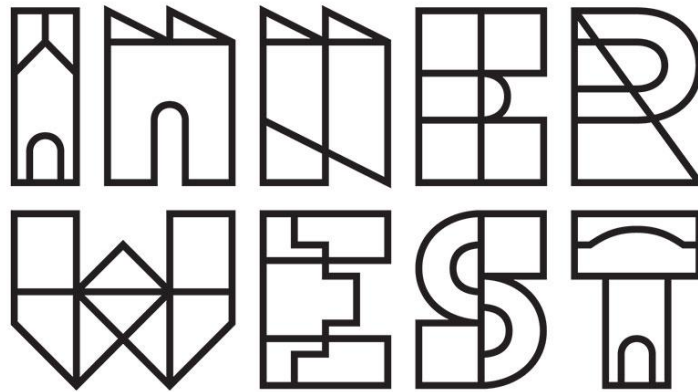


SUPPLEMENTARY AGENDA 2

Distributed on 8 June 2021



COUNCIL MEETING

TUESDAY 8 JUNE 2021

6.30pm

MEETING AGENDA – PRECIS SUPPLEMENTARY ITEMS

The following reports appear as late items as information required for the preparation of the reports was not available at the time of distribution of the Business Paper.

1 Mayoral Minutes

ITEM	Page
C0621(1) Item 28 Mayoral Minute: De-amalgamation and the NSW Electoral Commission	3
C0621(1) Item 29 Mayoral Minute: Changes to administration of Callan Park	4
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Item No: C0621(1) Item 28
Subject: MAYORAL MINUTE: DE-AMALGAMATION AND THE NSW ELECTORAL COMMISSION
From: The Mayor, Councillor Darcy Byrne

MOTION:

THAT Council:

1. Requests that the NSW Electoral Commission draft the question on whether the Inner West local government area should be de-amalgamated, which will then be used in the poll of electors on the day of the 2021 NSW local government elections, being Saturday, 4 September 2021; and
2. Requests and provides funding to the NSW Electoral Commission or the Australian Electoral Commission to prepare unbiased, non-partisan information for local citizens regarding the poll question, which is to be provided to residents prior to the commencement of voting.

Background

Council resolved in part on 24 May 2021:

2. Pursuant to section 14 of the *Local Government Act 1993* (NSW):

- a) Take a poll of electors on the question of whether the Inner West local government area should be de-amalgamated, so as to restore the former local government areas of Ashfield, Leichhardt and Marrickville; and
- b) Hold the poll on the day of the 2021 NSW local government elections, being Saturday, 4 September 2021 or such later or other day as may subsequently be proclaimed.

ATTACHMENTS

Nil.

Item No: C0621(1) Item 29
Subject: MAYORAL MINUTE: CHANGES TO ADMINISTRATION OF CALLAN PARK
From: The Mayor, Councillor Darcy Byrne

MOTION:

THAT Council:

1. Notes the correspondence from Friends of Callan Park in regards to the changes to the ownership and administration of Callan Park (See Attachment 1);
 2. Seeks legal advice on the recent changes to the ownership and administration of Callan Park, and what development and commercial activities could be conducted under the Centennial Park and Moore Park Trust Act that are not allowed under the Callan Park Act; and
 3. Reports this legal advice to the next Ordinary Council meeting.
-

ATTACHMENTS

1. [↓](#) Correspondence from Friends of Callan Park



FRIENDS OF CALLAN PARK
PO Box 238
ROZELLE NSW 2039

www.callanpark.com
focp.admin@gmail.com

3 June 2021

Councillor D Byrne, Councillor R Porteous, Councillor J Stamolis
Inner West Council

Dear Councillors Byrne, Porteous and Stamolis,

**REQUEST FOR LEGAL ADVICE ON CHANGES TO
THE OWNERSHIP & ADMINISTRATION OF CALLAN PARK**

We are writing to you as the elected representatives of the Ward of the Inner West Council in which Callan Park falls. The state government has recently enacted changes to the ownership and administration of Callan Park which appear not to be in the interests of Callan Park itself and contrary to the Callan Park (Special Provisions) Act 2002.

These changes have been made without any public consultation – certainly not with the community and in all likelihood without informing or consulting Council. Do you know if Council was made aware of these changes as detailed below? We discovered these changes in the course of our own initiated inquiries.

Essentially the changes hive off 38 hectares or 62% of Callan Park and transfer its ownership and administration to the Centennial Park Trust. In turn Centennial Park Trust has been placed under the control of the Greater Sydney Parklands – a body without any legislated standing or authority.

The power to do much of this appears to rely on the section of the Callan Park (Special Provisions) Act 2002 Section 5 (2) states that The Governor may, by proclamation, vest Callan Park for an estate in fee simple in a statutory body representing the Crown that is subject to the direction and control of the Minister. This section in our view refers to the whole of Callan Park not parts of the site and the intention in the Act is that the Trust referred to shall be a site-specific Trust. Section 6.4 of the Act may also be relevant to the legality of the Minister's actions.

The details of this new arrangement are in the Callan Park (Special Provisions) (Vesting of Land) Proclamation 2020 which was signed by Margaret Beazley, Governor of NSW on 16 December 2020. (see attached)

We have been informed that if there is a differing view between the Centennial Park Trust and the Callan Park (Special Provisions) Act 2002, that the Act overrides the Trust. We are seeking to obtain confirmation of this opinion in writing.

FRIENDS OF CALLAN PARK 1998 – 2021

22+ YEARS OF COMMUNITY ACTIVISM • ADVOCACY • ACHIEVEMENT

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We appeal to you to request Inner West Council to seek legal advice from expert counsel as to whether these recent steps are legal and can be successfully challenged in the courts.

Callan Park, as you know, is a unique site that demands holistic management by a site-specific, standalone Trust combining heritage, mental health and parkland management expertise with First Nations and independent local representation.

This was the recommendation of the Master Plan 2011 which was adopted unanimously by the former Leichhardt Council and is in our view still valid.

Hopefully you can convince your colleagues to seek this legal advice as a matter of some urgency.

Yours for Callan Park



Hall Greenland
President

CC: Hon Jamie Parker, Member for Port Jackson
Mr Peter Gainsford, General Manager, Inner West Council

Attachments:

Callan Park (Special Provisions) Act 2002
Callan Park (Special Provisions) (Vesting of Land), Proclamation 2929 18 Dec2020
18578D gazettal plan 2

FRIENDS OF CALLAN PARK 1998 – 2021
22+ YEARS OF COMMUNITY ACTIVISM • ADVOCACY • ACHIEVEMENT
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CALLAN PARK (SPECIAL PROVISIONS) ACT 2002

Explanatory note

Overview of Bill

The objects of this Bill are:

- (a) to ensure that the whole of Callan Park remains in public ownership, and
- (b) to ensure the preservation of the areas of open space at Callan Park that were in existence immediately before the commencement of this Act, and that extend to and include the foreshore of Iron Cove on the Parramatta River, and
- (c) to allow public access to that open space, including that foreshore, for public recreational purposes of both an active and a passive nature, and
- (d) to preserve the heritage significance of Callan Park, including its historic buildings, gardens and other landscape features, and
- (e) to impose appropriate controls on the future development of Callan Park.

Outline of provisions

Clause 1 sets out the name (also called the short title) of the proposed Act.

Clause 2 provides for the commencement of the proposed Act on the date of assent.

Clause 3 defines Callan Park by reference to a lot in a Deposited Plan.

Clause 4 declares the objects of the proposed Act, which are listed above in the Overview.

Clause 5 prohibits the sale or other alienation, or the encumbering, of Callan Park or any part of it, but allows it to be vested in a statutory body representing the Crown that is subject to the direction and control of the Minister administering the proposed Act.

Clause 6 allows a lease or licence to be granted of a building or land within Callan Park, but only with the consent of the Minister and after the main terms of the lease or licence have been subject to public scrutiny and comment. Management agreements may be entered into subject to parallel restrictions with the local council or a body established particularly for the purpose.

Clause 7 restricts development at Callan Park. Health and aged care facilities or educational or community facilities are allowed with development consent, but buildings (except temporary structures) must be confined to the footprints of existing buildings and no increase in total floor space is allowed.

Clause 8 provides that regulations under the proposed Act may set up a community consultation committee for Callan Park.

Clause 9 provides that the proposed Act does not affect the application of the *Heritage Act 1977* to Callan Park.

Clause 10 allows the Governor-in-Council to make regulations for the purposes of the proposed Act.

Clause 11 prevents the proposed Act from affecting rights conferred by any easement, lease or licence that was in force immediately before the proposed Act commences.

Callan Park (Special Provisions) Act 2002

Table of Acts *Callan Park (Special Provisions) Act 2002* No 139. Introduced to Parliament 24 October 2002; passed Parliament 11 December 2002; Assented to 24.12.2002. Date of commencement, assent, sec 2.

1

Long Title

An Act to preserve the public ownership of Callan Park; to protect its current features and restrict its future use; and for other purposes.

1 Name of Act

This Act is the *Callan Park (Special Provisions) Act 2002*.

2 Commencement

This Act commences on the date of assent.

3 Definitions

In this Act:

"**Callan Park**" means the land at Rozelle comprised in Lot 1, Deposited Plan 807747, including all structures that are fixtures on that land.

"**development**" has the same meaning as in the *Environmental Planning and Assessment Act 1979*.

"**environmental planning instrument**" has the same meaning as in the *Environmental Planning and Assessment Act 1979*.

4 Objects of Act

The objects of this Act are:

- (a) to ensure that the whole of Callan Park remains in public ownership and subject to public control, and
- (b) to ensure the preservation of the areas of open space at Callan Park that were in existence immediately before the commencement of this Act, and that extend to and include the foreshore of Iron Cove on the Parramatta River, and
- (c) to allow public access to that open space, including that foreshore, for public recreational purposes of both an active and a passive nature, and
- (d) to preserve the heritage significance of Callan Park, including its historic buildings, gardens and other landscape features, and
- (e) to impose appropriate controls on the future development of Callan Park.

5 Callan Park not to be sold or otherwise disposed of

- (1) The sale, transfer, lease or other alienation, and any mortgage or other encumbrance, of Callan Park, or any part of Callan Park, is prohibited, except as provided by this Act.
- (2) The Governor may, by proclamation, vest Callan Park for an estate in fee simple in a statutory body representing the Crown that is subject to the direction and control of the Minister.

6 Leases, licences and management agreements

- (1) A lease of, or a licence allowing the use of:
 - (a) a building or part of a building within Callan Park, and of any adjoining land needed to enable the use of the building or part of the building, or
 - (b) any land within Callan Park,may be granted with the consent of the Minister.
- (2) The term of any such lease or licence, including the term of any further lease or licence that may be granted under an option for renewal of the lease or licence, must not exceed 10 years.
- (3) However, subsection (2) does not prevent leases or licences being granted for terms of, or successive terms totalling, more than 10 years if:
 - (a) a notice stating the name of the proposed lessee or licensee, the main purpose of the proposed lease or licence and details of the proposed term and any proposed optional terms, has been tabled in each house of Parliament, and
 - (b) resolutions have been passed by each House confirming the proposal for the term or terms, or no resolution has been passed by either House disallowing the proposal for the term or terms within 15 sitting days after the notice was tabled in that House.
- (4) The care, control and management of Callan Park, of any building at Callan Park or of any part of either of them may be contracted out with the consent of the Minister but only to:
 - (a) the council of the local government area in which Callan Park is situated, or
 - (b) a trust prescribed by the regulations, if the trust has agreed to undertake that care, control and management in accordance with the objects of this Act.
- (5) A lease or licence referred to in subsection (1), and a contract to which subsection (4) applies, must not allow a use that is not authorised by section 7 (3).
- (6) Before granting a consent under this section, the Minister must:
 - (a) cause notice of the proposal to grant the lease or licence or to enter into the contract, and a summary of the main terms of the lease, licence or contract together with details of any related proposal to deal in land located in Callan Park of which the Minister is aware, to be published in at least one Sydney metropolitan and two local newspapers circulating in the neighbourhood, and
 - (b) have regard to any written comments received in response to the notice within 30 days after the date of the last publication, and
 - (c) publish, in at least one Sydney metropolitan and two local newspapers circulating in the locality, the reasons for the decision to grant consent.
- (7) A regulation prescribing a trust for the purposes of this section takes effect on the day following the last day on which it is capable of being disallowed under section 41 of the *Interpretation Act 1987* (as modified by subsection (8)) or on such later day as may be specified in the regulation.
- (8) Despite section 41 of the *Interpretation Act 1987*, a resolution by a House of Parliament to disallow any such regulation does not have effect unless notice of the resolution is given within 15 sitting days of the House after written notice of the making of the regulation is laid before that House under section 40 of that Act.

7 Development at Callan Park restricted

- (1) The provisions of environmental planning instruments that apply to Callan Park are the provisions of those instruments that so applied immediately before the commencement of this Act, subject to this section.
- (2) The consent authority for development applications relating to land within Callan Park is the council of the local government area within which the land is situated, despite any other Act or any environmental planning instrument.
- (3) Development may be carried out at Callan Park, with development consent, for the purpose of health facilities and educational or community facilities, but development for the purpose of retirement villages is prohibited at Callan Park.
- (4) *State Environmental Planning Policy No 5—Housing for Older People or People with a Disability* does not apply to Callan Park.
- (5) Buildings must not be erected at Callan Park outside the footprints or building envelopes of the buildings that existed immediately before the commencement of this Act. However, this subsection does not prevent the erection of temporary structures.
- (6) Consent must not be granted for any development at Callan Park if the development would result in:
 - (a) less open space at Callan Park than existed immediately before the commencement of this Act, or
 - (b) an increase in the total floor area of all buildings that existed at Callan Park immediately before the commencement of this Act.
- (7) Development at Callan Park must not adversely affect the Broughton Hall Garden, Charles Moore Garden or Kirkbride Garden.
- (8) In determining a development application, the consent authority must take into consideration the objects of this Act in addition to all other matters that are required to be taken into consideration.
- (9) In this section: "**community facility**" means a facility (not being an educational facility or a health service) providing services to the community on a not-for-profit basis. "**educational facility**" means a university or any other facility providing educational services on a not-for-profit basis, but does not include a secondary school or a primary school.

8 Community consultation committee

The regulations may establish and provide for the functions and procedures of a community consultation committee for Callan Park.

9 Application of Heritage Act 1977

This Act does not affect the application of the *Heritage Act 1977* to Callan Park.

10 Regulations

- (1) The Governor may make regulations, not inconsistent with this Act, for or with respect to any matter that by this Act is required or permitted to be prescribed or that is necessary or convenient to be prescribed for carrying out or giving effect to this Act.
- (2) Sections 5 and 6 of the *Subordinate Legislation Act 1989* apply to or in respect of any regulation made under this Act in the same way as they apply to or in respect of a principal statutory rule (whether or not the regulation is a principal statutory rule within the meaning of that Act).

Callan Park (Special Provisions) Act 2002

Table of Acts *Callan Park (Special Provisions) Act 2002 No 139*. Introduced to Parliament 24 October 2002; passed Parliament 11 December 2002; Assented to 24.12.2002. Date of commencement, assent, sec 2.

4

11 Savings

This Act does not affect any easement, lease or licence that was in force immediately before the commencement of this Act or affect the granting of a further lease under an option provided for in such a lease.

Historical notes

The following abbreviations are used in the Historical notes:

Am	amended	No	number	Schs	Schedules
Cl	clause	p	page	Sec	section
Cll	clauses	pp	pages	Secs	sections
Div	Division	Reg	Regulation	Subdiv	Subdivision
Divs	Divisions	Regs	Regulations	Subdivs	Subdivisions
GG	Government Gazette	Rep	repealed	Subst	substituted
Ins	inserted	Sch	Schedule		

Table of Acts *Callan Park (Special Provisions) Act 2002 No 139*.

Second reading speech made: Legislative Assembly, 24.10.2002; Legislative Council, 13.11.2002.

Assented to 24.12.2002.

Date of commencement, assent, sec 2.

Callan Park (Special Provisions) Act 2002

Table of Acts *Callan Park (Special Provisions) Act 2002 No 139*. Introduced to Parliament 24 October 2002; passed Parliament 11 December 2002; Assented to 24.12.2002. Date of commencement, assent, sec 2.

5



Callan Park (Special Provisions) (Vesting of Land) Proclamation 2020

under the

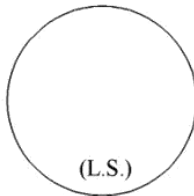
Callan Park (Special Provisions) Act 2002

MARGARET BEAZLEY, Governor

I, the Honourable Margaret Beazley AC QC, Governor of New South Wales, with the advice of the Executive Council, and under section 5 of the *Callan Park (Special Provisions) Act 2002*, make the following Proclamation.

Signed and sealed at Sydney, this 16th day of December 2020.

By Her Excellency's Command,



ROB STOKES, MP

Minister for Planning and Public Spaces

GOD SAVE THE QUEEN!

Explanatory note

The object of this Proclamation is to vest the part of Callan Park described in the map titled "locality plan" deposited in the office of the Centennial Park and Moore Park Trust for an estate in fee simple in the Centennial Park and Moore Park Trust.

Callan Park (Special Provisions) (Vesting of Land) Proclamation 2020 [NSW]

Callan Park (Special Provisions) (Vesting of Land) Proclamation 2020

under the

Callan Park (Special Provisions) Act 2002

1 Name of Proclamation

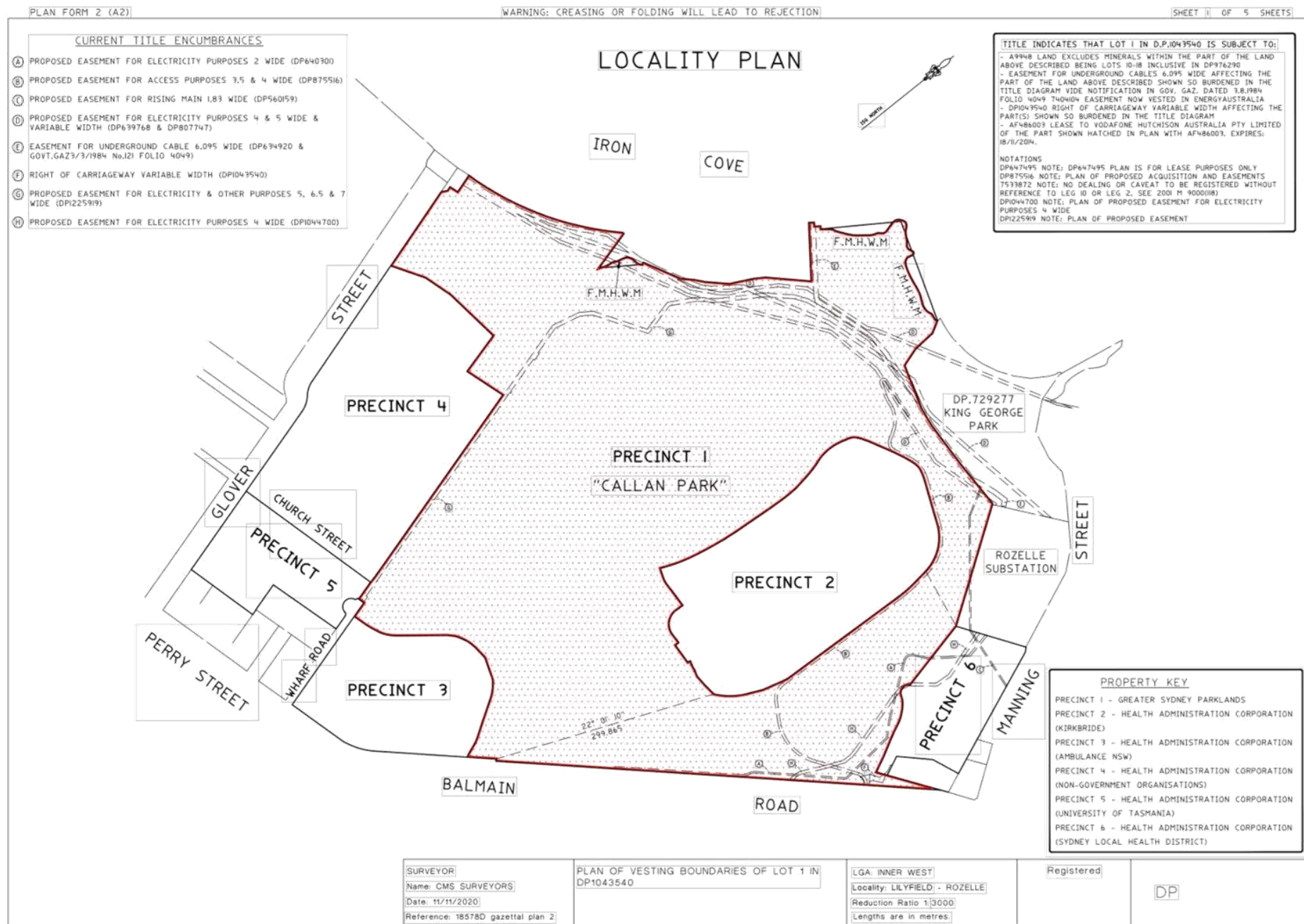
This Proclamation is the *Callan Park (Special Provisions) (Vesting of Land) Proclamation 2020*.

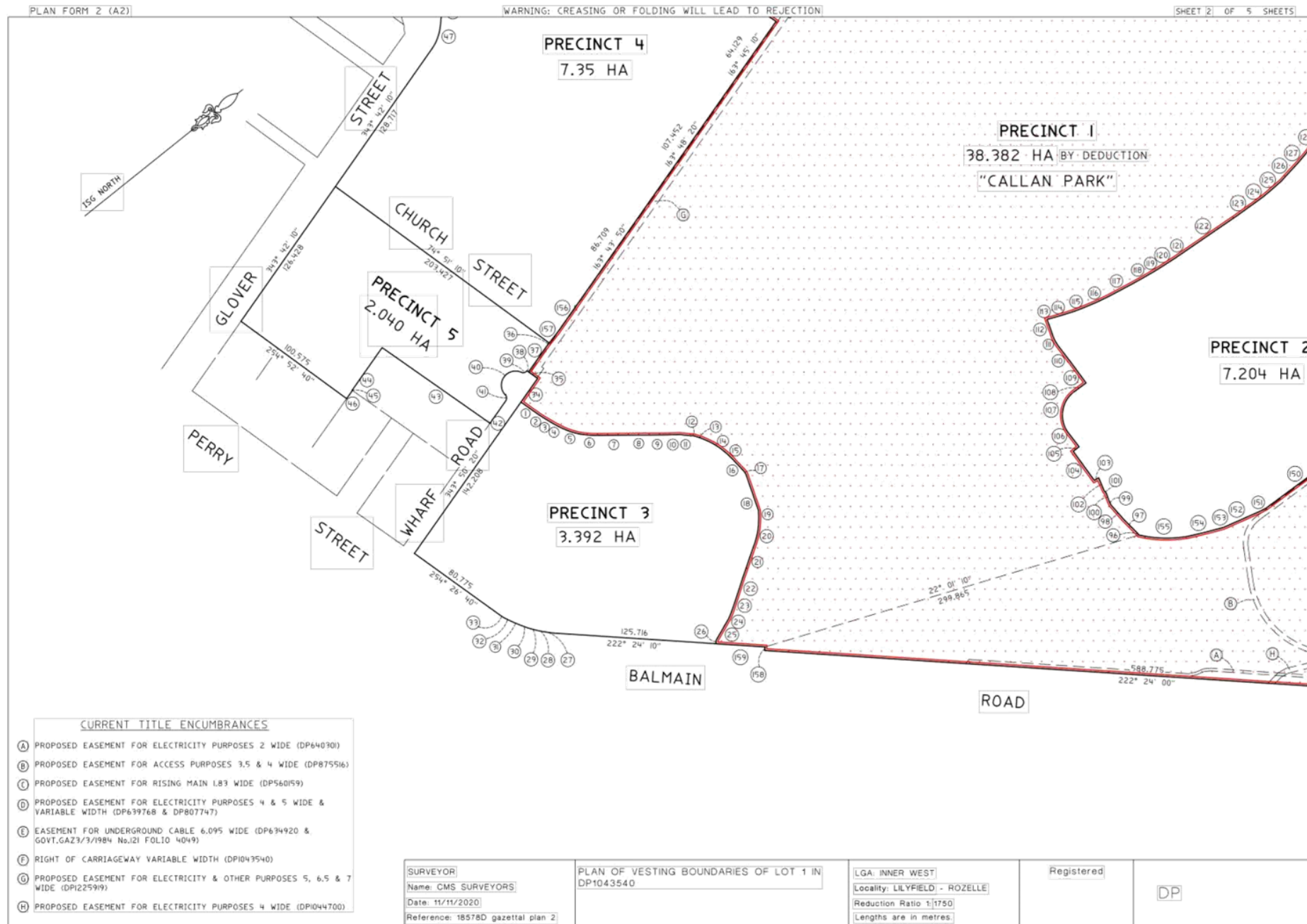
2 Commencement

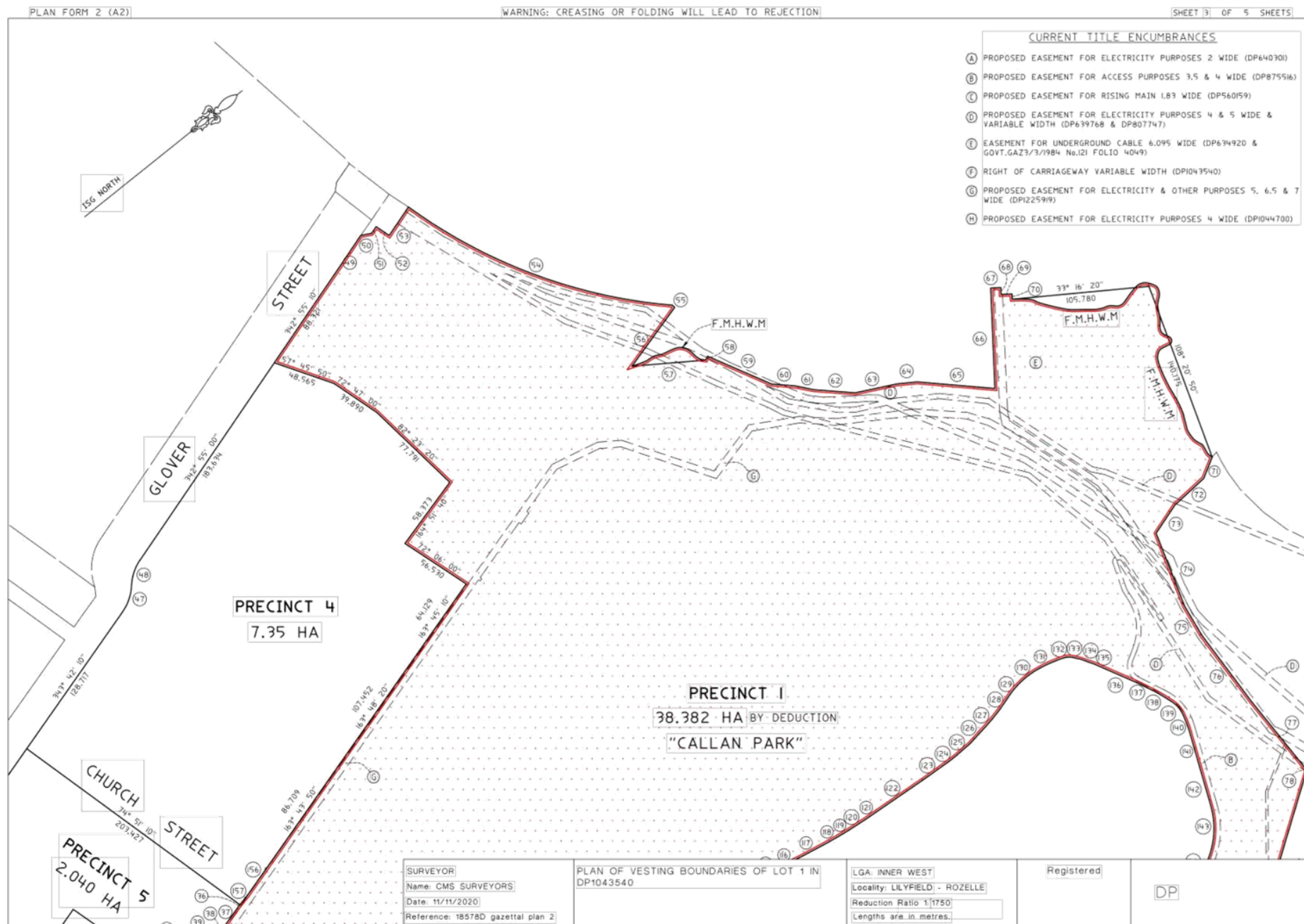
This Proclamation commences on the day on which it is published on the NSW legislation website.

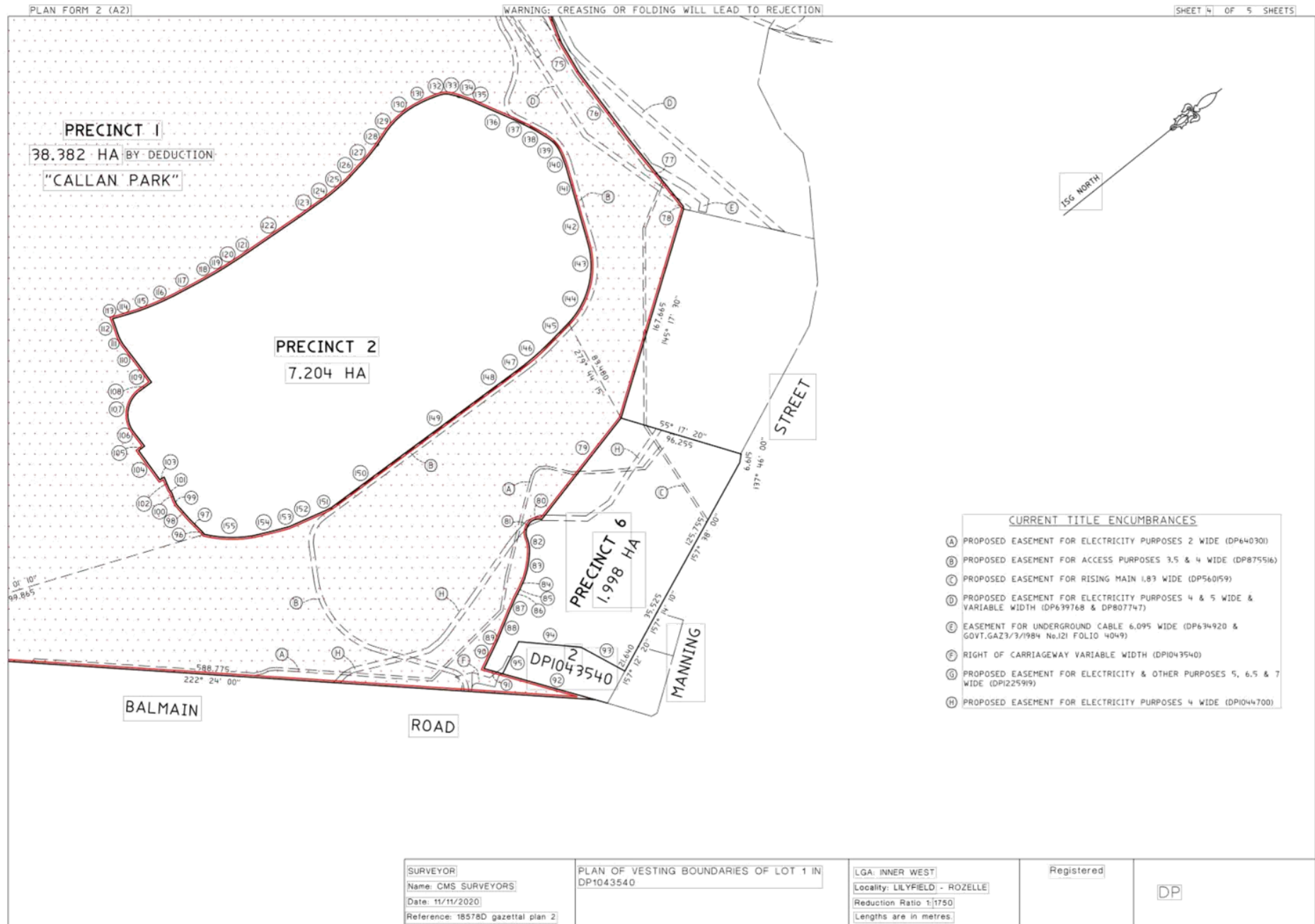
3 Vesting of Callan Park in fee simple

For the purposes of section 5(2) of the *Callan Park (Special Provisions) Act 2002*, the land labelled “precinct 1 “Callan Park””, as shown bounded in red and filled with red dots on the “locality plan” map and deposited in the office of the Centennial Park and Moore Park Trust is vested as an estate in fee simple in the Trust.









PLAN FORM 2 (A2)

WARNING: CREASING OR FOLDING WILL LEAD TO REJECTION

SHEET 5 OF 5 SHEETS

LINE AND CURVE TABLE				
No.	BEARING	DISTANCE	ARC	RADIUS
1	73°58'50"	17.305	-	-
2	72°18'40"	3.715	-	-
3	69°20'30"	6.805	-	-
4	66°23'20"	10.915	10.920	98.915
5	55°42'40"	13.967	14.005	53.615
6	42°07'00"	14.090	14.110	73.040
7	38°14'00"	22.370	-	-
8	38°15'00"	15.435	15.435	932.535
9	38°11'40"	13.385	-	-
10	37°22'40"	10.765	-	-
11	45°01'40"	8.670	-	-
12	42°23'50"	2.205	2.220	5.200
13	60°37'50"	15.656	15.685	72.760
14	73°26'10"	11.056	11.075	514.80
15	82°36'20"	10.196	10.205	74.575
16	85°18'20"	8.900	-	-
17	95°38'30"	6.362	6.440	11.775
18	109°40'00"	27.900	-	-
19	130°01'50"	14.052	14.080	64.595
20	163°27'30"	14.518	14.550	62.465
21	167°43'20"	25.150	-	-
22	146°38'00"	17.985	-	-
23	167°30'50"	10.405	-	-
24	167°30'50"	10.405	-	-
25	158°41'00"	19.425	-	-
26	132°25'30"	2.580	-	-
27	227°07'00"	7.060	-	-
28	229°31'00"	4.705	-	-
29	233°39'00"	7.055	-	-
30	238°41'00"	7.055	-	-
31	241°43'00"	7.055	-	-
32	244°36'00"	6.730	-	-
33	252°35'00"	3.695	-	-
34	343°50'15"	22.26	-	-
35	253°50'15"	8.51	-	-
36	167°13'35"	1.515	-	-
37	163°50'15"	25.840	-	-
38	253°50'15"	1.550	-	-
39	203°27'00"	4.470	4.845	3.505
40	163°53'05"	21.230	29.765	10.820
41	124°05'00"	4.485	4.865	3.505
42	163°50'15"	21.140	-	-
43	253°40'40"	101.225	-	-
44	163°43'05"	40.01	-	-
45	73°41'00"	0.250	-	-

LINE AND CURVE TABLE				
No.	BEARING	DISTANCE	ARC	RADIUS
46	163°55'00"	7.740	-	-
47	327°30'15"	21.350	21.64	38.02
48	327°04'50"	20.810	21.08	38.02
49	342°38'00"	30.125	-	-
50	27°38'00"	8.615	-	-
51	342°38'00"	6.095	-	-
52	72°38'00"	12.190	-	-
53	342°38'00"	26.475	-	-
54	59°05'00"	216.750	219.460	402.335
55	79°10'00"	2.425	-	-
56	164°36'20"	56.005	-	-
57	33°53'00"	57.060	-	-
58	332°11'00"	3.220	-	-
59	62°11'20"	53.945	-	-
60	42°59'00"	17.910	-	-
61	49°59'50"	14.775	-	-
62	43°03'40"	31.955	-	-
63	26°34'20"	32.905	-	-
64	33°01'00"	15.725	-	-
65	43°34'15"	60.090	-	-
66	306°16'25"	77.440	-	-
67	36°16'00"	7.780	-	-
68	126°16'00"	5.305	-	-
69	36°16'00"	8.350	-	-
70	126°16'00"	4.020	-	-
71	150°19'00"	17.645	-	-
72	175°56'40"	30.175	-	-
73	162°17'00"	26.150	-	-
74	107°20'40"	60.350	-	-
75	97°59'00"	26.150	-	-
76	91°47'40"	63.980	-	-
77	89°42'40"	66.465	-	-
78	123°55'00"	2.015	-	-
79	346°44'10"	98.800	-	-
80	26°45'00"	8.413	8.700	9.750
81	322°47'50"	12.793	13.580	11.415
82	299°37'30"	12.120	12.245	24.865
83	319°17'40"	19.517	19.585	68.080
84	332°42'00"	8.445	-	-
85	336°02'00"	1.855	-	-
86	335°42'40"	6.380	-	-
87	332°31'40"	10.775	-	-
88	331°17'10"	14.560	-	-
89	331°18'20"	11.440	-	-
90	334°20'10"	22.605	-	-

LINE AND CURVE TABLE				
No.	BEARING	DISTANCE	ARC	RADIUS
91	234°18'30"	14.830	-	-
92	54°18'30"	73.715	-	-
93	247°12'20"	38.540	-	-
94	223°42'20"	48.000	-	-
95	155°12'20"	27.585	-	-
96	91°47'30"	1.785	-	-
97	83°35'20"	14.545	-	-
98	87°11'30"	14.945	-	-
99	100°19'10"	3.255	-	-
100	108°46'10"	6.860	-	-
101	88°29'00"	2.370	-	-
102	105°15'30"	10.800	-	-
103	8°03'00"	3.850	-	-
104	92°41'20"	27.575	-	-
105	180°51'40"	5.690	-	-
106	91°12'10"	13.880	-	-
107	137°35'00"	31.820	35.295	22.610
108	181°54'10"	11.075	-	-
109	92°16'50"	19.515	-	-
110	91°07'10"	15.295	-	-
111	101°29'30"	11.175	11.235	31.630
112	108°59'20"	11.725	-	-
113	203°40'50"	6.275	-	-
114	202°10'00"	8.530	-	-
115	198°50'20"	17.869	17.875	165.210
116	193°52'00"	18.805	18.810	222.365
117	190°41'50"	19.846	19.845	1527.495
118	189°01'40"	17.696	17.695	393.540
119	187°37'00"	6.175	-	-
120	185°54'10"	14.130	14.130	454.645
121	184°32'10"	6.715	-	-
122	184°10'50"	50.555	50.555	124.700.775
123	183°07'20"	18.501	18.500	603.005
124	180°24'40"	14.535	14.540	137.610
125	177°32'20"	10.465	-	-
126	170°57'50"	10.560	-	-
127	169°05'10"	24.648	24.665	192.420
128	163°16'50"	10.815	-	-
129	166°29'20"	11.355	11.375	53.915
130	180°58'20"	22.434	22.535	68.835
131	194°08'00"	14.325	14.340	84.820
132	200°48'20"	7.483	7.495	41.025
133	222°30'10"	6.563	6.620	14.880
134	231°12'50"	4.600	-	-
135	238°13'30"	11.530	-	-

LINE AND CURVE TABLE				
No.	BEARING	DISTANCE	ARC	RADIUS
136	242°18'10"	35.000	-	-
137	244°47'40"	8.655	-	-
138	248°10'00"	21.930	21.955	138.510
139	266°55'10"	13.503	13.690	23.795
140	287°44'40"	14.176	14.185	112.175
141	292°37'30"	28.255	-	-
142	292°36'10"	31.030	-	-
143	307°47'40"	33.404	33.795	63.885
144	337°21'10"	31.977	32.325	63.600
145	353°05'50"	21.855	-	-
146	357°09'10"	25.961	25.985	172.210
147	1°46'20"	9.565	-	-
148	2°19'20"	31.510	-	-
149	2°12'40"	75.650	-	-
150	2°13'50"	66.515	-	-
151	11°10'40"	4.650	-	-
152	14°41'30"	30.665	-	-
153	20°12'00"	1.535	-	-
154	24°37'20"	26.518	26.520	694.690
155	40°00'50"	38.285	38.550	94.605
156	163°51'00"	33.945	-	-
157	167°13'40"	10.095	-	-
158	312°24'00"	2.735	-	-
159	222°24'10"	37.805	-	-

SURVEYOR
Name: CMS SURVEYORS
Date: 11/11/2020
Reference: 18578D gazettal plan 2

PLAN OF VESTING BOUNDARIES OF LOT 1 IN
DP1043540

LGA: INNER WEST
Locality: LILYFIELD - ROZELLE
Reduction Ratio 1:
Lengths are in metres.

Registered

DP

Item No: C0621(1) Item 30
Subject: MAYORAL MINUTE: PEDESTRIAN SAFETY AT CAMPBELL ST PETERS
From: The Mayor, Councillor Darcy Byrne

MOTION:

THAT Council:

1. Notes the letter from Ron Hoenig, MP, Member for Heffron, in regards to pedestrian safety on Campbell Street, St Peters (See Attached);
2. Writes to the Minister for Transport requesting that a school zone be installed along Campbell Street, St Peters as a matter of urgency; and
3. Places the issue of pedestrian safety on Campbell Street, St Peters, on the agenda of Council's next Local Traffic Committee.

ATTACHMENTS

1. [↓](#) Correspondence from Ron Hoenig, MP, Member for Heffron



LEGISLATIVE ASSEMBLY

14 May 2021

Mr Peter Gainsford
General Manager
Inner West Council
7-15 Wetherill Street
LEICHARDT NSW 2040

By email: council@innerwest.nsw.gov.au

Dear Mr Gainsford,

I write urgently in relation to pedestrian safety on Campbell Street, St Peters. I have written previously to the Mayor and Council regarding these same matters and enclose those letters for your information.

You may be aware that a major near-miss occurred at that location this week, when two girls cycling to school were nearly killed by a heavy vehicle which ran a red light as they were crossing Campbell Street at the intersection of St Peters Street.

As you would be aware, Campbell Street St Peters was widened to four lanes as part of the Westconnex project, and would function as the principal route of access to the inner west from the St Peters Interchange. Before that project had even been completed, both myself and the then Principal of St Peters Public School and were concerned about the risk to the safety of St Peters Public School students this would present, given the expected increase in traffic the widening would generate.

At that time, I wrote to the Council requesting that its Traffic Committee consider the importance of a school zone on Campbell Street, which was agreed to pending the completion of the road widening.

Since that time both Council and myself have been met with nothing more than bureaucratic intransigence from the NSW Government and its transport agencies, who have rejected the request for a school zone on a technicality.

Late last year I wrote to the Minister suggesting that, if TfNSW would not agree to a school zone, then the speed limit simply be lowered to 40km/h permanently. I enclose a letter recently received from the Parliamentary Secretary for Transport rejecting both the school zone and a lowered speed limit.

It is obvious to all parties involved, excepting the NSW Government's transport authorities, that the risk to student safety is not merely theoretical, but is very real and ongoing as long as appropriate road safety measures are not enacted at that location. That view is confirmed by this week's events.

Electorate Office: Shop 117, 747 Botany Rd, Rosebery, NSW 2018
Mail: PO Box 222, Rosebery NSW 1445
Phone: (02) 9699 8166 Fax: (02) 9699 8222 Email: Heffron@parliament.nsw.gov.au
www.ronhoenig.net

I am very grateful to the Mayor and Council's assistance on this issue in the past and I acknowledge that Council has always agreed that a school zone is warranted at that location. It should not take near-death, let alone an actual death, to motivate some response from Transport for NSW.

I would be most grateful if the issue of a school zone or lowered speed limit, and associated pedestrian safety initiatives, could be once again placed upon the agenda of the Traffic Committee for its urgent attention.

May you please consider these matters and provide me with a response at your earliest convenience.

Yours sincerely,



Ron Hoenig MP
Member for Heffron



Ms Eleni Petinos MP
Parliamentary Secretary for Transport and Roads

Our Ref: 01211241

Mr Ron Hoenig MP
Member for Heffron
PO Box 222
ROSEBERY NSW 1445

Dear Mr Hoenig

Thank you for your correspondence to the Minister for Transport and Roads on behalf of the St Peters Public School community, about the speed limit on Campbell Street, St Peters. The Minister has asked me to respond on his behalf.

I note your comments about the lack of a school zone on Campbell Street. Transport for NSW typically provides 40 km/h school zones on roads where there is an active, direct access point from the school. I am advised that St Peters Public School does not have a direct access to Campbell Street. As such, Transport for NSW does not support a school zone on Campbell Street at this time.

I also note the Principal of St Peters Public School and the President of the school's P&C's request to lower the speed limit on Campbell Street to 40 km/h. Under the NSW Speed Zoning Guidelines, 40 km/h High Pedestrian Activity Areas (HPAA) are only in place where there are physical treatments in place to limit the speed of motorists and where there are large numbers of pedestrians and/or other vulnerable road users throughout the day.

I am further advised that Campbell Street is a multi-lane road and speed limiting treatments would be difficult to accommodate. Further, the road does not meet 40 km/h HPAA requirements. As such, Transport for NSW also does not support a 40 km/h speed limit on Campbell Street at this time.

Thank you for taking the time to write to the Minister.

Yours sincerely

12/04/2021

Eleni Petinos MP
Parliamentary Secretary for Transport and Roads

GPO Box 5341, Sydney NSW 2001



LEGISLATIVE ASSEMBLY

14 May 2018

His Worship the Mayor
Cr. Darcy Byrne
Inner West Council
107 Crystal Street
PETERSHAM NSW 2049

My dear Mayor,

I wish to advise I have recently met with Dr Neil Lavitt, Principal of St Peters Public School, in relation to a number of traffic matters that the school is concerned about.

Dr Lavitt advises that the widened Campbell Street will not be subject to a 40 km/h school zone, despite its close proximity to the school and its expected use as a drop off/pick up zone for students. Mr Lavitt holds very grave concerns for the safety of students, who will be in close proximity to cars and heavy vehicles utilising the widened Campbell Street.

Dr Lavitt advises that preliminary investigations by the school indicate that the Roads and Maritime Services are, for whatever reason, reticent to agree to a school zone. As such, I would be most grateful if a 40 km/h School Zone on Campbell Street could be placed upon the agenda of the Inner West Council Local Traffic Committee for its consideration.

Additionally, Dr Lavitt pointed out to me that there are signposted restrictions from parking on Church Street, with an exemption for construction vehicles, on the southern side of that street approaching Campbell Street. Dr Lavitt advised that these restrictions are frequently ignored by unauthorised vehicles. I personally observed a number of vehicles violating that prohibition. I would be most grateful if you could request Council's Rangers to conduct additional patrols in that area to enforce those restrictions.

Yours sincerely,


Ron Hoenig MP
Member for Heffron

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INNER WEST COUNCIL

22 August 2018

Mr Ron Hoenig MP
Member for Heffron
PO Box 222
ROSEBERY NSW 1445

Dear Mr Hoenig

WestConnex traffic & parking issues around Campbell Street, St Peters
DWS 4900848

Thank you for your letter of 14 May 2018 raising issues concerning a 40kph school zone on Campbell Street and unauthorised WestConnex construction vehicle parking on Church Street at St Peters.

Council has always agreed with the St Peters school principal that a 40kph school zone on Campbell Street is warranted for the reasons stated in your letter. Council staff have repeatedly called for a 40kph school zone and 50kph general speed limit on Campbell Street in written submissions and at project meetings. The response from Roads & Maritime Services (RMS) is that a school zone is not warranted as it is not consistent with RMS's policy of only applying these zones to schools that have a direct frontage to a main road. Council has argued that an exception should be made in this case as it is likely that Campbell Street will be used for student pick-ups and drop-offs. Consistent with your suggestion, I will ensure that this matter is considered by Council's Local Traffic Committee (LTC) when the Campbell Street works are completed.

With regard to unauthorised parking on Church Street, I am advised that Council's Parking Services staff have been notified and have given a commitment to increasing the number of patrols around Campbell and Church Streets – as you have suggested. Staff will continue to monitor parking issues in that area and take action where appropriate.

I trust this advice is of assistance. Should your office have any enquiries, please contact Kendall Banfield, Manager WestConnex Unit, on 9335 2179.

Yours sincerely

Darcy Byrne
Mayor

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 Rd.



LEGISLATIVE ASSEMBLY

17 December 2020

His Worship the Mayor
Cr Darcy Byrne
Inner West Council
7-15 Wetherill Street
LEICHARDT NSW 2040

By email: council@innerwest.nsw.gov.au

Dear Cr Byrne,

I write on behalf of the St Peters Public School community regarding the speed limit on Campbell Street, St Peters.

You will recall previous conversations and joint efforts on our behalf to have Transport for NSW declare a 'school zone' on Campbell Street St Peters, between the Princes Highway and the intersection of May Street, Unwins Bridge Road, and Bedwin Road. Those efforts have sadly been futile due to TfNSW's continued intransigence.

The Principal of St Peters Public and the President of the school P&C have suggested to me that a compromise may be to permanently lower the speed limit on Campbell Street to 40km/h.

I'd be grateful if the Council's Traffic Committee could please examine the proposal and place it upon the Agenda of the Traffic Committee at its first opportunity.

Would you kindly consider the matter and provide me with a response at your earliest convenience.

Yours sincerely,

Ron Hoenig MP
Member for Heffron

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Mail: PO Box 222, Rosebery NSW 1445
Phone: (02) 9699 8166 Fax: (02) 9699 8222 Email: Heffron@parliament.nsw.gov.au
www.ronhoenig.net

Item No: C0621(1) Item 31
Subject: MAYORAL MINUTE: FAREWELL TO ELIZABETH RICHARDSON
From: The Mayor, Councillor Darcy Byrne

MOTION:

THAT Council notes the contributions of Elizabeth Richardson, Chief Operating Officer, Director of Development and Recreation, during a challenging period in the history and formation of the Inner West Council and thank Liz for her guidance and support during the past five years of Inner West Council and 12 years of Leichhardt Council.

Background

We say farewell to Elizabeth Richardson, as of Monday 31 May 2021. Liz has been appointed as General Manager of Hawkesbury City Council.

I would like to extend the thanks on behalf of Councillors, staff and the community for the service that Liz has offered over her 17 years.

Liz joined Council as Assessment Planner in 2004 and was promoted to Group Manager Development and Regulatory Services in 2016 when Council amalgamated. Following this, she was appointed as Deputy General Manager Assets and Environment and in 2019 she was promoted to Chief Operating Officer, Director of Development and Recreation.

During this time, Liz has led improvements to systems and processes across the organisation through the development of policies, improved project management, service reviews and through the implementation of the One Council project.

She has overseen the delivery of the Stage 1 of a consolidated LEP and major projects such as the award-winning Marrickville Library and the redevelopment of the Ashfield Aquatic Centre. She has chaired the project control group for the redevelopment of the Dawn Fraser Baths and the Greenway Delivery. She also managed the Sydney Gateway acquisition process achieving the optimum outcome for Council.

Liz managed Council's response to the unprecedented Covid-19 lockdown period in 2020 ensuring continuity of Council business and services to the community.

We have been fortunate to have had Liz's experience and expertise at Council for the past 17 years.

On behalf of everyone at Council, I would like to wish her the very best in her future endeavours.

ATTACHMENTS

Nil.