road closure at least 7 days prior to the event, with the applicant making reasonable provision for residents and businesses;**
- 3. The occupation of the road carriageway must not occur until the road has been physically closed; and**
- 4. Subject to written concurrence from Transport for New South Wales.**

For motion: Unanimous

LTC0421(1) Item 5 Draft Inner West Pedestrian Access and Mobility Plan (PAMP) - For Public Exhibition (All Wards / All Electorates / All PACS)

SUMMARY

Council's Integrated Transport Strategy (ITS) identifies the need for a Pedestrian Access and Mobility Plan (PAMP) as a key action. The PAMP study aims to:

- Provide a network of safe, convenient and connected pedestrian routes which will encourage the shift from car dependency to walking.
- Enhance the pedestrian network to allow all pedestrian to enjoy safe, convenient and coherent independent mobility.

The work consisted of reviewing existing policies and strategies, future land use, reviewing historical crash data, community submissions and auditing existing pedestrian routes condition of identified priority routes. An initial community survey was also undertaken to seek the community's insight into being a pedestrian within the LGA. This led to the development of a draft Pedestrian Access and Mobility Plan (PAMP).

The Draft PAMP has been prepared by consultant; Bitzios Consulting. The full draft report is provided in Attachment 1.

Officer's Recommendation

THAT:

1. The Draft Inner West Pedestrian Access and Mobility Plan (PAMP) report be received and noted; and
2. The draft report be placed on Public Exhibition, providing a minimum 28 days for community feedback and the results be reported back to the Local Traffic Committee and Council.

DISCUSSION

The TfNSW representative advised that the PAMP should not making recommendations for State road carriageways or at signals. If there are any recommendations, these are to be reviewed and agreed to by TfNSW. The TfNSW representative also stated that any proposals for constructions along the State road network or at traffic signals will need to be approved by TfNSW.

The IWBC representative suggested a review also be undertaken to address missing or inadequate bike facilities, including pram ramps.

The representative for the Member for Balmain commented that the pedestrian path north of the City West Link northern sound wall is not shown in the PAMP maps or listing. The representative stated that the pavement of the path, which connects Charles Street to James Street via Hubert Street and Francis Street, has been lifted by tree roots. The lifting of pavements makes pedestrian access dangerous at night and is no longer wheelchair accessible. The representative for the Member for Balmain also requested for vegetation to be cleared from the footpath along the northern side of the City West Link, between Timbrell Drive and the footbridge opposite Waratah Street, Haberfield.

Clr da Cruz stated that the blue-green grid routes and a number of pedestrian routes have been omitted from the PAMP. Council Officers advised that the PAMP focuses primarily on auditing existing routes rather than establishing significant new routes. The blue-green grid is being separately investigated by Council's Urban Strategy Team and will establish a framework in which subsequent active transport planning will be carried out.

Additional footpath issues identified will be passed onto the relevant Council Officers for review.

The Committee members agreed with the Officer's recommendation.

COMMITTEE RECOMMENDATION

THAT:

1. **The Draft Inner West Pedestrian Access and Mobility Plan (PAMP) report be received and noted; and**
2. **The draft report be placed on Public Exhibition, providing a minimum 28 days for community feedback and the results be reported back to the Local Traffic Committee and Council.**

For motion: Unanimous

LTC0421(1) Item 6 Traffic Assessment on the Ashfield Aquatic Centre (160-178 Elizabeth Street, Ashfield) (Gulgadya - Leichhardt Ward/Summer Hill Electorate/Burwood PAC)

SUMMARY

A Notice of Motion was raised at Council's meeting held on 9 March 2021 reading as follows:

'THAT as a matter of urgency, given the major impact the new Ashfield Pool is having on traffic, parking and safety, that this be referred to the Local Traffic Committee and be reported to an Ordinary Council meeting in May 2021.'

In response to the above, the following report accounts for the operation of the carparks associated with the new Ashfield Aquatic Centre, and the traffic flow, pedestrian and parking activity within the carparks and that of the adjacent roads as a result of the newly developed Ashfield Aquatic Centre.

Similarly, the report entails what measures have been incorporated and/or will be incorporated to address certain impacts on traffic, parking and safety. A Road Safety Audit will also be carried out to assess the measures incorporated and determine if further mitigating actions are required if necessary.

Traffic Committee approval is sought on regulatory measures on-road to support various actions required for improved operations and traffic safety around the Ashfield Aquatic Centre.

Officer's Recommendation

THAT:

1. The report be received and noted.
2. Double barrier (BB) centrelines be extended from the pedestrian crossing in Elizabeth Street (east of Etonville Parade) all the way to the signalised intersection of Elizabeth Street and Frederick Street, Ashfield.
3. 'All Traffic Left' and 'No Right Turn' be introduced at the Elizabeth Street driveway coming off the car park at the corner Frederick Street/Elizabeth.
4. 'No Entry' be placed at the Frederick Street driveway coming off the carpark at the corner of Fredrick Street/Elizabeth Street.
5. 'No Parking' be signposted around the dead end (turn around) area of Bastable Street as shown in Attachment 4.

DISCUSSION

Advice was provided to address concerns and questions raised by Cllr a Cruz:

- How vehicles egressing carpark will access Frederick Street following the installation of a 'Left Turn Only' sign in the Frederick Street/Elizabeth Street carpark: Council Officers advised that drivers wishing to turn right could easily turn left and detour around the surrounding streets or elect to use the Bastable Street carpark.
- Request for a high pedestrian activity 30km/h speed limit for the area: TfNSW advised that the NSW Speed Zoning Guidelines currently only make provisions for 40km/h speed limits, which are provided for High Pedestrian Activity areas and Local Traffic areas, as well as school zones, where there is a need to protect vulnerable road users in accordance with the Guidelines. As such, TfNSW are not considering any additional 30km/h speed limits until such a time that the Guidelines recommend such speed limits. Council Officers also advised that Elizabeth Street (between

Frederick Street and Edwin Street North) has been included in Council's request to TfNSW for a 40km/h speed limit on local roads.

- What consultation was undertaken with schools/community/clubs/pool operations: Council Officers advised that the proposal was developed in consultation with the pool management and relevant project managers and that further notification of changes will be undertaken prior to implementation.
- Request for 'rear to kerb' parking in carparks: Council Officers advised that 'rear to kerb' parking restrictions are not common in carparks particularly where access to rear vehicle storage is desirable. The slow speed environment of carparks and limited vehicle movements allow both 'rear to kerb' and 'front to kerb' parking to occur safely. The pathways provided and safety concerns will be further reviewed during the Road Safety Audit process.
- Request to open the outdoor area of the creche to allow people to access the pool from the carpark: Council Officers advised this feedback can be passed onto the relevant project managers/pool managers. However, it was noted that the access gates to the outdoor space/creche are in place for emergency egress only and general access cannot be provided due to child protection requirements.

Clr da Cruz also raised concerns with the loss of landscaping outside the ACC and how that would affect temperatures in the outdoor area of the creche and noted that there is very little bicycle parking provided on site.

The Committee members agreed with the Officer's recommendation.

COMMITTEE RECOMMENDATION

THAT:

1. The report be received and noted.
2. Double barrier (BB) centrelines be extended from the pedestrian crossing in Elizabeth Street (east of Etonville Parade) all the way to the signalised intersection of Elizabeth Street and Frederick Street, Ashfield.
3. 'All Traffic Left' and 'No Right Turn' be introduced at the Elizabeth Street driveway coming off the car park at the corner Frederick Street/Elizabeth.
4. 'No Entry' be placed at the Frederick Street driveway coming off the carpark at the corner of Fredrick Street/Elizabeth Street.
5. 'No Parking' be signposted around the dead end (turn around) area of Bastable Street as shown in Attachment 4.

For motion: Unanimous

**LTC0421(1) Item 7 168 Norton Street (between Carlisle Street and Maccauley Street),
Leichhardt - Road Occupancy (Gulgadga - Leichhardt/ Balmain
Electorate/ Leichhardt PAC)**

SUMMARY

Council has received an application from Growth Built Pty Ltd for approval of a temporary full road closure of Norton Street (in front of 168 Norton Street), between Carlisle Street and Macauley Street, Leichhardt from 9:00pm Wednesday, 2 June to 5:00am Thursday, 3 June 2021 (with a contingency period of four weeks) for dismantling of a tower crane at 168 Norton Street, Leichhardt.

Officer's Recommendation

THAT the proposed temporary full road closure of Norton Street, between Carlisle Street and Macauley Street, Leichhardt from 9:00pm Wednesday, 2 June 2021 to 5:00am Thursday, 3 June 2021 (with a contingency period of four weeks – only between Sundays and Wednesdays) be approved for dismantling of a tower crane at 168 Norton Street, Leichhardt subject to, but not limited to, the following conditions:

1. A Traffic Management Plan (TMP) for the attached Traffic Control Plan (TCP) be submitted to TfNSW prior to the start of works;
2. A Road Occupancy License be obtained by the applicant from the Transport Management Centre;
3. All affected residents and businesses, including, Transit Systems, STA, NSW Police Area Command, Fire & Rescue NSW and the NSW Ambulance Services be notified in writing, by the applicant, of the proposed temporary full road closure at least 7 days in advance of the closure with the applicant making reasonable provision for stakeholders; and
4. The occupation of the road carriageway must not occur until the road has been physically closed.

DISCUSSION

The Committee members agreed with the Officer's recommendation.

COMMITTEE RECOMMENDATION

THAT the proposed temporary full road closure of Norton Street, between Carlisle Street and Macauley Street, Leichhardt from 9:00pm Wednesday, 2 June 2021 to 5:00am Thursday, 3 June 2021 (with a contingency period of four weeks – only between Sundays and Wednesdays) be approved for dismantling of a tower crane at 168 Norton Street, Leichhardt subject to, but not limited to, the following conditions:

- 1. A Traffic Management Plan (TMP) for the attached Traffic Control Plan (TCP) be submitted to TfNSW prior to the start of works;**
- 2. A Road Occupancy License be obtained by the applicant from the Transport Management Centre;**
- 3. All affected residents and businesses, including, Transit Systems, STA, NSW Police Area Command, Fire & Rescue NSW and the NSW Ambulance Services be notified in writing, by the applicant, of the proposed temporary full road closure at least 7 days in advance of the closure with the applicant making reasonable provision for stakeholders; and**
- 4. The occupation of the road carriageway must not occur until the road has been physically closed.**

For motion: Unanimous

LTC0421(1) Item 8 Sydney Metro West, Power Enabling Works - Full Road Closures (Baludarri-Balmain Ward/Balmain Electorate/Leichhardt PAC)

SUMMARY

Council has received an application from Quickway Constructions for approval of temporary full road closures at various locations and stages in Rozelle, as part of the Sydney Metro West Power Enabling Works. This approval is for the overarching road closures as part of CTMP 1 (Manning Street to Darling Street), CTMP 2 (Darling Street), CTMP 3 (Merton St to Mullens Street) and CTMP 4 (Mullens St to The Bays Station).

The road closures start on 31 May 2021 and last road closures end on 9 January 2022 (with a contingency period of 2 weeks for all closures) for civil construction works, trenching, conduit installation, cable pulling, restorations and associated works.

Officer's Recommendation

THAT the proposed temporary full road closures as part of the Sydney Metro West, Power Enabling Works in Rozelle from starting on 31 May 2021 to 9 January 2022 (with a contingency period of two weeks for each stage) be approved for civil construction works, trenching, conduit installation, cable pulling, restorations and associated works:

1. A Traffic Management Plan (TMP) for the attached Traffic Control Plan (TCP) be submitted to TfNSW prior to the start of works;
2. A Road Occupancy License be obtained by the applicant from the Transport Management Centre;
3. All affected residents and businesses, including, Transit Systems, STA, NSW Police Area Command, Fire & Rescue NSW and the NSW Ambulance Services be notified in writing, by the applicant, of the proposed temporary full road closure at least 7 days in advance of the closure with the applicant making reasonable provision for stakeholders; and
4. The occupation of the road carriageway must not occur until the road has been physically closed.

DISCUSSION

The TfNSW representative advised that the applicant should send the CTMP to TfNSW Sydney West Metro Network Integration team for review. The representative also advised that the ROLs and relevant approvals for closures of Darling Street, Victoria Road and any impact to traffic signals must be attained from the Transport Management Centre and not CJP.

The IWBC representative requested making allowances to cyclists to get through road closures including detour signage as the road works will affect a number of local bicycle routes. The new Australian Standards require that more attention be given to cycling through road works. Council Officers contacted Sydney Metro who advised that as the OCTMP is an over-arching, principles document, it does not contain the detail of how cyclists would be redirected. Sydney Metro stated that specific details addressing this concern will be provided in the CTMPs for each area, which will be provided to Council for review and approval.

The Committee members agreed with the Officer's recommendation.

COMMITTEE RECOMMENDATION

THAT the proposed temporary full road closures as part of the Sydney Metro West, Power Enabling Works in Rozelle from starting on 31 May 2021 to 9 January 2022 (with a contingency period of two weeks for each stage) be approved for civil construction works, trenching, conduit installation, cable pulling, restorations and associated works:

1. A Traffic Management Plan (TMP) for the attached Traffic Control Plan (TCP) be submitted to TfNSW prior to the start of works;
2. A Road Occupancy License be obtained by the applicant from the Transport Management Centre;
3. All affected residents and businesses, including, Transit Systems, STA, NSW Police Area Command, Fire & Rescue NSW and the NSW Ambulance Services be notified in writing, by the applicant, of the proposed temporary full road closure at least 7 days in advance of the closure with the applicant making reasonable provision for stakeholders; and
4. The occupation of the road carriageway must not occur until the road has been physically closed.

For motion: Unanimous

LTC0421(1) Item 9 Eaton Street, Balmain - Disabled Parking Zone (Baludarri - Balmain Ward/ Balmain Electorate/ Leichhardt PAC)

SUMMARY

Council has received requests to review the existing part-time 'Disabled Parking' zone in Eaton Street, Balmain to better service users of the space.

Officer's Recommendation

THAT the existing part time 'Disabled Parking'/ 'P10min'/ '4P ticket' zone on the western side of Eaton Street, north of Darvall Street, Balmain, be converted to a full time 'Disabled Parking' zone.

DISCUSSION

The Committee members agreed with the Officer's recommendation.

COMMITTEE RECOMMENDATION

THAT the existing part time 'Disabled Parking'/ 'P10min'/ '4P ticket' zone on the western side of Eaton Street, north of Darvall Street, Balmain, be converted to a full time 'Disabled Parking' zone.

For motion: Unanimous

LTC0421(1) Item 10 South Avenue, Petersham - Extension of 'No Parking' restrictions due to width of roadway (Damun - Stanmore Ward/ Newtown Electorate/ Inner West PAC)

SUMMARY

A resident of Searl Street, Petersham (with rear lane access on South Avenue) raised concerns of vehicular access into and out of South Avenue, Petersham when vehicles are legally parked in South Avenue, immediate west of existing 'No Parking' area alongside boundary of Property No. 2 South Avenue, Petersham.

Surrounding residents have been notified of the proposal to extend the current 'No Parking' restrictions an additional 5 metres west along the northern side of South Avenue to attempt to remove a squeeze point thus improve vehicular access into South Avenue.

Officer's Recommendation

THAT the existing full-time 'No Parking' restrictions on the northern side of South Avenue, Petersham be extended 5 metres west, along the frontage of Property No. 2 South Avenue, Petersham.

DISCUSSION

The Committee members agreed with the Officer's recommendation.

COMMITTEE RECOMMENDATION

THAT the existing full-time 'No Parking' restrictions on the northern side of South Avenue, Petersham be extended 5 metres west, along the frontage of Property No. 2 South Avenue, Petersham.

For motion: Unanimous

LTC0421(1) Item 11 Edgeware Road, Newtown between Wells & Darley Street - Proposed extension of Permit Parking Area M14 (Damun - Stanmore Ward/ Newtown Electorate/ Inner West PAC)

SUMMARY

Following representations to Council, an extension of the existing M14 permit parking restrictions was proposed to achieve consistent parking management in the area. The proposal was distributed to residents along Edgeware Road, Newtown between Wells Street and Darley Street for comment. Currently, M14 permit parking restrictions exist on Darley Street, Wells Street, Lord Street and Edgeware Road between Darley Street and Lord Street.

Officer's Recommendation

THAT the '2P 8am – 10pm Permit Holders Excepted Area M14' parking restrictions in Wells Street and Darley Street be extended to the eastern side of Edgeware Road, Newtown between Wells Street and Darley Street to be consistent with the adjoining streets.

DISCUSSION

The Committee members agreed with the Officer's recommendation.

COMMITTEE RECOMMENDATION

THAT the '2P 8am – 10pm Permit Holders Excepted Area M14' parking restrictions in Wells Street and Darley Street be extended to the eastern side of Edgeware Road, Newtown between Wells Street and Darley Street to be consistent with the adjoining streets.

For motion: Unanimous

LTC0421(1) Item 12 Piper Street and White Street, Lilyfield - Proposed 'No Stopping' restrictions (Baludarri-Balmain Ward/ Balmain Electorate/ Leichhardt PAC)

SUMMARY

Council has received concerns from residents regarding vehicles obstructing sight lines and manoeuvring space by parking too close to the intersection of Piper Street and White Street, Lilyfield. An investigation has now been completed and is presented in this report.

Officer's Recommendation

THAT the following statutory restrictions be signposted:

1. 10m 'No Stopping' zone on the western side of White Street, north of Piper Street;
2. 10m 'No Stopping' zone on the northern side of Piper Street, west of White Street.
3. 10m 'No Stopping' zone on the northern side of Piper Street, east of White Street.

DISCUSSION

The Committee members agreed with the Officer's recommendation.

COMMITTEE RECOMMENDATION

THAT the following statutory restrictions be signposted:

1. 10m 'No Stopping' zone on the western side of White Street, north of Piper Street;
2. 10m 'No Stopping' zone on the northern side of Piper Street, west of White Street.
3. 10m 'No Stopping' zone on the northern side of Piper Street, east of White Street.

For motion: Unanimous

**LTC0421(1) Item 13 Proposed Landscaping Works - Railway Parade, Annandale
(Baludarri-Balmain Ward/ Balmain Electorate/ Leichhardt PAC)**

SUMMARY

Transport for NSW (TfNSW) are proposing to convert ten (10) existing parking spaces on the grassed area of Railway Parade, Annandale (opposite to properties between No.70-72 and No.62 Railway Parade) into a landscaped area. Existing parking restrictions at this location are 'No Parking 7am-7pm vehicles under 4.5t GVM excepted' and it is proposed to be changed to 'No Parking' restrictions as part of this initiative to plant trees to allow for a visual screening to the new Whites Creek Link bridge. Consultation undertaken indicated strong support for the removal of parking.

Officer's Recommendation

THAT the existing ten (10) angle parking spaces on the northern side of Railway Parade between Whites Creek and Railway Parade (opposite properties between No.70-72 and No.62 Railway Parade) be converted from 'No Parking 7am-7pm vehicles under 4.5t GVM excepted' to 'No Parking' restrictions.

DISCUSSION

The Committee members agreed with the Officer's recommendation.

COMMITTEE RECOMMENDATION

THAT the existing ten (10) angle parking spaces on the northern side of Railway Parade between Whites Creek and Railway Parade (opposite properties between No.70-72 and No.62 Railway Parade) be converted from 'No Parking 7am-7pm vehicles under 4.5t GVM excepted' to 'No Parking' restrictions.

For motion: Unanimous

LTC0421(1) Item 14 Draft Car Share Policy (All Wards / All Electorates / All PACs)

SUMMARY

At its meeting on Tuesday 9 March 2021, Council endorsed the public exhibition of a proposed Car Share policy for the Inner West. The draft Policy is now available for comment via Council's website.

The policy outlines procedures and criteria for assessing new applications for car share parking on public streets or in council car parks. Consultation with car share companies, relevant staff and some community has been carried out throughout development of the draft policy.

Officer's Recommendation

THAT this report be received and noted.

DISCUSSION

The Committee members agreed with the Officer's recommendation.

COMMITTEE RECOMMENDATION

THAT this report be received and noted.

For motion: Unanimous

General Business

LTC0421 Item 15 Parking and traffic management in The Boulevarde, Dulwich Hill

A resident of The Boulevarde has requested, through Cllr Macri, for:

- 2P Resident Parking to be investigated again for The Boulevard, between Eltham Street and Piggott Street, due to parking being utilised by staff and students from Christian Brothers High School;
- centre road lines marked on The Boulevarde to prevent drivers travelling on the wrong side of the road when manoeuvring through the curves in the road; and
- installation of traffic calming devices on The Boulevarde to prevent speeding.

Council Officers will investigate these requests.

LTC0421 Item 16 Request for 'No Stopping' or 'No Parking' signage on Arthur Street, Marrickville

A request has been received from a resident of Livingstone Road, through Cllr Macri, for 'No Stopping' or 'No Parking' signage to be installed on Arthur Street at the corner of the unnamed laneway. The resident stated that vehicles park illegally and encroach the entry of the unnamed laneway from Arthur Street, limiting sightlines for drivers entering and exiting the laneway and requiring numerous reversing manoeuvres to enter the laneway to access garages. Council Officers will investigate this request.

LTC0421 Item 17 Traffic management in Styles Street, Leichhardt

A resident of Styles Street, Leichhardt, has raised concern about pollution and noise levels caused by increased general traffic and heavy vehicles in the street. The resident has requested, through Cllr da Cruz, that traffic management in Styles Street be investigated.

LTC0421 Item 18 Resurfacing of Lilyfield Road, Lilyfield

The IWBC representative requested that Lilyfield Road be resurfaced, particularly the section east of Catherine Street. This matter was raised about a year ago after WestConnex works for the Rozelle Interchange was completed on the road, however action has not yet been taken. Council Officers will pass this request onto the appropriate authority.

This concluded the business of the meeting.

Item No: C0521(1) Item 10

Subject: REVIEW OF COUNCIL MEETING SCHEDULE

Prepared By: Katherine Paixao - Acting Governance Manager

Authorised By: Elizabeth Richardson – Acting General Manager

RECOMMENDATION

THAT Council:

1. Receive and note the report;
2. Receives a report on the operation of the meeting cycle at its July 2021 meeting.

DISCUSSION

At the 8 December 2020 Council meeting, it was resolved in part:
THAT Council:

3. *Receives a report on the operation of the new meeting cycle at its May meeting.*

This motion was resolved in December 2020 as Council has traditionally held Ordinary meetings on the second and fourth Tuesday of each month except for January, July and December. So far in 2021, Council has held 3 Ordinary (plus one adjourned meeting) and 3 Extraordinary Council meetings. All 3 Extraordinary Council meetings dealt with matters that were of an urgent nature that needed to be dealt with outside the normal meeting schedule for an Ordinary meeting.

Council meeting type	Date	Reason
Ordinary	9 February 2021	
Extraordinary	23 February 2021	Harmonisation of Rates
Extraordinary	1 March 2021	Harmonisation of Rates
Ordinary	9 March 2021	
Extraordinary	30 March 2021	Recruitment of Permanent General Manager
Ordinary	13 April 2021	
Ordinary (adjourned)	20 April 2021	Continuation of Ordinary Meeting of 13 April 2021

Council officers recommend that the current meeting schedule of one Ordinary Council meeting per month continue as this will allow a further review of the meeting schedule to be considered by Council in July 2021. The adopted Council meeting schedule for 2021 can be viewed in Attachment 1.

FINANCIAL IMPLICATIONS

Nil.

ATTACHMENTS

1. [2021 Adopted Council meeting schedule](#)



2021 Ordinary Council Meeting Dates	
Meeting Date	Location
Council Meetings <i>(meetings commence at 6:30pm unless otherwise advised)</i>	
Tuesday, 9 February 2021	TBA
Tuesday, 9 March 2021	TBA
Tuesday, 13 April 2021	Ashfield Service Centre
Tuesday, 11 May 2021	Ashfield Service Centre
Tuesday, 8 June 2021	Ashfield Service Centre
Tuesday, 20 July 2021	Ashfield Service Centre
Tuesday, 10 August 2021	Ashfield Service Centre
Tuesday, 21 September 2021 (Mayor and Deputy Mayor Election)	Ashfield Service Centre
Tuesday, 12 October 2021	Ashfield Service Centre
Tuesday, 9 November 2021	Ashfield Service Centre
Tuesday, 7 December 2021	Ashfield Service Centre

ECM:34348969

P.O. Box 14 Petersham 2049 | P (02) 9392 5000 | E council@innerwest.nsw.gov.au

Customer Service Centres | Petersham 2-14 Fisher Street | Leichhardt 7-15 Wetherill Street | Ashfield 260 Liverpool Road

Item No: C0521(1) Item 11

Subject: GREENWAY PROJECT DELIVERY AND ENGAGEMENT

Prepared By: Cathy Edwards-Davis - Director Infrastructure

Authorised By: Elizabeth Richardson – Acting General Manager

RECOMMENDATION

THAT:

1. The Mayor send a letter to each of the Greenway Steering Committee members thanking them for their commitment and contributions to the Greenway project.
2. Council note the community engagement which will be undertaken for the delivery of the Greenway project into the future.

DISCUSSION

At the meeting on the 9 March 2021, Council resolved to receive a report on the Greenway Steering Committee and a dedicated Greenway Officer.

The Greenway is an integrated ecological and active transport route that follows the light rail line from the Cooks River to Iron Cove. It provides a variety of recreation opportunities and incorporates local places for culture and art.

Greenway Inception and Planning

The Greenway has been evolving over the last twenty plus years and had its genesis in the 1990s. At this time, local environmental advocates began working on bushcare sites within the rail corridor and conceptualised the idea of an off-road trail for walking and riding within the rail corridor, plus a wildlife corridor connecting the two important waterways, the Cooks River and the Iron Cove.

At its conception, the Greenway spanned four Councils, Ashfield, Canterbury, Leichhardt and Marrickville. In 2002, the Councils agreed in principle to support the Greenway Vision.

During the inception and planning, the Greenway Steering Committee was an important community group which spanned the then four participating Councils. The Steering Committee was formed to develop the concept of the Greenway. The Steering Committee was able to effectively partner with the Councils and had fantastic success at achieving some initial funding including a Metropolitan Greenway Program to create a coordination strategy. Then in 2010, the Greenway Urban Sustainability Project was funded by \$1.8m from the NSW Environmental Trust grant for a three year period.

It is important at this time to acknowledge the enormous contribution of this Steering Committee to date.

Greenway Delivery

The amalgamated Inner West Council now covers the great majority of the Greenway project. Only a small section is within the City of Canterbury Bankstown LGA. Further, Council has now entered a new phase of the Greenway project, that is, the delivery phase. \$25.7 million in

state and local government funding has now been secured to complete the high priority components of the Greenway. The needs of the project have now evolved.

The key achievements from the delivery phase of the Greenway include the following:

- Securing \$25.7m in funding.
- Development of a Greenway Masterplan in 2018.
- Development of Greenway Concept Plans in 2019 / 2020.
- Delivery of the Richard Murden Reserve Path and Lighting Upgrade in 2020, including a new 3.5m wide shared path between Marion Street and the City West Link.
- Delivery of the Lang Road Pedestrian Bridge over the Cooks River in 2020 by the City of Canterbury Bankstown Council.
- On road works are underway in local streets to create safer connections along the route. We expect these to be completed in June 2021.
- Construction on the Dobroyd Seawall has commenced, and we anticipate works will be completed in July 2021.
- Development and public exhibition of the Review of Environmental Factors for works in the light rail corridor.
- In principle agreement from Sydney Water for works in the light rail corridor.
- Council is currently liaising with TfNSW and Sydney Metro regarding licencing and ownership of works in the rail corridor.
- The EOI for potential contractors for the in-corridor works has been completed and contractors have been shortlisted.
- The sale of 43 Hercules Street, Dulwich Hill has been settled.
- Detailed designs for the High Voltage Electricity works have been submitted to Sydney Trains for approval, with construction anticipated from late 2021.
- Detailed designs for the Bay Run and the Lilyfield Road Bridge are underway, with construction anticipated from early 2022.
- Development of a draft public art strategy for the Greenway, which sets out the proposed locations, form and themes of artwork.

Engagement During the Delivery Stage

The Greenway is just one project within Council's business as usual delivery of the capital works program. There are no other dedicated Committees for the other substantial infrastructure projects that Council is delivering, e.g. the Parramatta Road Urban Area Improvement Program.

The Greenway Steering Committee is a community group rather than a committee of Council. It is suggested that the Greenway Steering Committee continue as a community group without representation from Council. A similar example would be the Friends of Callan Park. Council will continue to engage with the Greenway Steering Committee, as with other relevant stakeholders, as required through the delivery of the project.

Broad community engagement was undertaken on the Greenway through the Masterplan and Concept Design processes. This engagement incorporated community drop-in sessions, stakeholder workshops, community newsletters, a web-based survey on Council's Your Say Inner West. Council also had a social pinpoint site which contained an interactive map of the masterplan. The draft Masterplan attracted 3,269 visitors to the website and around 700 responses were provided through all of the engagement platforms including 206 responses through the Your Say website and 480 written response through the social pinpoint interactive map.

Council's adopted Community Engagement Framework, outlines that "the community is everyone who lives, works, plays, studies, conducts business, owns property, visits or uses the services, facilities and public spaces of the Inner West." The Greenway covers a large geographic area and encompasses multiple objectives including active transport, ecology,

recreation and art. As such, the community relevant to the Greenway is broad in nature and they cover many different areas of interest. One of the principles outlined in the Framework is one of inclusion, “As many relevant people as possible, who have an interest in or will be affected by a decision, are identified and invited to participate. This is to avoid interest group capture or single issue hijack.” Council will continue to engage with all stakeholders on the Greenway project through a variety of methodologies, including the following:

- Ongoing web-based engagement and surveys on Council’s “Your Say Inner West”.
- Regular newsletter updates to the community, distributed to the 12,000 properties within 400m of the Greenway.
- Community stakeholder engagement and workshop sessions, to discuss specific local issues, where needed.
- Notification letters to residents immediately impacted by upcoming construction works.
- Council also has ongoing engagement with the community through a wide range of advisory committees including our Bicycle working group, Transport Advisory Committee, Aboriginal and Torres Strait Islander Advisory Committee and Arts and Culture Advisory Committee. Members of these are engaged around a range of Greenway initiatives and activations at relevant times.
- Council is in the process of integrating content from the Greenway website to Council’s corporate site and will continue to promote and highlight Greenway delivery and activations through our corporate communication channels
- Greenway activations and initiatives are integrated across Council’s teams. For example Council hosted Edge 2021: Art camp on the Greenway from 16 April – 9 May which activated the place for 24 days with diverse art projects

Staff Resources

Council currently has the following resources allocated to the Greenway project:

- Project Manager Greenway Delivery
- Greenway Project Engineer
- Greenway Engagement Officer

All of the above positions are funded by capitalising their time to the project.

The Project Manager Greenway Delivery position is filled. The other two positions are currently vacant.

The purpose of the Greenway Engagement Officer is to coordinate communications with the community and stakeholders including state agencies in the lead up to and during construction. This Greenway Engagement Officer will be primarily responsible to undertake the community engagement as outlined above.

FINANCIAL IMPLICATIONS

The staff resources outlined above are funded by capitalising their time to the project.

ATTACHMENTS

Nil.

Item No: C0521(1) Item 12
Subject: INVESTMENT REPORT AS AT 31 MARCH 2021
Prepared By: Daryl Jackson - Chief Financial Officer
Authorised By: Elizabeth Richardson – Acting General Manager

RECOMMENDATION

THAT the report be received and noted.

DISCUSSION

Council's holding in various investment categories are listed in the table below. Council's portfolio size is \$230.2m. All Socially Responsible Investments (SRI's) are investments that comply with the Non-Fossil Fuel standards. Council's annualised return continues to exceed the bank bill index benchmark. Council's portfolio had a return of 1.30%, above the UBSWA Bank Bill Index Benchmark (0.11%).

Changes in the value of our portfolio was \$10.7m due to the maturity of an investment and investing in investments with good interest rates –

- Matured Investment
 - Heritage Bank \$5.8m
- Investments
 - Newcastle Permanent Building Society \$10.0m
 - Westpac Group (Green TD) \$4.0m
 - Members Equity Bank \$2.5m

The attachments to this report summarise all investments held by Council and interest returns for periods ending 31 March 2021.

The Current Market value is required to be accounted for. The Current Market Value is a likely outcome if Council were to consider recalling the investment prior to its due date.

All investments made for the month of March 2021 have been made in accordance with the Local Government Act, Local Government Regulations and the Inner West Council Investment Policy.

ADI Lending Status *	Current Month (\$)	Previous Month (\$)
Non Fossil Fuel Lending ADIs		
Bendigo and Adelaide Bank	9,600,000	9,600,000
Credit Union Australia	2,000,000	2,000,000
Emerald Reverse Mortgage 2006A	516,521	516,521
Emerald Reverse Mortgage 2006B	1,000,000	1,000,000
Heritage Bank		5,800,000
Members Equity Bank	11,068,344	8,565,434
Newcastle Permanent Building Society	11,700,000	1,700,000
Suncorp Bank	18,150,000	18,150,000
Suncorp Bank (Covered)	5,500,000	5,500,000
Teachers Mutual Bank	4,000,000	4,000,000
	63,534,865	56,831,955
	28%	26%
Socially Responsible Investments		
Bank Australia (Sustainability)	6,000,000	6,000,000
CBA (Climate)	18,200,000	18,200,000
CBA (Green TD)	78,000,000	78,000,000
National Australia Bank (Social)	7,444,000	7,444,000
National Housing Finance Investment Corp (Social)	1,500,000	1,500,000
NSW T-Corp (Green)	5,000,000	5,000,000
Westpac Group (Green TD)	50,500,000	46,500,000
	166,644,000	162,644,000
	72%	74%
	230,178,865	219,475,955

* source: <http://www.marketforces.org.au>
Percentages may not add up to 100% due to rounding

EXTERNAL / INTERNAL RESTRICTIONS

	March 21
External Restrictions	103,727,769
Internal Restrictions	126,451,096
Total	230,178,865

ATTACHMENTS

1. [IWC Investment Report - March 2021](#)
2. [IWC Economic & Investment Portfolio Commentary March 2021](#)

INNER WEST

Investment Summary Report March 2021

Inner West Council Executive Summary - March 2021

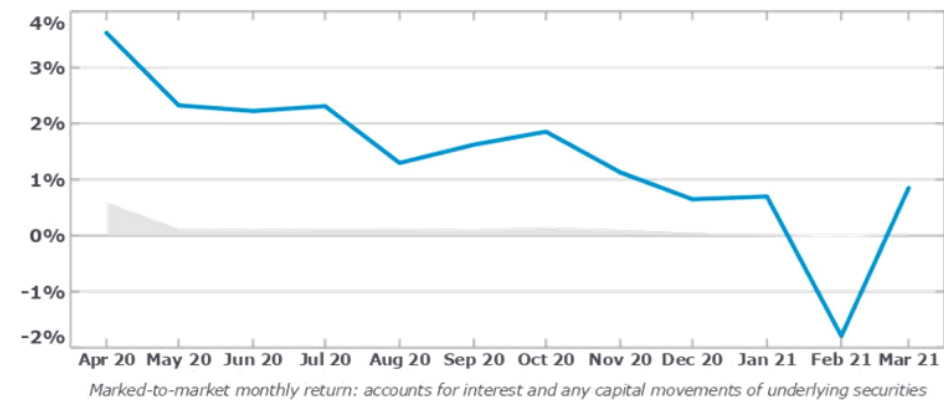


Investment Holdings

By Product	Face Value (\$)	Current Value (\$)	Current Yield (%)
Bonds	33,944,000.00	35,445,102.28	3.1367
Cash	8,568,343.77	8,568,343.77	0.4000
Floating Rate Note	55,150,000.00	55,566,699.25	0.8662
Mortgage Backed Security	1,516,520.95	1,089,094.41	0.6605
Term Deposit	131,000,000.00	131,322,403.29	0.7899
	230,178,864.72	231,991,643.00	1.1389

Face Value = capital value to be repaid upon maturity
Current Value = current market value + accrued interest
Current Yield = weighted average interest rate

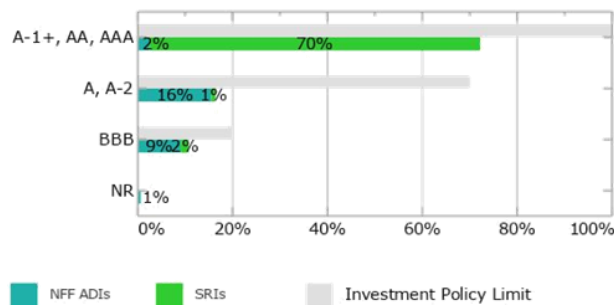
Monthly Portfolio Return (%pa) based on Current Market Value of Securities



Portfolio Annualised Return AusBond BB Index Annualised Return

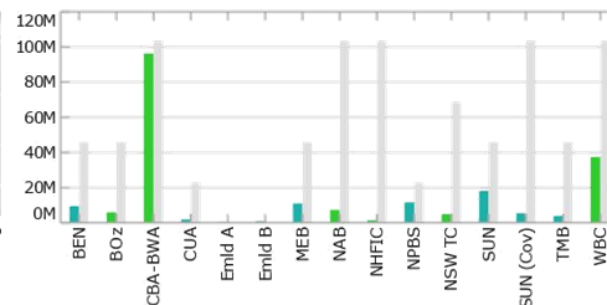
Investment Policy Compliance sorted by Socially Responsible Investments (SRIs) and non-Fossil Fuel (NFF) banks

Total Credit Exposure



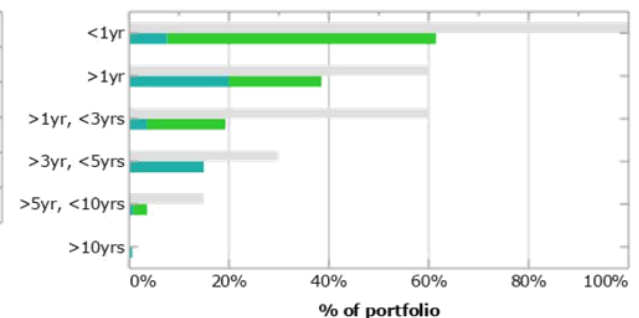
Holdings in each credit rating category vs policy limits

Individual Exposures



Holdings per bank / product provider vs policy limits

Term to Maturities

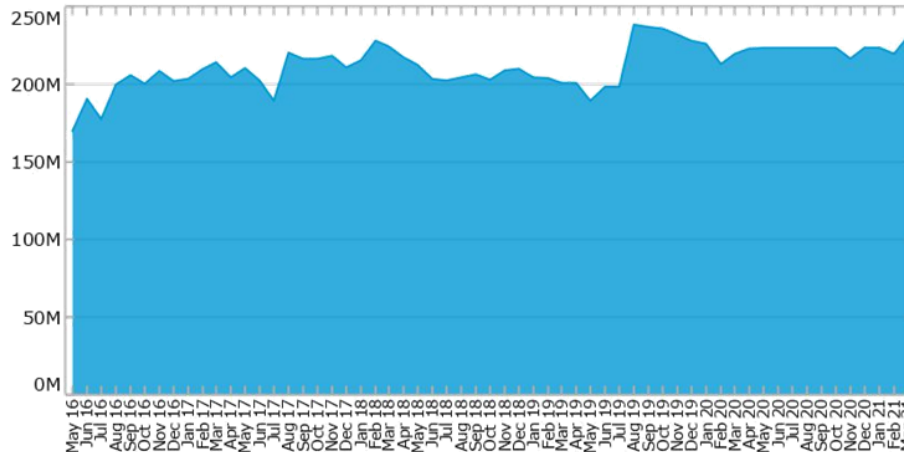


Current maturity profile of all holdings vs policy limits

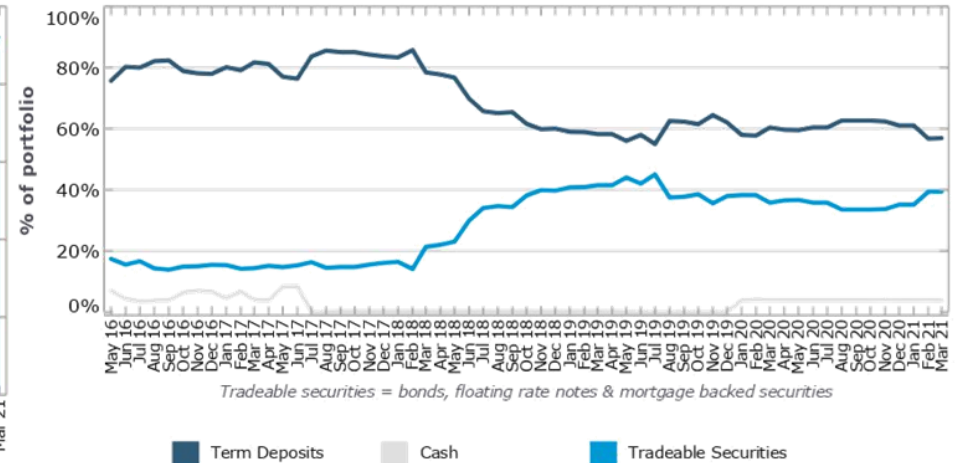
Inner West Council Historical Graphs - March 2021



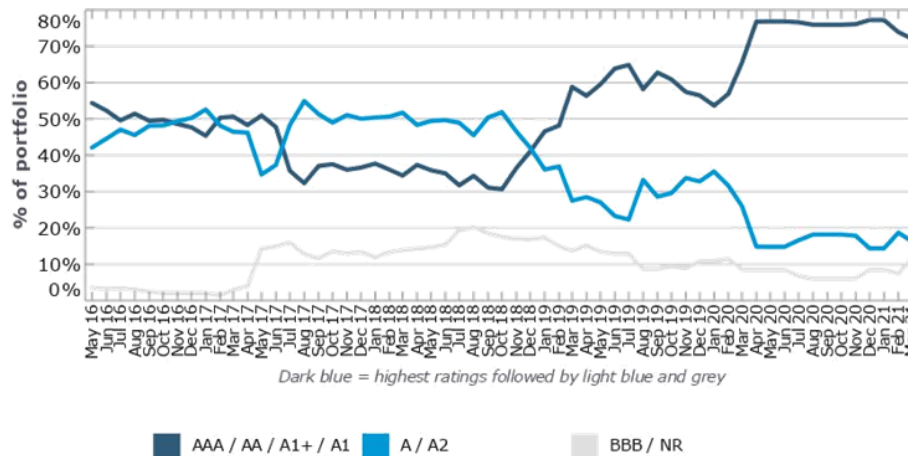
Month end investment balances since amalgamation



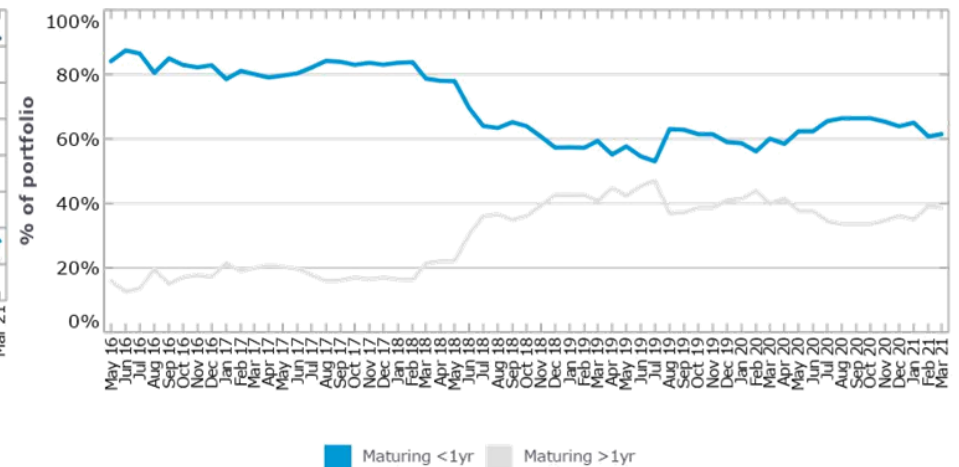
Composition of portfolio by asset type



Composition of portfolio by credit rating categories



Composition of portfolio by short (<1 yr) and long term (> 1 yr) holdings



Inner West Council Investment Holdings Report - March 2021



Cash Accounts

Face Value (\$)	Current Yield	Institution	Credit Rating	Current Value (\$)	Deal No.	Reference
8,568,343.77	0.4000%	ME Bank	A-2	8,568,343.77	539404	
8,568,343.77	0.4000%			8,568,343.77		

Term Deposits

Maturity Date	Face Value (\$)	Rate	Institution	Credit Rating	Purchase Price (\$)	Purchase Date	Current Value (\$)	Deal No.	Accrued Interest (\$)	Coupon Frequency	Reference
27-Apr-21	20,000,000.00	0.8100%	Commonwealth Bank of Australia	A-1+	20,000,000.00	29-Apr-20	20,149,572.60	539647	149,572.60	At Maturity	Green
21-May-21	9,000,000.00	1.4100%	Westpac Group	A-1+	9,000,000.00	21-Nov-19	9,013,211.51	538748	13,211.51	Quarterly	Green
15-Jun-21	20,000,000.00	0.6700%	Commonwealth Bank of Australia	A-1+	20,000,000.00	31-Aug-20	20,078,197.26	540164	78,197.26	At Maturity	Green
26-Jul-21	3,000,000.00	1.5800%	Westpac Group	A-1+	3,000,000.00	31-Jul-19	3,008,051.51	538346	8,051.51	Quarterly	Green
30-Aug-21	4,000,000.00	0.3900%	Commonwealth Bank of Australia	A-1+	4,000,000.00	26-Feb-21	4,001,453.15	540980	1,453.15	At Maturity	Green
28-Sep-21	10,000,000.00	0.7000%	Commonwealth Bank of Australia	A-1+	10,000,000.00	30-Sep-20	10,035,095.89	540345	35,095.89	At Maturity	Green
27-Oct-21	7,500,000.00	0.5400%	Westpac Group	A-1+	7,500,000.00	30-Oct-20	7,506,879.45	540480	6,879.45	Quarterly	Green
29-Nov-21	4,000,000.00	0.4300%	Commonwealth Bank of Australia	A-1+	4,000,000.00	26-Feb-21	4,001,602.19	540981	1,602.19	At Maturity	Green
24-Dec-21	13,000,000.00	0.4500%	Westpac Group	A-1+	13,000,000.00	24-Dec-20	13,001,282.19	540753	1,282.19	Quarterly	Green
25-Jan-22	20,000,000.00	0.4300%	Commonwealth Bank of Australia	A-1+	20,000,000.00	29-Jan-21	20,014,608.22	540914	14,608.22	At Maturity	Green
29-Mar-22	2,500,000.00	0.5000%	ME Bank	A-2	2,500,000.00	26-Mar-21	2,500,205.48	541224	205.48	At Maturity	
29-Mar-22	4,000,000.00	0.3600%	Westpac Group	A-1+	4,000,000.00	31-Mar-21	4,000,039.45	541236	39.45	Quarterly	Green
28-Jun-22	10,000,000.00	1.8700%	Westpac Group	AA-	10,000,000.00	28-Jun-19	10,001,536.99	538091	1,536.99	Quarterly	Green
25-Jul-22	4,000,000.00	1.5700%	Westpac Group	AA-	4,000,000.00	31-Jul-19	4,010,667.40	538347	10,667.40	Quarterly	Green
131,000,000.00	0.7899%				131,000,000.00		131,322,403.29		322,403.29		

Floating Rate Notes

Maturity Date	Face Value (\$)	Current Coupon	Security Name	Credit Rating	Purchase Price (\$)	Purchase Date	Current Value (\$)	Deal No.	Accrued Interest (\$)	Next Coupon Date	Reference
2-Jul-21	4,000,000.00	1.3800%	TMB Snr FRN (Jul21) BBSW+1.37%	A-2	4,000,000.00	2-Jul-18	4,024,637.26	536788	13,157.26	6-Apr-21	

Inner West Council Investment Holdings Report - March 2021



Floating Rate Notes

Maturity Date	Face Value (\$)	Current Coupon	Security Name	Credit Rating	Purchase Price (\$)	Purchase Date	Current Value (\$)	Deal No.	Accrued Interest (\$)	Next Coupon Reference Date
30-Aug-21	2,000,000.00	1.3300%	BOz 'SRI' Snr FRN (Aug21) BBSW+1.30%	A-2	2,000,000.00	30-Aug-18	2,009,657.81	536986	2,477.81	31-May-21
19-Jan-22	2,500,000.00	1.0219%	BEN Snr FRN (Jan22) BBSW+1.01%	A-2	2,500,000.00	19-Oct-18	2,521,564.51	537202	5,039.51	19-Apr-21
16-Aug-22	1,000,000.00	0.9803%	SUN Snr FRN (Aug22) BBSW+0.97%	A+	1,000,000.00	16-Aug-17	1,011,481.73	535607	1,181.73	17-May-21
16-Aug-22	4,000,000.00	0.9803%	SUN Snr FRN (Aug22) BBSW+0.97%	A+	4,037,600.00	31-Oct-18	4,045,926.93	537263	4,726.93	17-May-21
2-Dec-22	4,000,000.00	0.9300%	BOz 'SRI' Snr FRN (Dec22) BBSW+0.90%	BBB	4,000,000.00	2-Dec-19	4,012,897.53	538824	3,057.53	2-Jun-21
25-Jan-23	1,500,000.00	1.0603%	BEN Snr FRN (Jan23) BBSW+1.05%	BBB+	1,500,000.00	25-Jan-18	1,522,825.88	536141	2,875.88	27-Apr-21
6-Feb-23	1,700,000.00	1.4098%	NPBS Snr FRN (Feb23) BBSW+1.40%	BBB	1,700,000.00	6-Feb-18	1,729,152.42	536175	3,414.42	6-May-21
30-Jul-24	6,000,000.00	0.7900%	SUN Snr FRN (Jul24) BBSW+0.78%	A+	6,000,000.00	30-Jul-19	6,083,051.51	538330	8,051.51	30-Apr-21
30-Jul-24	750,000.00	0.7900%	SUN Snr FRN (Jul24) BBSW+0.78%	A+	749,182.50	1-Oct-19	760,381.44	538563	1,006.44	30-Apr-21
24-Oct-24	2,000,000.00	1.1303%	CUA Snr FRN (Oct24) BBSW+1.12%	BBB	2,000,000.00	24-Oct-19	2,039,867.66	538603	4,087.66	26-Apr-21
24-Apr-25	3,700,000.00	1.1303%	SUN Cov FRN (Apr25) BBSW+1.12%	AAA	3,700,000.00	27-Apr-20	3,811,495.17	539640	7,562.17	26-Apr-21
2-Dec-25	5,600,000.00	0.5500%	BEN Snr FRN (Dec25) BBSW+0.52%	BBB+	5,600,000.00	2-Dec-20	5,594,859.51	540602	2,531.51	2-Jun-21
24-Feb-26	6,400,000.00	0.4602%	SUN Snr FRN (Feb26) BBSW+0.45%	A+	6,400,000.00	24-Feb-21	6,393,816.93	540964	2,904.93	24-May-21
4-Mar-26	10,000,000.00	0.6626%	NPBS Snr FRN (Mar26) BBSW+0.63%	BBB	10,000,000.00	4-Mar-21	10,005,082.96	540984	5,082.96	4-Jun-21
55,150,000.00		0.8662%			55,186,782.50		55,566,699.25		67,158.25	

Fixed Rate Bonds

Maturity Date	Face Value (\$)	Coupon	Security Name	Credit Rating	Purchase Price (\$)	Purchase Date	Current Value (\$)	Deal No.	Accrued Interest (\$)	Purchase Yield	Reference
24-Mar-22	3,444,000.00	3.2500%	NAB 'Social' Snr Bond (Mar22) 3.25%	A-1+	3,502,479.12	26-Jun-18	3,545,310.50	536771	2,433.26	3.0000%	
24-Mar-22	4,000,000.00	3.2500%	NAB 'Social' Snr Bond (Mar22) 3.25%	A-1+	4,066,280.00	1-Nov-18	4,117,666.09	537279	2,826.09	2.8400%	
31-Mar-22	10,000,000.00	3.2500%	CBA 'Climate' Snr Bond (Mar22) 3.25%	A-1+	10,088,200.00	28-Mar-18	10,292,687.98	536469	887.98	3.0348%	
31-Mar-22	1,100,000.00	3.2500%	CBA 'Climate' Snr Bond (Mar22) 3.25%	A-1+	1,111,198.00	22-May-18	1,132,195.68	536652	97.68	3.1115%	
31-Mar-22	3,100,000.00	3.2500%	CBA 'Climate' Snr Bond (Mar22) 3.25%	A-1+	3,143,462.00	13-Jun-18	3,190,733.27	536721	275.27	3.0592%	
31-Mar-22	4,000,000.00	3.2500%	CBA 'Climate' Snr Bond (Mar22) 3.25%	A-1+	4,083,240.00	31-Jul-18	4,117,075.19	536896	355.19	2.9908%	

Inner West Council
Investment Holdings Report - March 2021



Fixed Rate Bonds											
Maturity Date	Face Value (\$)	Coupon	Security Name	Credit Rating	Purchase Price (\$)	Purchase Date	Current Value (\$)	Deal No.	Accrued Interest (\$)	Purchase Yield	Reference
24-Aug-26	1,300,000.00	3.2500%	SUN Cov Bond (Aug26) 3.25%	AAA	1,427,881.00	30-Apr-20	1,422,540.66	539692	4,201.66	1.7000%	
24-Aug-26	500,000.00	3.2500%	SUN Cov Bond (Aug26) 3.25%	AAA	549,310.00	5-May-20	547,131.02	539728	1,616.02	1.7000%	
15-Nov-28	5,000,000.00	3.0000%	NSWTC 'Green' Snr Bond (Nov28) 3.00%	AA+	5,000,000.00	15-Nov-18	5,613,843.96	537310	56,043.96	3.2350%	
27-May-30	1,500,000.00	1.5200%	NHFIC 'Social' Snr Bond (May30) 1.52%	AAA	1,540,140.00	10-Feb-21	1,465,917.93	540932	7,872.93	1.2500%	
33,944,000.00					34,512,190.12		35,445,102.27		76,610.03	2.8877%	

Mortgage Backed Securities											
Maturity Date	Face Value (\$)	Current Coupon	Security Name	Rating	Purchase Price (\$)	Purchase Date	Current Value (\$)	Deal No.	Accrued Interest (\$)		Reference
21-Aug-51	516,520.95	0.4627%	Emerald Reverse Mortgage (2006A)	NR	1,000,000.00	17-Jul-06	408,300.37	310321	248.82		
21-Aug-56	1,000,000.00	0.7627%	Emerald Reverse Mortgage (2006B)	NR	1,000,000.00	17-Jul-06	680,794.04	310334	794.04		
1,516,520.95					2,000,000.00		1,089,094.41		1,042.86		

Inner West Council
Accrued Interest Report - March 2021



Accrued Interest Report

Investment	Deal No.	Ref	Face Value (\$)	Settlement Date	Maturity Date	Interest Received (\$)	Days	Interest Accrued (\$)	Percentage Return
Bonds									
NAB 'Social' Snr Bond (Mar22) 3.25%	536771		3,444,000.00	26-Jun-18	24-Mar-22	55,965.00	31	9,544.83	3.26%
NAB 'Social' Snr Bond (Mar22) 3.25%	537279		4,000,000.00	01-Nov-18	24-Mar-22	65,000.00	31	11,085.76	3.26%
CBA 'Climate' Snr Bond (Mar22) 3.25%	536469		10,000,000.00	29-Mar-18	31-Mar-22	162,500.00	31	27,673.69	3.26%
CBA 'Climate' Snr Bond (Mar22) 3.25%	536652		1,100,000.00	24-May-18	31-Mar-22	17,875.00	31	3,044.11	3.26%
CBA 'Climate' Snr Bond (Mar22) 3.25%	536721		3,100,000.00	13-Jun-18	31-Mar-22	50,375.00	31	8,578.84	3.26%
CBA 'Climate' Snr Bond (Mar22) 3.25%	536896		4,000,000.00	31-Jul-18	31-Mar-22	65,000.00	31	11,069.48	3.26%
SUN Cov Bond (Aug26) 3.25%	539692		1,300,000.00	30-Apr-20	24-Aug-26		31	3,618.10	3.28%
SUN Cov Bond (Aug26) 3.25%	539728		500,000.00	05-May-20	24-Aug-26		31	1,391.57	3.28%
NSWTC 'Green' Snr Bond (Nov28) 3.00%	537310		5,000,000.00	15-Nov-18	15-Nov-28		31	12,774.73	3.01%
NHFIC 'Social' Snr Bond (May30) 1.52%	540932		1,500,000.00	10-Feb-21	27-May-30		31	1,952.48	1.53%
Bonds Total						416,715.00		90,733.59	3.15%
Cash									
ME Bank	539404		8,568,343.77			2,627.52	31	2,909.93	.40%
Cash Total						2,627.52		2,909.93	.40%
Floating Rate Note									
HBS Snr FRN (Mar21) BBSW+1.23%	536454		5,800,000.00	29-Mar-18	29-Mar-21	17,876.71	28	5,561.64	1.25%
TMB Snr FRN (Jul21) BBSW+1.37%	536788		4,000,000.00	02-Jul-18	02-Jul-21		31	4,688.22	1.38%
BOz 'SRI' Snr FRN (Aug21) BBSW+1.30%	536986		2,000,000.00	30-Aug-18	30-Aug-21		31	2,259.18	1.33%
BEN Snr FRN (Jan22) BBSW+1.01%	537202		2,500,000.00	19-Oct-18	19-Jan-22		31	2,169.79	1.02%
SUN Snr FRN (Aug22) BBSW+0.97%	535607		1,000,000.00	16-Aug-17	16-Aug-22		31	832.58	.98%
SUN Snr FRN (Aug22) BBSW+0.97%	537263		4,000,000.00	31-Oct-18	16-Aug-22		31	3,330.34	.98%
BOz 'SRI' Snr FRN (Dec22) BBSW+0.90%	538824		4,000,000.00	02-Dec-19	02-Dec-22	9,058.19	31	3,158.17	.93%

Inner West Council
Accrued Interest Report - March 2021



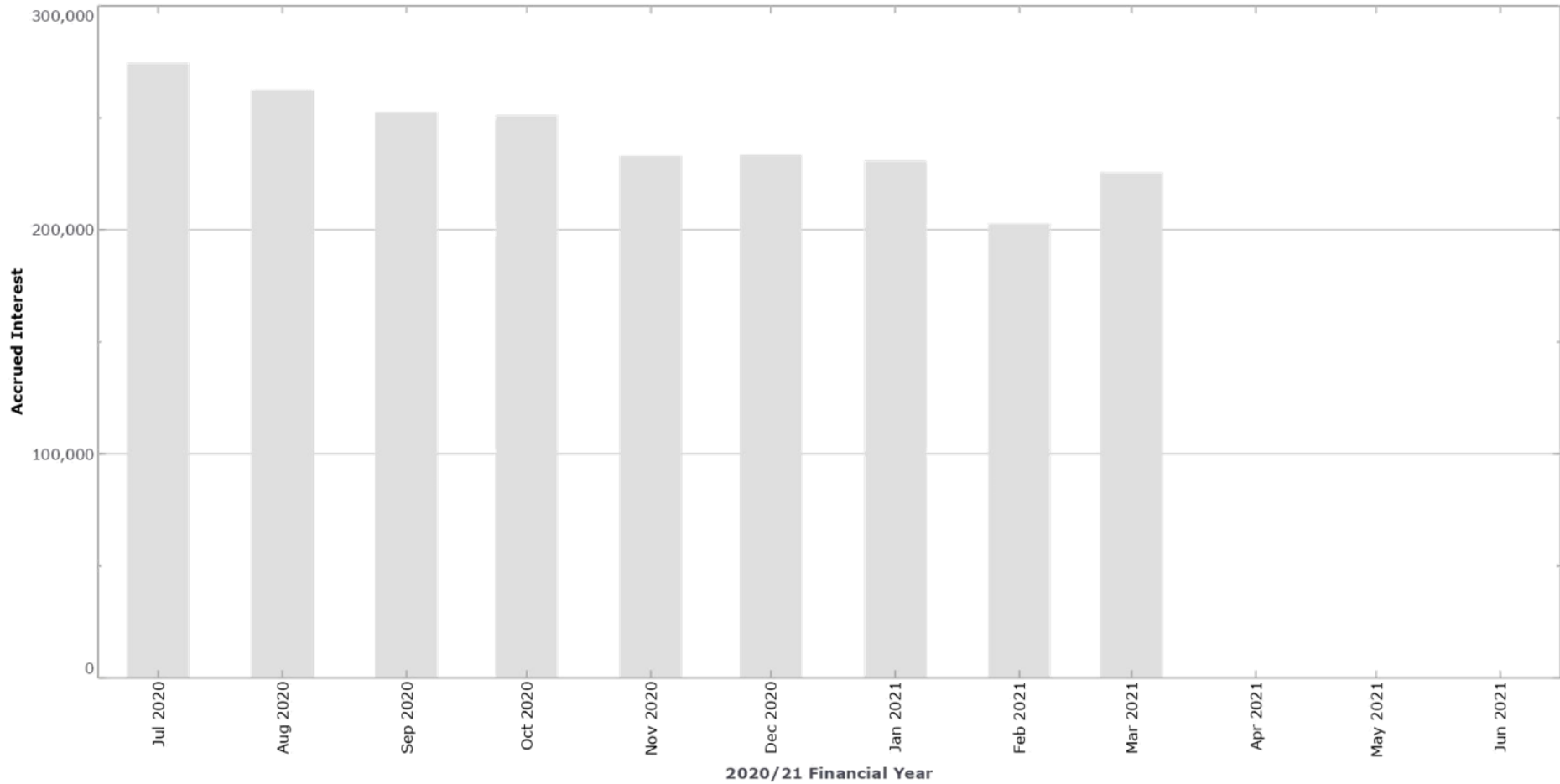
Accrued Interest Report									
Investment	Deal No.	Ref	Face Value (\$)	Settlement Date	Maturity Date	Interest Received (\$)	Days	Interest Accrued (\$)	Percentage Return
BEN Snr FRN (Jan23) BBSW+1.05%	536141		1,500,000.00	25-Jan-18	25-Jan-23		31	1,350.79	1.06%
NPBS Snr FRN (Feb23) BBSW+1.40%	536175		1,700,000.00	06-Feb-18	06-Feb-23		31	2,035.52	1.41%
SUN Snr FRN (Jul24) BBSW+0.78%	538330		6,000,000.00	30-Jul-19	30-Jul-24		31	4,025.76	.79%
SUN Snr FRN (Jul24) BBSW+0.78%	538563		750,000.00	01-Oct-19	30-Jul-24		31	503.22	.79%
CUA Snr FRN (Oct24) BBSW+1.12%	538603		2,000,000.00	24-Oct-19	24-Oct-24		31	1,919.96	1.13%
SUN Cov FRN (Apr25) BBSW+1.12%	539640		3,700,000.00	27-Apr-20	24-Apr-25		31	3,551.93	1.13%
BEN Snr FRN (Dec25) BBSW+0.52%	540602		5,600,000.00	02-Dec-20	02-Dec-25	7,434.35	31	2,614.12	.55%
SUN Snr FRN (Feb26) BBSW+0.45%	540964		6,400,000.00	24-Feb-21	24-Feb-26		31	2,501.47	.46%
NPBS Snr FRN (Mar26) BBSW+0.63%	540984		10,000,000.00	04-Mar-21	04-Mar-26		28	5,082.96	.66%
Floating Rate Note Total						34,369.25		45,585.65	.90%
<u>Mortgage Backed Securities</u>									
Emerald Reverse Mortgage Series 2006-1 Class A (BBSW+0.45%)	310321		516,520.95	17-Jul-06	21-Aug-51		31	202.99	.46%
Emerald Reverse Mortgage Series 2006-1 Class B (BBSW+0.75%)	310334		1,000,000.00	17-Jul-06	21-Aug-56		31	647.77	.76%
Mortgage Backed Securities Total								850.76	.66%
<u>Term Deposits</u>									
Commonwealth Bank of Australia	539647		20,000,000.00	29-Apr-20	27-Apr-21		31	13,758.90	.81%
Westpac Group	538748		9,000,000.00	21-Nov-19	21-May-21		31	10,777.81	1.41%
Commonwealth Bank of Australia	540164		20,000,000.00	31-Aug-20	15-Jun-21		31	11,380.82	.67%
Westpac Group	538346		3,000,000.00	31-Jul-19	26-Jul-21		31	4,025.76	1.58%
Commonwealth Bank of Australia	540980		4,000,000.00	26-Feb-21	30-Aug-21		31	1,324.93	.39%
Commonwealth Bank of Australia	540345		10,000,000.00	30-Sep-20	28-Sep-21		31	5,945.21	.70%
Westpac Group	540480		7,500,000.00	30-Oct-20	27-Oct-21		31	3,439.72	.54%
Commonwealth Bank of Australia	540981		4,000,000.00	26-Feb-21	29-Nov-21		31	1,460.82	.43%

Inner West Council
Accrued Interest Report - March 2021



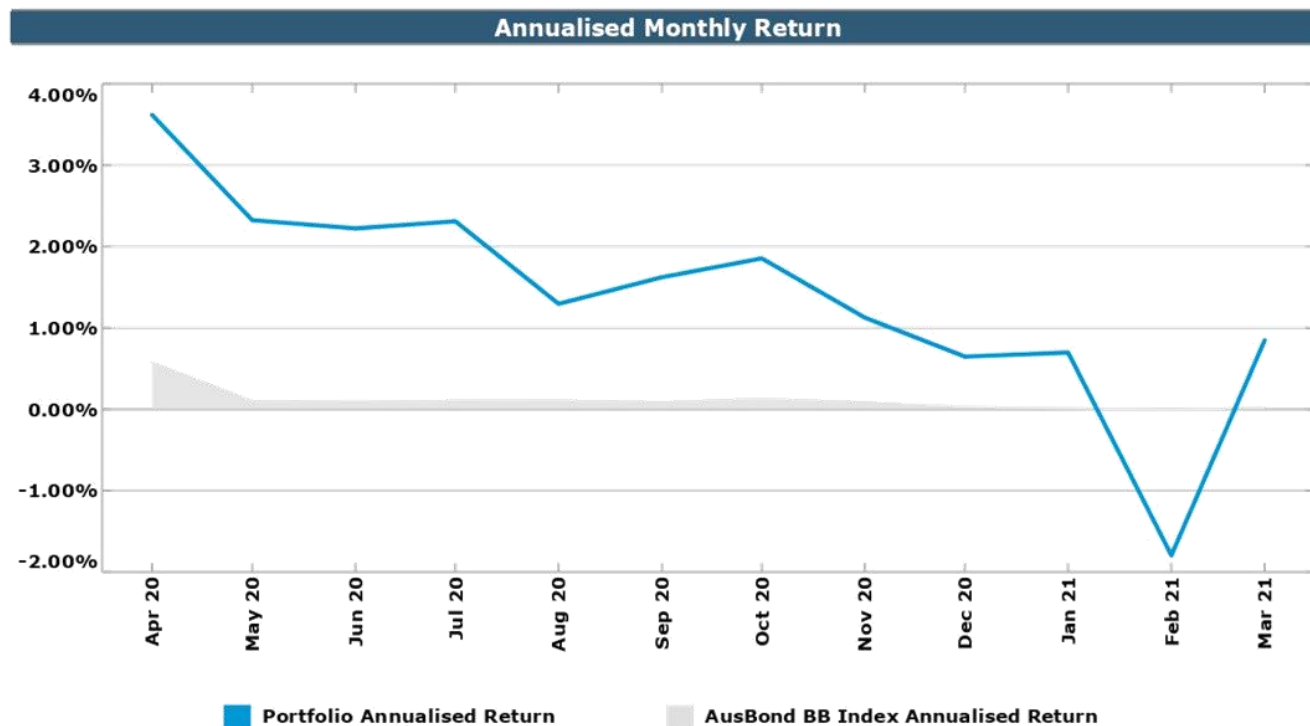
Accrued Interest Report									
Investment	Deal No.	Ref	Face Value (\$)	Settlement Date	Maturity Date	Interest Received (\$)	Days	Interest Accrued (\$)	Percentage Return
Westpac Group	540753		13,000,000.00	24-Dec-20	24-Dec-21	14,424.66	31	4,968.49	.45%
Commonwealth Bank of Australia	540914		20,000,000.00	29-Jan-21	25-Jan-22		31	7,304.11	.43%
ME Bank	541224		2,500,000.00	26-Mar-21	29-Mar-22		6	205.48	.50%
Westpac Group	541236		4,000,000.00	31-Mar-21	29-Mar-22		1	39.45	.36%
Westpac Group	538091		10,000,000.00	28-Jun-19	28-Jun-22	46,109.59	31	15,882.20	1.87%
Westpac Group	538347		4,000,000.00	31-Jul-19	25-Jul-22		31	5,333.70	1.57%
Term Deposits Total						60,534.25		85,847.40	.81%
						514,246.02		225,927.33	<u>1.16%</u>

Inner West Council
Accrued Interest Report - March 2021



Inner West Council

Investment Performance Report - March 2021



Historical Performance Summary

	Portfolio	AusBond BB Index	Outperformance
Mar 2021	0.85%	0.02%	0.83%
Last 3 Months	-0.03%	0.01%	-0.04%
Last 6 Months	0.59%	0.05%	0.54%
Financial Year to Date	0.98%	0.07%	0.91%
Last 12 months	1.41%	0.11%	1.30%

Inner West Council

Environmental Commitments Report - March 2021

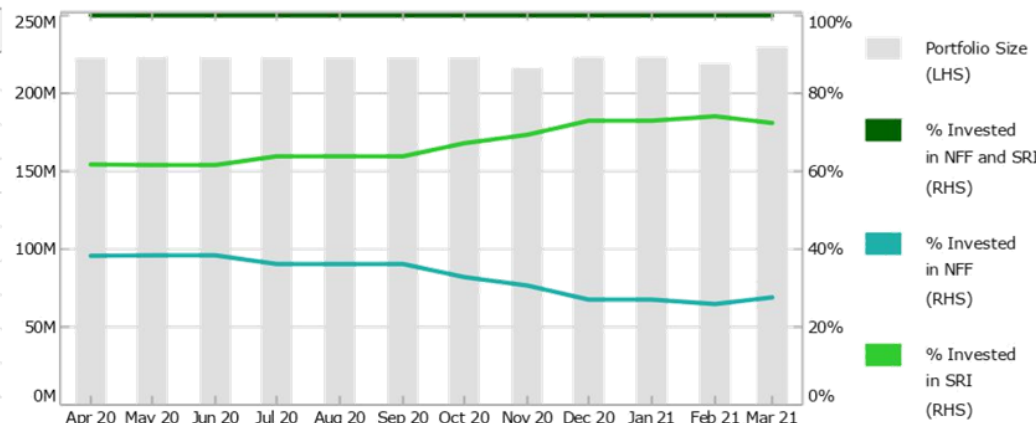


Current Breakdown

ADI Lending Status *	Current Month (\$)	Previous Month (\$)
Non Fossil Fuel Lending ADIs		
Bendigo and Adelaide Bank	9,600,000	9,600,000
Credit Union Australia	2,000,000	2,000,000
Emerald Reverse Mortgage 2006A	516,521	516,521
Emerald Reverse Mortgage 2006B	1,000,000	1,000,000
Heritage Bank		5,800,000
Members Equity Bank	11,068,344	8,565,434
Newcastle Permanent Building Society	11,700,000	1,700,000
Suncorp Bank	18,150,000	18,150,000
Suncorp Bank (Covered)	5,500,000	5,500,000
Teachers Mutual Bank	4,000,000	4,000,000
	63,534,865	56,831,955
	28%	26%
Socially Responsible Investments		
Bank Australia (Sustainability)	6,000,000	6,000,000
CBA (Climate)	18,200,000	18,200,000
CBA (Green TD)	78,000,000	78,000,000
National Australia Bank (Social)	7,444,000	7,444,000
National Housing Finance Investment Corp (Social)	1,500,000	1,500,000
NSW T-Corp (Green)	5,000,000	5,000,000
Westpac Group (Green TD)	50,500,000	46,500,000
	166,644,000	162,644,000
	72%	74%
	230,178,865	219,475,955

* source: <http://www.marketforces.org.au>
Percentages may not add up to 100% due to rounding

Historical Portfolio Exposure to NFF Lending ADIs and SRIs



Socially Responsible Investments Glossary

Investment	Use of Funds
Bank Australia (Sustainability)	Reduced Inequalities, sustainable cities and communities, life on land **
CBA (Climate)	Wind farms, low carbon transport, low carbon commercial buildings ***
CBA (Green TD)	Wind farms, low carbon transport, low carbon commercial buildings ***
National Housing Finance Investment Corp (Social)	No poverty, sustainable cities and communities **
National Australia Bank (Social)	Employers of Choice for Gender Equality ****
NSW T-Corp (Green)	Low carbon transport, water infrastructure ***
Westpac Group (Green TD)	Wind farms, low carbon commercial buildings ***

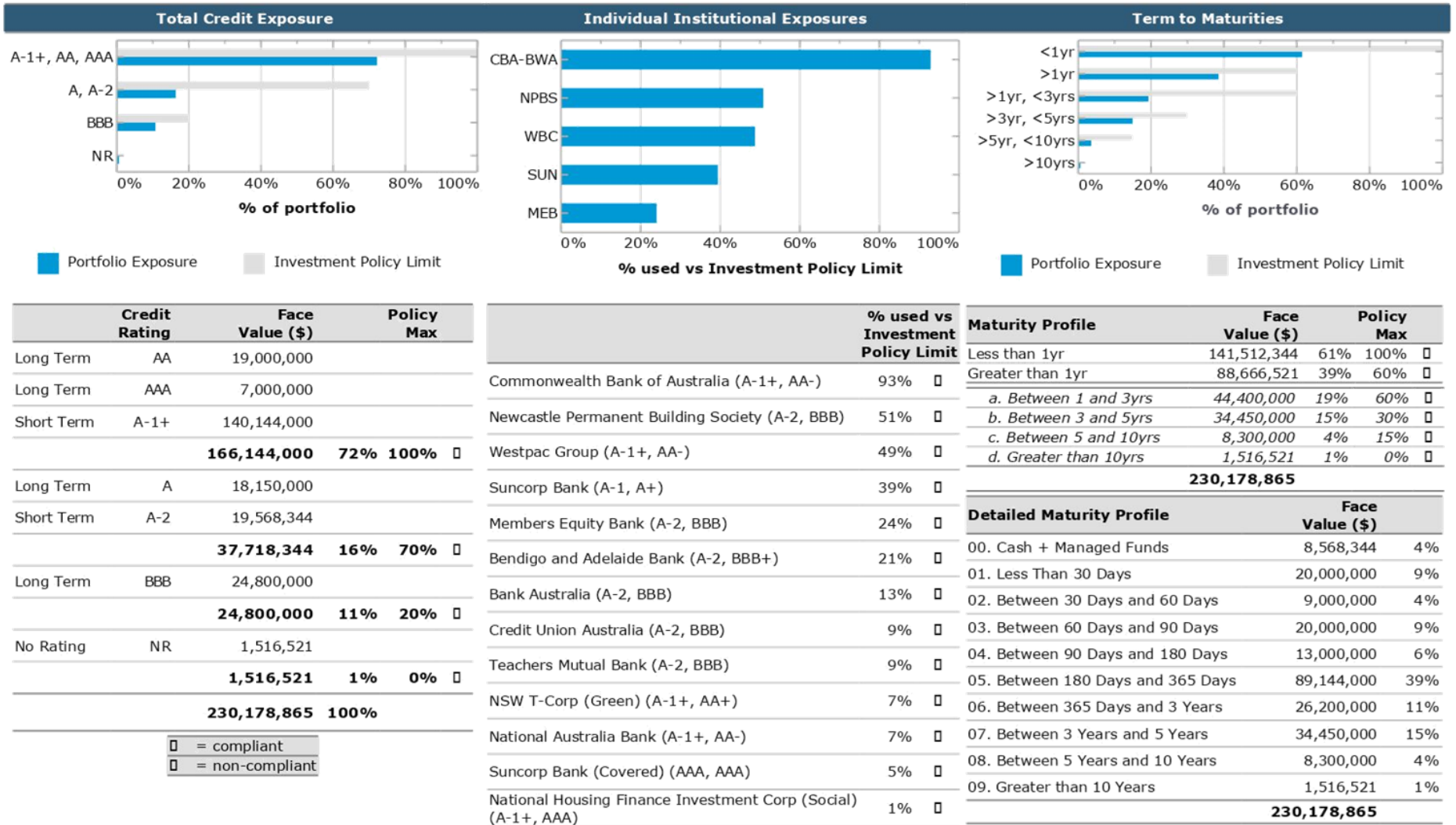
** United Nations Sustainable Development Goals

*** Climate Bonds Standard

**** Cited by the Workplace Gender Equality Agency as Employers of Choice for Gender Equality

Inner West Council

Investment Policy Compliance Report - March 2021



Inner West Council

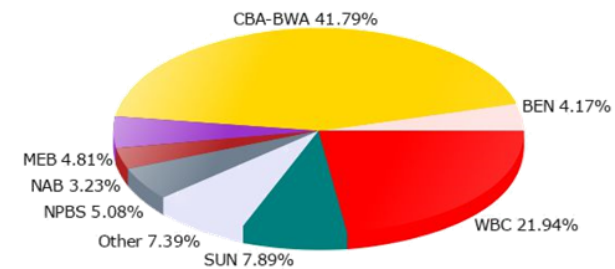
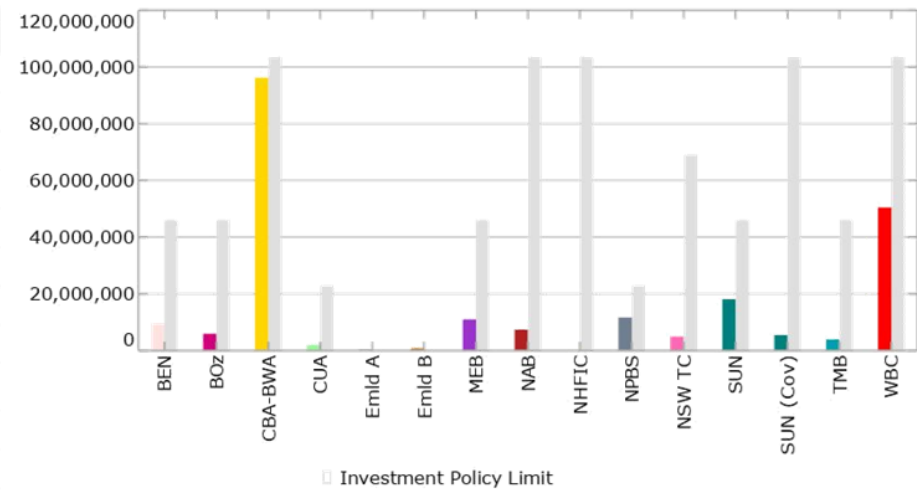
Individual Institutional Exposures Report - March 2021



Individual Institutional Exposures

Parent Group	Credit Rating	Portfolio Exposure (\$)	Investment Policy Limit (\$)
Bank Australia	A-2, BBB	6,000,000	46,035,773
Bendigo and Adelaide Bank	A-2, BBB+	9,600,000	46,035,773
Commonwealth Bank of Australia	A-1+, AA-	96,200,000	103,580,489
Credit Union Australia	A-2, BBB	2,000,000	23,017,886
Emerald Reverse Mortgage 2006A	NR	516,521	0
Emerald Reverse Mortgage 2006B	NR	1,000,000	0
Members Equity Bank	A-2, BBB	11,068,344	46,035,773
National Australia Bank	A-1+, AA-	7,444,000	103,580,489
National Housing Finance Investment Corp (Social)	A-1+, AAA	1,500,000	103,580,489
Newcastle Permanent Building Society	A-2, BBB	11,700,000	23,017,886
NSW T-Corp (Green)	A-1+, AA+	5,000,000	69,053,659
Suncorp Bank	A-1, A+	18,150,000	46,035,773
Suncorp Bank (Covered)	AAA, AAA	5,500,000	103,580,489
Teachers Mutual Bank	A-2, BBB	4,000,000	46,035,773
Westpac Group	A-1+, AA-	50,500,000	103,580,489
		230,178,865	

Individual Institutional Exposure Charts



Inner West Council Cash Flows Report - March 2021



Current Month Cashflows					
Transaction Date	Deal No.	Cashflow Counterparty	Asset Type	Cashflow Description	Cashflow Received
2-Mar-21	538824	Bank Australia	Floating Rate Note	Coupon - Received	9,058.19
				<u>Deal Total</u>	<u>9,058.19</u>
	540602	Bendigo and Adelaide Bank	Floating Rate Note	Coupon - Received	7,434.35
				<u>Deal Total</u>	<u>7,434.35</u>
				Day Total	16,492.54
4-Mar-21	540984	Newcastle Permanent Building Society	Floating Rate Note	Settlement Face Value - Paid	-10,000,000.00
				<u>Deal Total</u>	<u>-10,000,000.00</u>
				Day Total	-10,000,000.00
24-Mar-21	536771	National Australia Bank	Bonds	Coupon - Received	55,965.00
				<u>Deal Total</u>	<u>55,965.00</u>
	537279	National Australia Bank	Bonds	Coupon - Received	65,000.00
				<u>Deal Total</u>	<u>65,000.00</u>
	540753	Westpac Group	Term Deposits	Interest - Received	14,424.66
				<u>Deal Total</u>	<u>14,424.66</u>
				Day Total	135,389.66
26-Mar-21	541224	ME Bank	Term Deposits	Settlement Face Value - Paid	-2,500,000.00
				<u>Deal Total</u>	<u>-2,500,000.00</u>
				Day Total	-2,500,000.00
29-Mar-21	536454	Heritage Bank	Floating Rate Note	Coupon - Received	17,876.71
		Heritage Bank	Floating Rate Note	Maturity Face Value - Received	5,800,000.00
				<u>Deal Total</u>	<u>5,817,876.71</u>
	538091	Westpac Group	Term Deposits	Interest - Received	46,109.59
				<u>Deal Total</u>	<u>46,109.59</u>
				Day Total	5,863,986.30
31-Mar-21	536469	Commonwealth Bank of Australia	Bonds	Coupon - Received	162,500.00
				<u>Deal Total</u>	<u>162,500.00</u>
	536652	Commonwealth Bank of Australia	Bonds	Coupon - Received	17,875.00
				<u>Deal Total</u>	<u>17,875.00</u>

Inner West Council Cash Flows Report - March 2021



Current Month Cashflows					
Transaction Date	Deal No.	Cashflow Counterparty	Asset Type	Cashflow Description	Cashflow Received
	536721	Commonwealth Bank of Australia	Bonds	Coupon - Received	50,375.00
				<u>Deal Total</u>	<u>50,375.00</u>
	536896	Commonwealth Bank of Australia	Bonds	Coupon - Received	65,000.00
				<u>Deal Total</u>	<u>65,000.00</u>
	541236	Westpac Group	Term Deposits	Settlement Face Value - Paid	-4,000,000.00
				<u>Deal Total</u>	<u>-4,000,000.00</u>
				Day Total	-3,704,250.00
				Net Cash Movement for Period	-10,188,381.50

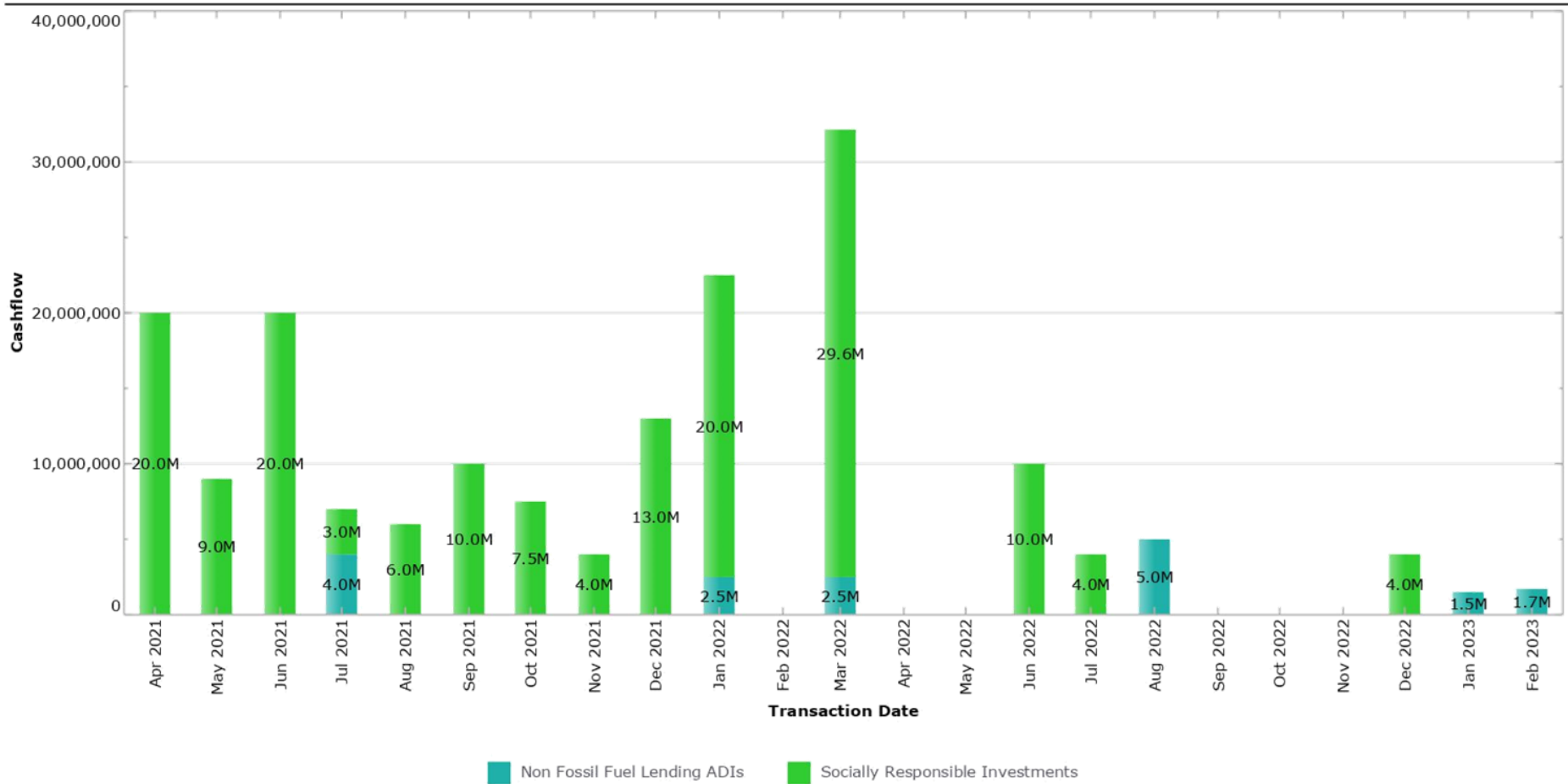
Next Month Cashflows					
Transaction Date	Deal No.	Cashflow Counterparty	Asset Type	Cashflow Description	Cashflow Due
6-Apr-21	536788	Teachers Mutual Bank	Floating Rate Note	Coupon - Received	13,913.42
				<u>Deal Total</u>	<u>13,913.42</u>
				Day Total	13,913.42
19-Apr-21	537202	Bendigo and Adelaide Bank	Floating Rate Note	Coupon - Received	6,299.38
				<u>Deal Total</u>	<u>6,299.38</u>
				Day Total	6,299.38
26-Apr-21	538603	Credit Union Australia	Floating Rate Note	Coupon - Received	5,636.02
				<u>Deal Total</u>	<u>5,636.02</u>
	539640	Suncorp Bank (Covered)	Floating Rate Note	Coupon - Received	10,426.63
				<u>Deal Total</u>	<u>10,426.63</u>
				Day Total	16,062.65
27-Apr-21	536141	Bendigo and Adelaide Bank	Floating Rate Note	Coupon - Received	4,008.81
				<u>Deal Total</u>	<u>4,008.81</u>
	539647	Commonwealth Bank of Australia	Term Deposit	Maturity Face Value - Received	20,000,000.00
		Commonwealth Bank of Australia	Term Deposit	Interest - Received	161,112.33
				<u>Deal Total</u>	<u>20,161,112.33</u>
				Day Total	20,165,121.13
30-Apr-21	538330	Suncorp Bank	Floating Rate Note	Coupon - Received	11,817.53
				<u>Deal Total</u>	<u>11,817.53</u>

Inner West Council
Cash Flows Report - March 2021



Next Month Cashflows					
<u>Transaction Date</u>	<u>Deal No.</u>	<u>Cashflow Counterparty</u>	<u>Asset Type</u>	<u>Cashflow Description</u>	<u>Cashflow Due</u>
	538346	Westpac Group	Term Deposit	Interest - Received	11,817.53
				<u>Deal Total</u>	<u>11,817.53</u>
	538347	Westpac Group	Term Deposit	Interest - Received	15,656.99
				<u>Deal Total</u>	<u>15,656.99</u>
	538563	Suncorp Bank	Floating Rate Note	Coupon - Received	1,477.19
				<u>Deal Total</u>	<u>1,477.19</u>
	540480	Westpac Group	Term Deposit	Interest - Received	10,097.26
				<u>Deal Total</u>	<u>10,097.26</u>
				Day Total	50,866.51
				Net Cash Movement for Period	20,252,263.10

Inner West Council Cash Flows Report - March 2021



Inner West Council Economic and Investment Portfolio Commentary March 2021

Investment Portfolio Commentary

Council's investment portfolio posted a return of 0.85% pa for the month of March versus the bank bill index benchmark return of 0.02%pa. For the past 12 months, the investment portfolio returned 1.41%pa, exceeding the bank bill index benchmark's 0.11%pa by 1.30%pa.

Without marked-to-market influences, Council's investment portfolio yielded 1.16%pa for the month. This is based on the actual interest rates being received on existing investments and excludes the underlying changes to the market value of the securities/deposits.

During March, Council's investment portfolio had a \$5.8m 3yr FRN with Heritage Bank mature that had been paying 3mo BBSW + 1.23%. Council invested \$6.5m in two 12 month TDs at an average rate of 0.47%pa, a good level in the current market. Council also invested \$10m in a 5yr Newcastle Permanent FRN (non-fossil fuel) paying quarterly interest of BBSW +0.63%pa..

Council's entire investment portfolio remains invested in non fossil fuel lending ADIs (28% of portfolio) and socially responsible investments (72% of portfolio).

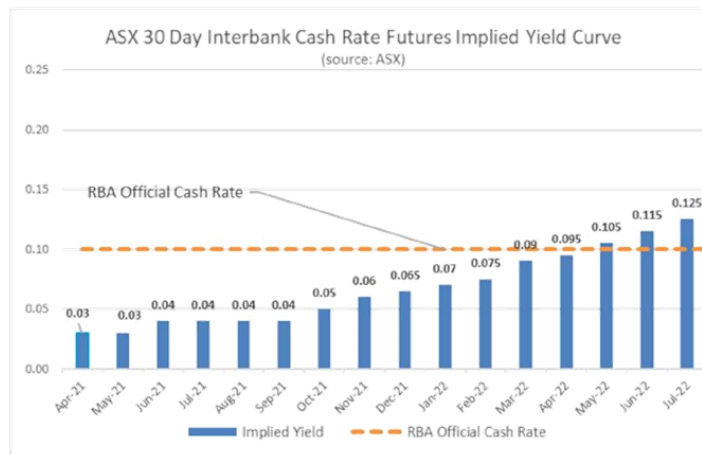
Over the past year, Council has proactively reduced its exposure to banks with long term credit ratings in the BBB+ and BBB categories in order to comply with NSW TCorp loan covenant requirements. This goal has now been achieved on schedule and Council's portfolio is now in full compliance with the NSW TCorp requirements while continuing to adhere to Council's ESG goals.

Domestic issues:

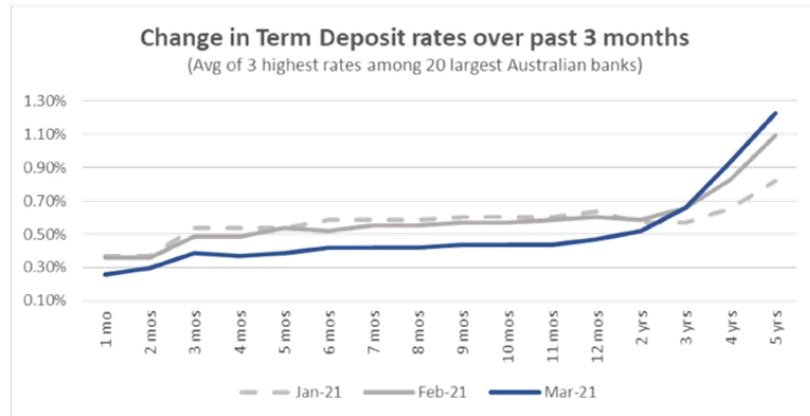
- In Australia, GDP rose 3.1% off the back of strong gains in consumer spending, housing investment, equipment investment and public spending and has now recovered 84% of the fall in economic activity recorded in the first half of last year due to the coronavirus related shutdown.
- With saving rates remaining high (indicating pent up demand), consumer and business confidence strong, incentives aimed at boosting housing and business investment and vaccines set to allow a further reopening of the economy the recovery is expected to continue but at a slower pace than recent gains.
- Meanwhile, the RBA reiterated its view that there is a long way to go to meet its inflation and employment targets and still does not expect a rate hike until 2024.
- The Australian share market recorded modest gains over the month and the AUD/USD ended March slightly lower at 0.76c.

Interest rates

- Australian long term rates remain sharply higher than short term levels, with the 10 year swap rate settling in the 1.85% area, as markets price in expectations for a quick recovery and resultant inflation pressures. The RBA is still not convinced that inflation will be a concern anytime soon.
- Monetary stimulus measures continue to keep short term market rates below the official cash rate. The 3 month bank bill rate inched 1 basis point higher to 0.04% by the end of March and the RBA kept the official cash rate and target 3 year bond yield at 0.10%.



- In March, average TD rates in the 1-12 month range slipped backward by an average of 12 basis points (0.12%), primarily as a result of a couple banks slashing their unusually high rates to well below their peers. Meanwhile, the surge in long dated interest rates, off the back of economic optimism, continued to ratchet up term deposit rates in the 4 & 5yr area with 5yr TDs at an average of 1.22%pa, up 0.40%pa since the end of January:



Global issues:

- In the US, President Biden's US\$1.9T stimulus/recovery package passed through Congress with only modest changes. Now, with another massive recovery package in the wings, a US\$2T infrastructure plan, US interest rates continue to rise as the market anticipates the monetary and fiscal stimulus of the past 12 months will rekindle inflation. Like Australia's RBA, the US Federal Reserve is telling the market there will be no official interest rate hikes until at least 2024.
- In Europe, key manufacturing indicators are showing a solid rebound despite virus-related lockdowns continuing to hamper retail activity as the vaccine rollout remains slow on the continent.

Disclaimer: The statements and opinions contained in this report are based on currently prevailing conditions in financial markets and are so contained in good faith and in the belief that such statements and opinion are not false or misleading. In preparing this report, Prudential Investment Services Corp has relied upon information which it believes to be reliable and accurate. Prudential Investment Services Corp believes that this report and the opinions expressed in this report are accurate, but no warranty of accuracy or reliability is given. Prudential Investment Services Corp does not warrant that its investigation has revealed all of the matters which a more extensive examination might disclose. This report may not be reproduced, transmitted, or made available either in part or in whole to any third party without the prior written consent of Prudential Investment Services Corp. AFS Licence No. 468145.

Item No: C0521(1) Item 13
Subject: NOTICE OF MOTION TO RESCIND: C0421(1) ITEM 8 COUNCIL PAGE IN NEW LOCAL NEWSPAPER - 13 APRIL 2021
From: Councillors John Stamolis, Victor Macri and Julie Passas

MOTION:

We, the abovementioned Councillors, hereby submit a Notice of Motion to rescind Council's resolution of **C0421(1) Item 8 Council page in new local newspaper**, and propose the alternative Motion be adopted as follows:

THAT:

1. **A Councillor briefing to be held to discuss how Council can best communicate with the Inner West community; and**
2. **Any commitment to newspaper advertising require an expression of interest process to be undertaken.**

Background

Council resolved on 13 April 2021:

THAT:

1. **Council endorse the inclusion of a weekly Inner West Council news page in the new local newspaper - Inner West Review;**
2. **The content of the news page be the responsibility of the General Manager (as duly delegated), not the Mayor's office; and**
3. **The content of the news page be focused on information relevant to the community and highlighting Council and community achievements, rather than conveying a regular message from the Mayor or photos of the Mayor and Councillors.**

The process and recommendation to select the Inner West Review (to include an Inner West Council news page) was not open or transparent.

The report lacked information which would be regarded as suitable for high level decision-making.

ATTACHMENTS

Nil.

Item No: C0521(1) Item 14
Subject: NOTICE OF MOTION: INNER WEST ECONOMIC RECOVERY TASKFORCE
From: The Mayor, Councillor Darcy Byrne

MOTION:

THAT Council:

1. Thanks the members of the Inner West Economic Recovery Taskforce, Percy Allan, Erica Berchtold, Greg Khoury, Chrissy Flanagan, Mark Chapman, Monica Vardabasso, Morris Hanna and Kerrie Glasscock, for volunteering their time and expertise;
2. Notes the recommendations of the Inner West Economic Recovery Taskforce (See Attachment 1);
3. Refers the taskforce report to Council Officers to seek their advice on each recommendation, which is to be tabled at the June Ordinary meeting;
4. Officers meet with taskforce members to discuss the recommendations; and
5. Endorses the following recommendations for immediate implementation with an update to be provided in the report to the June Ordinary meeting:
 - a) Undertakes an external review of its borrowing capabilities to identify its capacity to invest additional capital in reducing/eliminating the infrastructure backlog;
 - b) Seeks advice and cooperation from rating agencies and the NSW Government's TCorp in assessing Council's borrowing capacity and review whether there are other mechanisms Council can use to raise capital to invest in infrastructure renewal;
 - c) Identifies the proportion of Council's procurement currently undertaken through suppliers within the Inner West Local Government Area (LGA) and makes it a priority to increase local procurement in future budgets;
 - d) Proposes to the NSW and Federal Governments that they establish a one-stop shop application process for all three tiers of government for approvals to open a brewery/distillery, and that the Inner West would host a pilot of the scheme;
 - e) Develops an Inner West public space activation strategy to be rolled out in line with the lifting of public health restrictions with the specific goal of attracting and encouraging high levels of pedestrian traffic, economic activity and social interaction in the public domain.

Officer's Comments:

Council staff will provide an update on the taskforce recommendations at the June Ordinary Council meeting.

ATTACHMENTS

1. [Economic Recovery Recommendations](#)

ECONOMIC RECOVERY RECOMMENDATIONS

CAPITAL WORKS

That Council

1. Undertakes an external review of its borrowing capabilities to identify its capacity to invest additional capital in reducing/eliminating the infrastructure backlog.
2. Seeks advice and cooperation from rating agencies and the NSW Government's TCorp in assessing Council's borrowing capacity and review whether there are other mechanisms Council can use to raise capital to invest in infrastructure renewal.
3. Identifies the proportion of Council's procurement currently undertaken through suppliers within the Inner West Local Government Area (LGA) and makes it a priority to increase local procurement in future budgets.
4. Actively encourages local suppliers to bid for Council for procurement.
5. Convenes a procurement forum for local suppliers.
6. Identifies the proportion of local procurement for NSW Government infrastructure projects under construction within the LGA and seeks an agreement with the NSW Government and its contractors to increase local procurement.
7. Gives high priority to renewing worn out sandstone road and street kerbing, which is integral to the historic heritage of particular Inner West suburbs.
8. Renews and beautifies roundabouts in the LGA by repairing broken kerbing and installing art and/or green infrastructure on their traffic islands.
9. Continues to improve the tidiness and appearance of the main streets to make them look more attractive and appealing.

DEVELOPMENT ASSESSMENT

That Council

1. Sets immediate targets for improving processing times for applications for businesses seeking to change the use of a premises.
2. Streamlines and simplifies the development application process, with a focus on speeding up processing times. Investigate industry innovations that could streamline the DA process further.
3. Provides additional specialised customer service advice to businesses making applications in response to the changed economic conditions due to COVID-19.
4. Proposes to the NSW and Federal Governments that it establishes a one-stop shop application process for all three tiers of government approvals to open a brewery/distillery, and that the Inner West would host a pilot of the scheme.
5. Requests that the NSW Government make permanent the arrangements that permit licensed premises, such as a restaurant, café or small bar, to sell alcohol for takeaway and delivery during the COVID-19 crisis.

COMPLIANCE

That Council

1. Surveys local businesses to find out how COVID-19 restrictions have impacted on their compliance costs.

MAIN STREET AND PUBLIC SPACE ACTIVATION

That Council

1. Proposes to the NSW Government that the Inner West LGA become a pilot location for the Government's 24-Hour Economy Strategy, which identifies the priority of public space activation to support COVID-19-safe activity from the hospitality, retail and entertainment sectors.
2. Conducts an audit of streets and laneways that could be activated for use by local businesses.
3. Develops an Inner West public space activation strategy to be rolled out in line with the lifting of public health restrictions with the specific goal of attracting and encouraging high levels of pedestrian traffic, economic activity and social interaction in the public domain.
4. Reduces regulatory compliance rules to make it simpler and cheaper to activate footpaths, car parks and other open spaces for use by businesses.
5. Continues its support of existing main street businesses.

PUBLIC ART

That Council

1. Engages main street property and business owners to expand Council's Perfect Match program to all main street properties seeking community input into art works, which can be displayed across multiple shopfronts celebrating the character of each village.
2. Create a public art program for the shop tops in villages with significant high-street commercial vacancies, and as part of that program:
 - Call for EOIs for residents to nominate a block of their local high street for the pilot of the program
 - An online vote be held to choose the first pilot precinct
 - An Inner West street artist is engaged for the design
 - The owners, residents and business owners of the properties in that precinct be engaged on potential designs
 - Once complete, a street art festival be held in the precinct (COVID-19 dependant)
 - The landlords of empty shopfronts are actively encouraged to seek tenants to coordinate with the pilot
 - The pilot is evaluated, and subsequent executions assessed on the basis of empty shops activated during the pilot
3. Supports a public art project in Alex Trevallion Plaza in Marrickville.

LOCAL ENVIRONMENT PLAN

That Council

1. Consults with local residents and businesses about the potential for more shop-top housing on main streets to increase pedestrian traffic and to support main street economic activity.
2. Reviews late-night trading controls as a matter of urgency.
3. Works with the NSW Government to reclaim Parramatta Road, similar to the reclaiming of Bourke/Crown Streets when the Eastern Distributor was built, which would include installing trackless trams.

ARTS AND CULTURE

That Council

1. Initiates an Inner West Arts recovery strategy.
2. Uses the Inner West Live Music Census to consult with venues and artists on their current challenges and how to protect and bolster their services.
3. Expedites the complying development process for arts venues
4. Marketing campaign and media, how concentrated in this area it is.
5. Undertakes an economic impact study of the value of live performance and cultural venues to the Inner West LGA, based on the spaces identified in the Inner West Live Music Census.

TRAINING AND BUSINESS ASSISTANCE

That Council

1. Investigates the possibility of partnering with the Federal Government's Department of Education, Skills and Employment for the delivery of a "jobs fair" in the LGA.
2. Partners with local TAFEs to investigate the possibility of establishing a traineeship program at Council for local students.
3. Organises for an Australian Apprenticeship Support Network Provider to hold an information session with local employers to discuss the apprenticeship support incentives that are part of the Federal Government's COVID-19 response.
4. Consults with local business chambers to find ways to encourage residents to shop locally, especially in the run up to Christmas.
5. Surveys all local businesses to find out what further assistance they require due to the COVID-19 crisis.

TOURISM

That Council

1. Determines which parts of the Inner West have a global appeal and what parts have a local appeal. The Inner West is a city of villages and they are not all going to have the same appeal to tourists. It is a way for Council to tap into the domestic tourism market to attract more tourists to the Inner West. For example, the more global village of the Balmain peninsular with significant entertainment right through to Ashfield being the most authentic Chinatown in Sydney. Best Portuguese chicken outside Portugal is in Petersham. Great servings of Greek and Vietnamese in Marrickville, and Leichhardt and Haberfield have their Italian background.
2. Builds a tourism overlay into Council's economic recovery plan, e.g. linking food destinations and creative industries in Marrickville.
3. Utilises digital campaigns to encourage Sydneysiders to "pop in" to the Inner West. E.g. You can pop into Ashfield, you can pop into Marrickville, you can pop into Leichhardt. Create digital maps that show you where you can see public art, eat the best food, how to get around on public transport, etc. Low cost and encourages people to walk around.

YOUTH

That Council

1. Engages with local youth support organisations to formulate a strategy to support young people.
2. Approaches local liquor accords to request their support with youth training and employment.

Item No: C0521(1) Item 15

Subject: NOTICE OF MOTION: PARLIAMENTARY REPORT INTO STRONGER COMMUNITIES TIED GRANTS ROUND

Council at its meeting on 13 April 2021 resolved that the matter be deferred to the meeting to be held on 11 May 2021.

From: The Mayor, Councillor Darcy Byrne

MOTION:

THAT Council:

1. Notes the findings of the First Report from the Inquiry by the NSW Parliament's Public Accountability Committee into Integrity, efficacy and value for money of NSW Government grant programs (attachment 1)
2. Endorses the comments of Mr David Shoebridge MLC, contained in the Chair's foreword to the report regarding the Stronger Communities Fund tied grants round:

"The Stronger Communities Fund tied grants round was an alarming example of the lack of transparency and accountability in NSW Government grant programs. The fund was originally established to assist councils created from the NSW Government's failed council amalgamations, but morphed into a brazen pork-barrel scheme. Ultimately the Coalition designed a scheme with so few checks and balances that \$252 million of public money was handed out on a purely political basis to sort out the Coalition's political problems, to gain an advantage in the 2019 state election and to punish any council that had objected to being forcibly merged."

3. Notes the full list of recommendations in the committee's report (attachment 2)
4. Write to all NSW Members of Parliament calling on them to implement the Inquiry's recommendations including:
 - a) Recommendation 5 - That the NSW Government ensure all grant programs have, as an absolute minimum, the following legally binding and mandatory elements:
 - a designated decision-maker
 - eligibility criteria
 - a process for identifying and assessing proposed projects against those criteria
 - program guidelines that are clear, detailed and publicly available.
 - b) Recommendation 7 - That the Legislative Council refer its concerns regarding the inappropriate design and maladministration of the Stronger Communities Fund tied grants round to the Audit Office of NSW, along with this report and committee transcripts of evidence for investigation.

- c) **Recommendation 8 - That the Legislative Council refer its concerns regarding the inappropriate design and maladministration of the Stronger Communities Fund tied grants round to the Independent Commission Against Corruption, along with this report and committee transcripts of evidence for investigation.**
- d) **Recommendation 9 - That the Legislative Council send a message to the Legislative Assembly to establish a Joint Select Committee to inquire into and report on the NSW budget process and parliamentary oversight.**
5. **Writes to the NSW Premier, Treasurer and Local Government Minister demanding that that an additional round of grant funding for community infrastructure funding be opened by the government for Councils such as the Inner West that were improperly prevented from accessing the Stronger Communities Fund – Tied Grants program;**
6. **Commit to ongoing advocacy through all of Council's communications channels to inform our community about the findings and recommendations of the Parliamentary Inquiry;**
7. **Thank the members of the Committee for their diligence in uncovering the full scope of the pork barrelling that occurred throughout the Stronger Communities Fund tied grants round; and**
8. **Prepare a list of priority infrastructure projects, across all five wards of Inner West Council, which could be funded were the NSW Government to make an additional round of funding available to councils that were prevented from applying for the tied grants round, noting that the Inner West would have received \$24 million if the funds had been distributed fairly on a per capita basis to amalgamated Councils.**

Background

The First Report from the Inquiry by the NSW Parliament's Public Accountability Committee into Integrity, efficacy and value for money of NSW Government grant programs was tabled with the Clerk of the Parliaments on 30 March 2021.

The Inquiry's investigations focused on the Stronger Communities Fund tied grants round and uncovered a number of shocking and damning findings including:

- *Finding 1*

That the Stronger Communities Fund tied grants round was a clear abuse of the grants process. It was an improper allocation of public money and falls well short of principles of proper grants administration and public expectations.

- *Finding 2*

That, of the \$252 million allocated in the Stronger Communities Fund tied grants round, 95 per cent, which is a total of \$241 million, was allocated to councils in Coalition-held or marginal electorates.

- *Finding 3*

That the grant of \$90 million to Hornsby Shire Council went against the original intent of the Stronger Communities Fund, was made without any due process or merit assessment, and was a misuse of public money by the NSW Government for a political purpose unrelated to the objects of the grants scheme.

- *Finding 4*

That the revised guidelines for the Stronger Communities Fund tied grants round were ambiguous and did not identify with enough specificity the designated decision-maker or how projects would be identified or approved.

-

- *Finding 5*

That the guidelines for the Stronger Communities Fund tied grants round were deliberately devised to accommodate the pork-barrelling scheme in order to:

- *partially resolve certain legal disputes involving Hornsby Shire Council and Parramatta City Council*
- *win favour with the public in Coalition and marginal seats ahead of the 2019 state election*
- *punish local councils that had objected to forced amalgamation proposals.*

In November 2020, the NSW Premier admitted publicly that the Stronger Communities Fund tied grants round involved pork barrelling, stating;

"Governments in all positions make commitments to the community in order to curry favour. I think that's part of the political process whether we like it or not.

The term pork barrelling is common parlance ... and it's not something that I know that the community is comfortable with and if that's the accusation made on this occasion ... well then I'm happy to accept that commentary.

If the accusation is that the government favoured certain areas, well that's an accusation we wear."

In giving evidence to the Inquiry, NSW Deputy Premier John Barilaro also confirmed pork barrelling had occurred, stating: "What we call pork-barrelling is investment. In one way, when you think about it, at every single election that every party goes to we make commitments. You want to call that pork-barrelling, you want to call that buying votes, that it what the elections are for."

While the Inquiry was being held, former NSW auditor-general Tony Harris publicly called for the resignation of the Premier following revelations her office had shredded working advice notes regarding the Stronger Communities Fund tied grants round, stating: "I allege that the shredding those documents is unlawful, and so when you package everything up together, it's time for her to go," he said.

The unlawfulness of this action was later confirmed by the NSW State Archives and Records Authority on 22 January 2021.

The Inquiry also received submissions and testimony from The Independent Commission Against Corruption (ICAC). The report's summary of these contributions include;

2.2 The Independent Commission Against Corruption (ICAC) noted that generally, public money should be spent according to the 'three Es' of public sector administration and decision-making – efficiently, effectively and economically. The Commonwealth Grant Rules and Guidelines has introduced a fourth concept – that money must be managed ethically - and ICAC noted its support for ethics being included as a foundational organising principle of grants administration.

2.5 ICAC noted that principles of transparency, accountability and fairness should be observed in all grant programs as they all involve public money or asset.

2.43 ICAC also submitted that the following situations could give rise to a serious breach of public trust in the administration of grant programs, depending on the specific circumstances:

- designing eligibility and selection criteria to favour a particular applicant at the expense of the public interest
- intentionally misapplying nominated selection criteria, or directing a public servant to do so
- encouraging a public official to create false or incomplete records or to conceal the involvement of an elected official, or any other wilful suppression of grants scheme information
- directing or urging a public servant to make a decision preferred by the Minister if the Minister is not the appointed decision-maker
- deliberately failing to act on a reasonable suspicion of fraud, misappropriation or misuse of grant funds
- any action that leads to an unsuccessful applicant receiving false information about why it was unsuccessful.

2.44 Mr Hall stated that ministerial discretion may not be exercised to 'negate or rewrite the terms and/or the operation' of an established grants scheme.⁷⁰ If a grant program is designed so that proposed projects are assessed according to specified eligibility and selection criteria, a minister may not permissibly approve grants that do not meet the required criteria.⁷¹ Similarly, ministerial intervention 'to skew or alter a result that has gone through a prescribed selection process', if it is done to enhance the prospects of electoral success, may be an illegitimate use of power.

2.45 In this context, Mr Hall said that 'pork-barrelling' may constitute corrupt conduct where a minister overrides an established grant program decision-making process to gain an electoral advantage. He stated (emphasis added): Whilst every case necessarily turns on its own factual circumstances, if a minister intervenes and overrides a government grant program or scheme, including in particular in relation to the decision-making processes by which successful applicants are determined, and intentionally does so for the purposes of possible electoral advantage, such intervention could constitute corrupt conduct under the provisions of the Independent Commission Against Corruption Act 1988.

Attachment 1-

LEGISLATIVE COUNCIL

Integrity, efficacy and value for money of NSW Government grant programs

Findings

- Finding 1** 43
That the Stronger Communities Fund tied grants round was a clear abuse of the grants process. It was an improper allocation of public money and falls well short of principles of proper grants administration and public expectations.
- Finding 2** 44
That, of the \$252 million allocated in the Stronger Communities Fund tied grants round, 95 per cent, which is a total of \$241 million, was allocated to councils in Coalition-held or marginal electorates.
- Finding 3** 44
That the grant of \$90 million to Hornsby Shire Council went against the original intent of the Stronger Communities Fund, was made without any due process or merit assessment, and was a misuse of public money by the NSW Government for a political purpose unrelated to the objects of the grants scheme.
- Finding 4** 45
That the revised guidelines for the Stronger Communities Fund tied grants round were ambiguous and did not identify with enough specificity the designated decision-maker or how projects would be identified or approved.
- Finding 5** 45
That the guidelines for the Stronger Communities Fund tied grants round were deliberately devised to accommodate the pork-barrelling scheme in order to:
- partially resolve certain legal disputes involving Hornsby Shire Council and Parramatta City Council
 - win favour with the public in Coalition and marginal seats ahead of the 2019 state election
 - punish local councils that had objected to forced amalgamation proposals.
- Finding 6** 45
That the Office of Local Government failed to publish the revised guidelines for the Stronger Communities Fund tied grants round.
- Finding 7** 70
That the working advice notes created in the Office of the Premier were used as formal funding briefs by which the Premier of New South Wales, the Hon Gladys Berejiklian MP, approved projects for the Stronger Communities Fund tied grants round.
- Finding 8** 70
That staff in the Office of the Premier breached the *State Records Act 1998* by destroying working advice notes concerning the Stronger Communities Fund tied grants round.

- Finding 9** 71
That the Premier of New South Wales, the Hon Gladys Berejiklian MP and the Deputy Premier of New South Wales, the Hon John Barilaro MP approved projects to be funded under the Stronger Communities Fund tied grants round and directed the Office of Local Government to make the payments.
- Finding 10** 72
That the Office of the Deputy Premier failed to comply with the basic rules of good governance by keeping no records detailing the basis on which the Deputy Premier of New South Wales, the Hon John Barilaro MP determined to allocate \$61.3 million of public money under the Stronger Community Fund tied grants round.
- Finding 11** 72
That the Office of Local Government had no process whereby it assessed potential projects for funding under the Stronger Communities Fund tied grants round, nor did any other agency.
- Finding 12** 72
That the agency administering the fund, the Office of Local Government, did not hold or record any conflicts of interest in relation to these grants. No evidence of any conflict of interest declarations was presented, including in the Offices of the Premier and the Deputy Premier.
- Finding 13** 94
That it is unacceptable for large regional cities, such as Wollongong and Newcastle, to be excluded when complementary grants programs are designed for both metropolitan and regional areas, such as the Greater Sydney Sports Facility Fund and Regional Sports Infrastructure Fund.

Attachment 2

LEGISLATIVE COUNCIL

Integrity, efficacy and value for money of NSW Government grant programs

Recommendations

- Recommendation 1** 24
That the NSW Government review and update the Good Practice Guide to Grants Administration and related circular to ensure it aligns with current best practice including:
- minimum requirements including publication of guidelines, clear chains of authority and decision-making and adequate record keeping
 - guidelines around the role of members of parliament and discretion of ministers and other decision-makers.
- Recommendation 2** 24
That the NSW Government ensure that key requirements of the Good Practice Guide to Grants Administration are enforceable.
- Recommendation 3** 24
That the NSW Government create and maintain a central website, similar to the Australian Government's Grant Connect website for:
- all grant application information, including guidelines, objectives and eligibility
 - an annual calendar with open and closing dates along with projected times of project announcements.
- Recommendation 4** 25
That the NSW Government:
- increase the powers and remit of the Auditor-General of New South Wales to include 'follow the dollar' powers, consistent with other Australian State and Territory jurisdictions
 - enable the Auditor-General of New South Wales to conduct more regular performance audits on the design and guidelines of government grant programs.
- Recommendation 5** 46
That the NSW Government ensure all grant programs have, as an absolute minimum, the following legally binding and mandatory elements:
- a designated decision-maker
 - eligibility criteria
 - a process for identifying and assessing proposed projects against those criteria
 - program guidelines that are clear, detailed and publicly available.
- Recommendation 6** 70
That the Board of the State Records and Archives Authority reconsider its decision not to pursue further action against the Premier of New South Wales, the Hon Gladys Berejiklian MP, and her office, in light of its findings that the Office of the Premier breached the *State Records Act 1998* by destroying working advice notes regarding the Stronger Communities Fund tied grants round.

- Recommendation 7** 73
That the Legislative Council refer its concerns regarding the inappropriate design and maladministration of the Stronger Communities Fund tied grants round to the Audit Office of NSW, along with this report and committee transcripts of evidence for investigation.
- Recommendation 8** 73
That the Legislative Council refer its concerns regarding the inappropriate design and maladministration of the Stronger Communities Fund tied grants round to the Independent Commission Against Corruption, along with this report and committee transcripts of evidence for investigation.
- Recommendation 9** 74
That the Legislative Council send a message to the Legislative Assembly to establish a Joint Select Committee to inquire into and report on the NSW budget process and parliamentary oversight.
- Recommendation 10** 93
That the NSW Government, in close consultation with Local Government NSW, overhaul its current model of grant funding to local councils to move towards providing the bulk of its funding through a funding formula that:
- is linked to local councils' existing strategic planning documents and priorities
 - acknowledges the additional costs and needs of regional and remote councils
 - is predictable and provides multi-year funding commitments
 - is regularly and publicly reviewed to ensure it meets the needs of the sector.
- Recommendation 11** 93
That the NSW Government consider using staged application processes for large grants so that applicants submit an initial expression of interest and are shortlisted to progress through to a full application.
- Recommendation 12** 93
That the NSW Government ensure that no local government grant funding announcement is made before the recipient has been informed and accepts.
- Recommendation 13** 94
That the NSW Government review and standardise eligibility classifications across grant programs, including investigating whether to include a third category of 'gateway city' in its classification of regions.
- Recommendation 14** 94
That the Department of Premier and Cabinet table half-yearly reports to the Legislative Council on all current grant processes, including:
- guidelines for open and upcoming grant programs and any revisions to these guidelines
 - total amount available for the round and approximate amounts available to each applicant
 - updates on amounts paid for each project for the last quarter.
- Further, that the Department of Premier and Cabinet publish this information on an online dashboard and update it regularly.

LEGISLATIVE COUNCIL

Integrity, efficacy and value for money of NSW Government grant programs

Recommendation 15

95

That the NSW Government ensures the Office of Local Government is audited for each grant funding round it administers, including checks to ensure whether the Office has complied with the relevant guidelines, ensured programs are subject to probity audits, and kept accurate and sufficient records.

Officer's Comments:

Staff have no comment.

ATTACHMENTS

Nil.

Item No: C0521(1) Item 16

Subject: NOTICE OF MOTION: FOOTPATHS ARE A KEY LOCAL GOVERNMENT ASSET THAT IMPROVE OUR LIVES

Council at its meeting on 13 April 2021 resolved that the matter be deferred to the meeting to be held on 11 May 2021.

From: Councillor Mark Drury

MOTION:

THAT Council commit to the installation of grass verges, where the footpath is wide enough, as part of the footpath renewal program identified through the footpath condition audit currently underway. This will improve our footpaths, help address our infrastructure backlog and enable more green verges to be installed where the condition of the footpath dictates we need to replace it and the residents want green verges.

Background

Footpaths are a key local government asset that improve our lives. The Inner West Council has been gradually increasing the amount of money we spend on maintaining our footpaths. Currently Inner West Council is conducting an audit of the state of all footpaths and is anticipated to be completed by the end of 2021. We note that this audit will determine the condition rating and order of those footpaths that require maintenance.

We note that there are many streets where residents want grass verges as well as footpaths. For example, Morris St Summer Hill please see attached petition. Inner West Council generally supports these requests where the footpath is wide enough because we are committed to implementing water sensitive urban design principles where we can.

Officer's Comments:

Staff have no comment.

ATTACHMENTS

Nil.

Item No: C0521(1) Item 17

Subject: NOTICE OF MOTION: IMPROVED SAFETY MEASURES FOR ACCESS TO PETERSHAM PUBLIC SCHOOL

Council at its meeting on 13 April 2021 resolved that the matter be deferred to the meeting to be held on 11 May 2021.

From: Councillor Louise Steer

MOTION:

THAT Council write to Transport for NSW and the Minister for Transport:

1. Noting the risk to students at Petersham Public School at the intersection of West Street and Railway Terrace;
2. Requesting traffic calming measures to ensure safety of students at Petersham Public School including:
 - a) Installation of a new pedestrian crossing on the eastern leg of Railway Terrace (at West Street) to allow pedestrians to make only one movement across this intersection;
 - b) Introduction of a red-light speed camera at the intersection, to discourage drivers from queuing across the intersection and ensure free movement across the pedestrian crossings; and
 - c) Additional safety improvements at the intersection, including adequate waiting space for pedestrians and safety devices such as guardrail, bollards and the like to provide added protection for pedestrians.

Background

Pedestrian and cyclist safety continues to be a major concern at the West Street and Railway Terrace intersection, Petersham. With the continued development and growth in population, more and more people are accessing this intersection.

The intersection is extremely dangerous for both pedestrians and cyclists to cross. One of the key trip generators in the area is Petersham Public School. A significant number of children, who live in the northern Petersham and Lewisham areas, access this intersection every day, and are placed at risk.

In particular, there are three major issues:

1. Having to undertake a two staged crossing at the intersection, which requires significant waiting time.
2. Inadequate waiting space at the intersection, particularly on the NE and NW corners. Children are often forced close to the roadway when crossing, or even worse, children are forced to wait through one or two extra phases to cross this intersection.
3. Vehicles blocking the intersection and more dangerously blocking the pedestrian crossing, thus forcing pedestrians, and in particular children, to navigate around the pedestrian crossing onto the roadway

Officer's Comments:

Staff have no comment.

ATTACHMENTS

Nil.

Item No: C0521(1) Item 18

Subject: NOTICE OF MOTION: IMPROVED DRAINAGE AT LEWISHAM STATION

Council at its meeting on 13 April 2021 resolved that the matter be deferred to the meeting to be held on 11 May 2021.

From: Councillor Louise Steer

MOTION:

THAT Council write to Transport for NSW and the Minister for Transport requesting that:

- 1. Transport for NSW take all necessary measures to ensure that the access tunnel to Lewisham Station is protected from flooding during heavy rain; and**
 - 2. A lift be installed at Lewisham Station to facilitate access to Lewisham Station.**
-

Background

The access tunnel to Lewisham Station notoriously floods during rainstorms, and during the March floods, became completely inaccessible for some days and was closed by Transport for NSW, thereby preventing Lewisham residents from using the trains.

Commuters are forced to walk along the raised edges of the tunnel to access the station. This is completely unacceptable.

Transport for NSW is responsible for ensuring access to Lewisham Station and has completely failed to remedy the situation. As Inner West LGA was declared a flood disaster area during the March floods, Transport for NSW needs to step up and recognise that Lewisham Station will continue to have accessibility issues unless appropriate flood management and drainage measures are put in place.

Officer's Comments:

Staff have no comment.

ATTACHMENTS

Nil.

Item No: C0521(1) Item 19

Subject: NOTICE OF MOTION: INCREASING SOLAR UPTAKE IN RESIDENTIAL STRATA BUILDING

Council at its meeting on 13 April 2021 resolved that the matter be deferred to the meeting to be held on 11 May 2021.

From: The Mayor, Councillor Darcy Byrne

MOTION:

THAT:

1. Council direct mails a letter to all residents of apartment blocks, townhouses and residential strata buildings identified by Council's Go Solar team and its Go Solar for Strata partner, Wattblock, as being ideal buildings for the installation of solar and battery systems encouraging them to take up a free consultation with Wattblock. This should include a request for executive members of the strata committee to table the proposal directly and for residents who are not part of the strata executive to request their executive members to table the request; and
2. This is to be paid for from the funds quarantined from saving following the loss of local newspaper advertising.

Background

A Request for Expressions of Interest (EOI) was released to the market in February 2020 and closed 20 March seeking proposals from organisations with successful models for increasing solar uptake in residential, commercial, industrial and community buildings throughout the Inner West.

Council's Go Solar EOI was the first stage of procurement to test the market and identify respondents to proceed to Requests for Quotes. The EOI documentation was downloaded by 92 groups and 22 proposals were received by Council.

The EOI process identified three projects to commence in 2020/21, one of which was Wattblock -Solar for strata apartments and townhouses.

Wattblock are specialist consultants based at UNSW providing sustainability advice to multi-tenanted strata buildings. Wattblock is delivering a program identifying high solar potential strata apartments and townhouses within the Inner West LGA.

An initial assessment by Wattblock has identified 227 residential strata buildings across the LGA where the available rooftop space and layout of the building lends itself to solar installation and through which the financial and emissions reduction benefits would be substantial.

Since October 2020, Council has been promoting the programs and has recruited nearly 30 strata committees, which will receive free independent solar feasibility assessments and support through the solar process.

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Officer's Comments:

Comment from Urban Sustainability Manager:

There is a fee to Council for Wattblock services. Council budgeted for 30 strata properties in 2020/21 before committing further to recruiting Round 2 participants (2021/22). Please note Council has no control over how many strata properties in the program proceeds to installing solar.

Round 1 (2020/21) was publicised using the following methods:

- 173 properties received letters to the property address c/o the Strata Committee secretary (i.e. all suitable properties identified, except for town house developments).
- Email to strata managers where details known.
- Program overview email text & web page link sent to industry associations representing Owners Corporations (OCN Network) and Strata Managers (Strata Community Australia NSW chapter)
- Listing & story on national Look Up Strata industry website
- Council Environment & Sustainability What's ON Newsletter
- Green Living Centre Newsletter story
- Social media post from Council
- Listing of webinar on Council & Green Living Centre What's ON & Facebook Event calendars
- Go Solar for Strata Information webinar

Staff will now commence recruiting for the 2021/22 Round 2 intake and this can include direct mail to approx. 7,060 owners of the 153 remaining apartment blocks.

A separate targeted letter can also be sent to approx. 920 owners of the 46 townhouses identified. The Council funded Wattblock whole of strata solar feasibility study is not offered to townhouses. This is because rooftop solar in townhouses is less complex (usually for sole use). Townhouses are instead eligible for the free solar quote and information service through the Australian Energy Foundation and the information resources from Wattblock to assist strata committees with drafting solar by-laws where needed.

ATTACHMENTS

Nil.

Item No: C0521(1) Item 20

Subject: NOTICE OF MOTION: DE-AMALGAMATION

Council at its meeting on 13 April 2021 resolved that the matter be deferred to the meeting to be held on 11 May 2021.

From: Councillor Victor Macri

MOTION:

THAT Council write to the three Members of Parliament (Jo Haylen, Jenny Leong and Ron Hoenig) representing the former Marrickville Council area of the Inner West Council, asking them to engage their community in relation to their satisfaction with the amalgamation. If the community feedback is in support of the de-amalgamation of the former Marrickville Council, Inner West Council gives in principle support for it to be raised on behalf of the community.

Background

Note that the decision to amalgamate was undertaken by the State Government and Councillors were dismissed during this process.

Note that Council does not have the legislative power to de-amalgamate itself.

Note that Councillors control the levels of service and the condition of local infrastructure, not the State Government.

Officer's Comments:

Staff have no comment.

ATTACHMENTS

Nil.

Item No: C0521(1) Item 21

Subject: NOTICE OF MOTION: TRANSPARENCY IN COUNCIL EXPENDITURE

Council at its meeting on 13 April 2021 resolved that the matter be deferred to the meeting to be held on 11 May 2021.

From: Councillor Victor Macri

MOTION:

THAT Council publish on their website a breakdown of how rates are spent throughout the local government area. As per the example shown below from Canterbury Bankstown Council that provides the distribution of rates expenditure for every \$100 collected.

Background

Many residents are confused by the highly detailed budget documents and feel incapable of commenting on these technical reports. By providing a simpler breakdown of expenditure, local residents will be able to offer feedback on their priorities for the area, whether that be community services, open space, roads etc.

The implementation of Council's new Tech one software this should enable a direct reporting interface and for this data to be released on a regular basis moving forward. This will allow for greater transparency in allocation of Council resources and better manage community expectations.



Officer's Comments:

Staff have no comment.

ATTACHMENTS

Nil.

Item No: C0521(1) Item 22

Subject: NOTICE OF MOTION: 'DO THE RIGHT THING' CAMPAIGN

Council at its meeting on 13 April 2021 resolved that the matter be deferred to the meeting to be held on 11 May 2021.

From: Councillor Victor Macri

MOTION:

THAT Council:

1. Write to the State members requesting that they re-establish the 'do the right thing' advertising campaign regarding littering and illegal dumping; and
2. Notes that the great work undertaken by Clean Up Australia and our community volunteer groups in cleaning the Cooks River.

Background

If we are to achieve the results needed to clean our waterways, we need to stop the flow of rubbish and litter in streets running into the river. This will require Councils to increase their street cleaning programs, but more importantly we also need to educate people to advocate for the reduction of littering and illegal dumping.

This 1980's campaign was successful in sending this message and it should be reinstated as illegal dumping and littering is a major issue in the Inner West area. If we truly care about the environment, we need to keep it at the forefront of people's minds.

Officer's Comments:

Comment from Manager Resource Recovery Planning:

There are active anti-litter and dumping campaigns and initiatives in NSW which IWC engages with:

Clean Up Australia focuses on litter avoidance and removal through engaging community. Inner West promotes and participates in the annual Clean Up Australia Day and ongoing efforts to reduce litter. [Clean Up Australia](#)

Do the Right Thing was a litter campaign launched 40 years ago and arguably one of the most successful behaviour change campaigns of all time. It has recently been relaunched by Keep Australia Beautiful to encourage the community to take rubbish with them when enjoying the outdoors and to do the right thing by placing litter in a bin.

[Do The Right Thing Campaign - Keep Australia Beautiful \(kab.org.au\)](#)

NSW EPA – Don't be a Tosser! The NSW EPA replaced 'Do the Right Thing' with 'Don't be a Tosser' litter campaign and has put considerable funding into television, radio, social media, and print campaign and encouraging the community to report litterers to the EPA. The campaign includes a marine focus and has a recent release of a song called 'Don't be a Tosser' by band Rage Against the Polystyrene: [Marine litter campaign \(nsw.gov.au\)](#)
[Don't be a Tosser! \(nsw.gov.au\)](#)

Recommendation:

- **Litter** - IWC can promote litter avoidance and clean up campaigns through its e-news and media channels. Street cleansing continue to clean up litter through scheduled cleaning and reactively through complaints.
- **Illegal Dumping** - An illegal dumping campaign will be promoted in conjunction with communications about the booked clean-up service (July 2021), allowing residents to book clean-up collections as required (unrestricted). Waste inspectors investigate reported illegal dumps in addition to waste services removing dumps across IWC.

ATTACHMENTS

Nil.

Item No: C0521(1) Item 23

Subject: NOTICE OF MOTION: MAYOR TO STAND DOWN

Council at its meeting on 13 April 2021 resolved that the matter be deferred to the meeting to be held on 11 May 2021.

From: Councillor Julie Passas

MOTION:

THAT the Mayor to step down from the Mayoralty for the remainder of this term and the Deputy-Mayor to act in this role.

Background

This very important and necessary motion relates to the performance of the Mayor, and the many concerns of Councillors with the Mayors' leadership of Inner West Council.

Council is now engaging in the process of selecting yet another GM. A fresh start is possible for Council, but only if we resolve the other outstanding concern for many Councillors. This is about the leadership of this Council.

Reasons for putting this to Council include:

- The Mayor is making important decisions without bringing these to Council. The most recent case relates to his public attack on staff to the NSW Auditor-General, through the media. On another occasion the Mayor sought legal advice from Brett Walker, which he discussed with another Council and the media before discussing with fellow Councillors.
- How can staff and Council perform and deliver for our community when the Mayor goes directly to the media and makes negative statements.
- There are clear examples where the Mayor has been unable to work with the GM.
- Council is choosing our 5th GM under our revolving door for GMs. We all know that there have been ongoing problems with the Mayor and the GMs. These are the two most important positions for any Council and in the Inner West they are both at constant war. All Councillors know what happens to our Council when this war is on.
- Councillors are often not invited to attend, or not aware of events, even events in their own wards.
- Under the leadership of the Mayor relationships have been so poor during this term that we have engaged consultants to help Councillors with communication.
- The Mayor rarely communicates with Councillors.
- Regularly, the Mayor does not sit through Council meetings
- The Mayor departs Council meetings and leaves important debates to do Facebook and Twitter. On other occasions, the Mayor uses social media during the Council meeting to announce the results of debate while he is Chairing the meeting.

- The Mayor is under investigation from NCAT.
- The Mayor does not Chair Council meetings, he dominates Council meetings. He comments on virtually every item and he comments after Councillors themselves. His running reviews are unproductive and cause meetings to be inefficient and unnecessarily tense.
- It is vital for Councillors, staff and the new GM, that the Mayor step aside.

Officer's Comments:

Comment from Acting General Manager:

A mayor holds office for two years subject to the LG Act (s230(1)) and ceases being a mayor if he or she ceases being a councillor (s234(5) LG Act).

The reasons for ceasing to be a councillor are set out in s234 LG Act and include death, resignation, mental incapacity, disqualification or dismissal from holding civic office and absence from three consecutive meetings without leave.

Council can lawfully call for the Mayor to stand down. It has no legal capacity to force the Mayor to do so.

ATTACHMENTS

Nil.

Item No: C0521(1) Item 24

Subject: NOTICE OF MOTION: EMPTYING BINS IN PARKS

Council at its meeting on 13 April 2021 resolved that the matter be deferred to the meeting to be held on 11 May 2021.

From: Councillor John Stamolis

MOTION:

THAT Council:

1. Inform Councillors of the schedule for emptying bins in parks (weekdays, weekends, and public holidays) and how to report overflowing bins;
 2. Review service levels and make adjustments where needed; and
 3. Report back to Council on the above.
-

Background

There has been concern within the community about emptying of bins in parks.

It is important that Councillors are provided with information on current service arrangements and to ensure that these arrangements are compatible with the level of use and expected quality of our parks.

Officer's Comments:

Comment from Director Infrastructure:

At the Councillor briefing on the 2 March 2021, the current maintenance service levels for operational activities were outlined. As outlined at the briefing, waste in parks is collected 1-3 times per week depending on park usage and season. Additional services are provided where there is a known public event in the area.

If bins are overflowing, residents can report these through Council's online Customer Request Management system (<https://www.innerwest.nsw.gov.au/about/get-in-touch/report-an-issue-request-a-service?ref=quicklinks>), or they can telephone Council's customer service team on 02 9392 5000. If Councillors or residents believe a particular park requires a permanent increase in service levels, staff are happy to monitor this park and determine if additional services are required.

The Inner West Council has 268 parks. There is no current intention to increase service levels across the full extent of Council's parks. Should Councillors wish to increase the service level, additional budget will need to be allocated.

ATTACHMENTS

Nil.

Item No: C0521(1) Item 25

Subject: NOTICE OF MOTION: DAWN FRASER BATHS REFURBISHMENT

Council at its meeting on 13 April 2021 resolved that the matter be deferred to the meeting to be held on 11 May 2021.

From: Councillor Colin Hesse

MOTION:

THAT Council:

1. Expresses its confidence in Council staff to review the refurbishment of the Dawn Fraser Baths at Balmain and identify by a report to Council any inadequacies in the process, and
2. Requests that Cllr Darcy Byrne write to the Office of the NSW Auditor-General withdrawing his referral of Inner West Council to the office of the Auditor-General.

Background

On Tuesday the 16th of March Cllr Byrne wrote on his Facebook page of his unilateral referral of Inner West Council to the Auditor General of NSW "requesting she investigate the management and oversight of the Dawn Fraser Baths Heritage Upgrade."

This action has subsequently been reported in the media. Councillors are aware that the referral to the Auditor-General has caused further disharmony between senior staff and the elected Councillors and may further damage the reputation of elected Councillors with staff and the community.

The acting General Manager has advised Councillors of an internal review of the renovation of the Dawn Fraser Baths project.

Officer's Comments:

Staff have no comment.

ATTACHMENTS

Nil.

Item No: C0521(1) Item 26
Subject: NOTICE OF MOTION: RECRUITMENT
From: Councillor Victor Macri

Item 26

MOTION:

That Council receive a report on the last 2 General Manager recruitment processes with a mind to improving the process with the introduction of a Blind recruitment conducted by an independent external provider.

Officer's Comments:

Comment from Senior HR Partner:

A report can be provided. The two most recent recruitment processes for Council's General Manager has been undertaken by external recruitment providers. The providers were different on each occasion. The HR team note that blind recruitment has its critics as it has been shown in some studies to actually result in increased discrimination of minority groups.

ATTACHMENTS

Nil.

Item No: C0521(1) Item 27
Subject: NOTICE OF MOTION: CAMPERDOWN MEMORIAL REST PARK
From: Councillor Louise Steer

MOTION:

THAT Council report to Councillors at Council meeting of 8 June 2021 on the following:

- a. progress of installation of Camperdown Memorial Rest Park toilets
- b. whether the amount of \$500,000 allocated in the Council budget for installation of toilets at Camperdown Memorial Rest Park remains allocated for this purpose
- c. setting out the reasons why Council has not installed the toilets in Camperdown Memorial Rest Park, noting that Council resolved in 2018 to install them in 2019
- d. all matters in items 1 – 10 inclusive in the motion Item 12 of 11 December 2018.

Background

Council passed the resolution in Item 12 below at the Council meeting of 11 December 2018. Council has not installed the toilets in Camperdown Memorial Rest Park or reported to Councillors on any of the items in the motion. The resolution below is not included in incomplete or pending motions in the Council motions summary on its website even though the toilets in Camperdown Memorial Rest Park have not been installed and Council has not reported on the other items in the resolution.

MINUTES COUNCIL MEETING 11 DECEMBER 2018

C1218(1) Item 12 Camperdown Memorial Rest ParkSafe Update on the Outcomes of Community Engagement

Motion: (Lockie/Steer)

THAT Council:

1. Endorse the proposed location for the public toilets within the park as outlined in the report and proceed to deliver these facilities in 2019;
2. In response to the engagement survey outcomes, establishes an alcohol prohibited area in the park as a trial to be completed when the lighting trial ends and a report be made to Council as to its outcome and seek the NSW Police and seek NSW Police assistance in administering this area;
3. Maintain the current alcohol restrictions (9am-9pm) in other areas within the park;
4. Undertake a public education campaign within Camperdown Memorial Rest Park and Fleming Street Playground similar to the program which has been run by the City of Sydney;
5. Note the public request for increased ranger patrols in Camperdown Memorial Rest Park after dark;
6. Subject to future partner funding support or grant funding, the option of a Park Ambassador program be considered should anti-social problems continue to be a concern to park users;

7. Receive a report by March 2019 with recommendations for the holistic management of Fleming Park, canvassing the range of options that have been previously raised by local residents including updating signage, repairs to the fence, and updated landscaping in addition to the two options canvased in community engagement (community garden and removal of the picnic table)
8. Receive a report by March 2019 with recommendations on how Council can facilitate a program of community run activations and events in Camperdown Rest Memorial park, as addressed in the meeting held at Newtown Neighbourhood Centre earlier this year;
9. Officers provide a report back to Council on the outcome of all Parksafe activities at the conclusion of the lighting trial in 2019; and
10. Review Lennox Street Lighting with the aim of reducing light spillage affecting residents.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Lockie, Macri, McKenna OAM, Passas, Porteous, Raciti, Stamilis, Steer and York

Against Motion: Crs Iskandar and Kiat

Officer's Comments:

Comment from Director Infrastructure:

Council engaged architects to prepare designs for the Camperdown Memorial Rest Park public toilets at the location approved by Council on 11 December 2018. Designs were developed for the project, however the designs did not meet the requirements of the brief, including the project budget. The architect was not able to resolve the designs to Council's satisfaction and was advised in late 2020 that Council would not be proceeding with the designs.

This unsuccessful design process, the Covid-19 period and changes in project manager resourcing have delayed the project. Procurement planning is currently underway to engage new architects and to ensure the required design outcomes are met. It is intended that an architect will be appointed in Q4 for delivery of the project in 2021-2022. The construction budget has been reallocated to the 2021-2022 capital budget.

ATTACHMENTS

Nil.

Item No: C0521(1) Item 28
Subject: NOTICE OF MOTION: CALLAN PARK OFF-LEASH AREAS
From: The Mayor, Councillor Darcy Byrne

MOTION:

THAT Council writes to the NSW Government requesting that:

- a) The existing on-leash provisions for sporting fields, while in use, be formalised; and**
- b) The rest of Callan Park, with the exception of the Bay Run, be designated as an off-leash dog walking area.**

Background

For decades local residents have been making use of Callan park as an off-leash dog walking area. While sporting fields within Callan Park have operated as on leash areas while being used for community sport, there has been no record of conflict between dog walkers and local sporting clubs.

The NSW Government has indicated to Council following the release of the Callan Park Landscape Structure Plan, that they perceive open spaces within Callan Park to be on-leash areas under the law, despite the fact Callan Park has operated as an off-leash area in practice for many years. The Government is now seeking to specify on- and off-leash areas within Callan Park and wishes to force Council to police any new on-leash areas that they specify.

Given the Government's intention to impose new restrictions, it is important that Council makes clear its position and advocate on behalf of local residents.

Officer's Comments:

Comment from Parks and Recreation Planning Manager:

Through a license agreement with the NSW Government, Council currently manages the sporting ground precinct within Callan Park which consists of:

- The Waterfront Drive Sporting Grounds (two sporting grounds)
- The Balmain Road Sporting Ground (one sporting grounds)
- Glover Street Sporting Ground (two sporting grounds).

Council has previously resolved that these sporting grounds are off leash when not being used for active sporting use. When sporting activities are taking place (including organised sports training) the sporting grounds are designated as on leash areas. The current arrangements are working well.

The Iron Cove Bay run is an on leash area at all times and this is consistent along the entire length of the Bay Run Recreational Trail.

Council also needs to take into consideration the significance of Callan Point and those areas which have been designated as key biodiversity and habitat restoration areas. For over 20 years Council and its bush care volunteers have worked hard to revegetate areas of Callan Point to create both habitat and foster biodiversity improvements. The foreshore areas of Callan Point is highly significant in that the area has rare open space elements. Callan Point is also considered to be the most important Aboriginal archaeological site within the park.

Designated bushcare sites and areas of cultural significance need to be recognised and protected. The management of these areas as “on leash” should be considered by Council. The sandy beach area which lies at the base of Callan Point can be retained as an off leash area subject to careful management including interpretive and educational signage.

It is noted that one of the major problems with the Park is that of Commercial dog walkers. Commercial activities within the park are not permissible under the Callan Park Act and secondly many commercial dog walkers are also causing issues by having more than four dogs under their control at any one time (in violation of the Companion Animals Act). This it is noted is also causing problems within the park for responsible dog owners.

ATTACHMENTS

Nil.

Item No: C0521(1) Item 29
Subject: NOTICE OF MOTION: 50TH ANNIVERSARY OF CAMP NSW
From: The Mayor, Councillor Darcy Byrne

MOTION:

THAT Council:

- 1. Notes that this year marks the 50th anniversary the founding of Campaign Against Moral Persecution (CAMP Inc), one of the first gay and lesbian rights organisations in Australia;**
- 2. Notes that the first formal meeting of CAMP Inc was held in St John's church hall in Balmain; and**
- 3. Receives a report on how it can best commemorate the founding of CAMP Inc. This report should look at whether Council can install a commemorative plaque at or close to St John's Church in Balmain or at or close to 393 Darling Street, Balmain.**

Background

Unlike the 1969 New York Stonewall Inn riots, Australia's LGBTQIA+ history of emerging rights, didn't begin at a bar, pub or inn, it began with a small group of courageous women and men. They appeared in two Australian newspaper articles, on 10 and 19 September 1970. John Ware and Christabel Poll announced the founding of the Campaign Against Moral Persecution – known as CAMP Inc, or CAMP NSW.

Fifty years ago, the foundation stone, so to speak, was laid for what today is called the LGBTQIA+ community in Australia when CAMP Inc was founded. The Campaign "lived" its entire life in the then Leichhardt Municipality now the Inner West Council area.

On 9 January 1971 about 90 lesbians, gay men and some heterosexual supporters met in St John's church hall in Balmain for the first meeting of the Campaign Against Moral Persecution or CAMP Inc, Australia's first homosexual rights organisation. Soon after Sydney's CAMP Inc was establishing it became national with branches in Adelaide, Brisbane, Melbourne, and Perth. The organisation's name changed to CAMP NSW.

That same year, CAMP established its first clubrooms at 393 Darling Street, Balmain, a grand building, designed by colonial architect, Edmund Blacket, opposite the Balmain Police Station, the then Police Boys' Club (now called PCYC) near the local RSL branch and next door to the Balmain Fire Station.

CAMP had its own journal *CAMP Ink*. The first issue was published in November 1970 and produced at the 393 Darling Street, Balmain clubrooms. The journal was for so many the only link they had with their "hidden" community. It was posted to CAMP members in plain brown wrappers to protect their identity and not "outing" them.

CAMP Inc organised, at its Balmain clubroom, the first ever 6 October 1971 demonstration of lesbians and homosexuals in Australia. At Liberal party headquarters in Ash Street, Sydney. It was the first "mass" coming out publicly in Australia of about 50-60 lesbians and homosexuals. This was the first time a group (for the time, 1971, a large one) of lesbians and homosexuals

who were photographed publicly. And women/lesbians demonstrating about and supporting a male specific issue i.e. homosexual law reform.

In 1972 the ABC national TV's *Chequerboard* program – today's *Australian Story* – approached CAMP wanting to televise a social documentary about an openly lesbian and male homosexual couple. Sue Wills and Gaby Antolovich participated along with Peter “Bon” Bonsall-Boone and his partner Peter de Waal. Bon and Peter's segment was filmed at their Balmain home, and CAMP's Darling Street Balmain clubrooms. Bon and Peter became the first male couple to kiss on national TV in Australia. Consequently, Bon was sacked for coming out gay publicly and challenging a homophobic society.

On 13 April 1973, the first volunteer homosexual telephone help line – Phone-A-Friend – was officially launched at Bon and Peter's Balmain home. Over the years, CAMP's enduring entity has had various incarnations. But, 48 years on, it still exists – now called the Twenty10/Gay and Lesbian Counselling Service – supporting, counselling, assisting, enriching, and empowering the multi-faceted LGBTQIA+ community in many and varied ways.

Bon – who died in 2017, was posthumously – and Peter were awarded, a 2017 Queen's Birthday Honour for extensive voluntary services to the LGBTQIA+ community.

Over the years CAMP NSW conducted numerous public education sessions, with, to name just a few: First Year Sydney University Medical Students; Police Cadets; Sydney's Callan Park Psychiatric Nurses; Family Life Movement Counsellors; Family Court Counsellors, and the long list goes on.

From the mid-1970s until 1981 CAMP ran the first not-for-profit volunteer LGBBTQIA+ coffee-shop in Sydney. It was open most weeknights and a heaven for many in a vast commercial exploitative, alienating environment. When open there always was a volunteer on hand to welcome those who were living in their closets or new on the scene. Apart from the coffee-shop, Phone-A-Friend, a meeting room, and library were housed at the CAMP Centre at 33a Glebe Point, Glebe, in the than Leichhardt Municipality.

1975 International Women's Year brought great joy for CAMP NSW. It prepared a detailed submission at Glebe's CAMP Centre and applied for a \$30,000 Federal Government funding to conduct seminars and other women's liberation activities. The overall aim was to highlight women being considered second-class citizens and female homosexuals doubly so. CAMP received a \$4,000 grant – this was the first ever government grant to a lesbian/homosexual organisation – much to the disapproval of organisations such as the Country Women's Association, but more so from religious institutions, organisations and groups.

The naming of the now world-famous Sydney Mardi Gras came about and was partly organised at a mid-1978 CAMP executive meeting, held at the CAMP Centre in Glebe. Margaret (Marg) McMann (Annandale resident in Leichhardt Municipality at the time) and Ron Austin were both CAMP executive members. Ron suggested: “Let's have a night street party in Oxford Street.” Marg replied: “Ron, we'll call it a Mardi Gras!”

During 1975/76 CAMP NSW's political action group developed, at CAMP Centre, Glebe, a very detailed and far-sighted submission to the Royal Commission on Human Relationships. Michael Clohesy, CAMP's secretary at the time, did a TV interview about CAMP's submission. He was sacked from his Catholic teaching job. Subsequently, the NSW Catholic hierarchy attempted to stop CAMP from presenting its oral and written submission. Eventually the Royal Commission ruled that CAMP could and should be heard.

CAMP NSW initiated and held a tribunal on “Homosexuals and Discrimination” during November 1976. The tribunal's public hearings took place at the Sir John Clancy Auditorium UNSW. Forty-four varying discrimination cases were presented to the Tribunal. Its findings became a starting point for introduction of anti-discrimination legislation.

I want to also acknowledge the contributions of long-term Balmain resident, Alexander “Lex” Watson, a founding CAMP member, who died in 2014. He was posthumously awarded a Queen’s Birthday Honour for his work as part of CAMP, the Gay Rights Lobby, and as the first president of ACON.

Since then, CAMP has had a hand in almost every major step progression for the LGBTQIA+ community in Australia, including the decriminalisation of male acts of homosexuality between consenting adults in 1984, and national marriage equality.

I want to offer my sincere thanks to every member of CAMP Inc. These individuals have made extraordinary personal sacrifices, in their work, their personal life and in the community to propel the LGBTQIA+ movement further, and open doors for others.

CAMP envisaged a future where lesbian and gay people would be able to walk proudly hand in hand in this city, head held high with pride, without fear of violence, discrimination, or hate. While we still have more to do, this vision has been realised.

Officer’s Comments:

Comment from Acting Director City Living:

It is proposed that the 50th Anniversary of CAMP NSW be acknowledged by a commemorative heritage plaque to be located between the Balmain Town Hall and the historic green house, which is across the road from 393 Darling Street Balmain.

The proposed location and plaque concept has been discussed with representatives from the Camp NSW who are in support of this plan.

The design, manufacture, and installation of the plaque can be covered by existing operational costs.

ATTACHMENTS

Nil.

Item No: C0521(1) Item 30
Subject: NOTICE OF MOTION: MAKING THE INNER WEST THE LIVE MUSIC AND PERFORMANCE CAPITAL OF AUSTRALIA AGAIN
From: The Mayor, Councillor Darcy Byrne

MOTION:

THAT Council:

1. Designates the Enmore Theatre as the first Special Entertainment Precinct in NSW, once the Special Entertainment Precinct legislated amendments to the Local Government Act 1993 have been gazetted by the NSW Government;
2. Consults with live music and performance venues in the Inner West LGA about other appropriate locations and venues to designate as Special Entertainment Precincts;
3. Pending gazettal of the legislation, Council officers are to prepare a plan for regulating noise from amplified music from the proposed Enmore Theatre Special Entertainment Precinct. This is to be reported back to Council the next Council meeting following the gazettal of the legislation. And Council officers liaise with the Live Music Office in regard to the implementation of the Enmore Theatre Special Entertainment Precinct;
4. Commends the Live Music Office's John Wardell and Sydney Fringe Festival's Kerri Glasscock for their work on the Inner West Live Music and Performance Census 2019 project; and
5. Writes to the Premier of NSW and the Deputy Secretary, Community Engagement in the Department of Premier and Cabinet calling on Create NSW to expand the Play the City grant program into the Inner West Council's LGA.

Background

In November 2020, the New South Wales Parliament passed legislation which enables local councils in New South Wales to declare Special Entertainment Precincts under the Local Government Act, and which is scheduled to commence at the end of May 2021.

Introduction of Special Entertainment Precincts

A new part has been inserted into the Local Government Act 1993 (LG Act) allowing councils to establish a Special Entertainment Precinct within their local government areas (LGA) by amending its local environmental plan (LEP) to identify the Special Entertainment Precinct.

Special Entertainment Precincts enable the licensing system to support communities and Councils wanting a vibrant night-time economy and live music.

Special Entertainment Precincts come with certain benefits:

- Dedicated live music and performance venues are allowed to trade for an additional 30 minutes, which is already in place for the City of Sydney LGA, but not in the Inner West.
- Noise complaints relating to noise generated wholly from inside a venue will now only be administrated by Council and not multiple State agencies.

These precincts incentivise live music and entertainment over alternative revenue streams, such as pokie machines. The changes to the LG Act aim to strike a more equitable balance between protecting residents from excessive noise and protecting responsible venue operators from vexatious noise complaints.

The Inner West Council LGA is home to one of the largest cohorts of live music venues in New South Wales. As such it is important that Council makes use of the newly legislated provisions for Special Entertainment Precincts.

Iconic Enmore Theatre is an ideal venue to be the first such precinct in the Inner West LGA and NSW. Council should also commit to work with theatres and venues across the LGA to provide to identify and implement Special Entertainment Precincts in other locations.

Live Music Census:

The Inner West Live Music and Performance Census 2019 project was undertaken by the Live Music Office in partnership with The Sydney Fringe Festival and mapped live music and performance across art forms and comedy through September and October 2019.

The census data identified a remarkable amount of live music and performance taking place weekly in the Inner West LGA.

Key findings of the Inner West Live Music and Performance Census 2019 include:

- - 2496 performances and 1842 events took place in the Inner West across September (1485 performances / 1124 events) and October (1011 performances / 718 events)
- - 88 venues in September and 87 venues in October regularly presented live music and performance
- - The Factory Theatre in Marrickville had the most performances of any venue at 278 separate performances in September
- - Hotels provided the most live music venues with 30 individual venues in both September and October, along with Clubs (14 in September / 15 in October), Bars (12 in September / 13 in October) and Theatres (12 in September / 8 in October).
- - Lazybones Lounge, Gasoline Pony and Butchers Brew, all in the Marrickville/Dulwich Hill precinct are presenting a lot of music, as is the Bridge Hotel in Rozelle

The Live Music Census can be found here: <https://www.innerwest.nsw.gov.au/live/living-arts/live-music>

Play the City:

The NSW Government through Create NSW has allocated \$1 million to bring live music and performance back to the centre of Sydney. For more information see link here:

<https://www.create.nsw.gov.au/funding-and-support/arts-and-cultural-funding-program/play-the-city-sydney/>

Play the City program funds individuals, venues and arts organisations to present live performance in selected areas of the Sydney CBD in the first half of 2021.

Officer's Comments:

Comment from Senior Planning Manager and Acting Director City Living:

- Strategic Planning staff are aware of the upcoming changes to the Local Government Act 1993 and future release of guidelines to accompany these changes in May 2021. We are intending on working to establish a Special Entertainment Precinct along Enmore Road as a pilot precinct which requires a LEP amendment. If successful, this can then be rolled out to other areas and around other venues throughout the LGA.
- Any LEP amendment and a plan for regulating noise from amplified music from premises within the special entertainment precinct will require specialist input prior to any formal reporting to Council, as such it would not be possible to report to the next Council meeting after the gazettal of the legislation and additional time would be required to prepare the relevant information.
- Officers can continue to liaise with the Live Music Office providing updates on how the LEP pilot precinct and amendments.
- The current Play the City grant round has now closed and projects have to be delivered by 30 June 2021. Officers contacted Create NSW seeking advice on whether the Play the City Grant program would continue, but were unable to receive any confirmation regarding its future.

ATTACHMENTS

Nil.

Item No: C0521(1) Item 31
Subject: NOTICE OF MOTION: SEATING, WATER, SHELTER AND TOILETS THROUGHOUT THE LGA
From: Councillor Marghanita Da Cruz

MOTION:

THAT council receive a report including costings for an audit, community consultation and provision of Seating, Water, Shelter and Toilets throughout the LGA.

Background

Seating, shade, shelter, water and toilets are vital to Civic and Public spaces.

The privatisation of public space has meant that our community is forced to pay to sit down, rehydrate and avoids the outdoors if rain is forecast.

The less mobile feel discouraged from undertaking walks because there is nowhere to sit to rest, take in the view or have a chat.

The wall at the entrance to Ashfield pool provides wonderful seating for people of all ages to wait or even just to enjoy the passing scene. We need more spaces like this.

The public toilet map are gaps in locations and time throughout our LGA.

"The Great Dunny Hunt is on! Click here to enter now for your chance to win one of three \$500 Eftpos vouchers and add a missing facility in a regional area to be in the draw! The National Public Toilet Map provides information on over 19,000 facilities across Australia, including toilets, adult change and baby change. Where available, information on accessibility, opening hours and amenities, such as showers and sharps disposal are included."

<https://toiletmap.gov.au/>

Officer's Comments:

Comment from Parks and Recreation Planning Manager:

In 2020 Council adopted a Public Toilet Strategy for the Inner West LGA (attached). The Public toilet strategy was consulted widely with the community and included a full audit of existing facilities as well as a review on gaps in public toilet provision.

As part of its adoption of the Public Toilet Strategy, Council also adopted an implementation plan for the provision of additional public toilet facilities over the next 5-10 years subject to budgetary provision.

In addition to the public toilet strategy, Council is in the process of developing a generic park plan of management for all of its small neighbourhood and pocket parks.

A number of pocket parks sit within each of the town centres and have been identified for medium to long term improvements to facilitate greater public use, activation and enjoyment. Recommendations currently being developed include the need for additional landscape master planning and community engagement. A draft plan of management for Generic Park Plans of management will be presented to Council in June 2021

In addition to the above the Playground Strategy which will inform the distribution provision and development of new and improved playground facilities across the Inner West Council

area is also being prepared. This strategy includes work in relation to shade sail provision in play areas. Critically should additional reporting be required Council needs to note that Council's Playground Strategy (Lets Play) and the Playground Shade Sail Strategy would be significantly delayed which in turn would impact on the delivery on the future parks capital works program.

ATTACHMENTS

Nil.

Item No: C0521(1) Item 32
Subject: NOTICE OF MOTION: BEST PRACTICE 6STAR ENERGY RATED DEVELOPMENT
From: Councillor Victor Macri

MOTION:

THAT Council receive a report on the ability to amend the VPA policy to incorporate; Incentives to improve climate change action by striving for 6star energy rating in commercial and industrial buildings. Bettering the basics bar for residential buildings. Contributions for acquiring open space.

Background

Two of the largest challenges facing the Inner West Council is climate change and lack of open space per resident. It is important that Council provides leadership in these 2 very important areas.

Officer's Comments:

Comment from Chief Operating Officer, Director Development and Recreation:

The VPA Policy is currently under review by staff and these matters can be considered as part of this review and a report brought back to Council.

ATTACHMENTS

Nil.

Item No: C0521(1) Item 33
Subject: NOTICE OF MOTION: CHANGE STREET NAME
From: Councillor Colin Hesse

MOTION:

THAT Council:

1. **Change the name of Victoria Road Marrickville,**
2. **Consult with the IWC Aboriginal and Torres Strait Islander Advisory Committee regarding an appropriate name, and that the new name reflects the Aboriginal history of the area.**
3. **Respectfully suggests that Gumbramorra be among the names considered.**

Background

There are at least 85 suburbs in Sydney have a Victoria Road, Street, Avenue, Square, Lane or Place, all named in honour of Queen Victoria. Victoria reigned as Monarch of the British Empire from 1838 to 1901. Neither Queen Victoria nor her husband Prince Albert ever visited Australia.

The following suburbs have street, roads etc named Victoria:

Marrickville - Lane and Road,

Rozelle - Road

Ashfield - Sq. and St

Dulwich Hill and Lewisham - St

Newtown - St (off Church St, boundary with the LGA)

St Peters - St (parallel to Albert).

There are Queen Streets in Summer Hill, Ashfield, Croydon, Marrickville (off Victoria Road), Newtown (In the City of Sydney, not far from Victoria St) and Petersham, and Queens Square in Balmain.

Albert Streets, Parades, Lanes or Roads in Leichhardt, Ashfield, Newtown, Petersham, St Peters and Rozelle.

Two states in Australia are named in honour of Queen Victoria, Queensland and Victoria. Gumbramorra is not used as a street name anywhere else in greater Sydney.

For Aboriginal peoples the invasion of the British Empire was catastrophic. The British stole their lands, fouled their waters, took their food, and Aboriginal peoples were murdered or died of imported diseases.

Aboriginal cultures, damaged as they were, are growing and changing. There's an increasing understanding that all peoples on this country must care for the land and live within its means, ensuring the future for generations to come.

Though it is only a signal of that change, naming a major road into Marrickville with a word used by and of significance to Aboriginal peoples may cause people to engage with the story of this land and its peoples, the land we live on and which gives us life.

A new name may be a small token of reconciliation.

With the permission of Marrickville writer Sue Castrique the story of the Gumbramorra wetland follows. The wetland is the land beneath the industrial area of Marrickville, between Victoria Road and the Illawarra Railway line at Sydenham.

<https://griffithreview.atavist.com/marginsgood-swamp> Sue's story was a joint winner of The Nature Conservancy's 2019 Nature Writing Prize.

Officer's Comments:

Comment from Acting Director City Living:

The Geographic Names Board of NSW Policy – Place Naming under point 9.3 states:

Changes are discouraged unless the change has been deemed to be in the public interest or for safety reasons. Changing well established names can lead to address or location confusion, especially to electronic navigation services.

The policy states that if Council were to submit a naming proposal, it should be supported by a Council resolution with supporting evidence including community consultation that includes notices to local residences and associations.

Should this NoM be adopted, the proposal can be presented to the next Aboriginal & Torres Strait Islander Advisory Committee meeting on 15 June 2021 and the Geographical Names Board of NSW for approval.

ATTACHMENTS

Nil.

Item No: C0521(1) Item 34
Subject: NOTICE OF MOTION: REVIEW OF INNER WEST COUNCIL COMPLAINTS HANDLING
From: Councillor Marghanita Da Cruz

MOTION:

THAT Council:

- 1. Review the Management of Complaints including accessibility of information on website, reporting, performance, the Internal Ombudsman Shared Service and alignment with the NSW Ombudsman's best practice guidelines and the Procedures for Handling Code of Conduct Complaints;**
- 2. Report the outcome of the review to Councillors at the July ordinary Council meeting.**

Background

In accordance with the NSW Ombudsman's guidance, the Complaints Handling Policy was due to be reviewed last November.

"This policy is subject to regular review at a maximum interval of two years. Any recognised change to relevant legislation, directives or guidelines issued by agencies including the NSW Ombudsman and the Office of Local Government will instigate an immediate review of this policy to reflect any changes." viewed 20 April 2021 Source: Complaints Handling Policy (adopted 27/11/2018) <https://www.innerwest.nsw.gov.au/ArticleDocuments/955/Complaints%20Handling%20Policy.pdf.aspx>

With regard to the use of "Internal Ombudsman" The Association of Ombudsman have raised concerns "It is a contradiction in terms, for example, to describe a body as an 'internal ombudsman' or to apply the description to a body that is subject to the direction of a government minister or industry body." The Australian and New Zealand Ombudsman Association (ANZOA) is concerned to ensure appropriate use of the term Ombudsman. Our view is that a body should not be described as an Ombudsman unless it complies with six essential criteria addressing independence, jurisdiction, powers, accessibility, procedural fairness and accountability." Source: ESSENTIAL CRITERIA FOR DESCRIBING A BODY AS AN OMBUDSMAN Policy statement endorsed on 5 February 2010 by the Executive Committee of the Australian and New Zealand Ombudsman Association (ANZOA) - viewed 20 April 2021 https://www.ombudsman.gov.au/_data/assets/pdf_file/0015/31434/ANZOA-Essential_criteria_for_describing_a_body_as_an_Ombudsman.pdf

Officer's Comments:

Comment from Acting Governance Manager:

Council officers are commencing a review of the Complaints handling policy with the Internal Ombudsman Shared Service. A draft Policy will be tabled at the Ordinary Council meeting in July 2021 prior to going on public exhibition.

Comment from Acting Internal Ombudsman

The Internal Ombudsman Shared Service (IOSS) operates in accordance with the IOSS Governance Charter, available on Inner West Council's website: <https://www.innerwest.nsw.gov.au/about/the-council/internal-ombudsman>. Council's website also contains information on what the IOSS will and will not investigate, information on how to make a complaint, confidentiality and privacy provisions, our contact details and further fact sheets about the service. The IOSS Charter, Fact Sheet and publicly available information on Council's website follows the NSW Ombudsman's *Building a best practice complaint management system*. The role of the IOSS is also incorporated into Council's *Complaint Handling Policy* and the IOSS liaises regularly with Council officers to facilitate the effective and efficient management of complaints.

The IOSS, an impartial service working across the three member Councils, operates out of a stand-alone office in Auburn, physically separate from all other Council buildings. The IOSS reports to the IOSS Management Committee and issues an Annual Report on the performance of the IOSS, also available on Council's website.

The IOSS will assist Council to review and update Council's *Complaint Handling Policy* and review and report on Council's Complaints Handling practices and processes.

In relation to Code of Conduct complaints, the Internal Ombudsman is delegated as Council's *Complaints Coordinator* pursuant to Council's adopted *Code of Conduct* and *The Procedures for the Administration of the Model Code of Conduct*. Any Code of Conduct complaints are managed pursuant to the relevant statutory requirements and there are review mechanisms available under the Procedures if there are identified concerns with this process.

ATTACHMENTS

Nil.

Item No: C0521(1) Item 35
Subject: NOTICE OF MOTION: OFFICE OF THE MAYOR
From: Councillor Tom Kiat

MOTION:

THAT Council:

1. Receive and note the memo of the then Acting General Manager dated 8 April 2021, 'Organisation Structure in the Office of the Mayor';
2. Note the advice that the current staffing level of the Office of the Mayor at \$538,000 per annum is significantly higher than comparable councils, and that this funding allocation was not determined or approved by a resolution of Council;
3. Receive advice from the General Manager addressing how Council can, as part of the FY21/22 Annual Budget, respond to the organisational issues and risks identified in the memo from the Acting General Manager dated 8 April 2021. This shall include advice on a structure for the Office of the Mayor that is consistent with other comparable councils, and noting Council's preference for a reallocation of any staff within the organisation where appropriate; and
4. Receive a report regarding how Council can address the organisational issues and risks identified in the abovementioned memo.

Background

See attached Memo to all Councillors from Brian Barrett, then Acting General Manager dated 8 April 2021, 'Organisation Structure in the Office of the Mayor'.

Officer's Comments:

Comment from General Manager:

The Councillor Expenses and Facilities Policy delegates the resourcing of roles in the Mayor's office to the General Manager. The current staffing levels have been in place for the past 3 years. All staff in this office are either permanent or have an end date of September 2021, have been employed under the Local Government Award and are the responsibility of the General Manager.

The General Manager has committed to reviewing the tasks and positions of the Mayor's office which will inform the review of the Councillor Expenses and Facilities Policy, including (but not limited to) benchmarking against equivalent sized Councils before it is presented to the next Council for adoption after September 2021.

ATTACHMENTS

1. [Memo - Councillors - Mayoral Office Support](#)



MEMO

To: All Councillors

From: Brian Barrett, Acting General Manager

Date: 8 April 2021

Subject: Organisation Structure in the Office of the Mayor

I was asked recently to consult with the Mayor following a request by him to retain a surplus staff member who has been on secondment to the Mayoral office area for over two years.

I will respond separately to the Mayor on that matter.

During the course of considering this matter I discovered a number of things that I believe I should share with you all.

Background

Guidelines for the payment of expenses and the provision of facilities for Mayors and Councillors in NSW (October 2009) issued by the Office of Local Government at paragraph 2.4.2 confirms that 'Dedicated staff support, including secretarial services' can be provided to the Mayor and/or Councillors.

A Councillor Expenses and Facilities Policy was adopted by Council on 17 July 2017. It sets out reasonable levels of support for Councillors and the Mayor. Of relevance is the following:

10.6. In performing their civic duties, the Mayor and councillors will be assisted by a small number of staff providing administrative and secretarial support, as determined by the General Manager.

Perhaps unwittingly, when the Administrator adopted the policy it essentially delegated the task of determining support to the Mayor and Councillors entirely to the General Manager. This is in stark contrast to the very transparent provisions of the Councillor Expenses and Facilities policies of other large Councils in the Sydney Metropolitan area which set out support with some level of precision.

Council considered a Mayoral Minute at its meeting on 31 October 2017, the following parts of which were adopted:

C1017 Item 19 Mayoral Minute: Appointment of Councillor Support Staff

Motion: (Byrne)

THAT a report for administrative assistance for Councillors be prepared and consider the following:

- a. **Appropriate number of Councillor support staff and the ratio of support staff to Councillors;**



- b. Costs and funding associated with providing this assistance;
- c. An appropriate system of oversight and management of staff; and
- d. Selection criteria.

Carried Unanimously

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Iskandar, Lockie, Macri, McKenna OAM, Passas, Porteous, Raciti, Stamolis, Steer and York

Against Motion: Nil

Council records indicate a report was provided to Council at its meeting on 21 November 2017. This, somewhat surprisingly, entirely focussed Council's attention on City of Sydney Council which Councillors would be aware operate under their own legislation (*City of Sydney Act 1988*).

In considering that report Council resolved 'THAT a Councillor briefing be held in early 2018 to consider all options for Councillor support' which was carried unanimously.

At its meeting on 13 February 2018 Council considered a further report from officers on the same matter and resolved to defer the matter.

It does not appear that the matter was ever considered by Council again.

In the meantime, Council's Joint Consultative Committee received a report on 10 November 2017 from the then Group Manager Human Resources proposing to create and/or re-purpose roles to provide support for the Mayor and Councillors. Jobs were subsequently created and filled but they appear to have been dedicated largely to the support of the Mayor.

What support do other large Councils provide?

Other large councils provide similar levels of support to Councillors as Councillors of the Inner West would experience. Most importantly, this includes the ability to lodge questions or submissions on behalf of constituents and to receive a timely response.

As for the support provide to the Mayor the following was identified:

- Parramatta City Council – Lord Mayor has a Personal Assistant which reports through to a Council Executive. The Lord Mayor and Councillors are supported by a further 5 staff providing a range of policy, media and administrative support under the same Executive.
- Canterbury-Bankstown – limited to one Executive Assistant reporting through a Governance area. Other support provided from within the organisation.
- Blacktown - limited to one Mayoral Secretary reporting through a Secretariat area. Other support provided from within the organisation.
- Sutherland – The GM and Mayor share a secretarial support. Support by way of media, policy, governance is provided via Council officers within Corporate Support Directorate.
- Cumberland - limited to one person providing administrative and secretarial support.
- Liverpool City Council – dedicated personal assistant only.

All other support for the Mayor and Councillors is normally provided through specialist areas within Council e.g. communications/media advisers and policy advisers.



Current situation in the Inner West

I note the following positions, while reporting through to the Governance and the Communications & Engagement Managers are allocated for the exclusive use of the Mayor:

Mayoral Policy and Media Relations Manager	Contract until September 2021
Mayoral Media Officer	Contract until September 2021
Executive Assistant to Mayor	Permanent full time
Executive Assistant to Mayor	Permanent full time
Mayor Support	Temporary part time (3 days per week)

The staffing costs are approximately \$538,000 per annum.

In addition, the Mayor regularly receives support from Council's Communications & Engagement team who draft Media Releases, arrange his attendance at events and the like. The Governance team also make available to him a Driver where required.

As you would appreciate, a policy as loose as Inner West Council's provides little transparency to members of the public.

It can promote an unhealthy relationship between the Mayor and General Manager where one can provide unlimited resources with little practical oversight on a day to day basis. It also has the potential for the resources allocated to be used for purely political purposes notwithstanding the intent of the policy that they would be dedicated to civic purposes only.

I'm not suggesting that the resources allocated have been used for improper purposes but there could clearly be the appearance that this is the case particularly when there are equally qualified staff available within Council for support.

Summary

Accordingly, I am bringing this to the attention of the Elected Council to ensure the policy is adequately benchmarked against equivalent sized Councils before it is presented to the next Council for adoption after September 2021.

In the meantime, remaining roles that are not permanent will have an end date of September 2021 so Council can transition to a normal Mayoral support structure once a Mayor is elected by Council in September.

Brian Barrett
Acting General Manager

Item No: C0521(1) Item 36
Subject: NOTICE OF MOTION: INTERNAL OMBUDSMAN SHARED SERVICE (IOSS)
From: Councillors John Stamolis, Julie Passas, Victor Macri and Deputy Mayor, Vittoria Raciti

MOTION:

THAT:

- 1. Council convene a meeting of the 3 councils that share the Internal Ombudsman service to gauge their enthusiasm for the continuation of the service; and**
- 2. A report comes back to Council which is authorised by all 3 Councils.**

Background

At the previous Council meeting, a vote of 7 vs 7 sent a clear signal that half of the Inner West Council wanted to discuss the IOSS with the other two Councils who share the service with us (i.e. Cumberland and Parramatta).

Inner West Council knows that the other two Councils are also questioning the IOSS service and whether or not to continue with it. It seems illogical to prevent a meeting with the other Councils.

Other key issues include:

1. The vast majority of NSW Councils do not use an IOSS model. Council must explain to its community why it departs from what other NSW Councils do and why this is necessary.
2. There is concern about the perception of independence of the IOSS (especially given that Council directly pays for the IOSS).
3. There is concern about the premium paid for the IOSS which other Councils do not pay.
4. Our community should expect a clear majority vote on something as important as this, not a 50/50 split.
5. The renewal of the IOSS contract for 3 years (conducted last year) was not presented to Councillors for approval.

Officer's Comments:

Comment from Acting Governance Manager:

The Internal Ombudsman Shared Service (IOSS) offers Council:

- Development and delivery of training including Public Interest Disclosure
- Coordination of Code of Conduct training
- Joint projects with Cumberland and Parramatta Councils such as Candidate information sessions
- Public Interest Disclosure coordinator
- Independent review of policies
- Independent complaints handling and investigation
- Coordination of Conduct Review Panel and management of claims of Code of Conduct breaches.
- Governance quarterly meetings to discuss relevant issues

In the absence of the IOSS, Council would still be required to invest an equivalent level of resources in managing these functions while losing the very real 'independence' the service in its current form offers. The fact that other councils do not have a designated Internal Ombudsman does not indicate these functions are not being performed using in-house staff designated as Governance Officers or the like. Council would also require an additional resource to manage the Code of Conduct complaints received.

The current contract expires on 30 June 2023.

The options available to Council to withdraw from the contract include:

1. A council may withdraw from the contract with the majority of consent of the other Councils.
2. A council may withdraw from the contract provided not less than one year's written notice of the proposed withdrawal is given to all other Council's.
 - Unless waived by the majority of other Councils, a withdrawing Council must pay to the Host Council on behalf of the other Councils any amount which was decided upon to be applied towards the costs and expenses of provision of the Internal Ombudsman Shared Service or of the Employer Council and the other Councils.' Immediately upon its withdrawal.
 - Unless waived by the majority of other Councils or if not forming part of the amount decided upon, a Council withdrawing shall be responsible for all costs incurred by the other Councils consequent upon the withdrawal including but not limited to costs of administrative rearrangements, amendment of the employment conditions and records and the like.

ATTACHMENTS

Nil.

Item No: C0521(1) Item 37
Subject: NOTICE OF MOTION: STAFFING OF MAYORS OFFICE
From: Councillor John Stamolis

MOTION:

THAT Council to report back on the full resources, staff and expenditures relating to the Mayor's Office and a Councillor briefing be arranged to assess and review this report. The report should detail the staff positions and the key tasks of these positions.

Officer's Comments:

Comment from General Manager:

The Councillor Expenses and Facilities Policy delegates the resourcing of roles in the Mayor's office to the General Manager. The current staffing levels have been in place for the past 3 years. All staff in this office are either permanent or have an end date of September 2021, have been employed under the Local Government Award and are the responsibility of the General Manager.

The General Manager has committed to reviewing the tasks and positions of the Mayor's office which will inform the review of the Councillor Expenses and Facilities Policy, including (but not limited to) benchmarking against equivalent sized Councils before it is presented to the next Council for adoption after September 2021.

ATTACHMENTS

Nil.

Item No: C0521(1) Item 38
Subject: NOTICE OF MOTION: SERVICE TO THE ELDERLY
From: Councillor Julie Passas

MOTION:

THAT Council receive a report on the interactions with our ratepayer/residents who are computer illiterate and if there is a policy relating to this matter when was it adopted.

Background

Many senior residents and ratepayers (especially those of ethnic backgrounds) feel that our Council is discriminating against them due to the push to force them to use online facilities.

Many do not have the technology or access to emails.

I was told by these rate payer/residents that Council will not accept hard copies of submissions, requests etc. at our Council's Customer Service Centre.

One resident was told she could not present any requests physically.

Officer's Comments:

Comment from Senior Manager Business Excellence, Customer Service, Enterprise Risk and WHS:

Inner West Council does promote our online capability but does not deny any face-to-face customer service or lodgment of requests. Officers assist residents on a daily basis by accepting requests and take pride in providing a high-level of service.

The only applications that must be lodged online are Development Applications which are required to be lodged through the NSW Planning Portal. This was mandated on 1 July 2020 for councils in Greater Sydney by the Department of Planning, Industry & Environment.

If a customer has been provided incorrect information, Officer's welcome these details and feedback in order to provide assistance.

ATTACHMENTS

Nil.

Item No: C0521(1) Item 39
Subject: NOTICE OF MOTION: ARLINGTON OVAL
From: Councillor Julie Passas

MOTION:

THAT Council receive a report on what steps Council has taken in regard to complaints received on Arlington Oval and to assure residents they are not being ignored by our Council.

Background

Councillors are aware of the weekly complaints in regard to the players and supporters at Arlington Oval. I have witnessed the behavior personally which confirmed the complains are valid.

This motion calls on a report on what steps Council has taken in regard to these complaints and to assure residents they are not being ignored by our Council.

Officer's Comments:

Comment from Chief Operating Officer, Director Development and Recreation:

Council officers are currently in the process of accessing community engagement outcomes on a proposed Operational Plan for Arlington Reserve. Community engagement outcomes along with a revised operational plan will be presented to Council in June 2021 for consideration.

Council staff have responded on a timely basis to all complaints received in relation to Arlington Oval. Rangers have also been undertaking regular patrols checking for compliance with the approved operating hours of the Reserve, and also for the enforcement of on-street parking restrictions in the area.

ATTACHMENTS

Nil.

Item No: C0521(1) Item 40
Subject: NOTICE OF MOTION: COUNCIL WEBSITE WEEKLY UPDATE ON STREET MAINTENANCE
From: Councillor Victor Macri

MOTION:

THAT 2 of the largest challenges facing the Inner West council is climate change and lack of open space per resident. It is important that Council provides leadership in these 2 very important areas.

Background

In the interest of transparency residents need to know the work that is being done and will elevate many concerns they have. I understand the difficulties in providing forward scheduling as due to the weather would be labor intensive and far from accurate with timing. Hence providing information on the work that has been done it will be accurate

Officer's Comments:

Comment from Director Infrastructure:

Council manages and undertakes maintenance on 464km of roads, 578,000m² of grass verges, 80,000 trees and hundreds of public garbage bins. Each week, hundreds of maintenance services are undertaken on these assets.

There would be a substantial amount of administration to provide the information as requested on a weekly basis. It is estimated that it would take an administration officer one day per week to update the website with this information. This is not currently resourced within the Council structure and it would therefore require an additional part-time staff member at a cost of \$14,000 per annum. If this NOM is supported, Councillors will need to identify a budget for this additional resource.

ATTACHMENTS

Nil.

Item No: C0521(1) Item 41
Subject: NOTICE OF MOTION: SAFETY AT ROUNDABOUTS
From: Councillor Victor Macri

MOTION:

THAT Council conduct a safety audit at these roundabouts Gannon st Tempe and Ewart st Marrickville. With a mind to provide some barrier protection.

Background

There is a serious safety with these 2 roundabouts with multiple incidents with Motor Vehicles losing control and mounting the footpath at these 2 locations where school children walk to school. The owner of the property on the corner of Ewart st and Beachamp st has just had his front fence demolished by an out of control car for the 4th time and has told me of many near misses when cars have mounted the footpath with children walking to Marrickville West Primary School.

Sent from my Re the issue about the roundabout -

Bob and I are the owners of the property at [157 Unwins Bridge Road](#). Our daughter and her family live in the house. Our concern is the frequency of front fences being demolished by cars coming around the roundabout at the Gannon St intersection. Our fence has been knocked down twice and the neighbour's one three times. We would like to request that a concrete barrier be erected in front of our property instead of the nature strip.

Officer's Comments:

Staff have no comment.

ATTACHMENTS

1. [↓](#) Street View





Item No: C0521(1) Item 42
Subject: NOTICE OF MOTION: TREE DCP
From: Councillor Colin Hesse

MOTION:

THAT Council:

1. **Note the recent briefing provided to Councillors with the advice that the Tree Policy adopted by Council in 2019 has led to a doubling of private tree removals, a significant loss in overall tree canopy (despite public tree plantings), and contains a number of unlawful provisions, and**
2. **Staff bring to the June Council meeting recommendations on how Inner West Council's Tree Policy may be amended to turn around the massive loss of trees on private property in the Inner West, and to ensure that the Inner West Council area meets the target of 40% tree coverage by 2035.**

Background

Council recently received a briefing from staff advising a massive increase in tree removal on private property in the Inner West following the approval of the new Tree Policy in 2019. The new policy has clearly seen a dangerous loss of tree canopy in the inner west, an area already well under the target coverage of 40% suggested by the Greater Sydney Commission. As we see increasing temperatures caused by Global Heating trees will play an increasingly vital role in cooling our homes and streets, and their absence will lead to great stress on the elderly, young and unwell. The cost both financial and personal of losing tree coverage is very significant, and Inner West Council needs to play a leading role in increasing positive views of trees in our lives, and in supporting the planting and location of appropriate trees.

Officer's Comments:

Comment from Chief Operating Officer, Director Development and Recreation:

As a result of resourcing constraints within Council's Urban Forest team, it is unlikely that a comprehensive report on such a complex policy matter will be able to be provided at the June meeting. A report within 3 months is likely to be a more realistic timeframe.

ATTACHMENTS

Nil.

Item No: C0521(1) Item 43
Subject: NOTICE OF MOTION: REPORT ON TREE LOSS IN ASHFIELD AND LEICHHARDT WARDS
From: Councillor John Stamolis

MOTION:

THAT Council receive a fully detailed listing of the tree canopy loss in Ashfield Ward and Leichhardt Ward over the past year; with additional emphasis on the two suburbs in Ashfield Ward that accounted for almost 50% of the tree canopy loss in the Inner West (i.e. Dulwich Hill and Ashfield).

Background

Council data reported that Ashfield Ward accounted for 64% of the canopy loss over the past year followed by Leichhardt Ward (23%). These two wards accounted for 87% of the canopy loss in the Inner West over the past year.

Councils' data showed the change in canopy for the 25 suburbs in the municipality. One suburb alone, Dulwich Hill, accounted for 27% of canopy loss across the entire 25 suburbs of the municipality!

The suburb of Ashfield accounted for 21% of the canopy loss.

That is, two of the 25 suburbs in the Inner West accounted for nearly half of the tree canopy loss in the Inner West. This requires examination.

Stanmore Ward and Balmain Ward, however, were the exceptional performers accounting for only 1% of the total canopy loss each. In Stanmore Ward a number of suburbs saw good canopy increases (Camperdown, Newtown and Enmore). So too for Balmain Ward. Both Lilyfield and Birchgrove saw solid increases.

The large Marrickville Ward accounted for only 11% of the loss. In this ward, Sydenham and St Peters were the two suburbs that saw canopy increases.

No suburbs in the Ashfield and Leichhardt Wards saw any canopy increase.

Ward	Canopy loss Ha	% of loss
Ashfield	-8.83	64%
Leichhardt	-3.22	23%
Marrickville	-1.47	11%
Balmain	-0.14	1%
Stanmore	-0.13	1%
Total	-13.78	100%

Officer's Comments:

The detailed canopy loss data can be presented to Council. It is suggested that this be provided as part of the review of Policy, expected to be able to be provided to Council within 3 months

ATTACHMENTS

Nil.

Item No: C0521(1) Item 44
Subject: NOTICE OF MOTION: PLASTICS
From: Councillor Colin Hesse

MOTION:

THAT Council:

1. Write to the operators of shopping centres located in the Inner West Local Government Area asking them to install public drinking facilities that allow centre patrons to drink from a bubbler or fill up their own bottle rather than buying bottled water and contributing to the massive amount of plastic waste in our society.
2. Report to the June Council meeting on progress Council is making to eliminate the use of single use plastics in Council operations and events in accordance with the Council resolution C0918(1) Item 21 Single Use Plastics Reduction resolved 11 September 2018.

Background

A resident has raised her concerns about the amount of single-use plastic water bottles purchased in our community, and the terrible contribution these water bottles make to plastic pollution in our society.

The resident notes that Council has installed bubblers and water bottle filling facilities in our shopping strips and parks and asks that shopping mall owners help the campaign to reduce plastic waste by installing these facilities in the centres they operate.

Residents of the IWC area are greatly concerned about our environment and in particular the impact of plastic waste on our community and around the world.

Officer's Comments:

Comment from Urban Sustainability Manager:

A report can be provided to Council on eliminating single use plastics in Council operations and events. A letter can be prepared for Mayors signature encouraging shopping centres to install fresh water drinking fountains to enable customers to re-fill their own water bottles.

ATTACHMENTS

Nil.

Item No: C0521(1) Item 45
Subject: NOTICE OF MOTION: CASS AWARD WIN
From: Councillor Mark Drury

MOTION:

THAT Council sends a letter of congratulations to CASS on winning 2021 Premier's Multicultural Community Medal.

Background

CASS (Chinese Australian Services Society), a dedicated and passionate community services provider supporting the Australian multicultural community for 40 years, has won a 2021 Premier's Multicultural Community Medal.

It was the winner of the 2021 Not-For-Profit Business Excellence Medal, which was presented by The Hon Dr Geoff Lee MP, NSW Minister for Multiculturalism, at the Premier's Harmony Dinner held on 13 March 2021 at the International Convention Centre (ICC) Sydney. The late Chief Operations Manager of CASS, Maria Cheng, was also inducted onto the Multicultural Honour Roll.

Dr. Bo Zhou, the chair of CASS, said, "CASS was formed in 1981 and it has grown into a major social and welfare services provider with a very comprehensive range of community services serving more than 3,500 families of multicultural backgrounds each week, including Chinese, Korean, Vietnamese and Indonesian.

"The services provided by CASS include residential aged care, childcare, home ageing and disability services, settlement and health services, vocation and training services, volunteering services, Chinese language classes, cultural and interests classes. This Award is undoubtedly the greatest compliment to CASS."

The Premier's Harmony Dinner is an annual event organised by Multicultural NSW. It is aimed at celebrating a cohesive and inclusive multicultural society and recognising those who have contributed to the multicultural development in NSW.

Officer's Comments:

Comment from Acting Director City Living:

Council has been working in partnership and collaboration with CASS for many years on numerous community initiatives including Seniors programs, English translations services, parenting programs, Lunar New Year events, playgroup support. CASS are also represented on the IWC Multicultural Advisory Committee (MAC).

ATTACHMENTS

Nil.

Item No: C0521(1) Item 46
Subject: QUESTION ON NOTICE: STREET TREE PROGRAM
From: Councillor John Stamolis

Comment by the Acting General Manager:

Answers to the questions will be provided at an Ordinary Council meeting in May 2021.

Question

Street trees are essential for the beautification of our local environment, to provide shade, to reduce heat island effect over hard surfaces and to provide habitat.

Council has recently provided some very good data on street tree planting and removal. It is clear that the number of Council trees is increasing at a positive rate.

It would be useful to place on the public record the nature of Council street tree program including:

1. the number of trees planted annually
2. the number of trees removed annually
3. the nature of Councils street tree inspection and maintenance
4. the frequency of inspections
5. why trees are removed
6. what programs are in place for tree replacement in areas where trees are ageing
7. how Councils' street tree program responds to the urban heat island effect

Any other relevant information would be appreciated.

Answer

1. the number of trees planted annually?

For the financial calendar period between 2019-2020 Council's public tree team planted 959 trees. The total number of trees planted annually is difficult to quantify as many different sections across Council deliver environmental upgrades, such as national tree day, annual tree give away programs, multiple Park upgrade projects, capital works Civil upgrades, third party planting i.e. M4-M5 Westconnex (tunnel-link and east), Sydney Metro South West. Additional public tree assets will be captured under the pending IWC street tree maintenance contract and accurate additional number will be obtained after a full 2 year cycle. The total number does not include planting on private property as Council is not resourced to assess and ensure strict compliance is being met with tree planting as part of Permit or Development conditions of consent.

2. the number of trees removed annually?

This number varies from year to year due to a number of factors, and as a result of case by case individual tree assessment. The following numbers are provided for the following calendar years:

*2017 – 303 trees
2018 – 272 trees
2019 – 493 trees
2020 – 369 trees*

3. the nature of Councils street tree inspection and maintenance?

Council has developed a precinct based proactive program combined with forward inspection program that sees every tree street inspected or maintained on a minimum 2 year cycle. All

trees are held in Council's Techone Asset Management System shall be actively maintained and every inspection and maintenance activity recorded. Council has a new Street Tree Management and Maintenance Tender Contract (RFT4/21) on current advertisement and due to close on 5 May 2021 for evaluation and weighting. A report will be provided to the Council executive meeting on the 8 June 2021 with the intention of adopting a new contractor agreement commencing from 1 July 2021.

Current tree management operations are mostly a combined proactive (2 year cycle) and reactive (ad-hoc) regime, servicing a high level of resident requests (eg: approximately 2,900 requests received during 2016-2017). Listed below is the current approach with each former local government areas.

4. the frequency of inspections?

Marrickville Area (approx. 35k trees) - Precinct based proactive program combined with forward inspection program that sees every tree street inspected or maintained a minimum of every 2 years. Asset systems are actively maintained and every inspection and maintenance activity recorded. No proactive maintenance program in parks, reactive only. Works delivered via tender contract, contractors engaged 3-4 days per week.

Leichhardt Area (approx. 25k trees) - Partial proactive program for street trees, no forward inspection program. Each street tree serviced approx. once every 3 years. Maintenance activities recorded in asset system at end of cycle. Parks crews undertake minor works in Parks and action minor emergency street tree work. Works delivered via SSROC contract, contractors engaged on an ad-hoc basis.

Ashfield Area (approx. 17k trees) - Reactive program only, no forward inspection program. Maintenance activities not recorded in any asset system. Works delivered via SSROC contract. Contractors engaged on an ad-hoc basis.

5. why trees are removed?

Generally speaking, if the trees are in poor condition, dead, dying or present an unacceptable level of risk that cannot be mitigated through pruning or other risk mitigation measures; or if the tree is causing damage to either significant structures on private property or Council infrastructure that cannot be overcome through reasonable or practicable means.

6. what programs are in place for tree replacement in areas where trees are ageing?

Council in-house staff aim to plant 1000 trees as part of the annual tree planting program. This is developed through a resident CRM request (ad-hoc) basis to Council and also through scoping by Council Tree Management Officers involving the review of vacant locations captured within Council's Techone Asset Management System. As part of Council's capital tree planting budget, Council has also planted 463 trees during the 2020-2021 financial period as part of the 5 Million Trees State Government Grant funding. The 2021-2022 Capital Planting budget focuses on advance container tree stock planting which is directed into Capital streetscape or plaza upgrades, advanced container tree stock for Park planting and in-road avenue replacement and renewal plantings. Council staff have initiated the scoping and delivery of the s.94 contribution program with the recruitment of a dedicated Tree Planting Contract Coordinator (who commenced with Council on 26 April 2021) to endeavour to accelerate additional planting across the IWC LGA focusing on full concrete cutting sites.

7. how Councils' street tree program responds to the urban heat island effect?

Trees are essential green infrastructure and need to be recognised as assets. They are different to typical grey infrastructure assets as they are living dynamic structures that require higher levels of management. The functions that trees provide within the urban context are vital to the health and resilience of a city and their benefits include provide important shade qualities, reduction heat island effect over hard surfaces and reduction of cooling costs for residential properties and businesses. Proactive programs provide cost efficiencies over the life of a tree. Council's collective Urban Forest policies Street Tree Master Plans all outline a commitment to increase the urban tree canopy through sustainable tree plantings and

maintenance programs. Maintaining our existing and new trees to best practice industry standards to ensure they survive and flourish in otherwise harsh and unnatural urban conditions is a key element to achieving this commitment.

ATTACHMENTS

Nil.

Item No: C0521(1) Item 47
Subject: QUESTION ON NOTICE: TREE DATA
From: Councillor John Stamolis

Question

Councils' data showed that Ashfield Ward accounted for 64% of the canopy loss over the year. This was followed by Leichhardt (23%). What was happening in these two wards?

Ward	Canopy loss Ha	% of loss
Ashfield	-8.83	64%
Leichhardt	-3.22	23%
Marrickville	-1.47	11%
Balmain	-0.14	1%
Stanmore	-0.13	1%
Total	-13.78	100%

Question

Councils' data for tree applications shows that 13.76 hectares and 13.97 hectare of trees were lost in the Inner West over the past year. This is a small difference. Which is correct?

The canopy change is shown as 0.39 but should be 0.41 (i.e. 17.77 to 17.36). Please check?

Question

What is being done to increase the tree canopy in those suburbs with the lowest canopy (see table below)? The suburbs are taken directly from Councils data.

If, for example, canopy targets of 20% could be set for these suburbs, sooner rather than later, this would add about 160 hectares of canopy and improve the Inner West canopy from 17.36 to 21.77. Are these targets possible?

Suburbs	Ward	Ha	%	Canopy
St Peters	Marrickville	0.8	0.54	7.87
Tempe	Marrickville	-0.76	-0.41	11.13
Sydenham	Marrickville	0.32	1.14	11.88
Croydon	Ashfield	-0.44	-0.47	12.64
Rozelle	Balmain	-0.26	-0.14	13.15
Croydon Park	Ashfield	-0.1	-0.57	13.95
Hurlstone Park	Marrickville	-0.09	-0.84	14.61
Marrickville	Marrickville	-1.74	-0.3	14.88

Answers

The detailed canopy loss data can be presented to Council. It is suggested that this be provided as part of the review of Policy, expected to be able to be provided to Council within 3 months.

ATTACHMENTS

Nil.

Item No: C0521(1) Item 48

Subject: CHILDREN & FAMILY SERVICES - HARMONISATION OF FEES AND CHARGES

Prepared By: Annette Morgan - Senior Manager Children's Services and Peter Livanes - Senior Manager Business Excellence, Customer Service, Enterprise and WHS

Authorised By: Caroline McLeod - Acting Director City Living

RECOMMENDATION

THAT Council:

1. Notes the cost of delivering Children's Services across Inner West Council as per the 19/20 audited financial statements;
 2. Notes the 'Placement, Enrolment, Orientation & Attendance Protocol';
 3. Adopts one of the following options for exhibiting Children's Services Long Day Care User Fees and Charges for 1 July 2021
 - Option 1: \$130 flat fee across all centres; or
 - Option 2: \$135 flat fee across all centres
 4. Endorse removing the current daily fee subsidy of \$6 of the former Marrickville Council from User Fees and Charges for 1 July due to Officers' inability to assess and verify subsidy requirements for any new concessions; and
 5. Note the service review presentation provided to Councillors at the briefing held on 6 April 2021.
-

DISCUSSION

The amalgamation of Inner West Council resulted in the merger of children's services operated by the former Leichhardt and Marrickville Councils. The former Ashfield Council did not operate children's services.

Council is proud of its services to children and families which include eleven (11) long day care centres. Council also acknowledges the two former councils had different approaches to aspects of service provision including user fees and charges.

A Councillor Briefing was conducted on April 6, 2021 which detailed a review of the service and provided recommendations for streamlining all elements of service delivery including user fees and charges. See confidential attachment 1 for a copy of the Urbis presentation on the Review of Children's Services.

Cost

The overall deficit from Children's Services operations as reported in the FY20 audited financial statements is \$713k. There is also an allocated amount of \$7.29m for corporate overheads. This amount is allocated to the service unit based on the number of Full Time Equivalent (FTE's) as a percentage of the total number of FTE's in Council.

Accessibility & Hardship

Children's Services has an internal protocol titled *Placement, Enrolment, Orientation and Attendance Protocol* (see attachment 2). The objective of this protocol is support children and families and meet numerous regulations, legislative requirements and national quality standards.

Notably, the protocol details the priority placement of children within the service and reflects the Australian Government's intention to help families who are most in need, and support the safety and wellbeing of children at risk in accordance with the Framework for Protecting Australia's Children 2009 – 2020.

Children's Services also has an internal protocol titled *Fees and Childcare Subsidy* (see attachment 3) which provides detail on the Childcare Subsidy, additional Childcare Subsidy support and hardship. Council will continue to support families within the scope of these protocols.

Fees and Charges

Five (5) years post-amalgamation, fees and charges for Children's Service are not harmonised and the current Fees and Charges published on Council's website detail different fees and charges for the two legacy Councils.

The objective for the fees and charges exhibition process should be harmonisation and reflective of charging the same fee for the same service. Without harmonisation, families are paying different fees for the same service depending on which centre they access within the local government area.

The following fees and charges and their impact have been modelled for long day care.

1. Lowest current fee of \$125.

This fee is current to the former Leichhardt Council for 3 - 5 year old's and is the lowest fee charged across long day care. This fee has not increased since 1 July 2019.

Harmonising to this fee would result in a fee reduction to those families currently paying \$130 or \$135.

2. Middle fee of \$130.

This fee is current to the former Leichhardt Council for 2 – 3 year old's and the former Marrickville Council as the flat fee charged across all ages and centres. This is the most commonly occurring fee charged across the service. This fee has not increased since 1 July 2019.

Harmonising to this fee would result in a fee increase to those families currently paying \$125 noting that no increase has been applied to this fee in two (2) years. Harmonising to this fee would also result in a fee decrease to those families currently paying \$135.

3. Highest fee of \$135.

This fee is current to the former Leichhardt Council for 0 – 2 year old's. This fee has not increased since 1 July 2019.

Harmonising to this fee would result in a fee increase to those families currently paying \$125 and \$130.

The following table shows each fee model, the revenue that would be received and the impact in both dollars and percentage from the utilisation and revenue received in 2019/20.

	Fee model	Revenue (\$'000)	+/- from FY20 revenue (\$'000)	+/- from FY20 revenue (%)
1.	Lowest fee (\$125)	13,184	(488)	-3.57
2.	Middle fee (\$130)	13,667	(4.2)	-0.03
3.	Highest fee (\$135)	14,150	479	3.51

Former Marrickville Council Subsidy

The current fees and charges contain a fee subsidy rate of \$6 per day for families accessing long day care from the former Marrickville Council (p.83). This subsidy is not available to families accessing former Leichhardt Council long day care centres.

Whilst the application of this fee subsidy is low, Council officers cannot accurately assess or verify any individual circumstances other than the outcome of the Federal Government's Childcare Subsidy (CCS). For this reason, Officers' are recommending no further application of the subsidy to families who don't already have the subsidy applied.

This CCS is the result of an assessment including income and activity amongst other factors.

The Federal Government also has available additional Child Care Subsidy to provide additional fee assistance to support vulnerable or disadvantaged families and children. This support recognises the preventative and protective influence of quality child care on a child's health, wellbeing and development; and the importance of continuity of care.

There are four different payments under the Additional Child Care Subsidy:

1. Additional Child Care Subsidy (child wellbeing)—to help children who are at risk of serious abuse or neglect.
2. Additional Child Care Subsidy (grandparent)—to help grandparents on income support who are the principal caregiver of their grandchildren.
3. Additional Child Care Subsidy (temporary financial hardship)—to help families experiencing financial hardship.
4. Additional Child Care Subsidy (transition to work)—to help low-income families transitioning from income support to work.

The removal off this fee subsidy will further harmonise fees and charges for long day care.

FINANCIAL IMPLICATIONS

The impact of harmonising to the lowest current fee of \$125 would have a negative impact of \$488,000 and increase the current operating deficit.

The impact of harmonising to the middle fee of \$130 would have a very minor negative impact of \$4.2k to the current operating deficit. This fee would increase the cost for some families, reduce the cost for others and have no impact for the majority of users of the service.

The impact of harmonising to the highest fee of \$135 would have a significant positive financial impact increasing revenue by \$479k. This change has the highest financial impact to families that currently pay less than \$135. This will be an increase of \$5 in most cases and \$10 in others.

ATTACHMENTS

1. Children's Services Review - Presentation to Councillors - *Confidential*
2. Placement, Enrolment, Orientation & Attendance Protocol
3. [↓](#) Fees and Charges Protocol



Fees and Childcare Subsidy

DOCUMENT PROFILE

Title	Fees and Child Care Subsidy
Summary	This protocol aims to provide a clear framework for Inner West Council Children Services around fees and childcare subsidy. A clear framework assists services to adhere to all Laws and Regulations and give families clear guidelines around their responsibilities.
Background	<i>"Well-documented policies and procedures, well-maintained records, shared values, clear direction and reflective practices enable the service to function as a learning community."</i> Australian Children's Education and Care Quality Authority (ACECQA). (2019). <i>Quality Area 7 – Governance and Leadership</i> . Retrieved from https://www.acecqa.gov.au/nqf/national-quality-standard/quality-area-7-governance-and-leadership
Protocol Type	Operational
Relevant Strategic Plan Objective	Nil
Relevant Council References	Inner West Council Fees, Childcare Benefit and Childcare Rebate (Marrickville Branch) Inner West Council 5.5 Holding Deposits (Leichhardt Branch) Inner West Council 5.4 Childcare benefit (Leichhardt Branch) Inner West Council 5.3 Payment of Fees (Leichhardt Branch) Inner West Council 5.13 Fees-Illness/Absence (Leichhardt Branch)
Main Legislative Or Regulatory Reference	Education and Care Services National Regulations 2011 Education and Care Services National Law ACECQA National Quality Standards
Applicable Delegation Of Authority	As per delegation's register
Other External References	Nil
Attachments	Nil
Record Notes	Internal Document
Version Control	See last page

Document:	Fees and Childcare Subsidy	<i>Uncontrolled Copy When Printed</i>	
Custodian:	Children's Services	Version #	Version 01
Approved By:	Senior Manager Children's Services	Location:	Children's Services
Adopted By:	Children's Services	Publish Location	03.Service Operations
Adopted Date:	March 2020	Next Review Date	Term 3 2021

1. PURPOSE

The purpose of this protocol is to assist Inner West Council Children Services around fees and childcare subsidy payments, ensuring the effecting governing of quality services.



2. OBJECTIVE

The Fees and Childcare Subsidy Protocol will assist the Approved Provider and Delegates, Nominated Supervisors, Coordinators and all Educators to:

- Meet Education and Care Services National Regulations (99, 232 - 236) and Law
- Comply with relevant regulatory and legislative requirements regarding fees and childcare subsidy in Inner West Council Children and Family Services
- Meet National Quality Standard 7.1, Governance supports the operation of a quality service
- Enable Educators and Staff understand the national law and regulations and responsibilities around fees and childcare subsidy for families utilising their services

3. SCOPE

This protocol applies to all Inner West Council Children's Services Staff, Education and Care Service Approved Providers and Delegates, Nominated Supervisors, Coordinators and Educators.

4. DEFINITIONS

ACECQA – Australian Children's Education & Care Quality Authority
 NQF – National Quality Framework
 NQS – National Quality Standard
 LDC – Long Day Care
 OOSH – Out of School Hours Care
 IWC – Inner West Council

5. PROTOCOL STATEMENT

Inner West Council Children's Services are committed to maintaining the wellbeing and protection of children and families whilst attending Inner West Council Education and Care settings.

6. PROTOCOL

Bond

- A bond will be taken at the time the placement is offered and accepted
- The bond is non-refundable if the placement does not commence or should the family change their mind after payment has been accepted.
- Refund of the bond will only occur once the child's position has been formally terminated from Council's and the Commonwealth Government's systems and the child has attended their last day at the centre, provided fees are up-to-date and; parents follow termination guidelines as outlined in the Placement, Enrolment & Orientation protocol
- It is the Financial Officer's responsibility to ensure organisation of refund – subject to approval by Inner West Council Finance Department
- The timeframe for a refund may be up to 8 weeks and can be influenced by delays with Department of Human Services – Centrelink
- The amount of bond is determined by the child's attendance pattern

Enrolment Fees

- Enrolment fee is
 - Payable before commencement of care
 - Non-refundable
 - Applicable per child

Childcare Fees

- Fees are required to be paid for all days of enrolment at the beginning of the child's attendance pattern each week
- Fees must always be paid up to date
- Fees are calculated on child's attendance pattern
- Fees can be paid through BPAY and EFTPOS payment facility when available. Cash cannot be accepted at any time for reasons of security



- Services are required to provide a Statement of Entitlement to families fortnightly outlining fees, usage and childcare subsidy
- Fees are subjected to changes and reviews within the Inner West Council
- Occasional Care fees must be paid prior to attendance in care. Fees are not to be paid in arrears in Occasional Care at any time
- The parent/guardian who is claiming child care subsidy is responsible for paying fees
- Fees are due for days absent in all services, except in Occasional Care, where a cancellation fee is payable
- Late collection of children – fees apply, see Late Collection of Children Protocol

Holiday Periods

- No fees are payable during the annual services shut down period
- Fees are due for any public holidays that fall on the child's normal day of attendance, except in the Occasional Care Services, as service costs continue to be incurred on these days
- Please note these public holidays are counted as absences, however Childcare Subsidy does apply
- Parents must notify the service of any holiday period the child will not be attending – please note Childcare Subsidy cannot be paid if a child will be absent for more than 14 weeks
- Full fees are to be paid before departure on holidays, or an arrangement to be made with Service Coordinator prior to departure – if payment lapses for more than 2 weeks the placement will be deemed to be vacant and re-allocated.
- No fee is payable during the annual services' shut down period
- All services will be closed on Public Holidays

Child Care Subsidy (CCS)

- Inner West Education and Care Services are an approved child care provider and families enrolled with our services are eligible to receive Child Care Subsidy.
- Child Care Subsidies are payments or subsidies to assist families with the costs of child care and will be paid to the service fortnightly
- Families who receive subsidies are also responsible for paying fees to the service. Subsidies are paid to the service via Inner West Council on behalf of the Commonwealth Government
- Parents/Guardians must:
 - Apply for Child Care Subsidy if they wish to claim payments from Centrelink
 - Refer to the Commonwealth's **Services Australia** for more information
 - Provide accurate details around income and activity levels when applying for CCS
 - Accurately sign children in/out of care to show attendance. No attendance records will be submitted without accurate sign in/out data and CCS cannot be claimed in these cases
 - Check 'Statement of Entitlement' on a fortnightly basis to ensure details are correct
 - Provide Customer Reference Numbers to the service upon enrolment for both the claiming parent/guardian and child/ren enrolling
- Families can review their regular subsidy statements via their parent portal. These statements are a record of attendance and payments.

Absences

- Child Care Subsidy is paid for up to 42 absences for each child per financial year and cannot be paid for absences on first or last day of attendance
- Child Care Subsidy enrolment will be ceased for any children who are absent from care for 14 weeks in a row
- Once all 42 absences days have been used, Child Care Subsidy can only be paid when absences are taken for illness with a medical certificate, periods of local emergency and exceptional circumstances at the Government's discretion
- Fees are due for days absent in all services, except in Occasional Care, where a cancellation fee is payable



- Parents are expected to keep sick children at home in all services and are required to notify the service (preferably by 9am) that their child is ill and will not be attending on that day. This is a requirement if the child is suffering from diarrhoea, vomiting, high temperature or any infectious condition or contagious disease

Overdue Fees

- Childcare fees are considered overdue if payment is not received, and fees are one week in arrears.
- As per Council's Fees and Charges, a late payment fee will be added to the invoice where fees are overdue
- Any family consistently in arrears one month or more at any time may have their outstanding payments referred to the debt collection service and provision of childcare may be withdrawn with minimum notice

Financial Hardship and additional support

- Under extenuating circumstances, and at the discretion of the Service Co-ordinator in conjunction with the Operations Manager, an agreed payment plan of additional fee payments can be negotiated to bring fees up to date within a maximum of 3 months (in the centre based services excluding Occasional Care). A copy of any agreed schedule of catch up payments is to be provided in writing to the Financial Officer by the Service Co-ordinator. This is to be signed and dated by the parent as well as the Service Co-ordinator.
- If full payment of outstanding fees has not been received by the due date, or the agreed payment schedule is not adhered to at any time, the Operations Manager will be made aware and issue a letter requiring payment of outstanding fees, with the date of intended termination of the placement. A copy of this letter will be kept on the child/family file at the service.
- If necessary, the Manager will visit the service on that date to assist in implementing the termination if fees are not paid.
- In the event a family is experiencing financial hardship (or meet other criteria that requires financial support), Additional Child Care Subsidy (ACCS) can be accessed by families attending all services approved for Child Care Subsidy. All applications are assessed by Centrelink. The amount payable and length of time the additional subsidy is paid for depends on varying circumstances and criteria. Families can speak with the Service Co-ordinator or Financial Officer for further information or go to the link below:

<https://www.servicesaustralia.gov.au/individuals/services/centrelink/additional-child-care-subsidy>

7. RESPONSIBILITIES

The Nominated Supervisor, Coordinator, Children's Services Staff and Educators have a responsibility to:

- Comply with Council policies and related procedures
- Comply with Children's Services Protocols and Procedures
- Ensure Families are aware of their rights and responsibilities paying child care fees and accessing child care subsidy
- Assist Families to access Education and Care Services

8. ASSOCIATED PROCEDURES

- Placement, Enrolment and Orientation
- Governance and Management
- Privacy and Records

Version Control - PROTOCOL HISTORY:

Governance Use only:



Version	Amended By	Changes Made	Date
1		Merged legacy protocols	February 2020
2	Senior Manager Children's Services	Consistency of terminology Updated information for parent portal	July 2020
3	Senior Manager Children's Services	Updated information re additional support and hardship	September 2020