

Public
Hearings
Report: Plan
of
Management
for
Community
Land 2016

March 13

2017

This is the Independent Chairperson's report on the outcomes from two Public Hearings conducted on 13th March 2017 at the Warrumbungle Shire Council Coonabarabran Administration Office, Coonabarabran at 10.00am and at the Coolah Administration Office, Coolah at 1.00pm pursuant to Section 40A of the Local Government Act 1993 in regards to the adoption of the Warrumbungle Shire Council Plan of Management for Community Land 2016.

Public
Hearings
Report

Prepared by:
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The Inglis Group
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Tamworth 2340 NSW

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Public Hearings Report: Plan of Management for Community Land 2016

Introduction

This report pertains to the outcomes of two Public Hearings held on 13th March 2017 in relation to a proposal by Warrumbungle Shire Council to adopt the Warrumbungle Shire Council Plan of Management for Community Land 2016 pursuant to Section 40A of the Local Government Act 1993 (LG Act).

The LG Act requires public land to be classified as either “community land” or “operational land” and makes specific provision for its reclassification to enable Councils to rationalize and prudently manage their land resources to best meet the ever-changing needs of their community.

The LG Act further requires that all land classified as community land must have a Plan of Management. The LG Act specifies the core objectives for the management of community land. The Plan of Management must detail and fully describe the use and management of the land in accordance with its categorization.

These two Public Hearings have been conducted pursuant to section 40A LG Act which requires Council to hold a public hearing in respect of a proposed plan of management if it would have the effect of categorizing, or altering the categorization of, any community land.

I have been commissioned to conduct these Public Hearings independently of Council and to provide this report on the outcomes.

Background Information

The need and process for the classification of Council-owned land was first introduced with the introduction of the Local Government Act 1993 on 1st July 1993.

There was no precedent for public land classification or how land should be classified in NSW prior to 1993.

Sections 25 and 26 of the LG Act requires all land owned by Council to be classified as either “community land” or “operational land”.

Community land must be used and managed in accordance with a Plan of Management that applies to the land. Section 36 LG Act requires Council to specify in the Plan of Management the category of the land, objectives and performance targets that relate to the land, the means by which Council proposes to achieve them and the manner in which Council proposes to assess its performance.

Public Hearings Report: Plan of Management for Community Land 2016

Land categorized under section 36 LG Act is required to be categorized as either a natural area, a sportsground, a park, an area of cultural significance, or for general community use. Land categorized as a natural area must be further categorized as either bushland, wetland, escarpment, watercourse, foreshore or some other category prescribed under the regulations.

A Plan of Management may also provide that specified activities on the land first require Council approval.

Council at its meeting dated 15th December 2016 resolved to prepare a draft Plan of Management that includes 98 parcels (lots or part) of classified community land.

Public notice of Council's intention to categorise the 98 parcels of community land was duly advertised and exhibited from 19th January 2017. Public submissions can be submitted up to the 20th March 2017.

Pursuant to Section 40A LG Act Council held two Public Hearings to enable further opportunity for the community to provide comment on the proposed categorisations.

Public notice of the Public Hearings was published in the Coonabarabran Times on 16th February 2017, Dunedoo Community Diary on 22nd February 2017 and the Coolah Diary on 29th February 2017. Copies of the notice were also placed in the foyer of the Warrumbungle Shire Council Administration Offices.

Details of the proposed Plan of Management and public exhibition were also made available on Council's website.

Council duly appointed an Independent Chairperson to convene the Public Hearings and provide a report on the outcomes.

This report provides a summary of the proceedings from the two Public Hearings.

Public Hearings into Plan of Management for Community Land 2016

Council must hold a Public Hearing in respect of a proposed Plan of Management if the proposed plan would have the effect of categorizing community land under section 40A LG Act. In accordance with section 40A LG Act two Public Hearings were held on 13th March 2017.

Public Hearings Report: Plan of Management for Community Land 2016

Section 47G LG Act was observed with the person presiding at the Public Hearings being Mr Glenn Inglis. Mr Inglis having satisfying the requirements of Section 47G (2) LG Act wherein the person residing must not be either a Councillor or employee of Warrumbungle Shire Council, nor a person who has been a Councillor or employee of Warrumbungle Shire Council at any time during the five years before the date of appointment.

Pursuant to Section 47G (3) LG Act this report must be made available to the public for inspection not later than four days after the date that Warrumbungle Shire Council receives the report.

Community Lands by Locality

At its meeting of 15th December 2016 Minute Number 150/1617, Council resolved to prepare a Draft Plan of Management for Community Land 2016 to categorise 98 parcels (lots or part) pursuant to the requirements of section 36 LG Act. The lands by locality the subject of the proposed categorization as fully described in the Warrumbungle Shire Council Plan of Management for Community Land 2016 are:

Land	Common Description	Total Lots (Part)	Map Number	Table Page No.
1.	Baradine	18	1 to 4	59
2.	Binnaway	17	5 to 14	64
3.	Bugaldie	1	15	75
4.	Coolah	10	16 to 23	77
5.	Coonabarabran	33	24 to 46	86 – 87
6.	Craboon	2	47	111
7.	Dunedoo	3	48	113
8.	Kenebri	2	49	115
9.	Leadville	1	50	117
10.	Mendooran	2	51 to 52	119
11.	Mullaley	1	53	122
12.	Purlewaugh	3	54 to 55	124
13.	Ulamambri	1	56	127
14.	Warkton	4	5	129
	Total	98		

Note: Map and table references are as described in the Warrumbungle Shire Council Plan of Management for Community Land 2016.

Results of Public Hearings

The two Public Hearings were held at the Warrumbungle Shire Council Coonabarabran Administration Office, Coonabarabran at 10.00am and at the Coolah Administration Office, Coolah at 1.00pm on the 13th March 2017. Notice of the two Public Hearings were duly advertised as shown at **Appendix A**.

The following community members attended the Public Hearings:

Coonabarabran

George Halay
J. Irons
M. Irons
M. Halay

Coolah

Harry Powell

No apologies were tendered at the Coonabarabran meeting or the Coolah meeting.

The Agenda Notice for the two Public Hearings is shown at **Appendix B**.

The Attendance Registers for the two Public Hearings are shown at **Appendix C**.

The formal Minutes for the two Public Hearings are shown at **Appendix D**.

Each proposed parcel of land by locality for categorisation was considered individually in seriatim as per the agenda notice and the summary outcomes of the community commentary are shown below.

Site 1 – Baradine (18 lots or part)

Community Commentary – Nil.

Site 2 – Binnaway (17 lots or part)

Community Commentary

Binnaway Sports Ground (Map 5)

Question/Statement - comment made that the Sports Ground is always very well maintained and is a prized asset for the Binnaway community.

Response – Noted.

Public Hearings Report: Plan of Management for Community Land 2016

Len Guy Park (Map 8)

Question/Statement - comment made that Len Guy Park is always well maintained.

Response – Noted.

Park/Vacant Land (Map 10)

Question/Statement - comment made that this is the land that Council's old works depot was located. It was noted that Council should undertake testing to verify that there are no issues pertaining to land contamination.

Response – Noted and the matter will be referred to the General Manger.

Pumphouse Primitive Camping area

Question/Statement - comment asking why this property was not included in the Draft Plan of Management under consideration.

Response – Noted and advice provided that the primitive camping area forms part of a road reserve and is currently in an acquisition process. The land will be classified as operational land when the sale transfer is completed.

Binnaway Rail Barracks

Question/Statement - comment asking why this property was not included in the Draft Plan of Management under consideration.

Response – Noted and advice provided that the Barracks area was classified as operational land not community land.

Binnaway Men's Shed

Question/Statement - comment asking why this property was not included in the Draft Plan of Management under consideration.

Response – Noted and advice provided that the Men's Shed was classified as operational land not community land. It was further advised that Council intends to reclassify the land as community when the boundary adjustments and consolidation with Len Guy Park is completed. It will then form an amendment to the Plan of Management for Community Land.

Binnaway Showground

Question/Statement - comment asking why this property was not included in the Draft Plan of Management under consideration.

Response – Noted and advice provided that the Showground was Crown land not community land. Council will prepare Plans of Management for Crown lands within the Shire once the State Government completes its Crown lands review.

Site 3 – Bugaldie (1 lot or part)

Community Commentary – Nil.

Site 4 – Coolah (10 lots or part)

Community Commentary – Nil.

Public Hearings Report: Plan of Management for Community Land 2016

Site 5 – Coonabarabran (33 lots or part)

Community Commentary – Nil.

Site 6 – Craboon (2 lots or part)

Community Commentary – Nil.

Site 7 – Dunedoo (3 lots or part)

Community Commentary – Nil.

Site 8 – Kenebri (2 lots or part)

Community Commentary – Nil.

Site 9 – Leadville (1 lot or part)

Community Commentary – Nil.

Site 10 – Mendooran (2 lots or part)

Community Commentary – Nil.

Site 11 – Mullaley (1 lot or part)

Community Commentary – Nil.

Site 12 – Purlewaugh (3 lots or part)

Community Commentary – Nil.

Site 13 – Ulamambri (1 lot or part)

Community Commentary – Nil.

Site 14 – Warkton (4 lots or part)

Community Commentary – Nil.

Conclusions from community commentary:

1. For all 98 land parcels (lots or part) there were no concerns expressed as to the merits of the proposed categorizations as described in the Draft Plan of Management for Community Land 2016.
2. It is evident that Binnaway community members have a very strong and proud interest in their community assets. While most enquiry at this time involved community assets not listed in this Plan of Management, it would be prudent for Council staff to actively engage with the community in all future reviews.
3. It is important for Council to make note of the comments tendered regards Site 2 Binnaway Park/Vacant Land (Map 10). If this land was the location of an old Council's works depot, it would be prudent for

Public Hearings Report: Plan of Management for Community Land 2016

Council to undertake investigations to verify that there are no issues pertaining to land contamination.

Report Recommendations

1. That this Public Hearings Report: Warrumbungle Shire Council Plan of Management for Community Land 2016 dated 15th March 2017 be received and noted.
2. That the categorization of 98 parcels (lots or part) of land covering 14 localities as described in this report and more fully in the Warrumbungle Shire Council Draft Plan of Management for Community Land 2016 is appropriate.
3. For Site 2 Binnaway Park/Vacant Land (Map 10) Council note comments regards the need to investigate the potential for land contamination.
4. That it be noted that no written submissions were lodged at the Public Hearings.
5. That a copy of this report be made available for public inspection as required by Section 47 G (3) of the LG Act.
6. That community members who attended the public hearing be advised accordingly.

Report Authorisation

Signed.....

Date.....

Name.....Glenn Inglis

Position...Independent Chairperson

Being duly authorised by the Warrumbungle Shire Council to fulfill the role of Independent Chairperson for Public Hearings: Warrumbungle Shire Council Plan of Management for Community Land 2016.

List of Appendices

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Appendix B – Agenda Notice for Public Hearings

Appendix C – Attendance Registers for Public Hearings

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Appendix A

**Notice of Public Hearings
PUBLIC HEARING**

Public Hearing – Plan of Management for Community Land

Warrumbungle Shire Council is in the process of preparing a *Plan of Management* for community land within the Council area. The Plan will guide future management, and will identify important features of the land as well as include management objectives and actions.

As part of the development of the plan, it is necessary to formally categorise all community land according to Section 36 of the Local Government Act (1993). The significance of categorisation is that the land must be managed in accordance with the core objectives for the relevant category.

The plan is currently on public exhibition and able to be viewed at the Coonabarabran and Coolah Offices and Town Libraries.

Public Hearing

Council will be holding a Public Hearing to provide the community with the opportunity to comment on the proposed categories of land as per the draft Plan of Management.

The Public Hearing will be held at the following venues:

- Place: **Warrumbungle Shire Council Coonabarabran Administration Office**
- Time: **10 am – 11am**
- Date: **Monday 13 March 2017**

- Place: **Warrumbungle Shire Council Coolah Administration Office**
- Time: **1pm – 2pm**
- Date: **Monday 13 March 2017**

You can also have your say on the draft Plan of Management for Community Land by any of the following methods:

- **Mail:** PO Box 191, Coonabarabran NSW 2357
- **Fax:** (02) 6842 1337
- **Email:** info@warrumbungle.nsw.gov.au

The submission date has been extended until Monday 20 March 2017.

For more information please contact the Development Services Department on 02 6849 2000.

Appendix B1

AGENDA NOTICE Public Hearings

Agenda Notice

Public Hearings held at the Warrumbungle Shire Council Coonabarabran Administration Offices, Coonabarabran at 10.00am and at the Warrumbungle Shire Council Administration Coolah Offices, Coolah at 1.00pm on 13th March 2017.

Item 1 – Welcome

Item 2 – Introductions

Glenn Inglis - Independent Chair

Leeanne Ryan - Director Development Services Warrumbungle Shire Council

Jennifer Parker – Manager Property and Risk Warrumbungle Shire Council

Kelly Dewar – PA to Director Development Services Warrumbungle Shire Council

Item 3 – Purpose of Public Hearing

Pursuant to the requirements of the Local Government Act 1993 the purpose of the Public Hearing is to provide opportunity for the community to comment on Warrumbungle Shire Council's Draft Plan of Management for Community Land 2016.

Public notice of Council's intentions as described above was advertised in the Coonabarabran Times on Thursday 16th February 2017, Dunedoo Community Diary 22nd February 2017 and Coolah Community Diary 28th February 2017.

A copy of the public notice for this Public Hearing is shown at Attachment 1.

Item 4 – Attendance Register

Community members are requested to complete and sign the attendance register.

Public Hearings Report: Plan of Management for Community Land 2016

Appendix B2

Item 5 – Identified Community Lands

The Draft Plan of Management for Community Land 2016 includes 98 parcels (lots or part) of community classified land in the Warrumbungle Shire Council LGA. It does not include Crown Land under Council's vested care, control and management.

All land parcels to which the Draft Plan of Management applies are listed by town/village/locality in Appendix 1 (page 58 of 142) of the Warrumbungle Shire Council Draft Plan of Management for Community Land 2016.

The Draft Plan is currently on public exhibition and able to be viewed at the Coonabarabran and Coolah Administration Offices and Town Libraries. Closing date for public submissions on the Draft Plan is Monday 20th March 2017.

A summary by locality of all lands affected by the Draft Plan of Management are shown below with a reference to the map number and page number within the report.

	Locality Description	Total Lots (Part)	Map Number	Table Page No.
1.	Baradine	18	1 to 4	59-63
2.	Binnaway	17	5 to 14	64-74
3.	Bugaldie	1	15	75-76
4.	Coolah	10	16 to 23	77-85
5.	Coonabarabran	33	24 to 46	86-110
6.	Craboon	2	47	111-112
7.	Dunedoo	3	48	113-114
8.	Kenebri	2	49	115-116
9.	Leadville	1	50	117-118
10.	Mendooran	2	51 to 52	119-121

Public Hearings Report: Plan of Management for Community Land 2016

11.	Mullaley	1	53	122-123
12.	Purlewaugh	3	54 to 55	124-126
13.	Ulamambri	1	56	127-128
14.	Warkton	4	57 to 58	129-131
	Total	98		

Item 6 – What Happens Next

The Independent Chair will prepare and submit a report to the General Manager Warrumbungle Shire Council based on the outcomes of this Public Hearing.

This report must be made available to the public for inspection not later than four days after the date that the Warrumbungle Shire Council receives the report.

Council staff once the public advertising period closes on Monday 20th March 2017 will then prepare a final report to be submitted to Council for the adoption of a Plan of Management for Community Land.

After considering all the submissions received including the outcomes from this Public Hearing, Council may decide to amend the Draft Plan or adopt it without amendment.

If Council decides to amend the Draft Plan it must either publicly exhibit the amended Plan or, if it is of the opinion that the amendments are not substantial, adopt the amended Draft Plan without public exhibition as the Plan of Management.

If the Draft Plan is to be amended after this Public Hearing, a further Public Hearing must be held if the amendment would have the effect of altering the categorization of the land under section 36 (4) from the categorization considered at this Public Hearing (section 40A (3)).

If the amended Plan is adopted without public exhibition, Council must give public notice of the Plan's adoption.

Item 7 - Further Questions or Comments

Item 8 – Close of Public Hearing

Appendix B4

Attachment 1 – Copy of Public Advertisement

Public Hearing – Plan of Management for Community Land

Warrumbungle Shire Council is in the process of preparing a *Plan of Management* for community land within the Council area. The Plan will guide future management, and will identify important features of the land as well as include management objectives and actions.

As part of the development of the plan, it is necessary to formally categorise all community land according to Section 36 of the Local Government Act (1993). The significance of categorisation is that the land must be managed in accordance with the core objectives for the relevant category.

The plan is currently on public exhibition and able to be viewed at the Coonabarabran and Coolah Offices and Town Libraries.

Public Hearing

Council will be holding a Public Hearing to provide the community with the opportunity to comment on the proposed categories of land as per the draft Plan of Management.

The Public Hearing will be held at the following venues:

- Place: **Warrumbungle Shire Council Coonabarabran Administration Office**
- Time: **10 am – 11am**
- Date: **Monday 13 March 2017**

- Place: **Warrumbungle Shire Council Coolah Administration Office**
- Time: **1pm – 2pm**
- Date: **Monday 13 March 2017**

You can also have your say on the draft Plan of Management for Community Land by any of the following methods:

- **Mail:** PO Box 191, Coonabarabran NSW 2357
- **Fax:** (02) 6842 1337
- **Email:** info@warrumbungle.nsw.gov.au

The submission date has been extended until Monday 20 March 2017.

For more information please contact the Development Services Department on 02 6849 2000.

Appendix C1

Attendance Register for Coonabarabran Public Hearing

Coonabarabran Public Hearing Attendance Register

Attendance Register for Public Hearing on the Warrumbungle Shire Council Plan of Management for Community Land 2016 held on the 13th March 2017 at the Coonabarabran Administration Offices, Coonabarabran at 10.00 am.

Name	Address	Signature
George Haley	"HARRAWA" MOWLOCK RD CUTHAWAY	George Haley
J IRONS	HAMPTON PARK B INNSWAY	J Irons
M Irons	Hampton Park Brewery	M Irons
M. Haley	"HARRAWA" 182 Mowlock Rd Bling	M Haley

Signed by Independent Chairperson


.....
Glenn Inglis

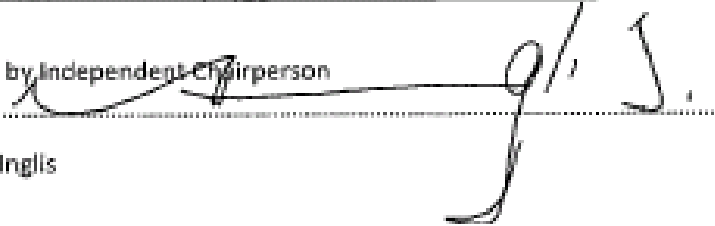
Appendix C2

Attendance Register for Coolah Public Hearing

Coolah Public Hearing Attendance Register

Attendance Register for Public Hearing on the Warrumbungle Shire Council Plan of Management for Community Land 2016 held on the 13th March 2017 at the Coolah Administration Offices, Coolah at 1.00 pm.

Name	Address	Signature
<i>R. J. Powell</i>	<i>Warrumbungle Shire Council Coolah</i>	<i>R. J. Powell</i>

Signed by Independent Chairperson 

Glenn Inglis

Appendix D1

Formal Minutes for Public Hearings

Minutes

Coonabarabran Administration Office, Coonabarabran

For Public Hearing on the Warrumbungle Shire Council Plan of Management for Community Land 2016 held at the Coonabarabran Administration Office, Coonabarabran at 10.00am on 13th March 2017.

Attendance

Independent Chairperson – Glenn Inglis
Warrumbungle Shire Council – Steve Loane (General Manager)
Warrumbungle Shire Council – Leeanne Ryan (Director Development Services)
Warrumbungle Shire Council – Jennifer Parker (Manager Property and Risk)
Warrumbungle Shire Council – Kelly Dewar (PA to Director Development Services)
Community members – four (4) as per signed attendance register
Public Hearing Handouts – (1) Public Hearing Agenda Notice

Item 1 – Welcome

The Independent Chairperson Glenn Inglis welcomed the community to the Public Hearing and provided an overview of the role of the Independent Chairperson.

Item 2 – Introductions

The Independent Chairperson introduced Warrumbungle Shire Council representatives Steve Loane, Leeanne Ryan, Jennifer Parker and Kelly Dewar.

Item 3 – Purpose of Public Hearing

The Independent Chairperson provided an overview and explanatory description of the purpose of the Public Hearing.

In particular, it was noted that pursuant to the requirements of the Local Government Act 1993 the purpose of the Public Hearing was to provide opportunity for the community to comment on Warrumbungle Shire

Appendix D2

Council's intention to categorise 98 parcels (lots or part) of identified Community lands to one of the categories as described in section 36 of the Local Government Act 1993.

Advice was provided indicating that public notice of Council's intention as described above was advertised on the 19th January 2017. The public notice of this Public Hearing was duly advertised on the 16th February 2017.

Community members were provided with the opportunity to indicate as to whether they fully understood the purpose of the Public Hearing and whether they required any aspects further clarified or expanded upon. No enquiries or further comment was made.

Item 4 – Attendance Register

Community members were requested to complete the attendance register including their name and contact details and a copy of the register is included in the final report to Council.

Item 5 – Consideration of Identified Community Lands

Each proposed land parcel by locality for categorisation was considered individually in seriatim as per the agenda notice and the summary outcomes of the community commentary are shown below.

Site 1 – Baradine (18 lots or part)

Community Commentary – Nil.

Site 2 – Binnaway (17 lots or part)

Community Commentary

Binnaway Sports Ground (Map 5)

Question/Statement - comment made that the Sports Ground is always very well maintained and is a prized asset for the Binnaway community.

Response – Noted.

Len Guy Park (Map 8)

Question/Statement - comment made that Len Guy Park is always well maintained.

Response – Noted.

Appendix D3

Park/Vacant Land (Map 10)

Question/Statement - comment made that this is the land that Council's old works depot was located. It was noted that Council should undertake testing to verify that there are no issues pertaining to land contamination.

Response – Noted and the matter will be referred to the General Manger.

Pumphouse Primitive Camping area

Question/Statement - comment asking why this property was not included in the Draft Plan of Management under consideration.

Response – Noted and advice provided that the primitive camping area forms part of a road reserve and is currently in an acquisition process. The land will be classified as operational land when the sale transfer is complete.

Binnaway Rail Barracks

Question/Statement - comment asking why this property was not included in the Draft Plan of Management under consideration.

Response – Noted and advice provided that the Barracks area was classified as operational land not community land.

Binnaway Men's Shed

Question/Statement - comment asking why this property was not included in the Draft Plan of Management under consideration.

Response – Noted and advice provided that the Men's Shed was classified as operational land not community land. It was further advised that Council intends to reclassify the land as community when the boundary adjustments and consolidation with Len Guy Park is completed. It will then form an amendment to the Plan of Management for Community Land.

Site 3 – Bugaldie (1 Lot or part)

Community Commentary – Nil.

Site 4 – Coolah (10 lots or part)

Community Commentary – Nil.

Site 5 – Coonabarabran (33 lots or part)

Community Commentary – Nil.

Site 6 – Craboon (2 lots or part)

Community Commentary – Nil.

Site 7 – Dunedoo (3 lots or part)

Community Commentary – Nil.

Site 8 – Kenebri (2 lots or part)

Community Commentary – Nil.

Appendix D4

Site 9 – Leadville (1 lot or part)

Community Commentary – Nil.

Site 10 – Mendooran (2 lots or part)

Community Commentary – Nil.

Site 11 – Mullaley (1 lot or part)

Community Commentary – Nil.

Site 12 – Purlewaugh (3 lots or part)

Community Commentary – Nil.

Site 13 – Ulamambri (1 lot or part)

Community Commentary – Nil.

Site 14 – Warkton (4 lots or part)

Community Commentary – Nil.

Item 6 – What Happens Next

The Independent Chairperson advised that he would be submitting his final report to Council within the week. The Chairperson also referenced the fact that the Public Hearing Report must be made available to the public for inspection not later than four days after the date Council receives the report.

Council staff once the public advertising period closes on Monday 20th March 2017 will then prepare a final report to be submitted to Council for the adoption of a Plan of Management for Community Land.

After considering all the submissions received including the outcomes from the Public Hearing, Council may decide to amend the Draft Plan or adopt it without amendment.

If Council decides to amend the Draft Plan it must either publicly exhibit the amended Plan or, if it is of the opinion that the amendments are not substantial, adopt the amended Draft Plan without public exhibition as the Plan of Management.

If the Draft Plan is to be amended after this Public Hearing, a further Public Hearing must be held if the amendment would have the effect of altering the categorization of the land under section 36 (4) from the categorization considered at this Public Hearing section 40A (3).

Appendix D5

If the amended Plan is adopted without further public exhibition, Council must give public notice of the final Plan’s adoption.

Item 7 – Further Questions or Comments

The Independent Chairperson asked community members if there were any further questions or comments on either the process or the proposed categorization of Community land they would like to make prior to the Public Hearing concluding.

Community members were interested to know the remaining timeframe for Council’s final decision on the identified lands. Leeanne Ryan Director Development Services indicated that the final reports to Council on the proposed categorizations would be undertaken in the next couple of months, and within all the legal timeframes. Leeanne advised community members to keep in regular contact with Council on the matter.

Council’s General Manager Steve Loane congratulated the staff on the quality of the Draft Plan of Management and thanked them for their diligent work.

No further specific comments were tendered and community members indicated satisfaction with both the process and outcomes of the Public Hearing.

The Chairperson encouraged community members to maintain an active interest in the process.

No formal written submissions were provided at the Public Hearing to the Chairperson.

Item 8 – Close of Public Hearing

The Independent Chairperson thanked the Council representatives and all community members for their attendance and closed the Public Hearing at 10.35am.

Signed by the Independent Chairperson as a true and accurate record of the Public Hearing held 13th March 2017.

.....
Glenn Inglis
Independent Chairperson

Dated

Minutes

Coolah Administration Office, Coolah

For Public Hearing on the Warrumbungle Shire Council Plan of Management for Community Land 2016 held at the Coolah Administration Office, Coolah at 1.00 pm on 13th March 2017.

Attendance

Independent Chairperson – Glenn Inglis

Warrumbungle Shire Council – Leeanne Ryan (Director Development Services)

Warrumbungle Shire Council – Jennifer Parker (Manager Property and Risk)

Warrumbungle Shire Council – Kelly Dewar (PA to Director Development Services)

Community members – one (1) as per signed attendance register.

Public Hearing Handouts – (1) Public Hearing Agenda Notice.

Item 1 – Welcome

The Independent Chairperson Mr Glenn Inglis welcomed the community member to the Public Hearing and provided an overview of the role of the Independent Chairperson.

Item 2 – Introductions

The Independent Chairperson introduced Warrumbungle Shire Council representatives Leeanne Ryan, Jennifer Parker and Kelly Dewar.

Item 3 – Purpose of Public Hearing

The Independent Chairperson provided an overview and explanatory description of the purpose of the Public Hearing.

In particular, it was noted that pursuant to the requirements of the Local Government Act 1993 the purpose of the Public Hearing was to provide opportunity for the community to comment on Warrumbungle Shire Council's intention to categorise 98 lots (or part) of identified Community lands to one of the categories as described in section 36 of the Local Government Act 1993.

Appendix D7

Advice was provided indicating that public notice of Council's intention as described above was advertised on the 19th January 2017. The public notice of this Public Hearing was duly advertised on the 16th February 2017.

The community member was provided with the opportunity to indicate as to whether he fully understood the purpose of the Public Hearing and whether he required any aspects further clarified or expanded upon. No enquiries or further comment was made.

Item 4 – Attendance Register

The community member was requested to complete the attendance register including his name and contact details and a copy is included in the final report.

Item 5 – Consideration of Identified Community Lands

Each proposed land parcel by locality for categorisation was considered individually in seriatim as per the agenda notice and the summary outcomes of the community commentary are shown below.

Site 1 – Baradine (18 lots or part)

Community Commentary – Nil.

Site 2 – Binnaway (17 lots or part)

Community Commentary

Binnaway Showground

Question/Statement - comment asking why this property was not included in the Draft Plan of Management under consideration.

Response – Noted and advice provided that the Showground was Crown land not Community land. Council will prepare Plans of Management for all Crown lands within the Shire once the State Government completes its Crown lands review.

Site 3 – Bugaldie (1 lot or part)

Community Commentary – Nil.

Site 4 – Coolah (10 lots or part)

Community Commentary – Nil.

Site 5 – Coonabarabran (33 lots or part)

Community Commentary – Nil.

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Site 6 – Craboon (2 lots or part)

Community Commentary – Nil.

Site 7 – Dunedoo (3 lots or part)

Community Commentary – Nil.

Site 8 – Kenebri (2 lots or part)

Community Commentary – Nil.

Site 9 – Leadville (1 lot or part)

Community Commentary – Nil.

Site 10 – Mendooran (2 lots or part)

Community Commentary – Nil.

Site 11 – Mullaley (1 Lot or part)

Community Commentary – Nil.

Site 12 – Purlewaugh (3 lots or part)

Community Commentary – Nil.

Site 13 – Ulamambri (1 lot or part)

Community Commentary – Nil.

Site 14 – Warkton (4 lots or part)

Community Commentary – Nil.

Item 6 – What Happens Next

The Independent Chairperson advised that he would be submitting his final report to Council within the week. The Chairperson also referenced the fact that the Public Hearing Report must be made available to the public for inspection not later than four days after the date Council receives the report.

Council staff once the public advertising period closes on Monday 20th March 2017 will then prepare a final report to be submitted to Council for the adoption of a Plan of Management for Community Land.

After considering all the submissions received including the outcomes from the Public Hearing, Council may decide to amend the Draft Plan or adopt it without amendment.

If Council decides to amend the Draft Plan it must either publicly exhibit the amended Plan or, if it is of the opinion that the amendments are not

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substantial, adopt the amended Draft Plan without public exhibition as the Plan of Management.

If the Draft Plan is to be amended after this Public Hearing, a further Public Hearing must be held if the amendment would have the effect of altering the categorization of the land under section 36 (4) from the categorization considered at this Public Hearing section 40A (3).

If the amended Plan is adopted without further public exhibition, Council must give public notice of the Plan’s adoption.

Item 7 – Further Questions or Comments

The Independent Chairperson asked the community member if there were any further questions or comments on either the process or the proposed categorization of Community land he would like to make prior to the Public Hearing concluding.

No further specific comments were tendered and the community member indicated satisfaction with both the process and outcomes of the Public Hearing.

Leeanne Ryan Director Development Services indicated that the final reports to Council on the proposed categorizations would be undertaken in the next couple of months, and within all the legal timeframes. Leeanne advised the community member to keep in regular contact with Council on the matter.

No formal written submissions were provided at the Public Hearing to the Chairperson.

Item 8 – Close of Public Hearing

The Independent Chairperson thanked the Council representatives and the community member for his attendance and closed the Public Hearing at 1.30pm.

Signed by the Independent Chairperson as a true and accurate record of the Public Hearing held 13th March 2017.

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Glenn Inglis
Independent Chairperson

Dated