

WARRUMBUNGLE SHIRE COUNCIL

Ordinary Meeting – 21 June 2018

Item 28 Commencement of the Crown Land Management Act 2016

Division:	Development Services
Management Area:	Property and Risk
Author:	Acting Manager Property and Risk – Kelly Dewar
CSP Key Focus Area:	Recreation and Open Space
Priority:	RO1.1 – Identify opportunities for innovative adaptation and/or sharing of open space and infrastructure for recreational purposes

Reason for Report

To inform Council the commencement date for the *Crown Land Management Act 2016* will be 1 July 2018 and Council will commence management of Crown Reserves under the *Local Government Act 1993*.

Background

The Minister for Lands and Forestry, the Hon. Paul Toole MP announced that the *Crown Land Management Act 2016* (CLM Act) will commence on 1 July 2018.

Local Councils will commence management of Crown Reserves under the *Local Government Act 1993* from 1 July 2018, and must be ready to start the transition to the new requirements from that date.

OLG and Department of Industry have produced a range of materials to support Councils including newsletters, webinars and FAQs.

Warrumbungle Shire Council has received an Interim Schedule of Crown Reserves from Department of Industry to start the classification and categorisation of Crown Reserves. Council is in the process of ensuring each Crown Reserve is classified correctly to ensure current use of the Crown Reserve is maintained. Council has the opportunity through this process to apply to the Minister to change crown land classifications from Community to Operational if required.

Once the classification and categorisation of the Crown Reserves have been approved by the Minister a Plan of Management (POM) needs to be developed for this land. Funding will be available from the NSW Government to support Councils preparing Plans of Management for Crown Land. Funding will be delivered using an equitable and relative-needs-based apportionment methodology, developed in consultation with the Council Reference Group. The methodology will be based on each Council's resourcing requirements and capacity to deliver POM's. To support equitable distribution of the funds, there is a base level of funding set at \$30,000 and a funding cap of \$100,000. Council's will be informed of the allocation prior to commencement of the CLM Act on 1 July 2018.

WARRUMBUNGLE SHIRE COUNCIL

Ordinary Meeting – 21 June 2018

Issues

A requirement for each Council is to employ or engage a trained Native Title Manager who will be responsible for providing advice on certain dealings for land that may be affected by native title. Council currently has one member of staff trained to deal with native title issues, and will be pursuing training for more staff members in the future.

Options

Nil.

Financial Considerations

Funding will be available from NSW Government for the development of the Plan of Management for Crown Reserves.

RECOMMENDATION

That the report on the Commencement of the *Crown Land Management Act 2016* be received and noted and that Council note that the Act will commence on 1 July 2018.