



AGENDA

COUNCIL MEETING

13 SEPTEMBER 2022

NOTICE is hereby given that an Ordinary Meeting of Kangaroo Island Council is to be held at the Council Chambers, 43 Dauncey Street, Kingscote on Tuesday, 13 September 2022 at 11:00am

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Greg Georgopoulos
Chief Executive Officer

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COMMONLY USED ACRONYMS

Legend – Council Personnel

CAM	Community Affairs Manager
CEO	Chief Executive Officer
CLG	Council Leadership Group
DCS	Director Corporate Services
DCD	Director Community Development
DTI	Department Transport & Infrastructure
DWI	Director Works & Infrastructure
DCEO	Deputy Chief Executive Officer
DSA	Developmental Services Advisor
ELT	Executive Leadership Team
EM	Elected Members
EHO	Environmental Health Officer
FM	Finance Manager
FPO	Fire Prevention Officer
GI	General Inspector
GAO	Governance Administration Officer
HR	Human Resources
MDES	Mgr Development & Environmental Services
TPM	Technical Programs Manager
WHS	Workplace Health & Safety
BCP	Business Continuity Plan
CDAP	Council Development Assessment Panel
CFS	Country Fire Service
CWMS	Community Wastewater Management Scheme
DAC	Development Assessment Commission
DEW	Dept for Environment & Water
DPA	Development Plan Amendment
DPTI	Dept of Planning, Transport & Infrastructure
EPA	Environment Protection Authority
ERD	Environment, Resources & Development
FRWA	Fleurieu Regional Waste Authority
FWS	Finding Workable Solutions
FY	Financial Year
HAC	Health Advisory Committee
KIC	Kangaroo Island Council

KICHA	KI Community Housing Association
KIBMC	Kangaroo Island Bushfire Management Committee
KIIBA	Kangaroo Island Industry Brand Alliance
KIHS	KI Health Service
KINRM	Kangaroo Island Natural Resource Management
KIPMG	KI Ports Management Group
KPIs	Key Performance Indicators
KIRRC	KI Resource Recovery Centre
KIRSC	KI Road Safety Committee
LG	Local Government
LGA	Local Government Association
LGS	Local Government Services
MOU	Memorandum of Understanding
MOA	Memorandum of Agreement
NVC	Native Vegetation Council
PAR	Plan Amendment Review
PDs	Position Description
PDI Act	Planning, Development & Infrastructure Act 2016)
PDP	Personal Development Plan
RDA	Regional Development Australia
RDIF	Regional Development Infrastructure Fund
RH&C	Resilient Hills & Coats
RPT	Regular Passenger Transport
SA Govt	South Australian Government
SATC	South Australian Tourism Commission
SCAP	State Commission Assessment Panel
SEB	Significant Environmental Benefit
SHLGA	Southern & Hills Local Government Association
SIRPA	Sapphire town, Island Beach Residents Association
SOP	Safe Operating Procedure
SPC	State Planning Commission
TKI	Tourism Kangaroo Island
ZEMC	Zone Emergency Management Committee

GUIDELINES

3.0 DEPUTATIONS – AVAILABLE IN MEETING PROCEDURES

1. A person or persons wishing to appear as a deputation at a meeting must deliver (to the principal office of the Council) a written request to the Council.
2. The Chief Executive Officer must transmit a request received under subregulation (1) to the presiding member.
3. The presiding member may refuse to allow the deputation to appear at the meeting.
4. The Chief Executive Officer must take reasonable steps to ensure that the person or persons who requested the deputation are informed of the outcome of the request.
5. If the presiding member refuses to allow a deputation to appear at a meeting, the presiding member must report the decision to the next meeting of the Council or Council committee (as the case may be).
6. The Council or Council committee may resolve to allow a deputation to appear despite a contrary ruling by the presiding member.
7. A Council may refer the hearing of a deputation to a Council committee.
8. A deputation can not exceed 10 minutes without consent of the majority of members present.
9. Deputation Request forms are available on-line and from Customer Service.

6.0 QUESTIONS FROM THE GALLERY – AVAILABLE IN MEETING PROCEDURES

1. Members of the public may ask questions of the Council at every ordinary Council meeting where public can attend.
2. Question time will be for a maximum of 10 minutes in total or varied by consent of the majority of members present.
3. A member of the public gallery will be permitted to ask 1 question to the Presiding Member and statements will not be permitted.
4. Questions in writing are to be provided to the Presiding Member prior to the commencement of the Council meeting.
5. A question form will be available (on-line/at meetings) to assist in the presentation of questions.
6. The Presiding Member will have discretion as to whether to accept a question. Any question which is considered to be vague, irrelevant, insulting or improper shall be disallowed at the discretion of the Presiding Member.
7. Members of the public wishing to ask a question are to stand, state their name and direct their question to the Presiding Member.
8. If the question is not able to be dealt with at the meeting at which it is asked, it will be taken on notice and a written reply will be sent to the person who asked the question.
9. There is to be no debate on the question or the answer to it.

AGENDA

- 1. OPENING BY THE MAYOR**
- 2. APOLOGIES**
- 3. DEPUTATIONS**
- 4. MINUTES OF COUNCIL MEETINGS**
 - 4.1 MINUTES OF MEETING HELD 09.08.22**
RECOMMENDATION
That the Minutes of the Meeting held on 09.08.22 be confirmed.
 - 4.2 BUSINESS ARISING FROM MINUTES OF 09.08.22**
 - 4.3 MINUTES OF IN-CONFIDENCE MEETING HELD 09.08.22**
(PROVIDED SEPARATELY)
RECOMMENDATION
That the Minutes of the In-Confidence Meeting held on 09.08.22 be confirmed.
 - 4.4 BUSINESS ARISING FROM IN-CONFIDENCE MINUTES OF 09.08.22**
 - 4.5 MINUTES OF SPECIAL MEETING HELD 01.09.22**
RECOMMENDATION
That the Minutes of the Special Meeting held on 01.09.22 be confirmed.
 - 4.6 BUSINESS ARISING FROM SPECIAL MINUTES OF 01.09.22**
 - 4.7 MINUTES OF IN-CONFIDENCE SPECIAL MEETING HELD 01.09.22**
(PROVIDED SEPARATELY)
RECOMMENDATION
That the Minutes of the In-Confidence Special Meeting held on 01.09.22 be confirmed.
 - 4.8 BUSINESS ARISING FROM IN-CONFIDENCE SPECIAL MINUTES OF 01.09.22**
 - 4.9 MATTERS LAYING ON THE TABLE**

KANGAROO ISLAND COUNCIL
MINUTES OF A COUNCIL MEETING HELD AT THE
COUNCIL CHAMBERS, 43 DAUNCEY STREET, KINGSCOTE,
ON 9 AUGUST 2022, COMMENCING AT 11:00 AM

1. PRESENT

Mayor M Pengilly, Crs S Pledge, R Cotterill, P Denholm, D Mepham, R Chirgwin, S Mumford & G Teasdale.

In Attendance

G Georgopoulos (Chief Executive Officer), N Putland (Director Corporate Services), I Hart (Director Community Development), J Herron (Director Works and Infrastructure) & M Grimes (Minute Taker).

2. APOLOGIES

Cr Liu

3. DEPUTATIONS

4. MINUTES OF COUNCIL MEETINGS

4.1 MINUTES OF MEETING HELD 12.07.22

Moved Cr R Cotterill

Seconded Cr R Chirgwin

That the Minutes of the Meeting held on 12.07.22 be confirmed with the correction of minutes C314:2022 and C318:2022, the word committee should read Council and that item 2.2, disclosure of interest Cr Pledge declared an interest in item 11.13 not 11.3.

CARRIED

Minute: C323:2022

4.2 BUSINESS ARISING FROM MINUTES OF 12.07.22

4.3 MINUTES OF CONFIDENTIAL MEETING HELD 12.07.22

Moved Cr P Denholm

Seconded Cr S Pledge

That the Minutes of the Confidential Meeting held on 12.07.22 be confirmed with the correction of minutes C314:2022 and C318:2022, the word committee should read Council.

CARRIED

Minute: C324:2022

4.4 BUSINESS ARISING FROM CONFIDENTIAL MINUTES OF 12.07.22

5. MAYOR'S REPORT

5.1 Mayor's Activity Report

Moved Cr G Teasdale

Seconded Cr S Pledge

That the Mayors report be received.

CARRIED.

Minute: C325:2022

6. QUESTIONS FROM THE GALLERY

7. PETITIONS

8. QUESTIONS FROM ELECTED MEMBERS

8.1. Questions on Notice

8.1.1 Cr Denholm - Playground Equipment Upgrade Status

Question 1

Numerous playground equipment was “tagged out” as a result of the Cooney Report June 21. In response Council allocated \$150,000 in the 2021/22 Budget, apparently only \$53,071 was only spent prior to 30th June 22.

Could our Administration advise what the status is of the playground equipment at the 5 sites where the equipment was deemed unserviceable?

Answer

Administration provided the following table of expected works for the \$150,000 budget. The comments indicate the status of the proposed work. Some of this work was completed with internal staff which provided cost savings from what was budgeted. Council has spent \$68,559 to the end of the financial year 2022.

Playground Location	Replacement item	Cost (estimate)	Comments
Kingscote-Kingscote Terrace. (Lions park)	Double Swing replacement	\$5,000	Completed
Kingscote-Kingscote Terrace. (Lions park)	Rocker replacement	\$5,000	Completed
Kingscote-Kingscote Terrace. (Lions park)	Installation of Swinging basket to replace small multi-gym	\$5,000	Swinging basket installed. Small multi Gym retained and replacement is intended instead of removal.
Emu Bay	Swing set replacement (interim)	\$5,000	Completed
Various Locations (5 sites)	Full softfall replacement (complete dig out – replace, compliance with AS4422)	\$40,000	Completed
Various Locations	Mature - Shade trees (deciduous) shade in summer, light in winter.	\$10,000	Trees purchased
Emu Bay	50% contribution open space grant application (Ref 7.)	\$60,000	Grant not successful
Contingency Item	Assorted Playground items as required.	\$20,000	Completed
	Total Expenditure	\$150,000	

Along with the completed work as listed in the table above some items that were deemed unsafe or “tagged out” were either removed or had repairs completed to allow continued use. The budget this financial year should allow full replacement of some of these items that were at the end of their life.

Question 2

With \$270,000 allocated in our 2022/23 Budget, has a planned replacement and maintenance program been prepared for our playground equipment?

Answer

All playground equipment is entered into our Asset Management Plan and Asset Register. Included with this data is the planned replacements or end of life dates for the equipment. This allows for a long term budget projection of their replacements.

Kangaroo Island Council completes internal quarterly inspections by qualified staff on all playgrounds and has planned annual external audits (by a suitably qualified person) to ensure safety of the playgrounds. These inspections and audits provide data for the minor maintenance that is required at the playgrounds.

8.1.2 Cr Liu - Dauncey Street Town Centre Project

Question 1

Given there are considerable design changes made to the approved plan for the Dauncey Street town centre project (ACM44;2022), could the public be informed of what alterations have been made, whether there are any additional construction costs and if so, how will these changes be funded?

Answer

Please be advised that there is no considerable design change in the approved plan. The constructed design differs only slightly from what was approved. Accordingly, only stakeholders directly affect by the minor design changes have been notified. No additional construction costs have been incurred for these minor changes.

Question 2

As wheel stops are used only on off-street carparks (AS2890 Part 1 – Off-street Parking) and not recommended for installation on public roads due to tripping hazard, could the CEO inform what risk management action if any, has been put in place to avoid damage claims against the Council?

Answer

Please be advised that wheel stops can be fixed on public roads as per AS2890.5:2020 - Part 5: On-Street Parking provides three classifications for angled parking design:

- L1 – park to wall or high kerb (>150mm), no overhang
- L2 – park to low kerb (not >150mm), 600mm overhang
- L3 – park to wheel stops at right angles to parking direction

Risk mitigation has been addressed by applying the relevant codes and Australian Standards to the design documentation. Please also refer to the Tonkin consulting engineers memorandum attached.

Question 3

Are these car wheel stops legal and if so, under which Section(s) of the Road Traffic Act or other legislations regulate the use of such devices on public roads? (Note: Although the wheel stops on Dauncey Street are not defined as a traffic control device, they are raised objects or barriers and its installation on public roads would need to meet statutory requirements.)

Answer

As per AS2890.5:2020 - Part 5: On-Street Parking, wheel stops are permitted on public roads. Noted in Section 2.4, the requirement for wheel stops is that they are 90-100mm in height, have a 30 % luminance contrast to the ground surface, and are positioned 0.6m from the edge of the plinth or drain. Please also refer to the Tonkin consulting engineers memorandum attached for further information.

Question 4

Have Council Members been informed that the angle parking design layout in front of the gift shop on Dauncey Street does not comply with Australian Standard 2890, as the design road levels within these parking modules are measured at steeper than 1 in 12 (8.5%), while the allowable maximum gradient (surface slope) as specified in the Standard is 1 in 20 (5%)? (Note: Excessive gradient will result in creating a risk of a vehicle mounting the wheel stop and endangering pedestrians on the footpath, in particular in an area where there are no kerbs or barriers to prevent vehicles from running onto to the footpath.)

Answer

Please be advised that this is incorrect. The design layout does comply with Australian Standards. The civil design cross section on the 'Issued For Construction' Tonkin consulting engineers drawings at Chainage 110 (adjacent to the gift shop) shows the road profile at -5.5% crossfall. The civil consulting engineers are responsible for ensuring current standards are being documented in the design drawings. Please also refer to the Tonkin consulting engineers memorandum attached for further information.

Question 5

If 'No' to Q4 above, what remedial action will Council take to meet its 'duty of care' to ensure public safety?

Answer

The design layout complies with all relevant Australian Standards therefore Council has met its "duty of care" on this occasion.

Memorandum

To	Clare Jones	
From	Luke Boln	Date 3 August 2022
Job Number	201920	
Subject	Dauncey Street, Kingscote – Traffic and Drainage, Dauncey Street	

Council Administration requested Tonkin to address the following points in relation to the road design of Dauncey Street, Kingscote (drawing reference: 201920DW001Rev2):

- The car stops installed are only for off-street car parks and not recommended on a public road as it is a tripping hazard.
- The angle parking modules outside the gift shop exceed the maximum allowable gradient of 1 in 20 (5%) per Section 2.4.6 of AS2890.1 as they are measured at 9%.
- The stormwater runoff from the northwest catchment (covering up to the top of Commercial Street) has been totally overlooked by the consultant.
- The required gutter in front of the gift was deleted resulting in stormwater discharging onto adjacent properties and the footpath.

The concerns raised have been addressed below within this Memorandum.

The car stops installed are only for off-street car parks and not recommended on a public road as it is a tripping hazard

We do generally concur with the principle, however, Australian Standard 'On-street parking' (AS 2890.5:2020) states that 'wheelstops may be required to control vehicle overhand encroachment'. In this case, as the kerbing has been removed and replaced with a flush concrete edge strip, wheelstops have been proposed to control the overhang of vehicles and provide protection to pedestrians and building structures (such as veranda posts).

The angle parking modules outside the gift shop exceed the maximum allowable gradient of 1 in 20 (5%) per Section 2.4.6 of AS2890.1 as they are measured at 9%.

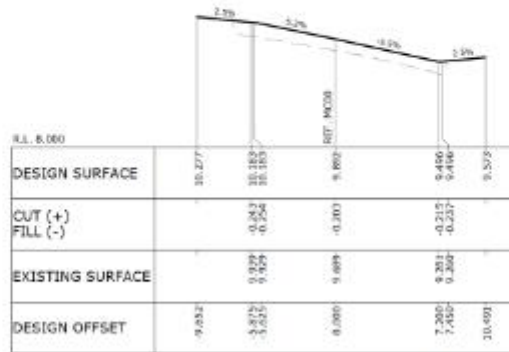
The Australian Standard referenced above is for 'Off-street parking'. The angled parking modules in question is within the carriageway of Dauncey Street, and therefore designed in accordance with Australian Standard 'On-street parking' (AS 2890.5:2020).

The maximum allowable gradient of 1 in 20 is required for motorcycles to avoid motorcycle capsizing (section 4.4 - AS 2890.5:2020), however the parking modules in question is for vehicles and not intended for motorcycles.

On-street carparking is generally restricted by the site characteristics of the existing road reserve, such as building levels, longitudinal grade of the road, etc. It should also be noted that the design grades have matched, or near identical to, the existing grades of the road and footpath prior to construction. The angled parking arrangement in front of the gift shop at CH110 is also existing. See cross section below at CH110, with the dark line representing the proposed design and dashed grey line representing the existing road. The design crossfall is 5.5% and the existing crossfall is



approximately 5.6%. Similarly, the longitudinal section shows we are matching the existing gradient at this area. So, in this case, the design has matched the existing road falls and has not exacerbated the parking conditions.



CH. 110.000

The stormwater runoff from the northwest catchment (covering up to the top of Commercial Street) has been totally over looked by the consultant

This has been addressed in the Memorandum issued to Council Administration on 22/03/2022. A raised plateau is proposed to be installed at Commercial Street end of Dauncey Street. The raised plateau will cut off the overland flow in Commercial Street and prevent it entering Dauncey Street. The hydraulic modelling indicated that the intersection of Dauncey Street and Commercial Street will convey a 1% AEP (1 in 100 Year event) without causing any risk of property inundation in Dauncey Street.

The required gutter in front of the gift was deleted resulting in stormwater discharging onto adjacent properties and the footpath

In addition to the Memorandum issued to Council Administration on 28/07/2022, Tonkin has undertaken a half road flood width assessment for a 1% AEP (1 in 100 year rainfall event) at the transition point from the new concrete edge strip and ACO Drain in front of the giftshop on Dauncey Street (approximately CH112). This assessment was undertaken to calculate the expected flowrates at this point and verify that there is sufficient capacity to convey the overland flow without causing a flooding hazard to the adjacent properties.

The modelling indicates a flow depth of 18mm in a 1 in 100 year rainfall event, providing pedestrians and adjacent buildings with a minimum 2m wide path clear of stormwater flow.

8.1.3 Cr Chirgwin - Town Centres Project

Town Centres Project – General Questions

Question 1

Did the executive summary of item 6.13 Town Centres Project - Status Report to the Audit and Risk Committee 20 July 2022, state that "The KI Town Centres Project has been developed to support a well-established tourism economy and recent new investment on Kangaroo Island by providing services and improved appearance within the townships to broaden the tourism market, drive economic growth and build resilient regional communities into the future."?

Answer

Yes the executive summary did include this.

Question 2

What in quantified terms are the "services" that do not currently exist being provided in each town with this project?

Answer

Services include Value Added Services (VAS) that enhance or improve the customer service experience, such as travel booking agents, suppliers to cafes and restaurants, free upgrades, free nights stays, free breakfasts, complementary KI food and wine gifts to hotels guests. These services extend the length of stay and spend by tourists to the island. The greater the visitation, the greater spend in the local economy.

Question 3

Why does "a well-established tourism economy." need additional council support beyond the extensive services already provided by council?

Answer

The project will support the maintenance of 6,050 interstate and intrastate overnight visitors to Kangaroo Island per annum spending on average \$766 per trip for a total increase spend of \$4.6 million per annum.

The project will support an additional 2,300 international visitors to Kangaroo Island per annum spending on average \$870 per trip for a total increase spend of \$2.0 million per annum.

There will be a total increase spend on Kangaroo Island of \$6.6 million per annum.

Question 4

Specifically, who decided the KI "tourism market", particularly a well-established one, needed broadening?

Answer

Consultation with Community and Council Elected Members and key stakeholders in the tourism industry made it evident that the townships were lacking in their tired appearances and lack of amenities.

Question 5

In making that decision, was an Economic Impact Statement affected? If not, why not as it seems it is impossible to do this without interactive consequences in all these areas, does it not?

Answer

Yes, the Project Net Present Value is estimated at \$42.5 million over 20 years at a discount rate of 7%. The Project Benefit/Cost Ratio of 20 to 1 based on a 20 year Net

Present Value of Gross State Product of \$44.58 million at a discount rate of 7%). This high benefit-cost ratio is due to the large-scale opportunity to rebuild international tourism & maintain the 2019 domestic tourism profile post-pandemic.

Question 6

How did council fund the current Town Centres Projects?

Answer

Council won grants from the State and Federal Government for a total of \$2 million. No money from rate payers has been invested in the capital works to date.

Question 7

If it was from grants received, have any other funds from council, either in cash or "in kind", or from elsewhere been used, or will be required to complete the works?

Answer

Not at this stage.

Question 8

What were the total amounts originally allocated to each town for this project?

Answer

Kingscote \$1,028,576.20

Penneshaw \$478,967.40

American River \$312,231.87

Parndana \$247,510.71

Question 9

On what basis were the proportions of funds allocated to each town decided?

Answer

The amounts for each town varied following an extensive consultation process and budget allocations were based on achieving maximum priorities raised by each community to deliver maximum value, as well as some reference to the population and number of businesses in each township.

Question 10

Were public consultations about the proposed works for each town affected?

Answer

Yes. Two open public consultations were held in 2021 with a feedback period in July 2021. A community information session was also held in June 2022 to show final designs and provide an opportunity to answer questions.

Question 11

How were the public advised that their input was being sought?

Answer

More than 20 news and Council Matters articles appeared in the Islander, Facebook, Council's website, posters in major meeting spaces in the towns (ie post offices, general stores and shops, pubs and public spaces), through the progress associations and direct contact / in person.

Question 12

If the public were consulted, what were the suggestions and feedback received?

Answer

This feedback has been consolidated in reports found on Council's website. The consultation enabled Council's designer to understand community priorities, make reasonable revisions to the plan prior to tender, modify the species selection and other details to address any feedback.

Question 13

Was council specifically advised of the feedback results? What was the administration's advice to the elected body of council on each community comment received?

Answer

Yes. Several representations to information briefings and council meetings were provided.

Question 14

Were those who provided comments advised of the elected body's decision on their comments?

Answer

Yes, passively provided comments through sessions and correspondence.

Question 15

Has this project been meticulously and specifically costed?

Answer

Yes, the project was tendered with a detailed schedule of rates based off the civil and landscape drawings that breaks down each individual item under topics and is used to process the contractor's progress claims based on actual progress.

Question 16

If so, on what basis? ie Zero Based Budget or other method.

Answer

Various methods, this project is funded by the state and federal government with grant money requiring a strict acquittal process.

Question 17

Who has been and currently is the project superintendent or project manager?

Answer

The Director Works and Infrastructure was the previous project superintendent, then for a short period of time the Landscape Architect, and now the current superintendent is a senior project manager working in Department Works & Infrastructure.

Question 18

Has this person had any prior project manager experience? If so, what?

Answer

Yes, project manager has had extensive experience with over 25 years of successfully managing projects in the public and private sector.

Question 19

What are the costs (actual and estimated) for management and design by consultants and all employees?

Answer

This project is being 100% funded by grant money from the state and federal government.

Question 20

How have these expenses been paid - from the project funds, from council's revenue or other means?

Answer

Grant money received is attributed to a cost code in the general ledger and used accordingly.

Town Centres Project – Kingscote

Question 1

What was the original contract amount for the Kingscote part of the project?

Answer

Kingscote \$1,028,576.20.

Question 2

What is the likely final cost for all parts of the Kingscote works in actual expenditure so far, and probable costs to complete by all resources?

Answer

\$1,028,576.20.

Question 3

Have the Kingscote works been done in accordance with the "as tendered and let" design?

Answer

Yes, with some minor adjustments and omissions being made to save cost.

Question 4

If not, why not and what were the variations made?

Answer

Already answered.

Question 5

Is this project now completed?

Answer

No, the road resurfacing (including final road levels), raised crossings, the outdoor dining area and some minor defects still remain

Question 6

Were current road and footpath standards and guidelines, (particularly with regard to bollards and verandah posts within footpaths) strictly observed?

Answer

Yes, the project design was reviewed by practising civil and traffic engineers.

Question 7

What is the design standard and intended use of the Kingscote footpaths - multi-use or pedestrian only?

Answer

Pedestrian footpaths.

Town Centres Project – American River

Question 1

Was council advised early this year that the successful contractor for all works would start at American River about the first week of February?

Answer

Not that was not communicated.

Question 2

What date did the contractor actually 'turn the first sod' at American River?

Answer

Site set out with the contractor occurred the week of 11 July.

Question 3

Does the currently contracted work at American River comply with the concept and plans put to, and promised to the American River community particularly with regards to the wharf modifications and tourist and resident use of the wharf?

Answer

Yes it does.

Question 4

Do the pathways within the contract comply with the existing pathway classifications of multi-use paths?

Answer

Yes, the paths comply with all relevant standards to meet their intended use.

Question 5

Have the contract path requirements been reduced in width from the 2.4m wide ones constructed in about 2010?

Answer

Yes, the actual paved area in front of The Deck café is 1.8m with additional shoulder width.

Question 6

If reduced, why, and what standards and purpose do the intended completed paths meet?

Answer

The paths meet the needs of their intended use.

Question 7

Is council aware of the 28 March 2004 Environment Resources and Development Court development conditions for the green oyster shed "within" the American River Town Centre Project?

Answer

Difficulty answering this question, as not sure it is relevant to this project. CEO will follow up.

Question 8

Did council more recently become aware of these conditions and that they may not have been complied with?

Answer

Not relevant to this project, CEO will follow up.

Question 9

Has Council advised the court that it has not enforced the conditions the court requires?

Answer

Not relevant to this project.

Question 10

Does Council intend within a reasonable time considering the apparent delay to date of 18 years to action the court's decisions?

Answer

Not relevant to this project.

Question 11

How did the Town Centres Project consider and accommodate the requirements of the court particularly with regards to the landscaping provisions along Tangarra Drive and the court's exclusion of all storage external to the shed?

Answer

The new footpath is required to be in front of the fence to meet parking standards, but the area beyond the boundary of the lessee's fence is under Council's care and control and the landscaping works is part of a broader streetscape enhancement strategy.

Question 12

What consideration was there by administration to enforce or not enforce the court's conditions having recently been made aware of those 2004 conditions?

Answer

Not relevant to this project.

Question 13

Are the current tenants of Council's community land in this area of this project (RIG and KI Shellfish) required to maintain their leased land to any standard at their cost as part of the lease conditions?

Answer

Not relevant to this project.

Question 14

Assuming they do, why then is council expending public funds on the private businesses who should be leasing this land at normal commercial rates?

Answer

The main thoroughfares that pass through the leased area are being improved for public access and intend to improve the overall character of the town centre precinct

Question 15

What are the leased rates for both these businesses? (Presuming the leases were properly assessed and executed should not the rates be open to scrutiny)?

Answer

Not relevant to this project.

Question 16

Has Council (the elected body) been made aware that the project manager has stated that "the areas proposed to upgrade as part of this first phase are those that occur within Council's current leased areas (KI Shellfish and RIG leases)" and that casual observers of this situation would likely believe that this is a means of subsidising both these businesses?

Answer

This is untrue. As above the project intends to improve the character of publicly accessible areas of the town centre precinct.

Question 17

Is it correct that RIG very recently stated that they would haul their vessel out of the shed and turn it over to fit out the deck area?

Answer

This was mentioned to Council during consultation and the design was modified slightly to future-proof, and enable this to occur.

Question 18

Is it also correct that RIG, (through their sub lease to the Deck Cafe), has made application for building approval to extend the cafe over the area being reconstructed under the Town Centres Project?

Answer

No, this is incorrect, the area discussed during consultation with the lessee is to extend the roofed area, not the leased area.

Question 19

If so, whether one or both these possibilities is likely, can unequivocal assurance be given that the town centres project work in and around both RIG and KI Shellfish will not require additional investment to modify or repair at an early date?

Answer

Any footpath or similar asset for public benefit/use is for Council to maintain if required.

Question 20

If such assurance cannot be given, would not council have to assume that a fair proportion of the money expended on the American River project could therefore be lost?

Answer

Consultation with the lessees has resulted in a design that does not disrupt or favour any of the businesses and will remain for public use.

8.2. Questions without Notice

Moved Cr R Chirgwin
That Administration bring provide a report to Council on the perceived lack of action in relation to the planning approval from 2004 at American River in relation to the Oyster Shed.
LOST

Seconded Cr P Denholm

Cr Chirgwin called for a division.

The Mayor set the vote aside.

Members voting in the affirmative: Crs Chirgwin & Denholm

Members voting in the negative: Crs S Pledge, R Cotterill, D Mepham, S Mumford & G Teasdale

The Mayor declared the motion LOST.

9. REPORTS OF COMMITTEES

9.1 Audit and Risk Committee Minutes 20 July 2022

Moved Cr S Pledge
That Council receive and note the Audit & Risk Committee Minutes of 20 July 2022.
CARRIED.

Seconded Cr S Mumford

Minute: C326:2022

10. CHIEF EXECUTIVE REPORTS

10.1 Chief Executive Officer Activities and Meetings Report

Moved Cr R Cotterill
That the Councils Chief Executive Officers activities and meeting report be received.
CARRIED.

Seconded Cr S Mumford

Minute: C327:2022

11:56am Cr Mepham left the meeting.

10.2 Late Report - Email Re: Kangaroo Island Council 1st Quarter Rates Notice

11:58pm Cr Mepham re-joined the meeting.

Moved Cr P Denholm
That Council receive the Late Report
CARRIED.

Seconded Cr R Cotterill

Minute: C328:2022

Moved Cr P Denholm
11:59pm that meeting procedures be suspended for a sufficient time to allow informal discussion on the matter.
CARRIED.

Seconded Cr S Pledge

Minute: C329:2022

11:59am meeting resumed.

Moved Cr P Denholm
The Late Report be received for information
CARRIED.

Seconded Cr G Teasdale

Minute: C330:2022

11. BUSINESS SUPPORT REPORTS

11.1 Community Land Data Sheet - Updates to Community Land Management Plans

Moved Cr S Pledge
That the report be received.
CARRIED. Seconded Cr R Cotterill
Minute: C331:2022

Moved Cr P Denholm
12:02pm That meeting procedures be suspended for a sufficient period to allow
informal discussion on the item.
CARRIED. Seconded Cr R Cotterill
Minute: C332:2022

12:03pm meeting resumed

Moved Cr G Teasdale Seconded Cr S Pledge
1. That Council resolves to undertake public consultation via publication in "Council
Matters" and Council's website for a period of 21 days on the amendment to the
Lands Management Plan, as it refers to the attached "Community Land Data Sheet
- Emu Bay Council Camping Ground Management Plan"
2. That Council resolves to undertake public consultation via publication in "Council
Matters" and Council's website for a period of 21 days on the amendment to the
Lands Management Plan, as it refers to the attached "Community Land Data Sheet
- Emu Bay Road and Gap Road Intersections Management Plan"
3. That Council resolves to undertake public consultation via publication in "Council
Matters" and Council's website for a period of 21 days on the amendment to the
Lands Management Plan, as it refers to the attached "Community Land Data Sheet
- Shoal Bay Walking Trail Management Plan".
CARRIED. Minute: C333:2022

11.2 Privacy Policy - Version 5

Moved Cr S Pledge Seconded Cr R Cotterill
That Council adopts the Privacy Policy version 5 as attached to this agenda.
CARRIED. Minute: C334:2022

11.3 Road Opening Closing Process - Emu Bay Road

Moved Cr S Pledge Seconded Cr R Cotterill
That the report be received.
CARRIED. Minute: C335:2022

Moved Cr P Denholm Seconded Cr D Mepham
12:08pm That meeting procedures be suspended for a sufficient period to allow
informal discussion on the item.
CARRIED. Minute: C336:2022

12:11pm Meeting procedures resumed.

Moved Cr G Teasdale
That Council endorses the commencement of a road process, s(5) Road Opening And Closing Act 1991 to resolve issues of the Emu Bay Road alignment with adjoining properties at Wisanger, including Allot 21, DP93924, Hd Menzies adjacent to and within 500m of the intersection of East George Road.
CARRIED. Minute: C337:2022

Moved Cr S Pledge
Council instructs Administration to prepare a revised Preliminary Plan for consideration by Council, identifying all potentially affected land on Emu Bay Road (including those identified by administration within 500m in either direction of the East George Road intersection Hd Menzies) that may be considered to be opened or closed by a road process order.
CARRIED. Minute: C338:2022

11.4 Council Land - Results of Public Consultation - Gifting of Land to Council - 'Do You Remember': 10 Cook Street Parndana, CT5684/269

Moved Cr S Pledge
That this Report be received by Council.
CARRIED. Minute: C339:2022

Moved Cr S Pledge
1. That in the current absence of any conclusive evidence or evidence to the contrary that the land known as 10 Cook St Parndana was gifted to Council on the proviso that the land continue to be occupied by the Lions 'Odd Shop' that Council:
1.1 Resolves to record in Council's land records that the exact nature and conditions, if any, regarding the gifting of the land in 1976, are, at this time, not at hand.
1.2 Reconfirms its position as stated in its Report titled '*Proposals to revoke Community Land classification of parcels of land December 2017- Freehold land*'- that no sale or disposal of the land is proposed or being contemplated at this time.
1.3 Resolves to support the continued occupation of the land by the Lions Club of Parndana (Western Kangaroo Island) Inc.
CARRIED. Minute: C340:2022

11.5 Council Land - Results of Public Consultation - Gifting of Land to Council - 'Do You Remember': Lot 4 Hog Bay Road, Baudin Beach CT5226/729

Moved Cr P Denholm
That this Report be received by Council.
CARRIED. Minute: C341:2022

Moved Cr P Denholm
That a further report be prepared for Council with respect to the historical dealings and management decisions of the land Lot 4 Hog Bay Road, Baudin Beach CT5226/729, in the context of its past and future purpose including any potential to dispose of the land prior to undertaking any further action with respect to Minute C373:2021.
CARRIED. Minute: C342:2022

12:19pm CEO left the meeting.

11.6 Street Numbering Project - Ayliffe Street, Kingscote

Moved Cr S Pledge
That Council receive the report for information.
CARRIED.

Seconded Cr S Mumford
Minute: C343:2022

12:20pm CEO rejoined the meeting.

Moved Cr P Denholm
Council endorse Street numbers for Ayliffe Street, Kingscote, be re-numbered on both odd (west) and even (east) sides of the street, commencing at Kohinoor Road and ending at Seaview Road.

Seconded Cr S Pledge

Moved Cr G Teasdale
Amendment
That Council endorse Street numbers for Ayliffe Street, Kingscote, be re-numbered on both odd (west) and even (east) sides of the street, commencing at Kohinoor Road and ending at Seaview Road and that Council upon request by the resident reimburse a total amount of up to \$50 and that this reimbursement applies to Ayliffe Street residents only.
LOST.

Seconded Cr D Mepham
Minute: C344:2022

The meeting returned to the original motion.

Moved Cr P Denholm
Council endorse Street numbers for Ayliffe Street, Kingscote, be re-numbered on both odd (west) and even (east) sides of the street, commencing at Kohinoor Road and ending at Seaview Road.
CARRIED.

Seconded Cr S Pledge
Minute: C345:2022

11.7 Penneshaw Golf Course Land

Moved Cr G Teasdale
12:40pm That the meeting adjourn for a 30 minute lunch break.
CARRIED.

Seconded Cr S Mumford
Minute: C346:2022

1:10am Meeting resumed with the exception of Cr Chirgwin in attendance.

Moved Cr S Pledge
That the Penneshaw Golf Course land report be received.
CARRIED.

Seconded Cr S Mumford
Minute: C347:2022

Moved Cr G Teasdale
1:07pm That meeting procedures be suspended for a sufficient period to allow informal discussion on the item and to allow David Altmann to join the meeting via zoom.
CARRIED.

Seconded Cr R Cotterill
Minute: C348:2022

1:33pm Meeting resumed from suspended procedures.

1:34pm Cr Chirgwin re-joined the meeting.

1:35pm David Altmann left the meeting.

Meeting progressed to next item.

11.8 Proposed Lease Report - Results of Public Consultation - Kangaroo Island Sculpture Trail Reserve - Frenchmans Terrace Penneshaw - CR6266_502

Moved Cr S Pledge
That Council receives this lease report and notes the results of public consultation.
CARRIED.

Seconded Cr D Mepham
Minute: C349:2022

Moved Cr P Denholm
That Council resolves to delegate to the Chief Executive Officer the power to negotiate and execute a lease, including any special conditions, based on the council approved standard lease agreement, for a portion of the property know as Lot 2 Frenchmans Terrace, Penneshaw, SA 5222, CR6266/502, Allotment 2, Filed Plan 75757 in the area named Penneshaw, Hundred of Dudley subject to obtaining the Minister's consent and the following terms consulted:

Seconded Cr G Teasdale

Leased Area: Identified part of the land (refer Image 1))
Lessee: Penneshaw Progress Association Incorporated (ABN 22 660 331 607)
Term: A period to be negotiated between 21 to 42 years
Purpose: Kangaroo Island Sculpture Trail.
CARRIED.

Minute: C350:2022

11.9 Administration Bank Signatories and Credit Cards

Moved Cr S Mumford
That the signatories of the Kangaroo Island Council Bank Accounts be:
Greg Georgopoulos (Chief Executive Officer),
Nicholla Putland (Director Corporate Services),
Jon Herron (Director Works & Infrastructure),
Ian Hart (Director Community Development) and
Brett Freeland (Finance Manager),
and that the credit card holders of the Kangaroo Island Council be:
Greg Georgopoulos (Chief Executive Officer),
Nicholla Putland (Director Corporate Services),
Jon Herron (Director Works & Infrastructure), and
Ian Hart (Director Community Development),
with a maximum credit limit of all issued cards combined not exceeding \$15,000.
CARRIED.

Seconded Cr G Teasdale
Minute: C351:2022

11.10 August 2022 Finance Report

Moved Cr G Teasdale
Council receive the August 2022 Finance Report for information, and approve the ongoing active management of debtors by Council Administration, including informing Council of relevant matters, and seeking decisions where necessary regarding, remissions, postponements and sale of land for non-payment of rates as detailed in Section 182 through Section 184, and other relevant parts of Division 9 of the Local Government Act 1999.
CARRIED.

Seconded Cr S Mumford
Minute: C352:2022

11.11 SA Water Desalination Plant - Crown Development Application Referral

Moved Cr S Mumford

Seconded Cr R Cotterill

1. Council note the design changes provided by SA Water, for the proposed repositioning of the plant further south by an additional 10 metres and excavate an additional 1.5 metres, which will assist in mitigating visual and other concerns raised;
2. Council make comment to PLUS by 12 August 2022, in support of the proposed design changes noting that further community consultation is continuing by SA Water on related issues of noise, lighting and amenity.
3. Council reaffirms its support for the project to SA Water with the proposed design changes.

CARRIED.

Minute: C353:2022

11.12 SA Water Desalination - Council Involvement in Design Sub-Committee

Moved Cr P Denholm

Seconded Cr S Pledge

That Council appoints; Councillor David Mepham as Councils elected member representative to the SA Water Design Sub-Committee for the period of the current elected member term. And;

Council appoints Mr Jon Herron, Director of Works and Infrastructure as Councils officer committee member for the period of the SA Water Design Sub-Committee.

CARRIED.

Minute: C354:2022

11.13 Community Land - Updates to Council Lands Management Plan Data Sheet - Post Consultation - American River Community and Sports Ground Management Plan

Moved Cr R Cotterill

Seconded Cr D Mepham

1. That Council receives the late report.
2. That Council notes and receives the public consultation responses received for the Community Land Data Sheet - American River Community and Sports Ground Management Plan, noting that all submissions were in support of the amended Management Plan
3. That Council determines that any minor edits made to the Community Land Data Sheet: American River Community and Sports Ground Management Plan, post consultation, would have no impact or no significant impact on the interests of the community and as such do not required further public consultation as a result of the provisions of section 198(3) of the LG Act.
4. That Council endorses the attached (amended) Community Land Data Sheet: American River Community and Sports Ground Management Plan.
5. That having fulfilled the consultation requirements under section 198 of the Local Government Act 1999 Council adopts the following amendment to the Council Lands Management Plan:
Substitution of Community Land Data Sheet - American River Community and Sports Ground Management Plan for existing Data Sheet on Page 165 (new page numbers 165A, 165B & 165C).

6. That Council authorises the publication of a Public Notice of its adoption of the proposals for the amendment of the Council Lands Management Plan in accordance with section 198(4) of the Local Government Act 1999.
CARRIED. Minute: C355:2022

12. ASSET SERVICES & INFRASTRUCTURE REPORTS

12.1 Department of Works and Infrastructure Status Report

Moved Cr G Teasdale Seconded Cr S Pledge
That the works and infrastructure report be received for information.
CARRIED. Minute: C356:2022

12.2 Memorial Policy

Moved Cr G Teasdale Seconded Cr R Cotterill
That Council resolves to release the Memorial Policy for a consultation period of 21 days.
CARRIED. Minute: C357:2022

12.3 Town Centres Project Report

Moved Cr R Cotterill Seconded Cr S Pledge
That the Town Centres Project report be received for information.
CARRIED. Minute: C358:2022

13. NOTICES OF MOTION

13.1 Cr Liu -Town Centre Project

Withdrawn.

14. CORRESPONDENCE FOR DISCUSSION

15. CORRESPONDENCE FOR INFORMATION

15.1 Correspondence for information - Various

Moved Cr S Pledge Seconded Cr P Denholm
That the following correspondence be received:
1. Clifford's Honey Farm – Letter regarding concern around Varroa Mite in Australia.
2. Minister for Early Childhood Education – response from The Hon Dr Anne Aly MP in relation to childcare availability on Kangaroo Island.
3. Community Member Letter – Obstetric services on Kangaroo Island.
4. Regional Development Australia Adelaide Hills, Fleurieu & Kangaroo Island – Quarterly Project Report for April to June 2022.
CARRIED. Minute: C359:2022

Moved Cr S Pledge Seconded Cr R Cotterill
That Council write to the relevant State and Federal Ministers and Government Agencies regarding the Varroa Mite emergency in Australia and request that an increase in bio security efforts be implemented on Kangaroo Island immediately and that Cliffords Honey Farm be notified of the letter.
CARRIED. Minute: C360:2022

Moved Cr S Pledge
That Council write to SA Health and the Member for Mawson Leon Bignell MP, regarding the lack of Obstetric services available on Kangaroo Island and ask that urgent action be taken.
CARRIED. Minute: C361:2022

16. NOTIFICATIONS & REPORT REQUESTS

17. GENERAL BUSINESS

Moved Cr R Cotterill
That Council contact the Department of Infrastructure and Transport (DIT) and request that immediate remedial action be taken on the shoulders of the American River Road, through to Muston Road to improve road safety during wet weather.
CARRIED. Minute: C362:2022

Moved Cr D Mepham
That Council approach the Department of Infrastructure and Transport (DIT) and request that a workshop be conducted between DIT representatives and Council on options to manage and improve truck layover in Penneshaw.
CARRIED. Minute: C363:2022

Moved Cr D Mepham
That Administration prepare a report for Council on a masterplan for the Penneshaw Town Centre.
CARRIED. Minute: C364:2022

18. IN-CONFIDENCE BUSINESS

18.1 Unauthorised Development Sapphire town

Moved Cr G Teasdale
2:22pm That Council approves under the provisions of Section 90 (2) of the Local Government Act 1999 an order be made that the public be excluded from attendance at the meeting, with the exception of CEO, DCS, DCS, DWI, Manager Development Services, Minute Taker, in order to consider, in confidence, a matter on the grounds of Section 90 (3)

h) Legal Advice

This relates to legal advice pertaining to a persons unauthorised development of land, and as such represents private interest that should not be divulged in the public realm until the process is complete.

CARRIED Minute: C365:2022

2:24pm Cr Chirgwin left the meeting.

CONFIDENTIAL Minute: C366:2022

Moved Cr S Mumford
2:25pm That Council approves:
Seconded Cr S Pledge
a. That all documentation relating to the above matter be kept confidential, pursuant to Section 91 (7) (b) of the said Act.
b. Further, that pursuant to Section 91 (9) (a) of the said Act, that part a) of this resolution shall cease from 30 June 2023.

This relates to legal advice pertaining to a persons unauthorised development of land, and as such represents private interest that should not be divulged in the public realm until the process is complete.

CARRIED.

Minute: C367:2022

18.2 Lease Report- SARDI Mobile Sheep Blowfly Rearing Facility-Ten Trees Lagoon Road Kingscote

Moved Cr G Teasdale

Seconded Cr R Cotterill

2:25pm That Council approves under the provisions of Section 90 (2) of the Local Government Act 1999 an order be made that the public be excluded from attendance at the meeting, with the exception of CEO, DCS, DCS, DWI, Manager Development Services, Minute Taker, in order to consider, in confidence, a matter on the grounds of Section 90 (3)

(d) commercial information of a confidential nature (not being a trade secret) the disclosure of which

(i) could reasonably be expected to prejudice the commercial position of the person who supplied the information, or to confer a commercial advantage on a third party; and

(ii) would, on balance, be contrary to the public interest;

This relates to lease negotiations with SARDI which need to be endorsed by the Minister and should not be divulged in the public realm until the process is complete.

CARRIED.

Minute: C368:2022

Moved Cr S Pledge

Seconded Cr R Cotterill

2:27pm That Council approves:

a. That all documentation relating to the above matter be kept confidential, pursuant to Section 91 (7) (b) of the said Act, with the exception of negotiation with the applicant.

b. Further, that pursuant to Section 91 (9) (a) of the said Act, that part (a) of this resolution shall cease from 30 June 2023 or at such time as the lease documents have been executed and planning consent finalised.

This relates to lease negotiations with SARDI which need to be endorsed by the Minister and should not be divulged in the public realm until the process is complete.

CARRIED.

Minute: C369:2022

Meeting continues in open session.

Moved Cr S Mumford

Seconded Cr D Mephram

That Council resolves to delegate to the Chief Executive Officer the power to execute a lease for a portion of the portion of land n Certificate of Title Volume 5611 Folio 656 commonly known as Ten Trees Lagoon Road, Kingscote SA 5223 and more specifically the land currently listed on the South Australian Property and Planning Atlas (SAPPA) as comprising Pieces 4 and 5 in Filed Plan 103561 in the Area named Kingscote and Wisanger, Hundred of Menzies. to Lessee: Minister for Primary Industries and Regional Development ABN: 53 763 159 658 for Term: a period to be negotiated between 5+1+1 years

CARRIED.

Minute: C370:2022

18.3 SARDI Blowfly Rearing Facility - Crown Development Application Referral

Moved Cr S Mumford

Seconded Cr S Pledge

2:28pm That Council approves under the provisions of Section 90 (2) of the Local Government Act 1999 an order be made that the public be excluded from attendance at the meeting, with the exception of CEO, DCS, DCS, DWI, Manager Development Services, Minute Taker, in order to consider, in confidence, a matter on the grounds of Section 90 (3)

(d) commercial information of a confidential nature (not being a trade secret) the disclosure of which

(i) could reasonably be expected to prejudice the commercial position of the person who supplied the information, or to confer a commercial advantage on a third party; and

(ii) would, on balance, be contrary to the public interest;

This relates to lease negotiations with SARDI which need to be endorsed by the Minister and should not be divulged in the public realm until the process is complete.

CARRIED.

Minute: C371:2022

Moved Cr S Pledge

Seconded Cr R Cotterill

2:29pm That Council approves:

a. That all documentation relating to the above matter be kept confidential, pursuant to Section 91 (7) (b) of the said Act, with the exception of negotiation with the applicant.

b. Further, that pursuant to Section 91 (9) (a) of the said Act, that part (a) of this resolution shall cease from 30 June 2023 or at such time as the lease documents have been executed and planning consent finalised.

This relates to lease negotiations with SARDI which need to be endorsed by the Minister and should not be divulged in the public realm until the process is complete.

CARRIED.

Minute: C372:2022

2:29pm Meeting continues in open session.

Moved Cr S Mumford

Seconded Cr D Mephram

That the Council provide comment to the State Planning Commission as per Section 131 (7) of the *Planning, Development and Infrastructure Act 2016* advising that Council has no objections should the Commission resolve to grant Planning Consent.

Council requests a copy of the Decision Notification Form advising of the Commission's decision.

CARRIED.

Minute: C373:2022

19. CLOSURE BY MAYOR

2:30pm Michael Pengilly declared the meeting closed.

Minutes Confirmed

.....
Michael Pengilly
Mayor

KANGAROO ISLAND COUNCIL
MINUTES OF A SPECIAL COUNCIL MEETING HELD AT THE
COUNCIL CHAMBERS, 43 DAUNCEY STREET, KINGSCOTE,
ON 1 SEPTEMBER 2022, COMMENCING AT 1:00PM

1. PRESENT

Mayor M Pengilly, Crs G Teasdale, P Denholm, R Cotterill, D Mepham, K Liu, S Pledge,

In Attendance

G Georgopoulos (Chief Executive Officer), N Putland (Director Corporate Services), I Hart, (Director Community & Development) M Grimes (Minute Taker).

2. APOLOGIES

Cr S Mumford, Cr R Chirgwin.

3.1 CONFIDENTIAL - CEO Performance Review Final Report and CEO Performance Review Committee Minutes and 2022/23 Key Performance Indicators

Moved Cr R Cotterill

Seconded Cr K Liu

1:01pm That Council approves under the provisions of Section 90 (2) of the Local Government Act 1999 an order be made that the public be excluded from attendance at the meeting, in order to consider, in confidence, a matter on the grounds of Section 90 (3)

- a) Information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead);

This relates to a confidential CEO Performance Report and as such represents private interest that should not be divulged in the public realm until the process is complete.

CARRIED.

Minute: SC30:2022

N Putland, I Hart & M Grimes left the meeting.

CONFIDENTIAL

Minute: SC31:2022

CONFIDENTIAL

Minute: SC32:2022

1:08pm CEO left the meeting.

1:37pm CEO re-joined the meeting.

Moved Cr D Mepham

Seconded Cr P Denholm

1:37pm That Council approves:

- a. That all documentation relating to the above matter be kept confidential, pursuant to Section 91 (7) (b) of the said Act.
- b. Further, that pursuant to Section 91 (9) (a) of the said Act, that part a of this resolution shall cease from 30 June 2023.

This matter relates a draft confidential CEO Performance Review report and as such represents private interest that should not be divulged in the public realm.

CARRIED.

Minute: SC33:2022

Moved Cr G Teasdale
That the Chief Executive Officer Performance Review Committee minutes of 11th August 2022 be received and noted.
CARRIED.

Seconded Cr R Cotterill

Minute: SC34:2022

Moved Cr R Cotterill
That the Chief Executive Officer Performance Review report be received and that the Council note that the CEOs overall performance was measured as Met Expectations and should be congratulated on his continued solid performance.
CARRIED.

Seconded Cr D Mepham

Minute: SC35:2022

Moved Cr P Denholm
That the Chief Executive Officer remuneration be increased by CPI as outlined in the employment agreement which is 3.3% effective from 6 August 2022.
CARRIED.

Seconded Cr R Cotterill

Minute: SC36:2022

Moved Cr R Cotterill
That the Chief Executive Officer be offered a new employment contract with same terms and conditions for 5 years effective from the anniversary of the commencement date; namely 6 August 2022.
CARRIED.

Seconded Cr P Denholm

Minute: SC37:2022

Moved Cr R Cotterill
That Council endorse the following Key Performance Indicators for the Chief Executive Officer for the 2022/23 period:

Seconded Cr P Denholm

- a) Consolidate the risk register and further develop a long term risk base training strategy for staff and Elected Members and provide evidence of risk reduction in at least 3 key areas within the organisation.
- b) Consolidate the preparation of the Kangaroo Island Prospectus and identification of alternate income opportunities with the ongoing aim to achieve the equivalent of at least 10% of the annual budget.
- c) Work with relevant agencies on the development and completion of the Kangaroo Island Regional Plan, especially in the context of: Airport, Housing, Health and Road Safety.
- d) Finalise the upgrade of all IT services and provisions and ensure appropriate training of relevant staff and Council Members.
- e) Ensure effective and compliant induction and ongoing training program for all Council Members.

CARRIED.

Minute: SC38:2022

1:47pm N Putland, I Hart & M Grimes re-joined the meeting.

3.2 CONFIDENTIAL - Ten Trees Lagoon Road Funding Co-contribution

Moved Cr R Cotterill
1:47pm That Council approves under the provisions of Section 90 (2) of the Local Government Act 1999 an order be made that the public be excluded from attendance at the meeting, with the exception of CEO, DCS, DCD, MT in order to consider, in confidence, a matter on the grounds of Section 90 (3)

Seconded Cr P Denholm

- (j) information the disclosure of which
- (i) would divulge information provided on a confidential basis by or to a Minister of the Crown, or another public authority or official (not being an employee of the council, or a person engaged by the council); and
- (ii) would, on balance, be contrary to the public interest;

This relates to confidential information provided by a State Government Authority, and as such represents private interest that should not be divulged in the public realm until the process is complete.

CARRIED. Minute: SC39:2022

CONFIDENTIAL Minute: SC40:2022

CONFIDENTIAL Minute: SC41:2022

Moved Cr S Pledge

Seconded Cr R Cotterill

2:08pm That Council approves:

- a. That all documentation relating to the above matter be kept confidential, pursuant to Section 91 (7) (b) of the said Act.
- b. Further, that pursuant to Section 91 (9) (a) of the said Act, that part a) of this resolution shall cease from 30 June 2023.

This relates to information provided by a State Government Authority and as such represents private interest that should not be divulged in the public realm until the process is complete.

CARRIED. Minute: SC42:2022

Moved Cr S Pledge

Seconded Cr R Cotterill

2:08pm That the meeting adjourn for a 5 minute comfort break.

CARRIED. Minute: SC43:2022

2:13pm Meeting resumed.

3.3 Local Government Election Signs - Council Determination

Moved Cr R Cotterill

Seconded Cr S Pledge

That Council receives the report.

CARRIED. Minute: SC44:2022

Moved Cr G Teasdale

Seconded Cr R Cotterill

That Council revokes the Guidelines: General Approval to Place Election Signs on Roads and Road Infrastructure; AND

That Council does not approve the placement of any election signage on council owned land or buildings.

CARRIED. Minute: SC45:2022

3.4 Partial Review of Delegations

Moved Cr R Cotterill

Seconded Cr S Pledge

That the report be received.

CARRIED. Minute: SC46:2022

Moved Cr G Teasdale

Seconded Cr R Cotterill

1. That the Council resolves to grant the delegation of powers and functions of the Council as provided for in instrument of delegation, attached to this report for:

- 1.1 *Disability Inclusion Act 2018*

1.2 *Local Government Act 1999*

1.3 *Road Traffic (Miscellaneous) Regulations 2014*

2. Such powers and functions may be further delegated by the Chief Executive Officer in accordance with Sections 44 and 101 of the Local Government Act 1999 as the Chief Executive Officer sees fit, unless otherwise indicated herein or in the Schedule of Conditions contained in each such proposed Instrument of Delegation.

1. Instrument A - In exercise of the power contained in Section 44 of the Local Government Act 1999 the powers and functions under the Planning, Development and Infrastructure Act 2016 and statutory instruments made thereunder contained in the proposed Instrument of Delegation (annexed to the Report) are hereby delegated this 30 August 2022 to the person occupying or acting in the office of Chief Executive Officer of the Council subject to the conditions and/or limitations, if any, specified herein or in the Schedule of Conditions in the proposed Instrument of Delegation.

1.1. Such powers and functions may be further delegated by the Chief Executive Officer in accordance with Sections 44 and 101 of the Local Government Act 1999 as the Chief Executive Officer sees fit, unless otherwise indicated herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation.

2. Instrument B - In exercise of the power contained in Section 100 of the Planning, Development and Infrastructure Act 2016 the powers and functions under the Planning, Development and Infrastructure Act 2016 and statutory instruments made thereunder contained in the proposed Instrument of Delegation (annexed to the Report) are hereby delegated this 30 August 2022 to the person occupying or acting in the office of Chief Executive Officer of the Council subject to the conditions and/or limitations, if any, specified herein or in the Schedule of Conditions in the proposed Instrument of Delegation.

2.1. Such powers and functions may be further delegated by the Chief Executive Officer in accordance with Section 100(2)(c) of the Planning, Development and Infrastructure Act 2016 as the Chief Executive Officer sees fit, unless otherwise indicated herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation.

Cr Liu called a Point of Order: Cr Liu stated that as he only received the Special Council Agenda yesterday, he is unable to make an informed decision on this item in the agenda. The Mayor upheld the point of order. The meeting moved to the next item without further deliberation on the item.

3.5 Regional Agriculture Industry support role (RDA)

Moved Cr S Pledge

Seconded Cr G Teasdale

That Council does not support the funding request.

CARRIED.

Minute: SC47:2022

3.6 Runway Lighting Project Grant

Moved Cr R Cotterill
That Council approves the reallocation of \$65,420 from the Airport Shed/fence
2022/23 capital budget allocation to meet the 50% co-contribution to the Airport
Runway Lighting Upgrade Project.

Seconded Cr K Liu

CARRIED.

Minute: SC48:2022

3.7 Baudin Beach Boatramp project - update

Moved Cr P Denholm
That Council receives the report for information.
CARRIED.

Seconded Cr S Pledge

Minute: SC49:2022

Moved Cr K Liu
That Council be provided with a copy of design report and detailed cost estimates.
LAPSED/No Seconder

2:34pm P Denholm left the meeting

3.8 Town Centres Project: Kingscote Design Review

Moved Cr R Cotterill
That Council receive the report for information
CARRIED

Seconded Cr G Teasdale

Minute: SC50:2022

Moved Cr G Teasdale
2:34pm That meeting procedures be suspended to allow informal discussion on the
item for a sufficient period.
CARRIED.

Seconded Cr R Cotterill

Minute: SC51:2022

2:34pm P Denholm re-joined the meeting.

2:43pm Meeting resumed and went to the next item.

3.9 Middle Terrace Upgrade, Penneshaw

Moved Cr S Pledge
That the report be received for information.
CARRIED.

Seconded Cr K Liu

Minute: SC52:2022

Moved Cr R Cotterill
2:45pm That meeting procedures be suspended for a sufficient period to allow
informal discussion on the item for a sufficient period.
CARRIED.

Seconded Cr D Mepham

Minute: SC53:2022

Moved Cr G Teasdale
3:02pm That the meeting adjourn for a 5 minute comfort break.
CARRIED.

Seconded Cr K Liu

Minute: SC54:2022

3:12pm Meeting resumed.

Moved Cr R Cotterill
That Council partner with DIT to progress a transport master plan for Penneshaw to include but not limited to heavy vehicle routes, loading/unloading and vehicle/trailer storage facilities.
CARRIED. Minute: SC55:2022

Moved Cr G Teasdale
That Council removes the protuberance at the western end on the southern side to facilitate truck movements pending the completion of the Penneshaw Master plan.
CARRIED. Minute: SC56:2022

3.10 Penneshaw Town Centre Master Plan

Moved Cr G Teasdale
That Council, having resolved to commission a master plan for Penneshaw and upon confirming the scope of the project, seek expressions of interest to determine cost and budget allocation (possibly with a DIT contribution).
CARRIED. Minute: SC57:2022

Moved Cr R Cotterill
That Council also seek to have included in the new Regional Plan for Kangaroo Island process shortly to be undertaken, a recommended action for an island wide future freight movement and visitor study
CARRIED. Minute: SC58:2022

3:26pm Mayor Pengilly declared the meeting closed.

Minutes Confirmed

.....
Michael Pengilly
Mayor

5. MAYOR'S REPORT

5.1 Mayor's Activity Report

Council Meeting Date	13/09/2022
Author	Michael Pengilly
Title	Mayor
Attachments	Nil
Hours to compile	1
Purpose	To provide Council with a summary of meetings since the last Council Meeting.
Recommendation	That the Mayor's report be received.

Date	Activity	In Attendance
Wednesday 3 rd August 2022	Town Centres Briefing - Penneshaw	In Attendance
Monday 8 th August 2022	Media Strategy Meeting	In Attendance
Tuesday 9 th August 2022	Special Information Briefing Council Meeting	In Attendance
Wednesday 10 th August 2022	Regional Gap Analysis Meeting – review with Mayers Consulting Black Summer Bushfire Funding Review meeting with Nous Consulting	In Attendance
Monday 15 th August 2022	Parndana Progress Association Meeting	In Attendance
Wednesday 17 th August 2022	Values and Behaviours Workshop Marketing, Media and Communication Meeting	In Attendance
Thursday 18 th August 2022	Vietnam Veterans Day Commemoration	In Attendance
Friday 19 th August 2022	KI Sea Transport Round Table	In Attendance
Monday 22 nd August 2022	BDO Service Review Post Implementation Meeting	In Attendance
Tuesday 23 rd August 2022	Health Services Meeting Local Government Elections – Candidate Information Session	In Attendance
Wednesday 24 th August 2022	Kangaroo Island Landscape Board Workshop	In Attendance

Thursday 25 th August 2022	Information Briefing Session	In Attendance
Tuesday 30 th August 2022	Child Adolescent Mental Health Service (CAMHS) Meeting	In Attendance
Wednesday 31 st August 2022	American River Structure Plan – Jensen program and workshops	In Attendance

5.2 Councillor update

Note – This will be the final Mayoral Report and Councillor Update until the conclusion of the election.

6. QUESTIONS FROM THE GALLERY

7. PETITIONS

8. QUESTIONS FROM ELECTED MEMBERS

8.1. Questions on Notice

8.1.2 Councillor Liu - Old Mulberry Tree outdoor eating area.

Council Meeting Date	13/09/2022
Author	Greg Georgopoulos
Title	Chief Executive Officer
Attachments	Nil
File Ref - Records	14.19.25
Hours to compile	1.5

Discussion

The following are Questions on Notice from Councillor Liu:

Question 1

Could the CEO confirm that 'Outdoor Dining Policy 6.2' – "In the case of new outdoor dining areas being established or alterations to existing outdoor dining areas, a Road Safety Audit must be undertaken at the Permit and/or Authorisation Holder's cost", is still in operation and if so:

- a) Has a 'road safety audit' been obtained to support the new layout for the Old Mulberry Tree Café outdoor eating area?*
- b) Did Council pay for the cost of the audit and if so, how much and why?*
- c) Has the Permit Holder or the Lessee of the eating area agreed to the alterations? If not, what were the issues raised and has the dispute been settled?*

Answer

a) No, a 'road safety audit' was not obtained. However, Paul Simons from Tonkin Consulting provided a response on 21 June 2022 to Council administration's request for the need for formal protection through the use of Energy Absorbing Bollards (EABs) in the new outdoor dining area. The correspondence indicated that landscape and decorative bollards can provide sufficient demarcation of the space as the area is a 'mid-block location and the risk is low, and speeds should also be relatively low'.

b) Council has agreed hourly rates for any communication with Tonkin Consulting regarding traffic, civil, structural or other engineering support and this correspondence is billed accordingly.

c) Council is awaiting an as-constructed survey of the area to finalise negotiations with the contractor and the lessee. Under Council's Outdoor Dining Policy and the Local Government Act (1999), Council has the authority to remove or modify areas of use of public roads for Business Purposes. Council has been engaging and consulting with the operators of the premise to create a positive outcome for outdoor dining for all parties.

Question 2

Given Council "Policy 6.1(c) requiring a crash barrier system meeting recognised crash test protection standards be installed and (d) Crash Barriers should be no closer than 600mm from the kerb, and (g) be installed with a gap not exceeding 1200mm between bollards in accordance with relevant standards", could the public be informed as to:

- a) *Has a plan showing the details of crash barrier system been submitted to and approved by the Council?*
- b) *What is the likely cost of installing the crash bollards and who will pay for this?*

Answer

- a) Crash Barriers (in the form of EABs) are not required in the area surrounding the proposed outdoor dining area.
- b) Council will provide landscaping to assist with delineation of the space, and any bollards (either decorative or energy absorbing) are at the cost of the lessee. As there were no EABs in the former design, no replacement is required.

Question 3

Reference is made to Council Resolution SC22:2022 namely – “Council notes the content of the report and endorses proceeding with the preferred tenderer know as Tenderer 1”.

- a) Could the CEO, in the public interest confirm that the alterations to the Old Mulberry Tree outdoor dining area was in fact not shown on the plan nor included in the construction contract?
- b) If confirmed (Q3a), did Council formally approve the variation to include the additional work in the contract? If so, what is the resolution (Minute Reference)?
- c) What is the variation cost and how will the additional construction cost be funded?

Answer

- a) Correct, the outdoor dining area was not included in the original construction contract.
- b) No, Council did not formally approve the outdoor dining area. This was undertaken by administration under the terms and conditions of the construction contract.
- c) No variation was incurred at the time, a minor reduction of scope in various landscaping items allows for this cost to be factored into the overall contract sum, with the lineal and square metre rates per the agreed tender/contract pricing with the contractor.

8.1.3 Cr Cotterill - Telstra Communications Tower in American River / Muston.

Council Meeting Date	13/09/2022
Author	Greg Georgopoulos
Title	Chief Executive Officer
Attachments	Nil
File Ref - Records	14.20.9
Hours to compile	0.51.5

Discussion

The following are Questions on Notice from Councillor Cotterill:

Question 1

Is Council Administration aware of any change/s to the scope of proposed works in relation to the construction of a Telstra communications tower in American River/Muston?

Answer

Yes, On the 2 August 2022, Telstra advised the height of the structure where Telstra will be installing their equipment has been revised from 30m to 15m.

Question 2

If so, can detailed information regarding any changes be provided to Elected Members?

Answer

Telstra equipment will be co-locating on an NBN structure.

Question 3

If there is any change in the scope of proposed works, can advice be provided regarding any possible reduction in service compared to the original proposal?

Answer

As advised by Telstra on Thursday 1 September, the current location of the tower is suitable as it has natural elevation (approximately 100m up from the American River town center) and has no trees surrounding the structure. Their coverage predictions indicate that there will be no real discernible difference in the outdoor coverage and connectivity.

Question 4

If there is any change in the scope of proposed works, how does this reconcile with the funding obtained by Telstra through the Black Summer Bushfire Grants?

Answer

As advised by Telstra on Thursday 1 September, there is no change to the funding agreement as Telstra are still delivering the same solution with suitable telecommunications infrastructure.

8.1.4 Councillor Liu - Lease of Community Land to T-Ports

Council Meeting Date	13/09/2022
Author	Greg Georgopoulos
Title	Chief Executive Officer
Attachments	Nil
File Ref - Records	16.11.132
Hours to compile	0.5

Discussion

The following are Questions on Notice from Councillor Liu:

Question 1

Given Council has approved the lease of a portion of community land at 217 North Coast Road to T-Ports Pty Ltd for commercial operations in April 2022 (C145:2022), has Council administration obtained a security deposit or bond for their rights to use the land before a formal agreement is signed? If not, could an explanation be given for the delay?

Answer

Council has not approved a lease. A security deposit or bond has not been obtained. There has not been a delay, noting that this is not a requirement of the current Leases, Licences and Permits Policy. T-Ports have not advanced lease proceedings.

Question 2

If so, when was the deposit received; what amount; how was it calculated; for what period and what are the conditions?

Answer

As above Council has not approved a lease. Therefore, no security deposit or bond has not been obtained.

8.1.5 Cr Teasdale - Questions on Notice (September 2021 to September 2022)

Council Meeting Date	13/09/2022
Author	Greg Georgopoulos
Title	Chief Executive Officer
Attachments	Nil
File Ref - Records	9.3.4
Hours to compile	6

Discussion

The following are Questions on Notice from Councillor Teasdale:

Question 1

Please advise the total number of Questions on Notice submitted by Elected Members during the past twelve months? I would be grateful if you could break down the data for each Elected Member.

Answer

Administration has taken the 'past twelve months' to be the period from September 2021 to September 2022 (inclusive of both September Council Meetings).

During this time a total of **229 Questions on Notice (QoN)** have been submitted by Elected Members and the breakdown of questions per Councillor is detailed below.

Councillor Name	QoN Items in Total	Total number of questions within QoN items.
Councillor Liu	23	117
Councillor Chirgwin	3	73
Councillor Denholm	5	19
Councillor Cotterill	3	13
Councillor Mephram	4	4
Councillor Teasdale	3	3

Question 2.

The cost to Council in terms of staff time and salary in responding to these Questions. I would be grateful if you could break down the data for each Elected Member.

Answer

The estimated cost to Council in staff time and salary to respond to these Questions on Notice has been determined by multiplying the Questions On Notice Report "Hours to Compile" figure as published in each Council Meeting agenda, by an estimated hourly Chief Executive Officer, a Director and a Manager averaged hourly rate. All Questions on Notice are actioned by administrative staff to the relevant Manager and reviewed by the relevant Director and Chief Executive Officer.

It should be noted that the Hours to Compile report figure is simply the time taken to administer the question on notice and to review the question on notice by the relevant Director and Chief Executive Officer.

It simply reflects time taken to answer the question and does not reflect time taken to respond to the matter, nor time taken to develop or provide the original report or investigation upon which the Question on Notice reflects.

Staff Time (Reported Hour to Compile Figure) for period.	Staff Salary cost (estimated)
Total: 55.5 hours	Total: \$17,121.75

Elected Member Breakdown

Elected Member	Staff Time for period.	Staff Salary cost
Councillor Liu	34.5	\$10,643.25
Councillor Chirgwin	5	\$ 1,542.50
Councillor Denholm	5	\$ 1,542.50
Councillor Cotterill	2	\$ 617.00
Councillor Mephram	3	\$ 925.50
Councillor Teasdale	6	\$ 1,851.00

Question 3.

The cost of any legal, technical or consultant advice required to answer these Questions. I would be grateful if you could break down the data for each Elected Member.

Answer

Several organisations who have provided extensive and detailed information to Kangaroo Island Council on Questions on Notice areas in the past twelve months, including Local Government Agencies (LGA Procurement, LGA Mutual Liability Scheme, South Australian Government Departments (Crown Lands, Environment and Water and others) do not invoice Council for services or information provided. In addition time taken by external parties in providing quotation figures provided within responses to Questions on Notice do not incur costs.

The figure below is compiled from a review of direct invoicing from legal, technical or consultant advice specifically to response to Questions on Notice.

Legal, Technical and Consultant Advice Total (directly resulting from Questions on Notice clarifications and re-clarifications)	Total: \$10,053.00 (Elected Member Breakdown Councillor Liu \$10,053.00)
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8.1.6 Councillor Liu - Dauncey Street Town Centre Project

Council Meeting Date	13/09/2022
Author	Greg Georgopoulos
Title	Chief Executive Officer
Attachments	Nil
File Ref - Records	14.19.25
Hours to compile	1.50

Discussion

The following are Questions on Notice from Councillor Liu:

Question 1

Given 'question 1' of August Item 8.1.2 was not answered, could the public be informed of the changes made to Council's approved plan for the Dauncey Street project? Was the alteration to the Old Mulberry Tree Café outdoor dining area considered as a minor work as described and what is the cost of the alteration?

Answer

A new outdoor dining area was created for the 'Old Mulberry Tree Cafe'. The outdoor dining area was considered as minor works that can be addressed under the construction contract. Current cost variation for this item is still undetermined because administration is still attempting to reach an agreement with the contractor for the completion of this area.

Question 2

The reply to 'question 2, 3 & 5' was misleading, as it failed to disclose (a) the wheel stops under Section 2.4 of AS2890.5 (On-street parking) were not permitted unless controlling overhang encroachment onto a narrow footpath with 2 m or less in width if necessary - where Dauncey Street has a much wider footpath; and (b) the use of wheel stops should be avoided in locations where they are a tripping and safety hazard to pedestrians. Given these wheel stops are non-compliant with AS2890.5 and a risk to our community, what remedial actions will be taken to protect the pedestrians and avoid future damage claims against the Council?

Answer

The proposed use of wheel stops in Dauncey St are compliant with AS2890 and are permitted as a parking control device.

Council has sought risk advice specifically on this topic from LGRS. If a pedestrian sues Council for tripping on a wheel stop, the Scheme will automatically indemnify Council and defend Council, denying the Claim on the basis of longstanding law that people have to pay due care and attention where they are walking, and also relying on s42 of the Civil Liability Act. If a pedestrian was hit by a vehicle where a barrier (kerb, wheel stop or otherwise) had been removed, it would place Council and the Scheme in a difficult position in relation to a potential claim.

Question 3

Could it be explained as to why my concern expressed in 'question 4' was INCORRECT, especially when it was revealed that the slope in front of the gift shop exceeds the desirable 3% crossfall and the allowable maximum gradients of 5% for safe angle parking? How will Council be able to defend any damage claims for failing to comply with the relevant Standards and design Codes for angle parking?*

*(Note: At CH100 – 110 based on 6.2% cross fall with a 5.11% longitudinal gradient as shown on the road design plans, the pavement slope parallel to the angle of parking is calculated at 8.5%.)

Answer

On-street carparking and road/footpath construction is generally restricted by the site characteristics and the natural topography of the existing road reserve, such as existing building levels, longitudinal grade and crossfalls. It should also be noted that the new design grades have matched, or near identical to, the existing grades of the road and footpath prior to construction. The angled parking arrangement in front of the gift shop at CH110 is also existing. See cross section below at CH110, with the dark line representing the proposed design and dashed grey line representing the existing road. The design crossfall is 5.5% and the existing crossfall is approximately 5.6%. Similarly, the longitudinal section shows we are matching the existing gradient at this area. So, in this case, the design has matched the existing road falls and has not exacerbated the parking conditions.

8.2. Questions without Notice

9. REPORTS OF COMMITTEES

10. CHIEF EXECUTIVE REPORTS

10.1 Correction to 8 March 2022 Council Minutes

Council Meeting Date	13/09/2022
Author	Melissa Grimes
Title	Governance Officer
Department	Chief Executive
Attachments	9.3.4
File Ref - Records	NA
Hours to compile	1.5
Strategic Plan Ref	5.3 Good Governance
Purpose	To correct the 8 March 2022 Council Minutes.
Executive Summary	Administration has identified that there is an omission within the 8 March 22 Council Minutes. Item 11.10 was omitted and not recorded within the final minute document for the 8 March Council minutes. Consequently a further council resolution is required to amend the minutes as a true and accurate record of the meeting..
Recommendation	<p>That the Council Minutes of the 8 March 2022 meeting, as approved at minute number C125:2022 of the Council meeting of 12 April 2022 but now recognized as incomplete, be amended by way of the insertion at Item 11.10, of the following:</p> <p>11.10 Recreation Fishing, Boating and Camping Facilities Program - Emu Bay Eco Toilet - Successful Application</p> <p><i>Moved Cr G Teasdale Seconded Cr P Tiggemann Council endorse the Chief Executive Officer or the Acting Chief Executive Officer to sign the funding deed for the installation of an eco-toilet at Emu Bay, and that the council endorses the council contribution noting that it will be funded from the FY2022 Operating Budget.</i></p> <p>CARRIED <i>Minute C102A:2022</i></p>

Discussion

Administration has identified that there is an omission within the 8 March 22 Council Minutes. Item 11.10 was omitted and not recorded within the final minute document for the 8 March Council minutes due to an error within the agenda / minute module when the document was being built. Consequently a further council resolution is required to amend the minutes as a true and accurate record of the 8 March 2022 Council meeting.

The below motion does not appear within the endorsed minutes, and was omitted in error:

11.10 Recreation Fishing, Boating and Camping Facilities Program - Emu Bay Eco Toilet - Successful Application

Moved Cr G Teasdale
Council endorse the Chief Executive Officer or the Acting Chief Executive Officer to sign the funding deed for the installation of an eco toilet at Emu Bay, and that the council endorses the council contribution noting that it will be funded from the FY2022 Operating Budget.
CARRIED

Seconded Cr P Tiggeman
Minute C102A:2022

Currently the minutes appear as below:

1:13pm S Mumford re-joined the meeting

11.9 South Australian Boating Facilities Committee - Baudin Beach Boat Ramp - successful application

Moved Cr D Mephram
1:15pm That meeting procedures be suspended for a sufficient period to allow informal discussion on the item and for Ms Anna Osman (Manager Community Engagement and Grants) and Mr Dean Modra (Baudin Beach Progress Association) to address the meeting on the item.
CARRIED.

Seconded Cr P Denholm
Minute: C100:2022

1:30pm Meeting resumed from suspended procedures.

Moved Cr D Mephram
That Council authorize Administration to enter into the Funding Agreement with Minister for Infrastructure and Transport for the SA Boating Facilities committee

Seconded Cr S Pledge

Baudin Beach Boat Ramp Restoration in partnership with Baudin Beach Progress Association for \$262,240.
CARRIED.

Minute: C101:2022

Moved Cr S Mumford
That Council endorse an exemption under 5.17.2. of the Procurement policy due to Council administration acting under an auspice arrangement with Baudin Beach Progress Association, where Baudin Beach Progress Association will manage the site construction activities, in conjunction with a qualified independent consulting engineer, to construct the Baudin Beach Boat Ramp project, and Council administration will receive, pass on and acquit the grant funding received to the satisfaction of the Baudin Beach Progress Association.
CARRIED.

Seconded Cr P Denholm
Minute: C102:2022

11.11 Community Land - Updates to Council Lands Management Plan Data Sheets - Post Consultation - Multiple Land Parcels

Moved Cr S Pledge
That this Report be received by Council.
CARRIED.

Seconded Cr R Cotterill
Minute: C103:2022

- Moved Cr S Mumford
Seconded Cr S Pledge
1. That Council notes that no responses were received for the Community Land Data Sheet - Parndana Depot and CFS Water Tank Management Plan
 2. That Council delegates to the Chief Executive Officer the authority to submit an

A simple but formal process is required to amend any minutes that have already been endorsed by Council resolution as a true and accurate record (i.e. 'adopted').

It is necessary to amend the previously 'adopted' minutes and to cross reference the then amended minutes to the later resolution, which authorises the amendment.

This process is neither a '*designated decision*' nor a significant or major policy position. If anything, it is a decision required out of administrative necessity given the adopted minutes are deficient. Therefore, it is a decision that can be made at any time, including during the caretaker period.

Governance Considerations

(relates to consistent management, cohesive policies, guidance, processes and decision-rights for a given area of responsibility)

To ensure the minutes are a true and accurate record.

Risk Management Considerations

(identification, assessment, and prioritization of risks (defined as the effect of uncertainty on objectives, whether positive or negative) followed by coordinated and economical application of resources to minimize, monitor, and control the probability and/or impact of unfortunate events or to maximize the realization of opportunities)

To ensure the minutes are a true and accurate record.

Economic Considerations

(Assessment of likely financial implications of pursuing a course of action)

Nil at this time.

Social Considerations

(Assessment of likely impacts with the Community)

Nil at this time.

Environmental Considerations

(Assessment of likely impacts on the environment)

Nil at this time.

Climate Change - Adaptation considerations

(Assessment of likely positive or negative implications of this decision on Council's need to adapt its way of delivering Policy or Works to adapt to the challenges created by Climate Change)

Nil at this time.

10.2 Chief Executive Officer Activities and Meetings Report

Council Meeting Date	13/09/2022
Author	Greg Georgopoulos
Title	Chief Executive Officer
Attachments	Nil
Hours to compile	2
Purpose	To provide Council with a summary of meetings and activities since the last Council Meeting.
Recommendation	That the Council's Chief Executive Officer's activities and meeting report be received.

Discussion

Date	Activity	In Attendance
Monday 1 August 2022	Welcome Meeting – Director of Works and Infrastructure Key stakeholder Meetings Meetings – Kingscote Community Members SA Water Desalination Project Meeting	In Attendance
Tuesday 2 August 2022	Meeting – Mouth Flat Road Review Town Centre and Lease payment Meeting – KI Business Representative	In Attendance
Wednesday 3 August 2022	Executive Leadership Team Meeting Services Review Implementation Meeting Town Centres Project – Community Briefing and site review.	In Attendance
Thursday 4 August 2022	Kangaroo Island Strategic Sustainability Meeting Town Centres Project Progression Meeting Strategic Development Review Meetings –Key stakeholders	In Attendance
Friday 5 August 2022	Town Centre Project Progression Meeting Kangaroo Island Environmental Excellence Initiatives Meeting.	In Attendance
Monday 8 August 2022	Media Strategy Meeting Key Stakeholder Meeting Legal Principal and Associate Meeting Town Centre Project Review Meeting Key Stakeholder Meeting	In Attendance
Tuesday 9 August 2022	Special Information Briefing Session Council Meeting	In Attendance
Wednesday 10 August 2022	Meeting – Community Member, Penneshaw Executive Leadership Team Meeting	In Attendance

	Black Summer Bushfire Funding Review Meeting – Nous Group Marketing, Media and Communications Meeting Legal Principal and Associate Meeting Regional Plans Team Meeting – Department for Trade and Investment.	
Thursday 11 August 2022	Executive Leadership Team – Kangaroo Island Business and Brand Alliance Briefing and Meeting Director Works and Infrastructure Meeting	In Attendance
Monday 15 August 2022	Town Centre Project – Axiom Meeting South Australian Government - Department of Infrastructure Meeting	In Attendance
Tuesday 16 August 2022	Director Corporate Services Meeting HR Manager Meeting	In Attendance
Wednesday 17 August 2022	Values and Behaviours Workshop	In Attendance
Thursday 18 August 2022	Vietnam Veterans Day Commemoration	In Attendance
Friday 19 August 2022	Sea Transport Round Table	In Attendance
Monday 22 August 2022	Service Review Post Implementation Meetings – BDO Town Centres Project Progression Meeting	In Attendance
Tuesday 23 August 2022	Department for Industry, Innovation and Science Meeting South Australian Government Health Meeting Davies Road – Hog Bay Road Meeting Local Government Election – Candidates Information Session	In Attendance
Wednesday 24 August 2022	Executive Leadership Team Meeting Meeting – Community Member	In Attendance
Thursday 25 August 2022	Information Briefing Session	In Attendance
Friday 26 August 2022	Southern and Hills Local Government Meeting National Recovery Program Forum	In Attendance
Monday 29 August 2022	Legal Principal and Associate Meeting Service Review Post Implementation Review Meeting	In Attendance
Tuesday 30 August 2022	Community Member Meeting Town Centre Project Progression Review Meeting Director Community Development Meeting	In Attendance
Wednesday 31 August 2022	American River Structure Plan Workshop	In Attendance

11. BUSINESS SUPPORT REPORTS

11.1 Partial Review of Delegations

Council Meeting Date	13/09/2022
Author	Melissa Grimes
Title	Governance Officer
Senior Manager	Nicki Putland – Director Corporate Services
Department	Corporate Services
Attachments	Delegations
File Ref - Records	NA
Hours to compile	6
Strategic Plan Reference	5.3 Good Governance
Purpose	To provide Council with the changes to the Council's Delegations Register following a partial review undertaken, of the relevant Acts and Regulations, in accordance with Section 44 of the Local Government Act.
Executive Summary	<p>Council has been notified of changed and updated legislation with the following legislation which requires council endorsement:</p> <ul style="list-style-type: none">• Disability Inclusion Act 2018• Local Government Act 1999• Road Traffic (Miscellaneous) Regulations 2014• Planning, Development and Infrastructure Act 2016 and Regulations

Current Resolution

Moved Cr G Teasdale

Seconded Cr R Cotterill

1. That the Council resolves to grant the delegation of powers and functions of the Council as provided for in instrument of delegation, attached to this report for:
 - 1.1 *Disability Inclusion Act 2018*
 - 1.2 *Local Government Act 1999*
 - 1.3 *Road Traffic (Miscellaneous) Regulations 2014*
2. Such powers and functions may be further delegated by the Chief Executive Officer in accordance with Sections 44 and 101 of the Local Government Act 1999 as the Chief Executive Officer sees fit, unless otherwise indicated herein or in the Schedule of Conditions contained in each such proposed Instrument of Delegation.
1. Instrument A - In exercise of the power contained in Section 44 of the Local Government Act 1999 the powers and functions under the Planning, Development and Infrastructure Act 2016 and statutory instruments made thereunder contained in the proposed Instrument of Delegation (annexed to the Report) are hereby delegated this 30 August 2022 to the person occupying or acting in the office of Chief Executive

Officer of the Council subject to the conditions and/or limitations, if any, specified herein or in the Schedule of Conditions in the proposed Instrument of Delegation.

- 1.1. Such powers and functions may be further delegated by the Chief Executive Officer in accordance with Sections 44 and 101 of the Local Government Act 1999 as the Chief Executive Officer sees fit, unless otherwise indicated herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation.
2. Instrument B - In exercise of the power contained in Section 100 of the Planning, Development and Infrastructure Act 2016 the powers and functions under the Planning, Development and Infrastructure Act 2016 and statutory instruments made thereunder contained in the proposed Instrument of Delegation (annexed to the Report) are hereby delegated this 30 August 2022 to the person occupying or acting in the office of Chief Executive Officer of the Council subject to the conditions and/or limitations, if any, specified herein or in the Schedule of Conditions in the proposed Instrument of Delegation.
 - 2.1. Such powers and functions may be further delegated by the Chief Executive Officer in accordance with Section 100(2)(c) of the Planning, Development and Infrastructure Act 2016 as the Chief Executive Officer sees fit, unless otherwise indicated herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation.

Discussion

This report was considered during the 1 September 2022 Special Council Meeting, the motion was moved and seconded, then deferred to the September 13 Council Meeting following a ruling on a point of order; being raised around non sufficient time to consider the report.

The report is once again presented to Council for consideration, the meeting must resume to the current pending motion.

Original Report:

Section 44(6) of the *Local Government Act 1999*, requires Council to have and maintain a Delegation Register and make available for public inspection at all times.

The last full review of the Delegations Register was a full review undertaken in April 2022, with Council adopting the amended Council's Delegation Register and authorising the Chief Executive Officer to delegate and/or sub-delegate to relevant officers of Council.

Whilst Council is required to undertake a review of the Delegations Register within twelve (12) months after the conclusion of each periodic election, Council believes it is good governance to undertake partial reviews, as and when notified of changes to various Acts and Regulations.

The partial review conducted of the Council's Delegation Register after receiving the Local Government Association Summary of Update Report, include legislative amendments / new and removed provisions requiring delegation consideration for the following:

- Disability Inclusion Act 2018
- Local Government Act 1999
- Road Traffic (Miscellaneous) Regulations 2014

- Planning, Development and Infrastructure Act 2016 and Regulations

With the recent appointment of the new Development Services Manager and new officers title, including the recent legislation changes / updates, a full review of the Planning, Development & Infrastructure Act and Regulations has been undertaken and presented within this report.

Legislative amendments that require delegation consideration to be adopted are contained within Attachment 1 and have been either, recommended to be delegated to the Chief Executive Officer, or suggested to be Not Delegated (ND), or noted as Not Applicable (NA) within the delegation column.

The delegation of responsibilities, powers or functions provides a mechanism for the efficient delivery of services and enables decisions to be made at the appropriate level within the organisation structure enhancing the operational effectiveness of Council.

Delegations that are adopted then require the Chief Executive Officer to put together the sub delegations and list them within the Delegations Register.

Governance Considerations

(relates to consistent management, cohesive policies, guidance, processes and decision-rights for a given area of responsibility)

Ensuring delegations are reviewed and updated when legislation changes / updates occur.

Risk Management Considerations

(identification, assessment, and prioritization of risks (defined as the effect of uncertainty on objectives, whether positive or negative) followed by coordinated and economical application of resources to minimize, monitor, and control the probability and/or impact of unfortunate events or to maximize the realization of opportunities)

Ensuring delegations are reviewed and updated when legislation changes / updates occur.

Ensuring delegations are in place so that Administration can operate efficiently and effectively.

Economic Considerations

(Assessment of likely financial implications of pursuing a course of action)

There are no material financial implications as a result of adopting the recommendations in this report.

Ensuring delegations are in place so that Administration can operate efficiently and effectively.

Social Considerations

(Assessment of likely impacts with the Community)

Nil at this time.

Environmental Considerations

(Assessment of likely impacts on the environment)

Nil at this time.

Climate Change – Adaptation Considerations

(Assessment of likely positive or negative implications of this decision on Council's need to adapt its way of delivering Policy or Works to adapt to the challenges created by Climate Change)

Nil at this time.

ATTACHMENT 1 – DELEGATIONS REVIEW

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Positions

Abbreviation	Position	Name
CEO	Chief Executive Officer	Greg Georgopoulos
NA	Not Applicable	
ND	Not Delegated	

DISABILITY INCLUSION ACT 2018 - NEW Provisions

#	Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations	Capacity of Council
624129	Disability Inclusion Act 2018	section 23Q(1)	Provide to the Senior Authorising Officer such information relating to a specified person that the Senior Authorising Officer reasonably requires	Chief Executive Officer	_____	State authority
624130	Disability Inclusion Act 2018	section 23Q(2)	Provide the information to the Senior Authorising Officer in the manner and within the period specified in the notice	Chief Executive Officer	_____	State authority
624131	Disability Inclusion Act 2018	section 23Q(3)	Participate in consultation with the Senior Authorising Officer regarding a refusal or failure to comply with a notice	Chief Executive Officer	_____	State authority

Local Government Act 1999 - NEW Provisions

#	Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations	Capacity of Council
624289	Local Government Act 1999	section 122(1c)	Provide information relating to long-term financial plan and infrastructure and asset management plan to designated authority	Chief Executive Officer	_____	council
624290	Local Government Act 1999	section 122(1e)	Provide to the designated authority all relevant information on the matters specified in this section in accordance with guidelines determined by designated authority	Chief Executive Officer	_____	council
624291	Local Government Act 1999	section 122(1h)	Ensure advice provided by designated authority and any response of the Council is published in the Council's annual business plan (draft and adopted) in the relevant financial year and subsequent financial year (until next relevant financial year)	Chief Executive Officer	_____	council
624292	Local Government Act 1999	section 122(1j)	Provide to the designated authority within time and in manner specified in notice information the designated authority reasonably requires.	Chief Executive Officer	_____	council

Road Traffic (Miscellaneous) Regulations 2014 - CHANGED Provisions

#	Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations	Capacity of Council
438645	Road Traffic (Miscellaneous) Regulations 1999 2014	regulation 7(1)(3)(b)	Participate in consultation with respect to an order to close a road	Chief Executive Officer	_____	council

SA Instrument A - Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity - NEW Provisions

#	Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
623231	Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)	s5(5)(b)	1.Planning Regions and Greater Adelaide 1.1The power pursuant to Section 5(5)(b) of the Planning, Development and Infrastructure Act 2016 (the PDI Act) to make submissions to the Minister on a proposed proclamation under Section 5 of the PDI Act.	ND	_____
623232	Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)	s6(3)(b)	2.Subregions 2.1The power pursuant to Section 6(3)(b) of the PDI Act to make submissions to the Minister on the Minister's proposed course of action.	ND	_____

#	Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
623233	Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)	s41(2)(a)	6.Appointment of Administrator 6.1The power pursuant to Section 41(2)(a) of the PDI Act to make submissions to the Minister on the Minister appointing an administrator under Section 41 of the PDI Act.	Chief Executive Officer	_____
623234	Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)	s73(2)(b)(iv)	9. Preparation and Amendment 9.1The power pursuant to Section 73(2)(b)(iv) of the PDI Act to: 9.1.1seek the approval of the Minister to initiate a proposal to amend a designated instrument; and 9.1.2initiate a proposal to amend a designated instrument with the approval of the Minister acting on the advice of the Commission.	ND	_____
623235	Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council;	s73(7)	9. Preparation and Amendment 9.3The power pursuant to Section 73(7) of the PDI Act, after complying with Section 73(6) of the PDI Act, to prepare a report in accordance with any practice direction that applies for the purposes of Section 73 of the PDI Act (including information about any change to the original proposal that the delegate considers should be made) and furnish a copy of the report to the Minister.	Chief Executive Officer	_____

#	Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
	a Designated Authority; a Designated Entity (Instrument A)				
623236	Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)	s75(1)	<p>11. Complying Changes – Planning and Design Code</p> <p>11.1The power pursuant to Section 75(1) of the PDI Act to submit to the Minister a proposal to agree to an amendment to the Planning and Design Code under Section 75 of the PDI Act if:</p> <p>11.1.1the amendment comprises a change to:</p> <p>11.1.1.1the boundary of a zone or subzone; or</p> <p>11.1.1.2the application of an overlay; and</p> <p>11.1.2the amendment is consistent with a recommendation in the relevant regional plan that, through the use of:</p> <p>11.1.2.1specific maps or other spatial information; and</p> <p>11.1.2.2specific information about the changes that are being proposed, clearly and specifically identifies (in the opinion of the Minister) the changes that are considered to be appropriate.</p>	ND	
623237	Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of	s84(1)(c)(ii)(A)	<p>14. Panels Established by Minister</p> <p>14.1The power pursuant to Section 84(1)(c)(ii)(A) of the PDI Act to request the Minister to constitute a regional assessment panel in relation to the combined areas of the Council and one or more other Councils.</p>	ND	

#	Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
	Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)				
623238	Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)	s84(1)(c)(ii)(B)	14.Panels Established by Minister 14.2The power pursuant to Section 84(1)(c)(ii)(B) of the PDI Act to make submissions to the Minister about the constitution of a regional assessment panel in relation to the area of the Council and one or more other Councils (or parts of such areas).	ND	_____
623239	Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)	s94(1)(g)	17.Relevant Authority - Commission 17.1The power pursuant to Section 94(1)(g) of the PDI Act to make a request to the Minister that the Minister declare, by notice served on the proponent, that the Minister desires the Commission to act as the relevant authority in relation to the proposed development.	Chief Executive Officer	_____
623240	Instrument of Delegation under the Planning, Development and Infrastructure Act 2016,	s113(5)(a)(iii)	21.EIS Process 21.1The power pursuant to Section 113(5)(a)(iii) of the PDI Act to comment	Chief Executive Officer	_____

#	Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
	Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)		and report within the time prescribed by the regulations on an EIS referred to the Council by the Minister.		
623241	Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)	s114(2)(b)	22.Amendment of EIS 22.1The power pursuant to Section 114(2)(b) of the PDI Act to make written submissions on the amendment to the Minister.	Chief Executive Officer	_____
623242	Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)	s163(3)(b)	34.Initiation of Scheme 34.1The power pursuant to Section 163(3)(b) of the PDI Act to request the Minister initiate a proposal to proceed under Section 163 of the PDI Act.	ND	_____

#	Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
623243	Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)	s163(10)	34. Initiation of Scheme 34.2The power pursuant to Section 163(10) of the PDI Act to make submissions to the Minister in relation to the draft outline.	Chief Executive Officer	_____
623244	Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)	s164(3)	35.Initiation of Scheme 35.1The power pursuant to Section 164(3) of the PDI Act to request the Minister initiate a proposal to proceed under Section 164 of the PDI Act.	ND	_____
623245	Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council;	s164(12)	35.Initiation of Scheme 35.2The power pursuant to Section 164(12) of the PDI Act to make submissions to the Minister in relation to the draft outline.	Chief Executive Officer	_____

#	Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
	a Designated Authority; a Designated Entity (Instrument A)				
623246	Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)	s167(7)	37.Adoption of Scheme 37.1The power pursuant to Section 167(7) of the PDI Act to make submissions to the Minister in relation to a variation to an outline of a scheme.	ND	_____
623247	Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)	s177(4)	39.Contributions by Constituent Councils 39.1The power pursuant to Section 177(4) of the PDI Act to make submissions to the Minister in relation to the Council's share.	Chief Executive Officer	_____
623248	Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design	s177(5)	39.Contributions by Constituent Councils 39.2The power pursuant to Section 177(5) of the PDI Act to, at the request of the Minister, supply the Minister with information in the possession of the	Chief Executive Officer	_____

#	Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
	Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)		Council to enable the Minister to determine shares under Sections 177(2) and (3) of the PDI Act.		
623249	Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)	s189(1)	43.Acquisition of Land 43.1The power pursuant to Section 189(1) of the PDI Act, to: 43.1.1seek the consent of the Minister to acquire land for a purpose associated with infrastructure works under and in accordance with the Land Acquisition Act 1969; and 43.1.2with the consent of the Minister, acquire land for a purpose associated with infrastructure works under and in accordance with the Land Acquisition Act 1969.	ND	_____
623250	Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)	s192(17)	44.Land Management Agreements 44.12The power pursuant to Section 192(17) of the PDI Act to seek the Minister's consent to providing in an agreement under Section 192 of the PDI Act entered into by the Council for the remission of rates or taxes payable to the Crown.	Chief Executive Officer	_____

#	Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
623251	Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)	s197(1)(b)	46. Off-setting Contributions 46.1 The power pursuant to Section 197(1)(b) of the PDI Act to seek the approval of the Minister to act under Section 197 of the PDI Act.	ND	_____
623252	Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)	s197(7)	46. Off-setting Contributions 46.6.1 seek the approval of the Minister to vary or wind up a scheme under Section 197 of the PDI Act; and 46.6.2 to vary or wind up a scheme under Section 197 of the PDI Act with the approval of the Minister.	ND	_____
623253	Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council;	s200(1)	48. Urban Trees Fund 48.1 The power pursuant to Section 200(1) of the PDI Act to, 48.1.1 seek the approval of the Minister to establish a fund (an urban trees fund) for an area designated by the delegate; and 48.1.2 to, with the approval of the Minister establish a fund (an urban trees fund) for an area designed by the delegate (a designated area).	NA	_____

#	Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
	a Designated Authority; a Designated Entity (Instrument A)				
623254	Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)	cl3(3)	63. Review of Performance 63.1The power pursuant to Clause 3(3) of Schedule 4 of the PDI Act to explain the Council's actions, and to make submissions (including, if relevant, an indication of undertakings that the Council is willing to give in order to take remedial action), to the Minister.	Chief Executive Officer	_____
623255	Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)	cl3(14)	63.Review of Performance 63.2The power pursuant to Clause 3(14) of Schedule 4 of the PDI Act to make submissions to the Minister on the report on which the PDI Action to be taken by the Minister under Clause 3(13) of Schedule 4 of the PDI Act is based.	Chief Executive Officer	_____
623256	Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design	cl3(15)	63.Review of Performance 63.3The power pursuant to Clause 3(15) of Schedule 4 of the PDI Act, if the Minister makes a recommendation to the Council under Clause 3(13)(a) of Schedule 4 of the PDI Act and the Minister subsequently considers that the	Chief Executive Officer	_____

#	Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
	Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)		Council has not, within a reasonable period, taken appropriate action in view of the recommendation, to make submissions to the Minister in relation to the directions of the Minister.		
623257	Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)	cl9(6)(a)	64.Planning and Design Code 64.1The power pursuant to Clause 9(6)(a) of Schedule 8 of the PDI Act to apply to the Minister for approval to commence the process under Section 25 of the repealed Act.	ND	_____
623258	Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)	cl30(3)	65.General Schemes 65.1The power pursuant to Clause 30(3) of Schedule 8 of the PDI Act to request the Minister make a declaration under Clause 30(2) of Schedule 8 of the PDI Act in relation to a scheme.	Chief Executive Officer	_____

#	Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
623259	Planning, Development and Infrastructure (Transitional Provisions) Regulations 2017	r8(1)(c)	66.Adoption of DPAs 66.1The power pursuant to Regulation 8(1)(c) of the Planning, Development and Infrastructure (Transitional Provisions) Regulations 2017 (the Transitional Provisions Regulations) to apply to the Minister under Regulation 8 of the Transitional Provisions Regulations in accordance with any requirement determined by the Minister.	ND	_____
623260	State Planning Commission Practice Direction - 2 Preparation and Amendment of Designated Instruments	cl6(1)	90.Preparation of an Engagement Report (Following Consultation) 90.1The power pursuant to clause 6(1) of PD2, at the completion of engagement on a draft of a proposal to prepare or amend a designated instrument to provide an engagement report to the Minister.	ND	_____
623262	State Planning Commission Practice Direction - 2 Preparation and Amendment of Designated Instruments	cl7(1) and (3)	91.Initiating a Code Amendment 91.2The power pursuant to clauses 7(1) and (3) of PD2 to lodge the SA Planning Portal Publication Instructions – for Initiation that sets out: 91.2.1identification of a consultation start date, consistent with the Proposal to Initiate timetable; 91.2.2an outline of the consultation approach including period of consultation, key audience and consultation methods (noting the Commission may also recommend specific conditions); and 91.2.3a summary of the Code Amendment in plain English.	Chief Executive Officer	_____
623261	State Planning Commission Practice Direction - 2 Preparation	cl6(3)	90. Preparation of an Engagement Report (Following Consultation) 90.3The power pursuant to clause 6(3) of PD2 to, in the engagement report also include an evaluation of the effectiveness of the engagement that	ND	_____

#	Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
	and Amendment of Designated Instruments		<p>considers whether:</p> <p>90.3.1 the principles of the Charter have been achieved; and</p> <p>90.3.2 all mandatory requirements identified in the Charter have been met (where the consultation category is applicable).</p>		

CHANGED Provisions

#	Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
320397	Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)	s152(3)(a)	<p>292330.Certificates of Occupancy</p> <p>2923</p> <p>30.2The power pursuant to Section 152(3)(a) of the PDI Act to require an application for a certificate of occupancy to include any information required by the delegate.</p>	Chief Executive Officer	_____

#	Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
385734	State Planning Commission Practice Direction - 2 Preparation and Amendment of Designated Instruments	cl7(1)	<p>87727691. Requirements in Relation to Initiating a Code Amendment Pursuant to Section 73 of the Act 8772 7691.1 The power pursuant to clause clauses 7(1) and (2) of PD-2PD2 to provide lodge a proposal to the Commission Proposal to initiate a with the code the amendment Department via the SA Planning Portal that sets out: 877276 91.1.1 Scope - an explanation of the reasons for the preparation of the amendment and a description of the changes in circumstance leading the need for the amendment and the range of issues to be addressed in the amendment; 8772.1.2 Code Modules Policy - an outline of: 7276</p> <p>91.1.1.1 any overlay, general policy, zone, subzone or subzone technical or numeric variation in the Code being considered proposed for amendment; and/or 7276</p> <p>91.1.1.2 the intended spatial application of an overlay, general policy, zone, subzone or subzone technical or numeric variation in the Code over an identified area, or draft instructions for the proposed amendments; 87 7276</p> <p>91.1.3 Area 2 Affected - Area 7276</p> <p>91.1.2.1 Aa map or description of the area Affected affected by the proposed amendment Area;</p>	Chief Executive Officer	

#	Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
			<p>87 7276</p> <p><u>91.1.4.3 State Planning Policies--an</u> 7276</p> <p><u>91.1.3.1 identification of the relevant keyprinciplesstateorplanningobjectivespoliciesof the State Planning Policies and a statement ofan</u> assessment of the <u>amendmentproposed Code Amendment's consistencyalignment</u> with those policiesState Planning Policies; 87 7276</p> <p><u>91.1.5.4 Regional PlansPlan</u> 7276</p> <p><u>91.1.4.1-IdentificationAnofindicationrelevant regional plans and assessment</u> of how the matters or issues proposed to be addressed by</p> <p>the <u>amendmentproposed Code Amendment</u> will relate to the relevant regional plan; 7276</p> <p><u>91.1.5 Consultation -</u> 7276</p> <p><u>91.1.5.1matters raised by the relevant Council and/or a relevant Joint Planning Board on the Proposal to Initiate;</u> <u>72.1.5.2 information regarding any relevantconsultationinfrastructurethatplanninghas already</u></p>		

#	Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
			<p><u>occurred with respect to the proposed Code Amendment:</u> 87 <u>7276</u></p> <p><u>91.1.5-3.2 details of further consultation proposed to be undertaken with respect to the proposed code Amendment:</u> <u>7276</u></p> <p><u>91.1.6 Infrastructure Provision Investigations -</u> 87 <u>7276</u></p> <p><u>91.1.6.1 information regarding any investigations which have already been undertaken with respect to the proposed Code Amendment</u> <u>7276</u></p> <p><u>91.1.6.2 an explanation outline of the further investigations that will be undertaken to support the proposed Code Amendment:</u> <u>7276</u></p> <p><u>91.1.6.3 details of any infrastructure provision required that to support required development arising through proposed Code Amendment and how the infrastructure provision will be provided; and</u> 87 <u>7276</u></p> <p><u>91.1.6.2.4 and details indication of whether it is likely that any infrastructure agreement (or agreements) or agreements infrastructure scheme which will need to be established or</u></p>		

#	Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
			<p>entered into in connection with the code<u>proposed amendment</u> Code<u>process</u>, Amendment <u>7276</u></p> <p>91.1.7<u>identifying</u> Timetable <u>7276</u></p> <p>91.1.7.1<u>identification of a consultation start date</u>; 91.1.7.2<u>an outline of the tools</u>proposed<u>that will be used</u>timetable <u>for this</u>each <u>step of the Code Amendment</u> process; 8772.1.7<u>Joint Planning Board Comments</u> – (ensuring <u>that the Council</u>process<u>has</u> is <u>completed</u>discussed<u>within</u> reasonable time limits), and a commitment from the proposal<u>Proponent</u>with (where it is also the relevant Designated<u>Regional Planning Board</u>; 8772.1.8<u>Consultation</u> – information regarding any other consultation Entity <u>that has</u>it<u>occurred</u>; 8772.1.9<u>will</u>intake<u>relation</u>steps to designating a place as a place of local heritage value or a heritage area – a heritage review prepared by a heritage architect or historian or similar occupation in accordance with update <u>the Commission's</u>timetable<u>guidelines</u> and prepared<u>seek</u> under<u>approval</u> Section 67(2)(c) <u>of</u> from <u>the PDI</u>Department<u>Act</u>; 8772.1.10<u>if</u>in<u>relation</u>appear<u>sto</u>that<u>designating</u> time<u>frames</u> a<u>will</u> tree <u>a</u> significant tree – an assessment of the tree against the criteria under Section 68(1)(a) of the PDI Act; 8772.1.11 in relation to designating a stand of trees to<u>not</u> be significant trees – an assessment of the trees against the criteria under Section 68(1)(b) of the PDI Act<u>met</u>.</p>		

#	Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
385735	State Planning Commission Practice Direction - 2 Preparation and Amendment of Designated Instruments	cl7(2(3(4)	<p>87727691.Requirements in Relation to <u>3</u> Initiating a Code Amendment Pursuant to Section 73 of the Act</p> <p>8772.2</p> <p>The power pursuant to clause 7(2(3(4) of PD2to, in addition <u>to a Code Amendment which is intended to designate a place as a place of local heritage value, to provide a report which:</u></p> <p>87</p> <p>7276.2</p> <p><u>91.3.1 Timetable</u>includes-a heritage datasheet for each proposed Local Heritage Place, which includes:</p> <p>7276.2</p> <p><u>91.3.1.1</u> all relevant property details and descriptions (including images);</p> <p>7276.2</p> <p><u>91.3.1.2</u> historical background and thematic analysis;</p> <p>7276.2</p> <p><u>91.3.1.3</u> a statement of heritage value;</p> <p>7276.2</p> <p><u>91.3.1.4</u> an outlineassessment against the Local Heritage Criteria; and</p> <p>7276.2</p> <p><u>91.3.1.5</u> the extent of listing (including any exclusions);</p> <p>7276.2</p>	Chief Executive Officer	

#	Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
			<p><u>91.3.2 includes an analysis of historic themes of importance to the area;</u> <u>7276.2</u> <u>91.3.3 is prepared by a heritage architect, historian or person with similar qualifications, skills or experience; and</u> <u>7276.2</u></p> <p><u>91.3.4 is otherwise prepared in accordance with any guidelines prepared and published by the Commission under Section 67(2)(c) of the proposed PD timetable for each step of the process (ensuring that the process is completed within reasonable time limits), and a commitment on the part of the Council that it will take steps to update this timetable if it appears at any stage that the Council will require an extension;</u></p> <p><u>8772.2.2 Investigations - an outline of the investigations and justifications that will be undertaken (and those that may have already been undertaken) and the form that those investigations will take in order to address the strategic and social, economic and environmental issues of the proposed amendment, or an explanation and summary of the investigations undertaken and how these support the amendment Act.</u></p>		
502535	State Planning Commission Practice Direction - 2 Preparation	cl 7(4(5))	<p><u>727691. Initiating a Code Amendment</u> <u>72</u> <u>76.391.4</u> The power pursuant to clause 7(4(5)) of PD2 in relation to a Code Amendment which is intended to designate a tree (or stand of trees) as a significant tree (or trees), to provide a report which: <u>7276.3</u></p>	Chief Executive Officer	

#	Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
	and Amendment of Designated Instruments		<p>91.4.1 includes relevant details and descriptions of the tree or stand of trees (including images as necessary)</p> <p>7276.3</p> <p>91.4.2 includes an assessment of the tree (or stand of trees) against the Significant Tree Criteria;</p> <p>7276.3</p> <p>91.4.3 is prepared by an urban planner, arborist or person with qualifications, skills or experience relevant to the assessment in the report.</p>		

DELETED Provisions

#	Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
385733	State Planning Commission Practice Direction - 2 Preparation and Amendment of Designated Instruments	cl6(3)	<p>89. Requirements in Relation to Preparing an Engagement Report Following Consultation</p> <p>89.2 The power pursuant to clause 6(3) of PD2 to, in the engagement report also include an evaluation of the effectiveness of the engagement that considers whether:</p> <p>89.2.1 the principles of the Charter have been achieved; and</p> <p>89.2.2 all mandatory requirements identified in the Charter have been met (where the consultation category is applicable).</p>	NA	<hr style="width: 100%;"/>

SA Instrument A - Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
s7(5)(b)	<p>3. Environment and Food Production Areas – Greater Adelaide</p> <p>3.1 The power pursuant to Section 7(5)(b) of the the PDI Act, in relation to proposed development in an environment and food production area that involves a division of land that would create 1 or more additional allotments to concur in the granting of the development authorisation to the development.</p>	NA	
s22(4)(a)(i)	<p>4. Functions</p> <p>4.1 The power pursuant to Section 22(4)(a)(i) of the PDI Act to, if an inquiry is conducted by the Commission under Section 22(1)(e) of the PDI Act make submissions or representations.</p>	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
s35(1)(a)	<p>5. Planning Agreements</p> <p>5.1 The power pursuant to Section 35(1)(a) of the PDI Act and subject to Section 35 of the PDI Act to enter into an agreement (a planning agreement) with the Minister relating to a specified area of the State subject to Section 35 of the PDI Act.</p>	CEO	
s35(3)	<p>5. Planning Agreements</p> <p>5.2 The power pursuant to Section 35(3) of the PDI Act to, in a planning agreement, include provisions that outline the purposes of the agreement and the outcomes that the agreement is intended to achieve and to provide for:</p> <p>5.2.1 the setting of objectives, priorities and targets for the area covered by the agreement; and</p>	CEO	
s35(3)	<p>5. Planning Agreements</p> <p>5.2 The power pursuant to Section 35(3) of the PDI Act to, in a planning agreement, include provisions that outline the purposes of the agreement and the outcomes that the agreement is intended to achieve and to provide for:</p> <p>5.2.2 the constitution of a joint planning board including, in relation to such a board:</p> <p>5.2.2.1 the membership of the board, being between 3 and 7 members (inclusive); and</p> <p>5.2.2.2 subject to Section 35(4) of the PDI Act, the criteria for membership; and</p>	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>5.2.2.3 the procedures to be followed with respect to the appointment of members; and</p> <p>5.2.2.4 the terms of office of members; and</p> <p>5.2.2.5 conditions of appointment of members, or the method by which those conditions will be determined, and the grounds on which, and the procedures by which, a member may be removed from office; and</p> <p>5.2.2.6 the appointment of deputy members; and</p> <p>5.2.2.7 the procedures of the board; and</p>		
s35(3)	<p>5. Planning Agreements</p> <p>5.2 The power pursuant to Section 35(3) of the PDI Act to, in a planning agreement, include provisions that outline the purposes of the agreement and the outcomes that the agreement is intended to achieve and to provide for:</p> <p>5.2.3 the delegation of functions and powers to the joint planning board (including, if appropriate, functions or powers under another Act); and</p>	CEO	
s35(3)	<p>5. Planning Agreements</p> <p>5.2 The power pursuant to Section 35(3) of the PDI Act to, in a planning agreement, include provisions that outline the purposes of the agreement and the outcomes that the agreement is intended to achieve and to provide for:</p>	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	5.2.4 the staffing and other support issues associated with the operations of the joint planning board; and		
s35(3)	5. Planning Agreements 5.2 The power pursuant to Section 35(3) of the PDI Act to, in a planning agreement, include provisions that outline the purposes of the agreement and the outcomes that the agreement is intended to achieve and to provide for: 5.2.5 financial and resource issues associated with the operations of the joint planning board, including: 5.2.5.1 the formulation and implementation of budgets; and 5.2.5.2 the proportions in which the parties to the agreement will be responsible for costs and other liabilities associated with the activities of the board; and	CEO	
s35(3)	5. Planning Agreements 5.2 The power pursuant to Section 35(3) of the PDI Act to, in a planning agreement, include provisions that outline the purposes of the agreement and the outcomes that the agreement is intended to achieve and to provide for: 5.2.6 such other matters as the delegate thinks fit.	CEO	
s35(5)(a)	5. Planning Agreements	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	5.3 The power pursuant to Section 35(5)(a) of the PDI Act, at the expiry of a planning agreement, to replace it with a new agreement (in the same or different terms).		
s35(5)(b)	5. Planning Agreements 5.4 The power pursuant to Section 35(5)(b) of the PDI Act, to vary or terminate a planning agreement by agreement between the parties to the agreement.	CEO	
s44(6)(a)	7. Community Engagement Charter 7.1 The power pursuant to Section 44(6)(a) of the PDI Act, to make submissions in relation to any proposal to prepare or amend a designated instrument under Part 5 Division 2 Subdivision 5 of the PDI Act that is relevant to the Council (unless the proposal has been initiated by the Council).	CEO	
s44(9)(b)	7. Community Engagement Charter 7.2 The power pursuant to Section 44(9)(b) of the PDI Act to the extent that Section 44(9)(a) of the PDI Act does not apply, have regard to, and seek to achieve, any principles or performance outcomes that apply in a relevant case.	CEO	
s44(10)	7. Community Engagement Charter 7.3 The power pursuant to Section 44(10) of the PDI Act to:	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>7.3.1 seek the approval of the Commission to adopt an alternative way to achieving compliance with a requirement of the charter; and</p> <p>7.3.2 with the approval of the Commission, adopt an alternative way to achieving compliance with a requirement of the charter.</p>		
s45(2)(c)	<p>8. Preparation and Amendment of Charter</p> <p>8.1 The power pursuant to Section 45(2)(c) of the PDI Act to make representations (including in writing or via the SA planning portal) on a proposal to prepare or amend the charter.</p>	CEO	
s73(6)	<p>9. Preparation and Amendment</p> <p>9.2 The power pursuant to Section 73(6) of the PDI Act where the Council is authorised or approved under Section 73 of the PDI Act, after all of the requirements of Section 73 of the PDI Act have been satisfied:</p> <p>9.2.1 to prepare a draft of the relevant proposal; and</p> <p>9.2.2 to comply with the Community Engagement Charter for the purposes of consultation in relation to the proposal; and</p> <p>9.2.3 to the extent that paragraph (b) of Section 73(6) of the PDI Act does not apply, in the case of a proposed amendment to a regional plan that has been prepared by a joint planning board where the amendment is not being proposed by the joint planning board – consult with the joint planning board; and</p>	CEO	<hr/> <p>Item 6.1.1 - CEO only</p>

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>9.2.4 to the extent that paragraph (b) of Section 73(6) of the PDI Act does not apply, in the case of a proposed amendment to the Planning and Design Code that will have a specific impact on 1 or more particular pieces of land in a particular zone or subzone (rather than more generally) – to take reasonable steps to give:</p> <p>9.2.4.1 an owner or occupier of the land; and</p> <p>9.2.4.2 an owner or occupier of each piece of adjacent land,</p> <p>a notice in accordance with the regulations; and</p> <p>9.2.5 to consult with any person or body specified by the Commission and any other person or body as the delegate thinks fit; and</p> <p>9.2.6 to carry out such investigations and obtain such information specified by the Commission; and</p> <p>9.2.7 to comply with any requirement prescribed by the regulations.</p>		
s73(8)	<p>9. Preparation and Amendment</p> <p>9.4 The power pursuant to Section 73(8) of the PDI Act, after the Council has furnished a report to the Minister under Section 73(7) of the PDI Act, to ensure that a copy of the report is published on the SA planning portal in accordance with a practice direction that applies for the purposes of Section 73 of the PDI Act.</p>	CEO	
s73(9)	<p>9. Preparation and Amendment</p>	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	9.5 The power pursuant to Section 73(9) of the PDI Act to enter into an agreement with a person for the recovery of costs incurred by the Council in relation to an amendment of the Planning and Design Code or a design standard under Section 73 of the PDI Act (subject to the requirement to charge costs under Section 73(4)(b) of the PDI Act (if relevant)).		
s74(8)(c)	10. Parliamentary Scrutiny 10.1 The power pursuant to Section 74(8)(c) of the PDI Act if the ERD Committee is proposing to suggest an amendment under Section 74(4) of the PDI Act and the amendment is specifically relevant to the Council, to provide a comment and response within the period of 2 weeks.	CEO	
s75(3)	11. Complying Changes – Planning and Design Code 11.2 The power pursuant to Section 75(3) of the PDI Act to effect an amendment under Section 75 of the PDI Act by an instrument deposited on the SA Planning database (in accordance with requirements established by the Chief Executive).	CEO	
s82(d)	12. Entities Constituting Relevant Authorities 12.1 The power pursuant to Section 82(d) of the PDI Act, subject to the PDI Act, to appoint an assessment panel.	ND	
s83(1)	13. Panels Established by Joint Planning Boards or Councils	ND	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>13.1 The power pursuant to Section 83(1) of the PDI Act in relation to an assessment panel appointed by the Council under Division 1 of Part 6 of the PDI Act, to:</p> <p>13.1.1 appoint more than 1 assessment panel and if the delegate does so, to clearly specify which class of development each assessment panel is to assess;</p> <p>13.1.2 determine:</p> <p>13.1.2.1 the membership of the assessment panel, being no more than 5 members, only 1 of which may be a member of a council, and, if the delegate thinks fit, on the basis that the assessment panel will be constituted by a different number of members depending on the particular class of development that is being assessed by the assessment panel; and</p> <p>13.1.2.2 the procedures to be followed with respect to the appointment of members; and</p> <p>13.1.2.3 the terms of office of members; and</p> <p>13.1.2.4 conditions of appointment of members, or the method by which those conditions will be determined, (including as to their remuneration) and the grounds on which, and the procedures by which, a member may be removed from office; and</p> <p>13.1.2.5 the appointment of deputy members; and</p> <p>13.1.2.6 who will act as the presiding member of the panel and the process for appointing an acting presiding member.</p>		

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
s83(1)(h)	<p>13. Panels Established by Joint Planning Boards or Councils</p> <p>13.2 The power pursuant to Section 83(1)(h) of the PDI Act to arrange the staffing and support required for the purposes of the operations of the panel.</p>	CEO	
s83(1)(i)	<p>13. Panels Established by Joint Planning Boards or Councils</p> <p>13.3 The power pursuant to Section 83(1)(i) of the PDI Act to substitute the existing members of the panel with new members if directed to do so by the Minister acting on recommendation of the Commission under Section 86 of the PDI Act.</p>	ND	
s83(2)	<p>13. Panels Established by Joint Planning Boards or Councils</p> <p>13.4 The power pursuant to Section 83(2) of the PDI Act to form the opinion and be satisfied that a person to be appointed as a member of an assessment panel who is a member, or former member, of a council is appropriately qualified to act as a member of the assessment panel on account of the person's experience in local government.</p>	ND	
s86(2)(a)	<p>15. Substitution of Local Panels</p> <p>15.1 The power pursuant to Section 86(2)(a) of the PDI Act to make submissions to the Commission in relation to an inquiry.</p>	ND	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
s89(b)	<p>16. Notification of Acting</p> <p>16.1 The power pursuant to Section 89(b) of the PDI Act to require an accredited professional to provide such information or documentation as the delegate may require.</p>	CEO	
s102(1)(c)(iv)	<p>18. Matters Against which Development Must be Assessed</p> <p>18.1 The power pursuant to Section 102(1)(c)(iv) of the PDI Act in relation to a proposed division of land (otherwise than under the Community Titles Act 1996 or the Strata Titles Act 1988) where land is to be vested in the Council, to consent to the vesting.</p>	ND	
s102(1)(d)(iv)	<p>18. Matters Against which Development Must be Assessed</p> <p>18.2 The power pursuant to Section 102(1)(d)(iv) of the PDI Act in relation to a proposed division of land under the Community Titles Act 1996 or the Strata Titles Act 1988 where land is to be vested in the Council, to consent to the vesting.</p>	ND	
s102(11)(b)	<p>18. Matters Against which Development Must be Assessed</p> <p>18.3 The power pursuant to Section 102(11)(b) of the PDI Act to impose a reasonable charge on account of an encroachment over land under the care, control and management of the Council when the relevant development is undertaken.</p>	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
s110(2)(b)	<p>19. Restricted Development</p> <p>19.1 The power pursuant to Section 110(2)(b) of the PDI Act to, in accordance with the regulations and within a period prescribed by the regulations, make representations to the Commission in relation to the granting or refusal of planning consent.</p>	CEO	
s110(c)(ii)	<p>19. Restricted Development</p> <p>19.2 The power pursuant to Section 110(c)(ii) of the PDI Act to appear personally or by representative before the Commission to be heard in support of the Council's representation.</p>	CEO	
s110(7)	<p>19. Restricted Development</p> <p>19.3 The power pursuant to Section 110(7) of the PDI Act to appeal against a decision on a development classified as restricted development.</p>	CEO	
s112(b)	<p>20. Level of Detail</p> <p>20.1 The power pursuant to Section 112(b) of the PDI Act to express views in relation to the level of detail required in relation to an EIS.</p>	CEO	
s130(6)	<p>23. Essential Infrastructure – Alternative Assessment Process</p>	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	23.1 The power pursuant to Section 130(6) of the PDI Act to report to the Commission on any matters contained in a notice under Section 130(5) of the PDI Act.		
s130(14)	23. Essential Infrastructure – Alternative Assessment Process 23.2 The power pursuant to Section 130(14) of the PDI Act to, if the Council has, in relation to any matters referred to the Council under Section 130(5) of the PDI Act, expressed opposition to the proposed development in its report under Section 130(6) of the PDI Act, withdraw the Council's opposition.	CEO	
s131(7)	24. Development Assessment – Crown Development 24.1 The power pursuant to Section 131(7) of the PDI Act to report to the Commission on any matters contained in a notice under Section 131(6) of the PDI Act.	CEO	
s131(15)	24. Development Assessment – Crown Development 24.2 The power pursuant to Section 131(15) of the PDI Act to, if the Council has, in relation to any matters referred to the Council under Section 131(6) of the PDI Act expressed opposition to the proposed development in its report under Section 131(7) of the PDI Act, withdraw the Council's opposition.	CEO	
s138(1)	25. Land Division Certificate	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	25.1 The power pursuant to Section 138(1) of the PDI Act to enter into a binding agreement supported by adequate security and if the regulations so require in a form prescribed by the regulations.		
s138(2)	25. Land Division Certificate 25.2 The power pursuant to Section 138(2) of the PDI Act to furnish the Commission with appropriate information as to compliance with a particular condition and to comply with any requirement prescribed by the regulations.	CEO	
s141(1)	26. Action if Development Not Completed 26.1 The power pursuant to Section 141(1) of the PDI Act, if: 26.1.1 an approval is granted under the PDI Act; but 26.1.2 - 26.1.2.1 the development to which the approval relates has been commenced but not substantially completed within the period prescribed by the regulations for the lapse of the approval; or 26.1.2.2 in the case of a development that is envisaged to be undertaken in stages - the development is not undertaken or substantially completed in the manner or within the period contemplated by the approval, to apply to the Court for an order under Section 141 of the PDI Act.	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
s141(5)	<p>26. Action if Development Not Completed</p> <p>26.1.3 The power pursuant to Section 141(5) of the PDI Act, if the Court makes an order under Section 141(3)(a), (b) or (d) of the PDI Act and a person fails to comply with the order within the period specified by the Court, to cause any work contemplated by the order to be carried out, and to recover the costs of that work, as a debt from the person.</p>	CEO	
s141(6)	<p>26. Action if Development Not Completed</p> <p>26.1.4 The power pursuant to Section 141(6) of the PDI Act, if an amount is recoverable from a person by the Council under Section 141(5) of the PDI Act:</p> <p>26.1.4.1 to, by notice in writing to the person, fix a period, being not less than 28 days from the date of the notice, within which the amount must be paid by the person.</p>	CEO	
s142(1)	<p>27. Completion of Work</p> <p>27.1 The power pursuant to Section 142(1) of the PDI Act, if:</p> <p>27.1.1 an approval is granted under the PDI Act; but</p> <p>27.1.2 the development to which the approval relates has been substantially but not fully completed within the period prescribed by the regulations for the lapse of the approval,</p> <p>to, by notice in writing, require the owner of the relevant land to complete the development within a period specified in the notice.</p>	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
s142(2)	<p>27. Completion of Work</p> <p>27.2 The power pursuant to Section 142(2) of the PDI Act, if an owner fails to carry out work as required by a notice under Section 142(1) of the PDI Act, to cause the necessary work to be carried out.</p>	CEO	
s142(3)	<p>27. Completion of Work</p> <p>27.3 The power pursuant to Section 142(3) of the PDI Act to recover as a debt due from the owner, the reasonable costs and expenses incurred by the Council (or any person acting on behalf of the Council) under Section 142 of the PDI Act.</p>	CEO	
s142(4)	<p>27. Completion of Work</p> <p>27.4 The power pursuant to Section 142(4) of the PDI Act, if an amount is recoverable from a person by the Council under Section 142 of the PDI Act:</p> <p>27.4.1 to, by notice in writing to the person, fix a period, being not less than 28 days from the date of the notice, within which the amount must be paid by the person.</p>	CEO	
s146(3)	28. Notification During Building	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	28.1 The power pursuant to Section 146(3) of the PDI Act to, subject to Section 146(4) of the PDI Act, direct a person who is carrying out building work to stop building work when a mandatory notification stage has been reached pending an inspection by an authorised officer who holds prescribed qualifications.		
s151(2)	29. Classification of Buildings 29.1 The power pursuant to Section 151(2) of the PDI Act to assign to a building erected in the Council's area a classification that conforms with the regulations.	CEO	
s151(3)	29. Classification of Buildings 29.2 The power pursuant to Section 151(3) of the PDI Act, if the Council assigns a classification under Section 151 of the PDI Act, to give notice in writing to the owner of the building to which the classification has been assigned, of the classification assigned to the building.	CEO	
s152(2)	30. Certificates of Occupancy 30.1 The power pursuant to Section 152(2) of the PDI Act to issue a certificate of occupancy.	CEO	
s152(5)	30. Certificates of Occupancy	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	30.3 The power pursuant to Section 152(5) of the PDI Act to consider any report supplied under Section 152(4) of the PDI Act before deciding the application.		
s152(6)	30. Certificates of Occupancy 30.4 The power pursuant to Section 152(6) of the PDI Act to issue the certificate if the delegate is satisfied (in accordance with procedures set out in the regulations and on the basis of information provided or obtained under Section 152 of the PDI Act) that the relevant building is suitable for occupation and complies with such requirements as may be prescribed by the regulations for the purposes of Section 152(6) of the PDI Act.	CEO	
s152(10)	30. Certificates of Occupancy 30.5 The power pursuant to Section 152(10) of the PDI Act, if the Council refuses an application to notify the applicant in writing of: 30.5.1 the refusal; and 30.5.2 the reasons for the refusal; and 30.5.3 the applicant's right of appeal under the PDI Act.	CEO	
s152(12)	30. Certificates of Occupancy	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	30.6 The power pursuant to Section 152(12) of the PDI Act to issue a certificate of occupancy that applies to the whole or part of a building.		
s152(13)	30. Certificates of Occupancy 30.7 The power pursuant to Section 152(13) of the PDI Act to, in accordance with the regulations, revoke a certificate of occupancy in prescribed circumstances.	CEO	
s153(1)	31. Temporary Occupation 31.1 The power pursuant to Section 153(1) of the PDI Act to grant an approval to a person to occupy a building on a temporary basis without a certificate of occupancy.	CEO	
s153(2)	31. Temporary Occupation 31.2 The power pursuant to Section 153(2) of the PDI Act to grant an approval under Section 153(1) of the PDI Act on such conditions (if any) as the delegate thinks fit to impose.	CEO	
s153(3)	31. Temporary Occupation 31.3 The power pursuant to Section 153(3) of the PDI Act if the Council refuses an application to notify the applicant in writing of:	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	31.3.1 the refusal; and 31.3.2 the reasons for the refusal; and 31.3.3 the applicant's right of appeal under the PDI Act.		
s155(5)	32. Emergency Orders 32.1 The power pursuant to Section 155(5) of the PDI Act, if an owner fails to carry out work as required by an emergency order, to cause the necessary work to be carried out.	CEO	
s155(6)	32. Emergency Orders 32.2 The power pursuant to Section 155(6) of the PDI Act to recover as a debt due from the owner the reasonable costs and expenses incurred by the Council (or any person acting on behalf of the Council) under Section 155 of the PDI Act.	CEO	
s155(7)	32. Emergency Orders 32.3 The power pursuant to Section 155(7) of the PDI Act, if an amount is recoverable from a person by the Council under Section 155 of the PDI Act to, by notice in writing to the person, fix a period, being not less than 28 days from the date of the notice, within which the amount must be paid by the person.	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
s157(16)	<p>33. Fire Safety</p> <p>33.1 The power pursuant to Section 157(16) of the PDI Act to establish a body and designate it as an appropriate authority under Section 157 of the PDI Act.</p>	CEO	
s157(17)	<p>33. Fire Safety</p> <p>33.2 The power pursuant to Section 157(17) of the PDI Act to:</p> <p>33.2.1 appoint to the appropriate authority:</p> <p>33.2.1.1 a person who holds prescribed qualifications in building surveying; and</p> <p>33.2.1.2 an authorised officer under Part 3 Division 5 or Section 86 of the Fire and Emergency Services Act 2005 who has been approved by the Chief Officer of the relevant fire authority to participate as a member of the appropriate authority; and</p> <p>33.2.1.3 a person with expertise in the area of fire safety; and</p> <p>33.2.1.4 if so determined by the delegate, a person selected by the delegate;</p>	CEO	
s157(17)	<p>33. Fire Safety</p> <p>33.2 The power pursuant to Section 157(17) of the PDI Act to:</p>	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	33.2.2 specify a term of office of a member of the appropriate authority (other than a member under Section 157(17)(a)(ii) of the PDI Act;		
s157(17)	33. Fire Safety 33.2 The power pursuant to Section 157(17) of the PDI Act to: 33.2.3 remove a member of the appropriate authority from office for any reasonable cause;	CEO	
s157(17)	33. Fire Safety 33.2 The power pursuant to Section 157(17) of the PDI Act to: 33.2.4 appoint deputy members;	CEO	
s157(17)	33. Fire Safety 33.2 The power pursuant to Section 157(17) of the PDI Act to: 33.2.5 determine the appropriate authority's procedures (including as to quorum).	CEO	
s166(1)(c)	36. Consideration of Proposed Scheme	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	36.1 The power pursuant to Section 166(1)(c) of the PDI Act to consult with a scheme coordinator in relation to a scheme in accordance with the Community Engagement Charter.		
s169(2)(b)	38. Funding Arrangements 38.1 The power pursuant to Section 169(2)(b) of the PDI Act in relation to a scheme that provides for the collection of contributions under Subdivision 8 of the PDI Act to apply for any matter to be considered or determined by ESCOSA or some other prescribed person or body as part of a periodic review of the levels and amounts of those contributions.	CEO	
s169(9)	38. Funding Arrangements 38.2 The power pursuant to Section 169(9) of the PDI Act to make submissions to the Commission in relation to a funding arrangement that is specifically relevant to the Council.	CEO	
s180(7)	40. Imposition of Charge by Councils 40.1 The power pursuant to Section 180(7) of the PDI Act, if the Council incurs costs in recovering a charge as a debt, to claim the reimbursement of those costs (insofar as they are reasonable) from the relevant fund established under subdivision 9, Division 1, Part 13 of the PDI Act.	CEO	
s187(1)	41. Authorised Works	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	41.1 The power pursuant to Section 187(1) of the PDI Act, subject to Section 187(3) of the PDI Act, to carry out any infrastructure works if the Council is authorised to so do by or under the PDI Act or any other Act.		
s187(5)	<p>41. Authorised Works</p> <p>41.2 The power pursuant to Section 187(5) of the PDI Act, subject to Section 187(6) of the PDI Act, to in relation to a proposal that involves disturbing the surface of a road, or that otherwise relates to a road to:</p> <p>41.2.1 inform the relevant road maintenance authority of the proposal at least 28 days before the proposed commencement of any work; and</p> <p>41.2.2 give the relevant road maintenance authority a reasonable opportunity to consult with the Council in relation to the matter; and</p> <p>41.2.3 ensure that proper consideration is given to the views of the road maintenance authority.</p>	CEO	
s187(5)(b)	<p>41. Authorised Works</p> <p>41.3 The power pursuant to Section 187(5)(b) of the PDI Act to make submissions to the designated entity in relation to the matter.</p>	CEO	
s187(6)	41. Authorised Works	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	41.4 The power pursuant to Section 187(6) of the PDI Act, in a case of emergency, to only comply with Section 187(5) of the PDI Act to such extent as is practicable in the circumstances.		
s188(1)	<p>42. Entry onto Land</p> <p>42.1 The power pursuant to Section 188(1) of the PDI Act to authorise a person for the purpose of undertaking any work or activity in connection with the exercise of a power under Division 2 of Part 13 of the PDI Act to:</p> <p>42.1.1 enter and pass over any land; and</p> <p>42.1.2 bring onto any land any vehicles, plant or equipment; and</p> <p>42.1.3 temporarily occupy land; and</p> <p>42.1.4 do anything else reasonably required in connection with the exercise of the power.</p>	CEO	
s188(4)	<p>42. Entry onto Land</p> <p>42.2 The power pursuant to Section 188(4) of the PDI Act to pay reasonable compensation on account of any loss or damage caused by the exercise of a power under Section 188(1) of the PDI Act.</p>	CEO	
s192(1)	44. Land Management Agreements	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	44.1 The power pursuant to Section 192(1) of the PDI Act to enter into an agreement relating to the development, management, preservation or conservation of land with the owner of the land or a designated entity.		
s192(2)	44. Land Management Agreements 44.2 The power pursuant to Section 192(2) of the PDI Act to enter into an agreement relating to the management, preservation or conservation of the land with a greenway authority.	CEO	
s192(4)	44. Land Management Agreements 44.3 The power pursuant to Section 192(4) of the PDI Act in considering whether to enter into an agreement under Section 192 of the PDI Act which relates to the development of land and, if such an agreement is to be entered into, in considering the terms of the agreement, to have regard to: 44.3.1 the provisions of the Planning and Design Code and to any relevant development authorisation under the PDI Act; and 44.3.2 the principle that the entering into of an agreement under Section 192 of the PDI Act by the Council should not be used as a substitute to proceeding with an amendment to the Planning and Design Code under the PDI Act.	CEO	
s192(5)	44. Land Management Agreements	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	44.4 The power pursuant to Section 192(5) of the PDI Act to register agreements entered into under Section 192 of the PDI Act in accordance with the regulations.		
s192(8)	44. Land Management Agreements 44.5 The power pursuant to Section 192(8) of the PDI Act to carry out on private land any work for which provision is made by agreement under Section 192 of the PDI Act.	CEO	
s192(9)	44. Land Management Agreements 44.6 The power pursuant to Section 192(9) of the PDI Act to include in an agreement under Section 192 of the PDI Act an indemnity from a specified form of liability or right of action, a waiver or exclusion of a specified form of liability or right of action, an acknowledgment of liability, or a disclaimer, on the part of a party to the agreement.	CEO	
s192(10)	44. Land Management Agreements 44.7 The power pursuant to Section 192(10) of the PDI Act to express a provision under Section 192(9) of the PDI Act as extending to, or being for the benefit of, a person or body who or which is not a party to the agreement.	CEO	
s192(11)	44. Land Management Agreements	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	44.8 The power pursuant to Section 192(11) of the PDI Act to consent to the owner of land entering into an agreement under Section 192 of the PDI Act where the Council has a legal interest in the land.		
s192(12)	44. Land Management Agreements 44.9 The power pursuant to Section 192(12) of the PDI Act to apply to the Registrar-General, to note the agreement against the relevant instrument of title or, in the case of land not under the provisions of the Real Property Act 1886, against the land.	CEO	
s192(15)	44. Land Management Agreements 44.10 The power pursuant to Section 192(15) of the PDI Act to apply to the Registrar-General in relation to an agreement to which a note has been made under Section 192 of the PDI Act that has been rescinded or amended, to enter a note of the rescission or amendment against the instrument of title, or against the land.	CEO	
s192(16)	44. Land Management Agreements 44.11 The power pursuant to Section 192(16) of the PDI Act to provide in an agreement under Section 192 of the PDI Act for remission of rates or taxes on the land.	ND	
s192(17)	44. Land Management Agreements	ND	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	44.13 The power pursuant to Section 192(17) of the PDI Act to consent to an agreement entered into by the Minister under Section 192 of the PDI Act, providing for the remission of rates or taxes payable to the Council.		
s192(18)	44. Land Management Agreements 44.14 The power pursuant to Section 192(18) of the PDI Act to take into account the existence of an agreement under Section 192 of the PDI Act when assessing an application for a development authorisation under the PDI Act.	CEO	
s193(1)	45. Land Management Agreements – Development Applications 45.1 The power pursuant to Section 193(1) of the PDI Act to, subject to Section 193 of the PDI Act, enter into an agreement under Section 193 of the PDI Act with a person who is applying for a development authorisation under the PDI Act that will, in the event that the relevant development is approved, bind: 45.1.1 the person; and 45.1.2 any other person who has the benefit of the development authorisation; and 45.1.3 the owner of the relevant land (if he or she is not within the ambit of Sections 193(a) or (b) of the PDI Act and if the other requirements of Section 193 of the PDI Act are satisfied).	CEO	
s193(2)	45. Land Management Agreements – Development Applications	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	45.2 The power pursuant to Section 193(2) of the PDI Act to enter into an agreement under Section 193 of the PDI Act in relation to any matter that the delegate agrees is relevant to the proposed development (including a matter that is not necessarily relevant to the assessment of the development under the PDI Act).		
s193(3)	45. Land Management Agreements – Development Applications 45.3 The power pursuant to Section 193(3) of the PDI Act to have regard to: 45.3.1 the provisions of the Planning and Design Code; and 45.3.2 the principle that the entering into of an agreement under Section 193 of the PDI Act by the Council should not be used as a substitute to proceeding with an amendment to the Planning and Design Code under the PDI Act.	CEO	
s193(5)	45. Land Management Agreements – Development Applications 45.4 The power pursuant to Section 193(5) of the PDI Act to register agreements entered into under Section 193 of the PDI Act in accordance with the regulations.	CEO	
s193(10)	45. Land Management Agreements – Development Applications 45.5 The power pursuant to Section 193(10) of the PDI Act to consent to an application to note the agreement against the relevant instrument of title or the land.	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
s193(11)	45. Land Management Agreements – Development Applications 45.6 The power pursuant to Section 193(11) of the PDI Act to consent to an owner of land entering into an agreement or giving a consent under Section 192(10) of the PDI Act where the Council has a legal interest in the land.	CEO	
s193(13)	45. Land Management Agreements – Development Applications 45.7 The power pursuant to Section 193(13) of the PDI Act to apply to the Registrar-General to note the agreement against the relevant instrument of title or, in the case of land not under the provisions of the Real Property Act 1886, against the land.	CEO	
s193(15)	45. Land Management Agreements – Development Applications 45.8 The power pursuant to Section 193(15) of the PDI Act to apply to the Registrar-General in relation to an agreement under Section 193 that has been rescinded or amended, to enter a note of the rescission or amendment against the instrument of title, or against the land.	CEO	
s193(16)	45. Land Management Agreements – Development Applications	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	45.9 The power pursuant to Section 193(16) of the PDI Act, if an agreement under Section 193 of the PDI Act does not have effect under Section 193 of the PDI Act within the period prescribed by the regulations, to by notice given in accordance with the regulations, lapse the relevant development approval.		
s197(2)	<p>46. Off-setting Contributions</p> <p>46.2 The power pursuant to Section 197(2) of the PDI Act to establish a scheme under Section 197 of the PDI Act that is designed to support or facilitate:</p> <p>46.2.1 development that may be in the public interest or otherwise considered by the delegate as being appropriate in particular circumstances (including by the provision of facilities at a different site); or</p> <p>46.2.2 planning or development initiatives that will further the objects of the PDI Act or support the principles that relate to the planning system established by the PDI Act; or</p> <p>46.2.3 any other initiative or policy:</p> <p>46.2.3.1 designated by the Planning and Design Code for the purposes of Section 197(2)(c)(i) of the PDI Act;</p> <p>46.2.3.2 prescribed by the regulations for the purposes of Section 197(2)(c)(ii) of the PDI Act.</p>	CEO	
s197(3)	46. Off-setting Contributions	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>46.3 The power pursuant to Section 197(3) of the PDI Act to include in a scheme established under Section 197 of the PDI Act:</p> <p>46.3.1 an ability or requirement for a person who is proposing to undertake development (or who has the benefit of an approval under the PDI Act):</p> <p>46.3.1.1 to make a contribution to a fund established as part of the scheme; or</p> <p>46.3.1.2 to undertake work or to achieve some other goal or outcome (on an 'in kind' basis); or</p> <p>34.2.1.3 to proceed under a combination of Sections 197(3)(a)(i) and (ii) of the PDI Act, in order to provide for or address a particular matter identified by the scheme; and</p> <p>46.3.2 an ability for a provision of the Planning and Design Code to apply with a specified variation under the terms of the scheme; and</p> <p>46.3.3 an ability for any relevant authority to act under or in connection with Sections 197(3)(a) or (b) of the PDI Act.</p>		
s197(4)	<p>46. Off-setting Contributions</p> <p>46.4 The power pursuant to Section 197(4)(b) of the PDI Act to apply the fund towards the purposes of the scheme in accordance with any directions or approvals of the Treasurer made or given after consultation with the Minister.</p>	CEO	
s197(4)(c)	46. Off-setting Contributions	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	46.5 The power pursuant to Section 197(4)(c) of the PDI Act to invest money that is not immediately required for the purposes of the fund in accordance with provisions included in the scheme.		
s198(1)	<p>47. Open Space Contribution Scheme</p> <p>47.1 The power pursuant to Section 198(1) of the PDI Act, where an application for a development authorisation provides for the division of land in the Council's area into more than 20 allotments, and 1 or more allotments is less than 1 hectare in area to require:</p> <p>47.1.1 that up to 12.5% in area of the relevant area be vested in the Council to be held as open space; or</p> <p>47.1.2 that the applicant make the contribution prescribed by the regulations in accordance with the requirements of Section 198 of the PDI Act; or</p> <p>47.1.3 that land be vested in the Council under Section 198(1)(c) of the PDI Act and that the applicant make a contribution determined in accordance with Section 198(8) of the PDI Act,</p> <p>according to the determination and specification of the delegate, and to have regard to any relevant provision of the Planning and Design Code that designates land as open space and to seek the concurrence of the Commission to taking any action that is at variance with the Planning and Design Code.</p>	CEO	
s198(3)	47. Open Space Contribution Scheme	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	47.2 The power pursuant to Section 198(3) of the PDI Act to enter into an agreement referred to in Section 198(2)(d) of the PDI Act.		
s198(4)(a)	47. Open Space Contribution Scheme 47.3 The power pursuant to Section 198(4)(a) of the PDI Act to concur with an area being vested in the Council.	CEO	
s198(11)	47. Open Space Contribution Scheme 47.4 The power pursuant to Section 198(11) of the PDI Act in relation to money received under Section 198 of the PDI Act to immediately pay it into a fund established for the purposes of Section 198 of the PDI Act and apply it for the purpose of acquiring or developing land as open space.	CEO	
s198(12)	47. Open Space Contribution Scheme 47.5 The power pursuant to Section 198(12) of the PDI Act to form the opinion that the division of land is being undertaken in stages.	CEO	
s200(2)	48. Urban Trees Fund 48.2 The power pursuant to Section 200(2) of the PDI Act to effect the establishing of the fund by notice published in the Gazette.	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
s200(3)	<p>48. Urban Trees Fund</p> <p>48.3 The power pursuant to Section 200(3) of the PDI Act to define a designated area by reference to an area established by the Planning and Design Code.</p>	CEO	
s200(5)	<p>48. Urban Trees Fund</p> <p>48.4 The power pursuant to Section 200(5) of the PDI Act to invest any money in an urban trees fund that is not immediately required for the purpose of the fund and to pay any resultant income into the fund.</p>	NA	
s200(6)	<p>48. Urban Trees Fund</p> <p>48.5 The power pursuant to Section 200(6) of the PDI Act to apply money standing to the credit of an urban trees fund:</p> <p>48.5.1 to maintain or plant trees in the designated area which are or will (when fully grown) constitute significant trees under the PDI Act; or</p> <p>48.5.2 to purchase land within the designated area in order to maintain or plant trees which are or will (when fully grown) constitute significant trees under the PDI Act.</p>	NA	
s200(7)	<p>48. Urban Trees Fund</p>	NA	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	48.6 The power pursuant to Section 200(7) of the PDI Act if, the Council subsequently sells land purchased under Section 200(6)(b) of the PDI Act, to pay the proceeds of sale into an urban trees fund maintained by the Council under Section 200 of the PDI Act, subject to the qualifications in Sections 200(7)(a) and (b).		
s210(1)	<p>49. Appointment of Authorised Officers</p> <p>49.1 The power pursuant to Section 210(1) of the PDI Act to:</p> <p>49.1.1 appoint a person to be an authorised officer for the purposes of the PDI Act; and</p> <p>49.1.2 appoint a person who holds the qualifications prescribed by the regulations to be an authorised officer for the purposes of the PDI Act if the Council is required to do so by the regulations.</p>	CEO	
s210(2)	<p>49. Appointment of Authorised Officers</p> <p>49.2 The power pursuant to Section 210(2) of the PDI Act to make an appointment of an authorised officer subject to conditions.</p>	CEO	
s210(3)	<p>49. Appointment of Authorised Officers</p> <p>49.3 The power pursuant to Section 210(3) of the PDI Act to issue each authorised officer an identity card:</p>	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	49.3.1 containing a photograph of the authorised officer; and 49.3.2 stating any conditions of appointment limiting the authorised officer's appointment.		
s210(5)	49. Appointment of Authorised Officers 49.4 The power pursuant to Section 210(5) of the PDI Act to, at any time, revoke an appointment which the Council has made, or vary or revoke a condition of such an appointment or impose a further such condition.	CEO	
s213(1)	50. Enforcement Notices 50.1 The power pursuant to Section 213(1) of the PDI Act, if the delegate has reason to believe on reasonable grounds that a person has breached the PDI Act or the repealed Act, to do such of the following as the delegate considers necessary or appropriate in the circumstances: 50.1.1 direct a person to refrain, either for a specified period or until further notice, from the PDI Act, or course of action, that constitutes the breach; 50.1.2 direct a person to make good any breach in a manner, and within a period, specified by the delegate; 50.1.3 take such urgent action as is required because of any situation resulting from the breach	CEO	
s213(2)	50. Enforcement Notices	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	50.2 The power pursuant to Section 213(2) of the PDI Act to give a direction under Section 213(1) of the PDI Act by notice in writing unless the delegate considers that the direction is urgently required.		
s213(5)	50. Enforcement Notices 50.3 The power pursuant to Section 213(5) of the PDI Act, if a person fails to comply with a direction under Section 213(1)(b) of the PDI Act within the time specified in the notice, to cause the necessary action to be taken.	CEO	
s213(6)	50. Enforcement Notices 50.4 The power pursuant to Section 213(6) of the PDI Act to recover the reasonable costs and expenses incurred by the Council (or any person acting on behalf of the Council) under Section 213 of the PDI Act, as a debt due from the person whose failure gave rise to the PDI Action	CEO	
s213(7)	50. Enforcement Notices 50.5 The power pursuant to Section 213(7) of the PDI Act, if an amount is recoverable from a person by the Council under Section 213 of the PDI Act to, by notice in writing to the person, fix a period, being not less than 28 days from the date of the notice, within which the amount must be paid by the person.	CEO	
s214(1)	51. Applications to Court	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	51.1 The power pursuant to Section 214(1) of the PDI Act to apply to the Court for an order to remedy or restrain a breach of the PDI Act or the repealed Act.		
s214(2)	51. Applications to Court 51.2 The power pursuant to Section 214(2) of the PDI Act to consent to proceedings under Section 214 of the PDI Act being brought in a representative capacity on behalf of the Council.	CEO	
s214(4)	51. Applications to Court 51.3 The power pursuant to Section 214(4) of the PDI Act to make an application without notice to any person and to make an application to the Court to serve a summons requiring the respondent to appear before the Court to show cause why an order should not be made under Section 214 of the PDI Act.	CEO	
s214(6)	51. Applications to Court 51.4 The power pursuant to Section 214(6) of the PDI Act to make submissions to the Court on the subject matter of the proceedings.	CEO	
s214(9)	51. Applications to Court	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	51.5 The power pursuant to Section 214(9) of the PDI Act to appear before a final order is made and be heard in proceedings based on the application.		
s214(10)	51. Applications to Court 51.6 The power pursuant to Section 214(10) of the PDI Act to make an application to the Court to make an interim order under Section 214 of the PDI Act.	CEO	
s214(11)	51. Applications to Court 51.7 The power pursuant to Section 214(11) of the PDI Act to make an application for an interim order without notice to any person.	CEO	
s214(12)	51. Applications to Court 51.8 The power pursuant to Section 214(12) of the PDI Act, if the Court makes an order under Section 214(6)(d) of the PDI Act and the respondent fails to comply with the order within the period specified by the Court, to cause any work contemplated by the order to be carried out, and recover the costs of that work, as a debt, from the respondent	CEO	
s214(13)	51. Applications to Court	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	51.9 The power pursuant to Section 214(13) of the PDI Act, if an amount is recoverable from a person by the Council under Section 214(12) of the PDI Act to, by notice in writing to the person, fix a period, being not less than 28 days from the date of the notice, within which the amount must be paid by the person.		
s214(17)	51. Applications to Court 51.10 The power pursuant to Section 214(17) of the PDI Act to apply to the Court to vary or revoke an order previously made under Section 214 of the PDI Act.	CEO	
s219(1)	52. Proceedings for Offences 52.1 The power pursuant to Section 219(1) of the PDI Act to commence proceedings for an offence against the PDI Act.	CEO	
s223(2)	53. Adverse Publicity Orders 53.1 The power pursuant to Section 223(2) of the PDI Act to make an application to the Court for an adverse publicity order.	CEO	
s223(4)	53. Adverse Publicity Orders	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>53.2 The power pursuant to Section 223(4) of the PDI Act, if the offender fails to give evidence to the Council in accordance with Section 224(1)(b) of the PDI Act to:</p> <p>53.2.1 take the PDI Action or actions specified in the order; and</p> <p>53.2.2 authorise a person in writing to take the PDI Action or actions specified in the order.</p>		
s223(5)	<p>53. Adverse Publicity Orders</p> <p>53.3 The power pursuant to Section 223(5) of the PDI Act, if:</p> <p>53.3.1 the offender gives evidence to the Council in accordance with Section 223(1)(b) of the PDI Act; and</p> <p>53.3.2 despite the evidence, the delegate is not satisfied that the offender has taken the PDI Action or actions specified in the order in accordance with the order,</p> <p>to apply to the court for an order authorising the Council, or a person authorised in writing by the Council, to take the PDI Action or actions and to authorise a person in writing to take the PDI Action or actions.</p>	CEO	
s223(6)	<p>53. Adverse Publicity Orders</p> <p>53.4 The power pursuant to Section 223(6) of the PDI Act, if the Council, or a person authorised in writing by the Council, takes an action or actions in accordance with Section 223(4) of the PDI Act or an order under Section 223(5) of the PDI Act, to recover from the offender an amount in relation to the reasonable expenses of taking the PDI Action or actions, as a debt, due to the Council.</p>	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
s225(1)	<p>54. Civil Penalties</p> <p>54.1 The power pursuant to Section 225(1) of the PDI Act, subject to Section 225 of the PDI Act, if the delegate is satisfied that a person has committed an offence by contravening a provision of the PDI Act, to, as an alternative to criminal proceedings, recover, by negotiation or by application to the Court, an amount as a civil penalty in respect of the contravention.</p>	CEO	
s225(2)	<p>54. Civil Penalties</p> <p>54.2 The power pursuant to Section 225(2) of the PDI Act, in respect of a contravention where the relevant offence does not require proof of intention or some other state of mind, to determine whether to initiate proceedings for an offence or take action under Section 225 of the PDI Act, having regard to the seriousness of the contravention, the previous record of the offender and any other relevant factors.</p>	CEO	
s225(3)	<p>54. Civil Penalties</p> <p>54.3 The power pursuant to Section 225(3) of the PDI Act to serve on the person a notice in the prescribed form advising the person that the person may, by written notice to the Council, elect to be prosecuted for the contravention.</p>	CEO	
s225(13)	<p>54. Civil Penalties</p>	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	54.4 The power pursuant to Section 225(13) of the PDI Act to seek the authorisation of the Attorney-General to the commencement of proceedings for an order under Section 225 of the PDI Act.		
s225(17)	54. Civil Penalties 54.5 The power pursuant to Section 225(17) of the PDI Act to seek an authorisation from the Commission for the Council to act under Section 225 of the PDI Act.	CEO	
s228(7)	55. Make Good Order 55.1 The power pursuant to Section 228(7) of the PDI Act to apply to the Court to vary or revoke an order under Section 228 of the PDI Act.	CEO	
s229(5)	56. Recovery of Economic Benefit 56.1 The power pursuant to Section 229(5) of the PDI Act to apply an amount paid to the Council in accordance with an order under Section 229(1) of the PDI Act for the purpose of acquiring or developing land as open space and to hold it in a fund established for the purposes of Section 198 of the PDI Act.	CEO	
s230(1)	57. Enforceable Voluntary Undertakings	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	57.1 The power pursuant to Section 230(1) of the PDI Act to accept (by written notice) a written undertaking given by a person in connection with a matter relating to a contravention or alleged contravention by the person of the PDI Act.		
s230(4)	57. Enforceable Voluntary Undertakings 57.2 The power pursuant to Section 230(4) of the PDI Act if the delegate considers that a person has contravened an undertaking accepted by the Council, to apply to the Court for enforcement of the undertaking.	CEO	
s230(7)	57. Enforceable Voluntary Undertakings 57.3 The power pursuant to Section 230(7) of the PDI Act to agree in writing with a person who has made an undertaking to: 57.3.1 vary the undertaking; or 57.3.2 withdraw the undertaking.	CEO	
s230(11)	57. Enforceable Voluntary Undertakings 57.4 The power pursuant to Section 230(11) of the PDI Act to accept an undertaking in respect of a contravention or alleged contravention before proceedings in respect of that contravention have been finalised.	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
s230(12)	<p>57. Enforceable Voluntary Undertakings</p> <p>57.5 The power pursuant to Section 230(12) of the PDI Act if the delegate accepts an undertaking before the proceedings are finalised, to take all reasonable steps to have the proceedings discontinued as soon as possible.</p>	CEO	
s230(14)	<p>57. Enforceable Voluntary Undertakings</p> <p>57.6 The power pursuant to Section 230(14) of the PDI Act to seek an authorisation from the Commission for the Council to act under Section 230 of the PDI Act.</p>	CEO	
s231(1)	<p>58. Advertisements</p> <p>58.1 The power pursuant to Section 231(1) of the PDI Act, if, in the opinion of the delegate, an advertisement or advertising hoarding:</p> <p>58.1.1 disfigures the natural beauty of a locality or otherwise detracts from the amenity of a locality; or</p> <p>58.1.2 is contrary to the character desired for a locality under the Planning and Design Code,</p> <p>to, by notice served in accordance with the regulations on the advertiser or the owner or occupier of the land on which the advertisement or advertising hoarding is situated, whether or not a development authorisation has been granted in respect of the advertisement or advertising hoarding, order that person to remove or obliterate the advertisement or to remove the advertising hoarding (or both) within a period specified in the notice (of at least 28 days from the date of service of the notice).</p>	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
s231(3)	<p>58. Advertisements</p> <p>58.2 The power pursuant to Section 231(3) of the PDI Act if a person on whom a notice is served under Section 231(1) of the PDI Act fails to comply with a notice within the time allowed in the notice to enter on the land and take the necessary steps for carrying out the requirements of the notice and to recover the costs of so doing, as a debt, from the person on whom the notice was served.</p>	CEO	
s235(1)	<p>59. Professional Advice to be Obtained in Relation to Certain Matters</p> <p>59.1 The power pursuant to Section 235(1) of the PDI Act, to, in the exercise of a prescribed function, rely on a certificate of a person with prescribed qualifications.</p>	CEO	
s235(2)	<p>59. Professional Advice to be Obtained in Relation to Certain Matters</p> <p>59.2 The power pursuant to Section 235(2) of the PDI Act to seek and consider the advice of a person with prescribed qualifications, or a person approved by the Minister for that purpose, in relation to a matter arising under the PDI Act that is declared by regulation to be a matter on which such advice should be sought.</p>	CEO	
s239(1)	60. Charges on Land	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	60.1 The power pursuant to Section 239(1) of the PDI Act if a charge on land is created under a provision of the PDI Act in favour of the Council, to deliver to the Registrar-General a notice in a form determined by the Registrar-General, setting out the amount of the charge and the land over which the charge is claimed.		
s239(6)	60. Charges on Land 60.2 The power pursuant to Section 239(6) of the PDI Act if a charge in the Council's favour exists and the amount to which the charge relates is paid, to by notice to the appropriate authority in a form determined by the Registrar-General, apply for the discharge of the charge.	CEO	
s240(1)	61. Registering Authorities to Note Transfer 61.1 The power pursuant to Section 240(1) of the PDI Act to apply to the Registrar General or another authority required or authorised under a law of the State to register or record transactions affecting assets, rights or liabilities, or documents relating to such transactions, to register or record in an appropriate manner the transfer to the Council of an asset, right or liability by regulation, proclamation or notice under the PDI Act.	CEO	
cl13(3)(b) sch2	62. Reporting 62.1 The power pursuant to Clause 13(3)(b) of Schedule 2 of the PDI Act to require a report under Clause 13(2) of Schedule 2 of the PDI Act to contain any other information or report required by the delegate.	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
cl3(16) sch4	<p>63. Review of Performance</p> <p>63.4 The power pursuant to Clause 3(16) of Schedule 4 of the PDI Act to comply with a direction under Clauses 3(13) or (15) of Schedule 4 of the PDI Act.</p>	CEO	

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Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
r11B(1)	<p>67. Mutual Liability Scheme – Rights of Indemnity</p> <p>67.1 The power pursuant to Regulation 11B(1) of the Planning, Development and Infrastructure (General) Regulations 2019 (the General Regulations) to:</p> <p>67.1.1 in being responsible under Section 83(1)(h)(ii) of the PDI Act for the costs and other liabilities associated with the activities of an assessment panel appointed by the Council; and</p> <p>67.1.2 in being responsible for the costs associated with the activities of a regional assessment panel in accordance with a scheme set out in a notice under Section 84(1)(a) and (i) of the PDI Act,</p>	CEO	

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Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>have arrangements in place to indemnify the members of any such panel in respect of a claim against a member of the panel arising out of the performance, exercise or discharge (or purported performance, exercise or discharge) in good faith of their functions, powers or duties under the PDI Act in their role as a member of the panel.</p>		
r11B(5)	<p>67. Mutual Liability Scheme – Rights of Indemnity</p> <p>67.2 The power pursuant to Regulation 11B(5) of the General Regulations to:</p> <p>67.2.1 in being responsible under Section 87(f) of the PDI Act for the costs and other liabilities associated with the activities of an assessment manager for an assessment panel appointed by the Council; and</p> <p>67.2.2 in being responsible for the costs associated with the activities of a regional assessment panel in accordance with a scheme set out in a notice under Section 87(1)(a) and (i) of the PDI Act,</p> <p>have arrangements in place to indemnify an assessment manager for any such panel in respect of a claim against the assessment manager arising out of the performance, exercise or discharge (or purported performance, exercise or discharge) in good faith of their functions, powers or duties under the PDI Act in their role as an assessment manager.</p>	CEO	
r47(4)(d)	<p>68. Performance Assessed Development and Restricted Development</p> <p>68.1 The power pursuant to Regulation 47(4)(d) of the General Regulations to determine the fee payable by the applicant as being appropriate to cover the reasonable costs of placing the notice on the land.</p>	ND	

Planning, Development and Infrastructure (General) Regulations 2017

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
r78(1)	<p>69. Underground Main Areas</p> <p>69.1 The power pursuant to Regulation 78(1) of the General Regulations if the delegate considers an area should be declared an underground mains area to seek a report from the relevant electricity authority in relation to the matter.</p>	CEO	
r78(2)	<p>69. Underground Main Areas</p> <p>69.2 The power pursuant to Regulation 78(2) of the General Regulations after having received and considered a report from the electricity authority to declare the area to be an underground mains area.</p>	CEO	
r81(4)	<p>70. Width of Roads and Thoroughfares</p> <p>70.1 The power pursuant to Regulation 81(4) of the General Regulations to dispense with a width prescribed by Regulations 81(1) or (3) of the General Regulations (and specify a different width) if the delegate is of the opinion that the width so prescribed is not necessary for the safe and convenient movement of vehicles or pedestrians, or for underground services.</p>	CEO	
r81(5)	<p>70. Width of Roads and Thoroughfares</p> <p>70.2 The power pursuant to Regulation 81(5) of the General Regulations to subject to Regulation 81(6) of the General Regulations specify the width of the road at the head of every cul-de-sac in such dimensions as may be acceptable to the delegate.</p>	CEO	

Planning, Development and Infrastructure (General) Regulations 2017

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
r81(6)	<p>70. Width of Roads and Thoroughfares</p> <p>70.3 The power pursuant to Regulation 81(6) of the General Regulations to dispense with a requirement under Regulation 81(5) of the General Regulations if it appears to the delegate that the cul-de-sac is likely to become a through road.</p>	CEO	
r82(1)	<p>71. Road Widening</p> <p>71.1 The power pursuant to Regulation 82(1) of the PDI Act, subject to Regulation 82(2) of the General Regulations, if an existing road abuts land which is proposed to be divided, to form the view that the road should be widened in order to provide a road of adequate width having regard to existing and future requirements of the area.</p>	CEO	
r83(1)	<p>72. Requirement as to Forming of Roads</p> <p>72.1 The power pursuant to Regulation 83(1) of the General Regulations, subject to Regulation 83(2) of the General Regulations, to specify the width and manner of the formation of the roadway of every proposed road on a plan of division.</p>	CEO	
r83(2)	<p>72. Requirement as to Forming of Roads</p> <p>72.2 The power pursuant to Regulation 83(2) of the General Regulations to form the opinion that it is necessary to specify a width for a roadway to be formed under Regulation 83(1) in excess of 7.4m, in view of the volume or type of traffic that is likely to traverse that road.</p>	CEO	

Planning, Development and Infrastructure (General) Regulations 2017

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
r83(4)	<p>72. Requirement as to Forming of Roads</p> <p>72.3 The power pursuant to Regulation 83(4) of the General Regulations, to dispense with the requirements under Regulation 83(3) of the General Regulations, if the delegate is of the opinion that the cul-de-sac is likely to become a through road.</p>	CEO	
r83(5)	<p>72. Requirement as to Forming of Roads</p> <p>72.4 The power pursuant to Regulation 83(5) of the General Regulations, subject to Regulation 83(6) of the General Regulations to require every footpath, water-table, kerbing, culvert and drain of every proposed road to be formed in a manner satisfactory to the delegate.</p>	CEO	
r83(6)	<p>72. Requirement as to Forming of Roads</p> <p>72.5 The power pursuant to Regulation 83(6) of the General Regulations, to dispense with a requirement under Regulation 83(5) of the General Regulations.</p>	CEO	
r84(1)	<p>73. Construction of Roads, Bridges, Drains and Services</p> <p>73.1 The power pursuant to Regulation 84(1) of the General Regulations to require the roadway of every proposed road within the relevant division to be constructed and paved and sealed with bitumen, tar or asphalt or other material approved by the delegate.</p>	CEO	

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Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
r85(1)	<p>74. Supplementary Provisions</p> <p>74.1 The power pursuant to Regulation 85(1) of the General Regulations to approve the road location and grading plan for the manner of forming any proposed road, footpath, water-table, kerbing, culvert or drain required under Division 6 of the General Regulations.</p>	CEO	
r85(2)	<p>74. Supplementary Provisions</p> <p>74.2 The power pursuant to Regulation 85(2) of the General Regulations, subject to Regulation 85(4) of the General Regulations, to require all work referred to in Regulations 83 and 84 of the General Regulations to be carried out in a manner satisfactory to the delegate and in conformity with detailed construction plans and specifications signed by a professional engineer or, at the discretion of the delegate, a licensed surveyor, and approved by the delegate before the commencement of the work.</p>	CEO	
r85(4)	<p>74. Supplementary Provisions</p> <p>74.3 The power pursuant to Regulation 85(4) of the General Regulations to form the opinion that all connections for water supply and sewerage services to any allotment delineated on the plan which, in the opinion of the Chief Executive of the South Australian Water Corporation are necessary and need to be laid under the surface of the proposed road, have been made.</p>	CEO	
r89(1)	75. General Provisions	CEO	

Planning, Development and Infrastructure (General) Regulations 2017

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	75.1 The power pursuant to Regulation 89(1) of the General Regulations to form the opinion that another form of arrangement is satisfactory for the purposes of Section 138(1) of the PDI Act.		
r89(3)	<p>75. General Provisions</p> <p>75.2 The power pursuant to Regulation 89(3) of the General Regulations to provide a certificate which:</p> <p>75.2.1 evidences the consent of the Council to an encroachment by a building over other land; and</p> <p>75.2.2 sets out:</p> <p>75.2.2.1 the date on which any relevant building was erected (if known); and</p> <p>75.2.2.2 the postal address of the site.</p>	CEO	
r89(6)(b)	<p>75. General Provisions</p> <p>75.3 The power pursuant to Regulation 89(6)(b) of the General Regulations to request a written copy of the certificate and plan (or certificates and plans) referred to in Regulation 89(3) of the General Regulations.</p>	CEO	
r89(8)	75. General Provisions	CEO	

Planning, Development and Infrastructure (General) Regulations 2017

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	75.4 The power pursuant to Regulation 89(8) of the General Regulations to make submissions to the Commission before the Commission grants an extension of the period prescribed by Regulation 89(7).		
r93(1)(b)	76. Notifications During Building Work 76.1 The power pursuant to Regulation 93(1)(b) of the General Regulations to specify by notice to the building owner and to the licensed building work contractor responsible for carrying out the relevant building work (if any), when development approval is granted in respect of the work, any stage of the building work to which the periods and stages prescribed for the purposes of Section 146(1) of the PDI Act relate.	CEO	
r93(1)(c)	76. Notifications During Building Work 76.2 The power pursuant to Regulation 93(1)(c) of the General Regulations to specify by notice in writing to the building owner on the granting of development approval in respect of the work any stage of the building work to which the periods and stages prescribed for the purposes of Section 146(1) of the PDI Act relate.	CEO	
r94(13)	77. Essential Safety Provisions 77.1 The power pursuant to Regulation 94(13) of the General Regulations to require compliance with Regulation 94(10) of the General Regulations if: 77.1.1 the essential safety provisions were installed	CEO	

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Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>77.1.1.1 under a condition attached to a consent or approval that is expressed to apply by virtue of a variance with the performance requirements of the Building Code; or</p> <p>77.1.1.2 as part of a performance solution under the Building Code; or</p> <p>77.1.2 the building has been the subject of a notice under Section 157 of the PDI Act.</p>		
r102(3)	<p>78. Classification of Buildings</p> <p>78.1 The power pursuant to Regulation 102(3) of the General Regulations to require an application under Regulation 102(1) or (2) of the General Regulations to be accompanied by:</p> <p>78.1.1 such details, particulars, plans, drawings, specifications, certificates and other documents as the delegate may reasonably require to determine the building's classification.</p>	CEO	
r102(4)	<p>78. Classification of Buildings</p> <p>78.2 The power pursuant to Regulation 102(4) of the General Regulations, to subject to Regulation 102(5) of the General Regulations, assign the appropriate classification under the Building Code to a building if the delegate is satisfied, on the basis of the owner's application, and accompanying documentation, that the building, in respect of the classification applied for, possesses the attributes appropriate to its present or intended use.</p>	CEO	

Planning, Development and Infrastructure (General) Regulations 2017

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
r102(5)	<p>78. Classification of Buildings</p> <p>78.3 The power pursuant to Regulation 102(5) of the General Regulations, if an application under Regulation 102 of the General Regulations is made in respect of an existing Class 2 to Class 9 building, to require the applicant to satisfy the delegate that the provisions of any relevant Ministerial building standard relating to upgrading health and safety in existing buildings has been complied with (to the extent reasonably applicable to the building and its present or intended use).</p>	CEO	
r102(6)	<p>78. Classification of Buildings</p> <p>78.4 The power pursuant to Regulation 102(6) of the General Regulations, on assigning a classification to a building (or part of a building) to, if relevant, determine and specify in the notice to the owner under Section 151(3) of the PDI Act:</p> <p>78.4.1 the maximum number of persons who may occupy the building (or part of the building); and</p> <p>78.4.2 if the building has more than 1 classification—the part or parts of the building to which each classification relates and the classifications currently assigned to the other parts of the building.</p>	CEO	
Regulation 103A(1)	79. Required Documentation	CEO	

Planning, Development and Infrastructure (General) Regulations 2017

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>79.1 The power pursuant to Regulation 103A(1) of the General Regulations to, in relation to an application for the issuing of a certificate of occupancy relating to a Class 1b to 9 (inclusive) building under the Building Code, require the following documentation:</p> <p>79.1.1 if the development has been approved subject to conditions, such evidence as the delegate may reasonably require to show that the conditions have been satisfied;</p> <p>79.1.2 if the application relates to the construction or alteration of part of a building and further building work is envisaged in respect of the remainder of the building, such further evidence as the delegate may reasonably require to show –</p> <p>79.1.2.1 in the case of a building more than 1 storey – that the requirements of any relevant Ministerial building standard have been complied with; or</p> <p>79.1.2.2 in any other case – that the building is suitable for occupation.</p>		
Regulation 103A(2)	<p>79. Required Documentation</p> <p>79.2 The power pursuant to Regulation 103A(2) of the General Regulations to, in relation to an application for the issuing on or after 1 July 2022 of a certificate of occupancy relating to a Class 1a building under the Building Code, to require the following documentation:</p> <p>79.2.1 if the development has been approved subject to conditions, such evidence as the delegate may reasonably require to show that any conditions relevant to the suitability of the building for occupation have been satisfied,</p>	CEO	

Planning, Development and Infrastructure (General) Regulations 2017

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
Regulation 103A(3)	<p>79. Required Documentation</p> <p>79.3 The power pursuant to Regulation 103A(3) of the General Regulations to, other than in relation to a designated building on which building work involving the use of a designated building product is carried out after 12 March 2018, dispense with the requirement to provide a Statement of Compliance under subregulation (1)(a) or (2)(a) if –</p> <p>79.3.1 the delegate is satisfied that a person required to complete 1 or both parts of the statement has refused or failed to complete that part and that the person seeking the issuing of the certificate of occupancy has taken reasonable steps to obtain the relevant certification or certifications; and</p> <p>79.3.2 it appears to the delegate, after undertaking an inspection, that the relevant building is suitable for occupation.</p>	CEO	
Regulation 103C(1)(c)	<p>80. Statement of site suitability</p> <p>80.1 The power pursuant to Regulation 103C(1)(c) of the General Regulations, in relation to a building on a site to which Schedule 8 clause 2A of the General Regulations applies and upon which remediation on the site is necessary, to not grant a certificate of occupancy until a statement of site suitability is issued certifying that the required remediation has been undertaken and the land is suitable for the proposed use.</p>	CEO	
Regulation 103D(1)	<p>81. Report from fire authority</p> <p>81.1 The power pursuant to Regulation 103D(1) of the General Regulations, if –</p> <p>81.1.1 a building is –</p>	CEO	

Planning, Development and Infrastructure (General) Regulations 2017

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>81.1.1.1 to be equipped with a booster assembly for use by a fire authority; or</p> <p>81.1.1.2 to have installed a fire alarm that transmits a signal to a fire station or to a monitoring service approved by the relevant authority; and</p> <p>81.1.2 facilities for fire detection, fire fighting or the control of smoke must be installed in the building pursuant to an approval under the Act,</p> <p>to not grant a certificate of occupancy unless or until the delegate has sought a report from the fire authority as to whether those facilities have been installed and operate satisfactorily.</p>		
Regulation 103D(2)	<p>81. Report from fire authority</p> <p>81.2 The power pursuant to Regulation 103D(2) of the General Regulations, if a report from the fire authority is not received within 15 business days, to presume that the fire authority does not desire to make a report.</p>	CEO	
Regulation 103D(3)	<p>81. Report from fire authority</p> <p>81.3 The power pursuant to Regulation 103D(3) of the General Regulations to have regard to any report received from a fire authority under subregulation (1) before it issues a certificate of occupancy.</p>	CEO	
Regulation 103E(1)(b)	82. Issue of certificate of occupancy	CEO	

Planning, Development and Infrastructure (General) Regulations 2017

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	82.1 The power pursuant to Regulation 103E(1)(b) of the General Regulations to, on receipt of notification of intended completion of building work under Regulation 93(1)(f) of the General Regulations, determine that the building work will be inspected by an authorised officer.		
Regulation 103E(3)(c)	82. Issue of certificate of occupancy 82.2 The power pursuant to Regulation 103E(3)(c) of the General Regulations, in respect of a Class 1a building, to determine not to inspect the building work.	CEO	
Regulation 103F	83. Revocation 83.1 The power pursuant to Regulation 103F of the General Regulations to revoke a certificate of occupancy – 83.1.1 if – 83.1.1.1 there is a change in the use of the building; or 83.1.1.2 the classification of the building changes; or 83.1.1.3 building work involving an alteration or extension to the building that will increase the floor area of the building by more than 300m ² is about to commence, or is being or has been carried out; or 83.1.1.4 the building is about to undergo, or is undergoing or has undergone, major refurbishment, 83.1.2 if the delegate considers that the building is no longer suitable for occupation because of building work undertaken, or being undertaken, on the building, or because of some other circumstance; or	CEO	

Planning, Development and Infrastructure (General) Regulations 2017

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>83.1.3 if the schedule of essential safety provisions has been issued in relation to the building and the owner of the building has failed to comply with the requirements of Regulation 94(10); or</p> <p>83.1.4 if the delegate considers –</p> <p>83.1.4.1 that a condition attached to a relevant development authorisation has not been met, or has been contravened, and that, in the circumstances, the certificate should be revoked; or</p> <p>83.1.4.2 that a condition attached to the certificate of occupancy has not been met, or has been contravened, or is no longer appropriate.</p>		
r109(1)(b)	<p>84. Mining Production Tenements</p> <p>84.1 The power pursuant to Regulation 109(1)(b) of the General Regulations to make submissions to the appropriate Authority and object to the granting of the tenement.</p>	CEO	
r111(2)	<p>85. Register of Land Management Agreements (Section 193)</p> <p>85.1 The power pursuant to Regulation 111(2) of the General Regulations to establish a register of agreements entered into by the Council under Section 193 of the PDI Act.</p>	CEO	

Planning, Development and Infrastructure (General) Regulations 2017

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
r111(3)	<p>85. Register of Land Management Agreements (Section 193)</p> <p>85.2 The power pursuant to Regulation 111(3) of the General Regulations to include in a register, or provide access to a copy of each agreement entered into by the Council under Section 193 of the PDI Act and such other information the delegate considers appropriate.</p>	CEO	
r112(1)	<p>86. Authorised Officers and Inspections</p> <p>86.1 The power pursuant to Regulation 112(1) of the General Regulations to appoint at least 1 authorised officer under Section 210(1)(b) of the PDI Act:</p> <p>86.1.1 who is an accredited professional who is:</p> <p>86.1.1.1 an Accredited professional - building level 1; or</p> <p>86.1.1.2 an Accredited professional - building level 2; or</p> <p>86.1.1.3 an Accredited professional - building level 3; or</p> <p>86.1.1.4 an Accredited professional - building level 4; or</p> <p>86.1.2 who holds a current accreditation recognised by the Chief Executive for the purposes of this Regulation; or</p> <p>86.1.3 who holds an approval from the Chief Executive.</p>	CEO	

Planning, Development and Infrastructure (General) Regulations 2017

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations

Planning, Development and Infrastructure (Fees, Charges and Contributions) Regulations 2019

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
r5(1)	<p>87. Calculation of Assessment of Fees</p> <p>87.1 The power pursuant to Regulation 5(1) of the Planning, Development and Infrastructure (Fees, Charges and Contributions) Regulations 2019 (the Fees Regulations) in relation to an application which is duly lodged under a related set of regulations (including via the SA planning portal):</p> <p>87.1.1 to require the applicant to provide such information as the delegate may reasonably require to calculate any fee payable under the Fees Regulations or a related set of regulations; and</p> <p>87.1.2 to make any other determination for the purposes of the Fees Regulations or a related set of regulations (even if the Council is not a relevant authority).</p>	CEO	

Planning, Development and Infrastructure (Fees, Charges and Contributions) Regulations 2019

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
r5(2)	<p>87. Calculation of Assessment of Fees</p> <p>87.2 The power pursuant to Regulation 5(2) of the Fees Regulations, if the delegate acting under Regulation 5(1) of the Fees Regulations, believes that any information provided by an applicant is incomplete or inaccurate, to calculate any fee on the basis of estimates made by the delegate.</p>	CEO	
r5(3)	<p>87. Calculation or Assessment of Fees</p> <p>87.3 The power pursuant to Regulation 5(3) of the Fees Regulations to at any time, and despite an earlier calculation or acceptance of an amount in respect of the fee, reassess a fee payable under the Fees Regulations or a related set of Regulations.</p>	CEO	
r7	<p>88. Waiver or Refund of Fee</p> <p>88.1 The power pursuant to Regulation 7 of the Fees Regulations to, as the delegate considers appropriate to do so:</p> <p>88.1.1 waive the payment of the fee, or the payment of part of the fee; or</p> <p>88.1.2 refund the whole or a part of the fee.</p>	ND	

State Planning Commission Practice Direction - 2 Preparation and Amendment of Designated Instruments

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
cl5(1)	<p>89. Requirements in Relation to Preparing an Engagement Plan</p> <p>89.1 The power pursuant to clause 5(1) of the State Planning Commission Practice Direction – 2 Preparation and Amendment of Designated Instruments (PD2), to prepare an engagement plan that:</p> <p>89.1.1 meets the principles and performance outcomes of the Charter;</p> <p>89.1.2 describes the persons or bodies to be consulted on the proposed amendment of the Designated Instrument, which must include any persons or bodies:</p> <p>89.1.2.1 require to be consulted with under a condition imposed by the Minister under Section 73(5) of the PDI Act</p> <p>89.1.2.2 specified by the Commission under Section 73(6)(e) of the PDI Act;</p> <p>89.1.2.3 who must be consulted with under the Charter;</p> <p>89.1.3 outlines any relevant previous engagement undertaken to inform the proposal;</p> <p>89.1.4 describes the evaluation framework for the engagement.</p>	CEO	
cl5(2)	<p>89. Requirements in Relation to Preparing an Engagement Plan</p> <p>89.2 The power pursuant to clause 5(2) of PD2 to submit all engagement plans which relate to proposed preparation of or amendment to a State Planning Policy or a Regional Plan to the Commission for approval prior to commencement of formal engagement on the proposal.</p>	CEO	

State Planning Commission Practice Direction - 2 Preparation and Amendment of Designated Instruments

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
cl6(2)	<p>90. Preparation of an Engagement Report (Following Consultation)</p> <p>90.1 The power pursuant to clause 6(2) of PD2 to set out in an engagement report:</p> <p>90.1.1 details of the engagement undertaken and how that engagement met the engagement plan, and reasons for variations, if any to the engagement plan;</p> <p>90.1.2 the outcome of the engagement including a summary of the written submission or feedback made;</p> <p>90.1.3 any proposed changes to the proposal to prepare or amend a Designated Instrument (when compared with the proposal that was engaged on) and the reasons for those proposed changes which specifically indicates:</p> <p>90.1.3.1 where changes are proposed to the Designated Instrument based on or as a result of the engagement; and</p> <p>90.1.3.2 any other changes which are proposed based on or as a result of additional investigations or information which was not available when the proposal was released for engagement.</p>	CEO	
cl6(3)	<p>75. Requirements in Relation to Preparing an Engagement Report Following Consultation</p> <p>75.2 The power pursuant to clause 6(3) of PD2 to, in the engagement report also include an evaluation of the effectiveness of the engagement that considers whether:</p> <p>75.2.1 the principles of the Charter have been achieved; and</p> <p>75.2.2 all mandatory requirements identified in the Charter have been met (where the consultation category is applicable).</p>	CEO	

State Planning Commission Practice Direction - 2 Preparation and Amendment of Designated Instruments

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
cl7(3)	<p>76. Initiating a Code Amendment</p> <p>The power pursuant to clause 7(3) of PD2, in addition to a Code Amendment which is intended to designate a place as a place of local heritage value, to provide a report which:</p> <p>76.2.1 includes a heritage datasheet for each proposed Local Heritage Place, which includes:</p> <p>76.2.1.1 all relevant property details and descriptions (including images);</p> <p>76.2.1.2 historical background and thematic analysis;</p> <p>76.2.1.3 a statement of heritage value;</p> <p>76.2.1.4 an assessment against the Local Heritage Criteria; and</p> <p>76.2.1.5 the extent of listing (including any exclusions);</p> <p>76.2.2 includes an analysis of historic themes of importance to the area;</p> <p>76.2.3 is prepared by a heritage architect, historian or person with similar qualifications, skills or experience; and</p> <p>76.2.4 is otherwise prepared in accordance with any guidelines prepared and published by the Commission under Section 67(2)(c) of the PDI Act.</p>	CEO	
cl 7(4)	<p>76. Initiating a Code Amendment</p> <p>76.3 The power pursuant to clause 7(4) of PD2 in relation to a Code Amendment which is intended to designate a tree (or stand of trees) as a significant tree (or trees), to provide a report which:</p>	CEO	

State Planning Commission Practice Direction - 2 Preparation and Amendment of Designated Instruments

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>76.3.1 includes relevant details and descriptions of the tree or stand of trees (including images as necessary)</p> <p>76.3.2 includes an assessment of the tree (or stand of trees) against the Significant Tree Criteria;</p> <p>76.3.3 is prepared by an urban planner, arborist or person with qualifications, skills or experience relevant to the assessment in the report.</p>		
cl8(1)	<p>92. Preparation of a Draft Proposal Code Amendment (Prior to Consultation)</p> <p>92.1 The power pursuant to clause 8(1) of PD 2 to, prior to consultation occurring on a draft Code Amendment, to:</p> <p>92.1.1 carry out investigations and obtain such information:</p> <p>92.1.1.1 as provided in the Proposal to Initiate approved by the Minister;</p> <p>92.1.1.2 as required under any conditions imposed by the Minister under Section 73(5)(b) of the PDI Act; and</p> <p>92.1.1.3 as specified by the Commission under Sections 73(6)(e) or 73(6)(f) of the PDI Act;</p> <p>92.1.2 provide the Department with:</p> <p>92.1.2.1 written instructions (in a form acceptable to the Department) that set out the intent of the proposed Code Amendment for the purposes of the Department writing the draft policy for inclusion in the draft Code Amendment; and</p> <p>92.1.2.2 mapping instructions or a description of the Affected Area (in a form acceptable to the Department) in order to enable</p>	CEO	

State Planning Commission Practice Direction - 2 Preparation and Amendment of Designated Instruments

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>the Department to prepare and provide to the Designated Entity, mapping which is suitable for inclusion in the draft Code Amendment;</p> <p>92.1.3 prepare the draft Code Amendment in accordance with the approved Proposal to Initiate and any conditions imposed by the Minister under Section 73(5)(b) of the PDI Act and the requirements of this Practice Direction;</p> <p>92.1.4 provide the Department with written instructions (in a form acceptable to the Department) to prepare the SA Planning Portal for consultation on the draft Code Amendment; and</p> <p>92.1.5 provide the Department with the engagement plan prepared (and approved, if required) under these Practice Directions, for the purpose of the Department publishing the engagement plan on the SA Planning Portal.</p>		
cl8(2)	<p>92. Preparation of a Draft Proposal Code Amendment (Prior to Consultation)</p> <p>92.2 The power pursuant to clause 8(2) of PD2, where an engagement plan is amended during any period of consultation or at any time prior to finalisation of the engagement report under the Practice Directions, to provide the Department with the engagement plan (as updated) for the purpose of the Department publishing the updated engagement plan on the SA Planning Portal</p>	CEO	
cl9(1)	<p>93. Requirements For a Draft Code Amendment</p> <p>93.1 The power pursuant to clause 9(1) of PD2 to support a draft Code Amendment by the following information:</p>	CEO	

State Planning Commission Practice Direction - 2 Preparation and Amendment of Designated Instruments

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>93.1.1 an explanation of the current code policy as it applies to the Affected Area (at the time of preparation of the draft Code Amendment)</p> <p>93.1.2 an explanation of the amendments to the Code policy proposed for the Affected Area;</p> <p>93.1.3 an assessment of the strategic planning outcomes intended to be achieved through the draft Code Amendment, including an analysis of the consistency of the draft Code Amendment with the relevant provisions of State Planning Policies, the Regional Plan and any other relevant strategic plans;</p> <p>93.1.4 a summary and explanation of the investigations undertaken and how these support the draft Code Amendment; and</p> <p>93.1.5 an explanation of any infrastructure or services required to support development facilitated by the proposed Code Amendment, and an explanation of how and when the infrastructure will be provided.</p>		
cl11(1)	<p>94. Complying Changes to the Code</p> <p>94.1 The power pursuant to clause 11(1) of PD2, in relation to a proposal to agree to a complying change to the Code under Section 75 of the PDI Act, to provide the following information to the Department:</p> <p>94.1.1 description of the relevant recommendations in the Regional Plan which relate to the proposed Code Amendment, including any specific maps or other specific information which clearly and expressly identify the changes relevant to the proposed Code Amendment;</p>	CEO	

State Planning Commission Practice Direction - 2 Preparation and Amendment of Designated Instruments

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>94.1.2 a summary of any consultation which has occurred in accordance with the Charter in relation to the proposed Code Amendment or the relevant Regional Plan, including a copy of the engagement report prepared for the relevant Regional Plan and any additional consultation that has occurred for the proposed Code Amendment;</p> <p>94.1.3 written instructions (in a form acceptable to the Department) that set out the intent of the proposed Code Amendment for the purposes of the Department writing the draft policy for inclusion in the draft Code Amendment; and</p> <p>94.1.4 mapping instructions or a description of the Affected Area (in a form acceptable to the Department) in order to enable the Department to prepare and provide to the Designated Entity, mapping which is suitable for inclusion in the draft Code Amendment</p>		
cl12(1)	<p>95. Early Commencement of a Code Amendment</p> <p>95.1 The power pursuant to clause 12(1) of PD2, in relation to a request for early commencement of a Code Amendment under Section 78 of the PDI Act to provide to the Department:</p> <p>95.1.1 explanation, justification and evidence as necessary to demonstrate how early commencement of the Code Amendment is:</p> <p>95.1.1.1 necessary in the interest of the orderly and proper development of an area of the state; and</p> <p>95.1.1.2 required in order to counter applications for undesirable development (which should identify possible future development that would detract from or negate the object of the proposed Code Amendment) ahead of the outcome of consideration of the Code Amendment;</p> <p>95.1.2 written instructions (in a form acceptable to the Department) that set out the intent of the proposed Code Amendment for the purposes of the Department writing the draft policy for inclusion in the draft Code Amendment; and</p>	CEO	

State Planning Commission Practice Direction - 2 Preparation and Amendment of Designated Instruments

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	95.1.3 mapping instructions or a description of the Affected Area (in a form acceptable to the Department) in order to enable the Department to prepare and provide to the Designated Entity, mapping which is suitable for inclusion in the draft Code Amendment		

State Planning Commission Practice Direction - 3 (Notification of Performance Assessed Development Applications) 2019

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
cl6(3)(b)	<p>96. Responsibility to Undertake Notification</p> <p>96.1 The power pursuant to clause 6(3)(b) of the State Planning Commission Practice Direction – 3 (Notification of Performance Assessed Development Applications) 2019 (PD3) to determine the relevant fee as being appropriate to cover the relevant authority’s reasonable costs in giving public notice of the application under Section 107(3)(a)(i) of the PDI Act.</p>	CEO	

State Planning Commission Practice Direction (Council Inspections) 2020

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
cl2(2)	<p>97. Mandatory Inspections</p> <p>97.1 The power pursuant to clause 2(2) of Part 2 of the State Planning Commission Practice Direction (Council Inspections) 2020 (PD9) to, in carrying out an inspection under PD9, take all reasonable steps to ensure each inspection includes an inspection and assessment of the following elements (elements), as may be present at the time of inspection:</p> <p>97.1.1 primary structural elements;</p> <p>97.1.2 structural framing and roof trusses;</p> <p>97.1.3 wet areas and waterproofing;</p> <p>97.1.4 barriers to prevent falls;</p> <p>97.1.5 cladding;</p> <p>97.1.6 egress provisions;</p> <p>97.1.7 bushfire protection systems;</p> <p>97.1.8 passive and active fire safety elements;</p> <p>97.1.9 private bushfire shelters; and</p> <p>97.1.10 performance solutions.</p>	CEO	
cl3(2)	98. Additional Inspections	CEO	

State Planning Commission Practice Direction (Council Inspections) 2020

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	98.1 The power pursuant to clause 3(2) of Part 2 of PD9 to consider carrying out an inspection in addition to any specified in clause 2 of Part 2 of PD9 (additional inspections) if the delegate has information to indicate that the circumstances warrant it, having regard to the objects of PD9.		
cl4(3)	99. Inspections Generally 99.1 The power pursuant to clause 4(3) of Part 2 of PD9, in relation to building work listed in Schedule 7 of the General Regulations to consider if an additional inspection may be appropriate.	CEO	
cl1(2)	100. General Requirements 100.1 The power pursuant to clause 1(2) of Part 3 of PD9 to ensure that an inspection under PD9 and subsequent assessment of each of the applicable elements in clause 2(2) of Part 2 of PD9 is carried out by a person who has the appropriate qualifications, skills, knowledge and experience to carry out an inspection assigned to that officer under PD9.	CEO	

State Planning Commission Practice Direction 10 (Staged Occupation of Multi-Storey Buildings) 2020

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
cl5(2)	<p>101. Conditions that Must be Met for the Staged Occupation of a Partially Completed Building</p> <p>101.1 The power pursuant to clause 5(2) of the State Planning Commission Practice Direction 10 (Staged Occupation of Multi-Storey Buildings 2020 (PD10) to, agree to partial occupancy of a partially completed multistorey building.</p>	CEO	

Urban Tree Canopy Off-set Scheme

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
cl 9	<p>83. Use of Money from Fund</p> <p>83.1 The power pursuant to clause 9 of the Urban Tree Canopy Off-set Scheme (UTCOS) to use money distributed from the fund for any of the following purposes (and for no other purpose):</p> <p>83.1.1 to provide for the planting, establishment and maintenance of trees within reserves or public land anywhere within a designated local government area; or</p> <p>83.1.2 the purchase of land within a designated local government area to ensure:</p> <p>83.1.2.1 the preservation of trees; or</p>	NA	

Urban Tree Canopy Off-set Scheme

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	83.1.2.2 that trees can be established in an area with a low urban tree canopy level or a demonstrated urban tree canopy loss.		

Instrument B – Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of a Council as a Relevant Authority

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of a Council as a Relevant Authority (Instrument B);			
Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
s7(5)(a)	<p>1. Environment and Food Production Areas – Greater Adelaide</p> <p>1.1 The power pursuant to Section 7(5)(a) of the Planning, Development and Infrastructure Act 2016 (the PDI Act), in relation to a proposed development in an environment and food production area that involves a division of land that would create 1 or more additional allotments to seek the concurrence of the Commission in the granting of the development authorisation to the development.</p>	NA	
s7(5)(d)	<p>1. Environment and Food Production Areas – Greater Adelaide</p> <p>1.2 The power pursuant to Section 7(5)(d) of the PDI Act in relation to a proposed development in an environment and food production area that involves a division of land that would create one or more additional allotments, to, if the proposed development will create additional allotments to be used for residential development, refuse to grant development authorisation in relation to the proposed development.</p>	NA	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of a Council as a Relevant Authority (Instrument B);

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
s99(2)(b)(ii)	<p>2. Related Provisions</p> <p>2.1 The power pursuant to Section 99(2)(b)(ii) of the PDI Act to, if appropriate, grant development approval in the case of Section 99(1)(d) of the PDI Act.</p>	CEO	
s99(3)	<p>2. Related Provisions</p> <p>2.2 The power pursuant to Section 99(3) of the PDI Act where a proposed development is to be undertaken within the area of the Council, to, subject to the regulations, if appropriate, grant the final development approval after all elements of the development have been approved by one or more relevant authorities under Section 99 of the PDI Act.</p>	CEO	
s102(1)	<p>3. Matters Against Which Development Must be Assessed</p> <p>3.1 The power pursuant to Section 102(1) of the PDI Act to assess a development against and grant or refuse a consent in respect of the relevant provisions of the Building Rules (building consent).</p>	CEO	
s102(8)	<p>3. Matters Against Which Development Must be Assessed</p> <p>3.2 The power pursuant to Section 102(8) of the PDI Act, when all relevant consents have been granted in relation to a development, to in accordance with the PDI Act, indicate that the development is approved.</p>	CEO	
s118(1)	<p>4. Building Consent</p>	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of a Council as a Relevant Authority (Instrument B);

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	4.1 The power pursuant to Section 118(1) of the PDI Act, if the Regulations provide that a form of building work complies with the Building Rules, to grant any such building work a building consent (subject to such conditions or exceptions as may be prescribed by the regulations).		
s118(2)(a)	<p>4. Building Consent</p> <p>4.2 The power pursuant to Section 118(2)(a) of the PDI Act to seek the concurrence of the Commission to grant a building consent in respect of a development that is at variance with the performance requirements of the Building Code or a Ministerial building standard.</p>	CEO	
s118(2)	<p>4. Building Consent</p> <p>4.3 The power pursuant to Section 118(2) of the PDI Act, subject to Section 118(6) of the PDI Act, to grant a building consent to a development that is at variance with the Building Rules if:</p> <p>4.3.1 the variance is with a part of the Building Rules other than the Building Code or a Ministerial building standard and the delegate determines that it is appropriate to grant the consent despite the variance on the basis that the delegate is satisfied:</p> <p>4.3.1.1 that:</p> <p>(a) the provisions of the Building Rules are inappropriate to the particular building or building work, or the proposed building work fails to conform with the Building Rules only in minor respects; and</p>	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of a Council as a Relevant Authority (Instrument B);

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>(b) the variance is justifiable having regard to the objects of the Planning and Design Code or the performance requirements of the Building Code or a Ministerial building standard (as the case may be) and would achieve the objects of this Act as effectively, or more effectively, than if the variance were not to be allowed; or</p> <p>4.3.1.2 in a case where the consent is being sought after the development has occurred - that the variance is justifiable in the circumstances of the particular case.</p>		
s118(4)	<p>4. Building Consent</p> <p>4.4 The power pursuant to Section 118(4) of the PDI Act, to at the request or with the agreement of the applicant, refer proposed building work to the Commission for an opinion on whether or not it complies with the performance requirements of the Building Code or a Ministerial building standard.</p>	CEO	
s118(6)	<p>4. Building Consent</p> <p>4.5 The power pursuant to Section 118(6) of the PDI Act if an inconsistency exists between the Building Rules and the Planning Rules in relation to a State heritage place or a local heritage place, to, in determining an application for building consent, ensure, so far as is reasonably practicable, that standards of building soundness, occupant safety and amenity are achieved in respect of the development that are as good as can reasonably be achieved in the circumstances.</p>	CEO	
s118(7)	<p>4. Building Consent</p>	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of a Council as a Relevant Authority (Instrument B);

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	4.6 The power pursuant to Section 118(7) of the PDI Act to seek and consider the advice of the Commission before imposing or agreeing to a requirement under Section 18(6) of the PDI Act that would be at variance with the performance requirements of the Building Code or a Ministerial building standard.		
s118(8)	<p>4. Building Consent</p> <p>4.7 The power pursuant to Section 118(8) of the PDI Act, to, subject to the PDI Act, accept that proposed building work complies with the Building Rules to the extent that:</p> <p>4.7.1 such compliance is certified by the provision of technical details, particulars, plans, drawings or specifications prepared and certified in accordance with the regulations; or</p> <p>4.7.2 such compliance is certified by a building certifier.</p>	CEO	
s118(10)	<p>4. Building Consent</p> <p>4.8 The power pursuant to Section 118(10) of the PDI Act to refuse to grant a consent in relation to any development if, as a result of that development, the type or standard of construction of a building of a particular classification would cease to conform with the requirements of the Building Rules for a building of that classification</p>	CEO	
s118(11)	<p>4. Building Consent</p> <p>4.9 The power pursuant to Section 118(11) of the PDI Act, if a relevant authority decides to grant building consent in relation to a development that is at variance with the Building Rules, to, subject to the regulations, in giving notice of</p>	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of a Council as a Relevant Authority (Instrument B);

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>the relevant authority's decision on the application for that consent, specify (in the notice or in an accompanying document):</p> <p>4.9.1 the variance; and</p> <p>4.9.2 the grounds on which the decision is being made.</p>		
s119(1)(b)	<p>5. Application and Provision of Information</p> <p>5.1 The power pursuant to Section 119(1)(b) of the PDI Act to require an application to the relevant authority for the purposes of Part 7 of the PDI Act, to include any information as the delegate may reasonably require.</p>	CEO	
s119(3)	<p>5. Application and Provision of Information</p> <p>5.2 The power pursuant to Section 119(3) of the PDI Act to request an applicant:</p> <p>5.2.1 to provide such additional documents, assessments or information (including calculations and technical details) as the delegate may reasonably require to assess the application;</p> <p>5.2.2 to remedy any defect or deficiency in any application or accompanying document or information required by or under the PDI Act;</p> <p>5.2.3 to consult with an authority or body prescribed by the regulations;</p> <p>5.2.4 to comply with any other requirement prescribed by the regulations.</p>	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of a Council as a Relevant Authority (Instrument B);

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
s119(6)(b)	<p>5. Application and Provision of Information</p> <p>5.3 The power pursuant to Section 119(6)(b) of the PDI Act if a request is made under Section 119(3) of the PDI Act and the request is not complied with within the time specified by the Regulations, subject to Section 119(6)(b)(ii), to refuse the application.</p>	CEO	
s119(7)	<p>5. Application and Provision of Information</p> <p>5.4 The power pursuant to Section 119(7) of the PDI Act to, in dealing with an application that relates to a regulated tree, consider that special circumstances apply.</p>	CEO	
s119(9)	<p>5. Application and Provision of Information</p> <p>5.5 The power pursuant to Section 119(9) of the PDI Act to:</p> <p>5.5.1 permit an applicant:</p> <p>5.5.1.1 to vary an application;</p> <p>5.5.1.2 to vary any plans, drawings, specifications or other documents that accompanied an application, (provided that the essential nature of the proposed development is not changed);</p>	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of a Council as a Relevant Authority (Instrument B);

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
s119(9)	<p>5. Application and Provision of Information</p> <p>5.5 The power pursuant to Section 119(9) of the PDI Act to:</p> <p>5.5.2 permit an applicant to lodge an application without the provision of any information or document required by the regulations;</p>	CEO	
s119(9)	<p>5. Application and Provision of Information</p> <p>5.5 The power pursuant to Section 119(9) of the PDI Act to:</p> <p>5.5.3 to the extent that the fee is payable to the relevant authority waive payment of whole or part of the application fee, or refund an application fee (in whole or in part);</p>	ND	
s119(9)	<p>5. Application and Provision of Information</p> <p>5.5 The power pursuant to Section 119(9) of the PDI Act to:</p> <p>5.5.4 if there is an inconsistency between any documents lodged with the relevant authority for the purposes of Part 7 of the PDI Act (whether by an applicant or any other person), or between any such document and a development authorisation that has already been given that is relevant in the circumstances, return or forward any document to the applicant or to any other person and determine not to finalise the matter until any specified matter is resolved, rectified or addressed.</p>	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of a Council as a Relevant Authority (Instrument B);

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
s119(10)	5. Application and Provision of Information 5.6 The power pursuant to Section 119(10) of the PDI Act to grant a permission under Section 119(9) of the PDI Act unconditionally or subject to such conditions as the delegate thinks fit.	CEO	
s119(12)	5. Application and Provision of Information 5.7 The power pursuant to Section 119(12) of the PDI Act to, in a consent, provide for, or envisage, the undertaking of development in stages, with separate consents or approvals for the various stages.	CEO	
s119(14)	5. Application and Provision of Information 5.8 The power pursuant to Section 119(14) of the PDI Act to if an applicant withdraws an application to determine to refund the application fee.	CEO	
s120(1)	6. Outline Consent 6.1 The power pursuant to Section 120(1) of the PDI Act and subject to Section 120 of the PDI Act, to on application, grant a consent in the nature of an outline consent.	CEO	
s120(3)	6. Outline Consent	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of a Council as a Relevant Authority (Instrument B);

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>6.2 The power pursuant to Section 120(3) of the PDI Act if an outline consent is granted and a subsequent application is made with respect to the same development (subject to any variations allowed by a practice direction) to:</p> <p>6.2.1 grant any consent contemplated by the outline consent; and</p> <p>6.2.2 not impose a requirement that is inconsistent with the outline consent.</p>		
s122(1)	<p>7. Referrals to Other Authorities or Agencies</p> <p>7.1 The power pursuant to Section 122(1) of the PDI Act, where an application for consent to, or approval of, a proposed development of a prescribed class is to be assessed by a relevant authority, to:</p> <p>7.1.1 refer the application, together with a copy of any relevant information provided by the applicant, to a body prescribed by the regulations (including, if so prescribed, the Commission); and</p> <p>7.1.2 not make a decision until the relevant authority has received a response from that prescribed body in relation to the matter or matters for which the referral was made</p> <p>where the regulations so provide, subject to Section 122 of the PDI Act.</p>	CEO	
s122(5)(b)	<p>7. Referrals to Other Authorities or Agencies</p> <p>7.2 The power pursuant to Section 122(5)(b) of the PDI Act, acting by direction of a prescribed body:</p> <p>7.2.1 to refuse the application; or</p>	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of a Council as a Relevant Authority (Instrument B);

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	7.2.2 consent to or approve the development and impose such conditions as the prescribed body thinks fit, (subject to any specific limitation under another Act as to the conditions that may be imposed by the prescribed body) where the regulations so provide.		
s122(7)	7. Referrals to Other Authorities or Agencies 7.3 The power pursuant to Section 122(7) of the PDI Act, if the relevant authority is directed by a prescribed body to refuse an application and the refusal is the subject of an appeal under the PDI Act, to apply for the relevant authority to be joined as a party to the proceedings.	CEO	
s122(10)	7. Referrals to Other Authorities or Agencies 7.4 The power pursuant to Section 122(10) of the PDI Act to, if requested by an applicant, defer a referral under Section 122 of the PDI Act to a particular stage in the process of assessment.	CEO	
s124(1)	8. Proposed Development Involving Creation of Fortifications 8.1 The power pursuant to Section 124(1) of the PDI Act, if the delegate has reason to believe that a proposed development may involve the creation of fortifications, to refer the application for consent to, or approval of, the proposed development to the Commissioner of Police (the Commissioner).	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of a Council as a Relevant Authority (Instrument B);

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
s124(5)	<p>8. Proposed Development Involving Creation of Fortifications</p> <p>8.2 The power pursuant to Section 124(5) of the PDI Act, if the Commissioner determines that the proposed development involves the creation of fortification, to:</p> <p>8.2.1 if the proposed development consists only of the creation of fortifications – refuse the application;</p> <p>8.2.2 in any other case – impose conditions in respect of any consent to or approval of the proposed development prohibiting the creation of the fortification.</p>	CEO	
s124(6)	<p>8. Proposed Development Involving Creation of Fortifications</p> <p>8.3 The power pursuant to Section 124(6) of the PDI Act, if the relevant authority acting on the basis of a determination of the Commissioner under Section 124(2) of the PDI Act refuses an application or imposes conditions in respect of a development authorisation, to notify the applicant that the application was refused, or the conditions imposed, on the basis of a determination of the Commissioner under Section 124 of the PDI Act.</p>	CEO	
s124(7)	<p>8. Proposed Development Involving Creation of Fortifications</p> <p>8.4 The power pursuant to Section 124(7) of the PDI Act, if a refusal or condition referred to in Section 124(5) of the PDI Act is the subject of an appeal under the PDI Act, to apply to the Court to be joined as a party to the appeal.</p>	CEO	
s126(1)	9. Determination of Application	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of a Council as a Relevant Authority (Instrument B);

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	9.1 The power pursuant to Section 126(1) of the PDI Act to, on making a decision on an application under Part 7 of the PDI Act, give notice of the decision in accordance with the regulations (and, in the case of a refusal, to include in the notice the reasons for the refusal and any appeal rights that exist under the PDI Act).		
s126(3)	9. Determination of Application 9.2 The power pursuant to Section 126(3) of the PDI Act to, on the delegate's own initiative or on the application of a person who has the benefit of any relevant development authorisation, extend a period prescribed under Section 126(2) of the PDI Act.	CEO	
s127(1)	10. Conditions 10.1 The power pursuant to Section 127(1) of the PDI Act to make a decision subject to such conditions (if any) as the delegate thinks fit to impose in relation to the development.	CEO	
s127(2)(c)	10. Conditions 10.2 The power pursuant to Section 127(2)(c) of the PDI Act to vary or revoke a condition in accordance with an application under Part 7 of the PDI Act.	CEO	
s128(2)(d)	11. Variation of Authorisation	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of a Council as a Relevant Authority (Instrument B);

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	11.1 The power pursuant to Section 128(2)(d) of the PDI Act to approve an application for a variation to a development authorisation previously given under the PDI Act, which seeks to extend the period for which the relevant authorisation remains operative.		
s133(3)	12. Saving Provisions 12.1 The power pursuant to Section 133(3) of the PDI Act to, in order to avoid or reduce hardship, extend the limitation period referred to in Section 133(2) of the PDI Act.	CEO	
s134(1)	13. Requirement to Up-grade 13.1 The power pursuant to Section 134(1) of the PDI Act to form the opinion that the building is unsafe, structurally unsound or in an unhealthy condition.	CEO	
s134(1)	13. Requirement to Up-grade 13.2 The power pursuant to Section 134(1) of the PDI Act, if: 13.2.1.1 building work in the nature of an alteration to a building constructed before the date prescribed by regulation for the purposes of Section 134(1) of the PDI Act; or 13.2.1.2 a change of classification of a building; and 13.2.2 the building is, in the opinion of the delegate, unsafe, structurally unsound or in an unhealthy condition,	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of a Council as a Relevant Authority (Instrument B);

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	to require that building work that conforms with the requirements of the Building Rules be carried out to the extent reasonably necessary to ensure that the building is safe and conforms to proper structural and health standards.		
s134(2)	<p>13. Requirement to Up-grade</p> <p>13.3 The power pursuant to Section 134(2) of the PDI Act, when imposing a requirement under Section 134(1) of the PDI Act, to specify (in reasonable detail) the matters under Section 134(1)(b) of the PDI Act that must, in the opinion of the delegate, be addressed.</p>	CEO	
s134(3)	<p>13. Requirement to Up-grade</p> <p>13.4 The power pursuant to Section 134(3) of the PDI Act to impose a requirement under Section 134(1) of the PDI Act:</p> <p>13.4.1 subject to Section 134(3)(b) of the PDI Act - on the basis that the relevant matters must be addressed as part of the application before the relevant authority will grant building consent; and</p> <p>13.4.2 in cases prescribed by the regulations - as a condition of the building consent that must be complied with within a prescribed period after the building work to which the application for consent relates is completed</p>	CEO	
s134(4)	<p>13. Requirement to Up-grade</p> <p>13.5 The power pursuant to Section 134(4) of the PDI Act if:</p>	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of a Council as a Relevant Authority (Instrument B);

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>13.5.1 an application is made for building consent for building work in the nature of an alteration of a class prescribed by the regulations; and</p> <p>13.5.2 the delegate is of the opinion that the affected part of the building does not comply with the performance requirements of the Building Code or a Ministerial building standard in relation to access to buildings, and facilities and services within buildings, for people with disabilities,</p> <p>to require that building work or other measures be carried out to the extent necessary to ensure that the affected part of the building will comply with those performance requirements of the Building Code or the Ministerial building standard (as the case may be).</p>		
s134(5)	<p>13. Requirement to Up-grade</p> <p>13.6 The power pursuant to Section 134(5) of the PDI Act to impose a requirement under Section 134(4) of the PDI Act:</p> <p>13.6.1 subject to Section 134(5)(b) of the PDI Act - on the basis that the building work or other measures to achieve compliance with the relevant performance requirements must be addressed before the relevant authority will grant building consent; and</p> <p>13.6.2 in cases prescribed by the regulations - as a condition of the building consent that must be complied with within a prescribed period after the building work to which the application for consent relates is completed.</p>	CEO	
s135(2)(d)	14. Urgent Building Work	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of a Council as a Relevant Authority (Instrument B);

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	14.1 The power pursuant to Section 135(2)(d) of the PDI Act to issue any direction.		
s143(1)	15. Cancellation of Development Authorisation 15.1 The power pursuant to Section 143(1) of the PDI Act to, on the application of a person who has the benefit of the authorisation, cancel a development authorisation previously given by the relevant authority.	CEO	
s143(2)	15. Cancellation of Development Authorisation 15.2 The power pursuant to Section 143(2) of the PDI Act to make a cancellation under Section 143(1) of the PDI Act subject to such conditions (if any) as the delegate thinks fit to impose.	CEO	
s235(1)	16. Professional Advice to be Obtained in Relation to Certain Matters 16.1 The power pursuant to Section 235(1) of the PDI Act, to, in the exercise of a prescribed function, rely on a certificate of a person with prescribed qualifications.	CEO	
s235(2)	16. Professional Advice to be Obtained in Relation to Certain Matters 16.2 The power pursuant to Section 235(2) of the PDI Act to seek and consider the advice of a person with prescribed qualifications, or a person approved by the Minister for that purpose, in relation to a matter arising under the PDI Act that is declared by regulation to be a matter on which such advice should be sought.	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of a Council as a Relevant Authority (Instrument B);

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
cl18(2) sch8	<p>17. Continuation of Processes</p> <p>17.1 The power pursuant to Clause 18(2) of Schedule 8 of the PDI Act, to:</p> <p>17.1.1 adopt any findings or determinations of a relevant authority under the repealed Act that may be relevant to an application to which Clause 18(1) of Schedule 8 of the PDI Act applies; and</p> <p>17.1.2 adopt or make any decision (including a decision in the nature of a determination), direction or order in relation to an application to which Clause 18(1) of Schedule 8 of the PDI Act applies; and</p> <p>17.1.3 deal with any matter that is subject to a reserved decision under the repealed Act before the designated day; and</p> <p>17.1.4 deal with any requirement or grant any variation imposed or proposed in connection with an application to which Clause 18(1) of Schedule 8 of the PDI Act applies; and</p> <p>17.1.5 take any other step or make any other determination authorised by the regulations, or that is reasonably necessary to promote or ensure a smooth transition on account of the transfer of functions, powers or duties under Clause 18 of Schedule 8 of the PDI Act.</p>	CEO	

Planning, Development and Infrastructure (General) Regulations 2017

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
r25(7)(c)	<p>18. Accredited Professionals</p> <p>18.1 The power pursuant to Regulation 25(7)(c) of the Planning, Development and Infrastructure (General) Regulations 2017 (the General Regulations) to form the opinion and be satisfied, on the basis of advice received from the accreditation authority under the Planning, Development and Infrastructure (Accredited Professionals) Regulations 2019, a relevant professional association, or other relevant registration or accreditation authority, that a person has engineering or other qualifications that qualify the person to act as a technical expert under Regulation 25 of the General Regulations.</p>	CEO	
r31(1)	<p>19. Verification of Application</p> <p>19.1 The power pursuant to Regulation 31(1) of the General Regulations, on the receipt of an application under Section 119 of the PDI Act, and in addition to any other requirement under the General Regulations, to, in order to ensure that an application has been correctly lodged and can be assessed in accordance with the PDI Act:</p> <p>19.1.1 determine the nature of the development; and</p>	CEO	
r31(1)	<p>19. Verification of Application</p> <p>19.1 The power pursuant to Regulation 31(1) of the General Regulations, on the receipt of an application under Section 119 of the PDI Act, and in addition to any other requirement under the General Regulations, to, in order to ensure that an application has been correctly lodged and can be assessed in accordance with the PDI Act:</p> <p>19.1.2 if the application is for planning consent - determine:</p>	CEO	

Planning, Development and Infrastructure (General) Regulations 2017

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>19.1.2.1 whether the development involves 2 or more elements and, if so, identify each of those elements for the purposes of assessment against the provisions of the Planning and Design Code; and</p> <p>19.1.2.2 the category or categories of development that apply for the purposes of development assessment; and</p>		
r31(1)	<p>19. Verification of Application</p> <p>19.1 The power pursuant to Regulation 31(1) of the General Regulations, on the receipt of an application under Section 119 of the PDI Act, and in addition to any other requirement under the General Regulations, to, in order to ensure that an application has been correctly lodged and can be assessed in accordance with the PDI Act:</p> <p>19.1.3 determine whether the relevant authority is the correct entity to assess the application under the PDI Act; and</p>	CEO	
r31(1)	<p>19. Verification of Application</p> <p>19.1 The power pursuant to Regulation 31(1) of the General Regulations, on the receipt of an application under Section 119 of the PDI Act, and in addition to any other requirement under the General Regulations, to, in order to ensure that an application has been correctly lodged and can be assessed in accordance with the PDI Act:</p> <p>19.1.4 if the relevant authority is the correct entity to assess the application (or any part of the application):</p> <p>19.1.4.1 check that the appropriate documents and information have been lodged with the application; and</p> <p>19.1.4.2 confirm the prescribed fees required to be paid at that point ; and</p> <p>19.1.4.3 provide an appropriate notice via the SA planning portal; and</p>	CEO	

Planning, Development and Infrastructure (General) Regulations 2017

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
r31(1)	<p>19. Verification of Application</p> <p>19.1 The power pursuant to Regulation 31(1) of the General Regulations, on the receipt of an application under Section 119 of the PDI Act, and in addition to any other requirement under the General Regulations, to, in order to ensure that an application has been correctly lodged and can be assessed in accordance with the PDI Act:</p> <p>19.1.5 if the relevant authority is not the correct entity to assess the application (or any part of the application):</p> <p>19.1.5.1 provide the application (or any relevant part of the application), and any relevant plans, drawings, specifications and other documents and information in its possession, to the entity that the delegate considers to be the correct relevant authority in accordance with any practice direction; and</p> <p>19.1.5.2 provide an appropriate notice via the SA planning portal.</p>	CEO	
r35(3)	<p>20. Amended Applications</p> <p>20.1 The power pursuant to Regulation 35(3) of the General Regulations if an application is varied following referral under Division 2 or giving of notice under Division 3, to, if the variations are not substantial, consider the application without the need to repeat an action otherwise required under Division 2 or Division 3.</p>	CEO	
r35(4)	<p>20. Amended Applications</p> <p>20.2 The power pursuant to Regulation 35(4) of the General Regulations if a variation would change the essential nature of a proposed development (as referred to in Section 119(9)(a) of the PDI Act), to agree with the applicant to proceed</p>	CEO	

Planning, Development and Infrastructure (General) Regulations 2017

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	with the variation on the basis that the application (as so varied) will be treated as a new application under the General Regulations.		
r38(1)	<p>21. Withdrawing/Lapsing Applications</p> <p>21.1 The power pursuant to Regulation 38(1) of the General Regulations if an application is withdrawn by the applicant under Section 119(14) of the PDI Act, to notify:</p> <p>21.1.1 any agency to which the application has been referred under Division 2 of the General Regulations; and</p> <p>21.1.2 any person who has made a representation in relation to the application under Division 3 of the General Regulations, of the withdrawal.</p>	CEO	
r38(2)	<p>21. Withdrawing/Lapsing Applications</p> <p>21.2 The power pursuant to Regulation 38(2) of the General Regulations to lapse an application for a development authorisation under Part 7 of the PDI Act if at least one year has passed since the date on which the application was lodged with the relevant authority.</p>	CEO	
r38(3)	<p>21. Withdrawing/Lapsing Applications</p> <p>21.3 The power pursuant to Regulation 38(3) of the General Regulations before taking action to lapse an application under Regulation 38(2) of the General Regulations to:</p> <p>21.3.1 take reasonable steps to notify the applicant of the action under consideration; and</p>	CEO	

Planning, Development and Infrastructure (General) Regulations 2017

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	21.3.2 allow the applicant a reasonable opportunity to make submissions to the delegate (in a manner and form determined by the delegate) about the proposed course of action.		
r40	<p>22. Court Proceedings</p> <p>22.1 The power pursuant to Regulation 40 of the General Regulations to, subject to Section 214(14) of the PDI Act, by notice in writing to the applicant, decline to deal with the application until any proceedings under the PDI Act have been concluded.</p>	CEO	
r42(1)	<p>23. Additional Information or Amended Plans</p> <p>23.1 The power pursuant to Regulation 42(1) of the General Regulations if the relevant authority has referred an application to a prescribed body under Division 1 of the General Regulations and the relevant authority subsequently receives additional information, or an amended plan, drawing or specification, which is materially relevant to the referral, or to any report obtained as part of the referral process, to repeat the referral process.</p>	CEO	
r45(1)	<p>24. Building Matters</p> <p>24.1 The power pursuant to Regulation 45(1) of the General Regulations to, if, in assessing an application for building consent, the delegate considers that:</p> <p>24.1.1 a proposed performance solution within the meaning of the Building Code requires assessment against a performance requirement of the Building Code which provides for the intervention of a fire authority; or</p>	CEO	

Planning, Development and Infrastructure (General) Regulations 2017

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>24.1.2 the proposed development is at variance with a performance requirement of the Building Code which provides for the intervention of a fire authority; or</p> <p>24.1.3 special problems for fire fighting could arise due to hazardous conditions of a kind described in Section E of the Building Code,</p> <p>refer the application to the relevant fire authority for comment and report unless the fire authority indicates to the relevant authority that a referral is not required.</p>		
r45(2)	<p>24. Building Matters</p> <p>24.2 The power pursuant to Regulation 45(2) of the General Regulations, if a report is not received from the fire authority on a referral under Regulation 45(1) of the General Regulations within 20 business days, to presume that the fire authority does not desire to make a report.</p>	CEO	
r45(3)	<p>24. Building Matters</p> <p>24.3 The power pursuant to Regulation 45(3) of the General Regulations to have regard to any report received from a fire authority under Regulation 45 of the General Regulations.</p>	CEO	
r45(4)	<p>24. Building Matters</p> <p>24.4 The power pursuant to Regulation 45(4) of the General Regulations, if, in respect of an application referred to a fire authority under Regulation 45 of the General Regulations, the fire authority:</p>	CEO	

Planning, Development and Infrastructure (General) Regulations 2017

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>24.4.1 recommends against the granting of building consent; or</p> <p>24.4.2 concurs in the granting of consent on conditions specified in its report, but the delegate:</p> <p>24.4.3 proposes to grant building consent despite a recommendation referred to in Regulation 45(4)(a) of the General Regulations; or</p> <p>24.4.4 does not propose to impose the conditions referred to in Regulation 45(b) of the General Regulations, or proposes to impose the conditions in varied form, on the grant of consent, to:</p> <p>24.4.5 refer the application to the Commission; and</p> <p>24.4.6 not grant consent unless the Commission concurs in the granting of the consent.</p>		
r45(5)	<p>24. Building Matters</p> <p>24.5 The power pursuant to Regulation 45(5) of the General Regulations to provide to the Commission a copy of any report received from a fire authority under Regulation 45(1) of the General Regulations that relates to an application that is referred to the Commission under the PDI Act.</p>	CEO	
r57(4)(a)	25. Notice of Decision (Section 126(1))	CEO	

Planning, Development and Infrastructure (General) Regulations 2017

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	25.1 The power pursuant to Regulation 57(4)(a) of the General Regulations to endorse a set of any approved plans and other relevant documentation with an appropriate form of authentication.		
r60	<p>26. Consideration of Other Development Authorisations</p> <p>26.1 The power pursuant to Regulation 60 of the General Regulations, to, in deciding whether to grant a development authorisation, take into account any prior development authorisation that relates to the same proposed development under the PDI Act, and any conditions that apply in relation to that prior development authorisation.</p>	CEO	
r61(4)(c)	<p>27. Certificate of Independent Technical Expert in Certain Cases</p> <p>27.1 The power pursuant to Regulation 61(4)(c) of the General Regulations to form the opinion and be satisfied on the basis of advice received from the accreditation authority under the Planning, Development and Infrastructure (Accredited Professionals) Regulations 2019, a relevant professional association, or another relevant registration or accreditation authority, that a person has engineering or other qualifications, qualify the person to act as a technical expert under this regulation.</p>	CEO	
r63(1)	<p>28. Urgent Work</p> <p>28.1 The power pursuant to Regulation 63(1) of the General Regulations to,</p> <p>28.1.1 determine a telephone number determined for the purposes of Regulation 63(1)(a) of the General Regulations; and</p>	CEO	

Planning, Development and Infrastructure (General) Regulations 2017

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	28.1.2 determine the email address for the purposes of Regulation 63(1)(b) of the General Regulations.		
r63(2)	28. Urgent Work 28.2 The power pursuant to Regulation 63(2) of the General Regulations to, for the purposes of Section 135(2)(c) of the PDI Act, allow a longer period.	CEO	
r63(3)	28. Urgent Work 28.3 The power pursuant to Regulation 63(3) of the General Regulations to, for the purposes of Section 135(2)(c) of the PDI Act, allow a longer period.	CEO	
r65(1)(a)	29. Variation of Authorisation (Section 128) 29.1 The power pursuant to Regulation 65(1)(a) of the General Regulations to, for the purposes of Section 128(2)(b) of the PDI Act, if a person requests the variation of a development authorisation previously given under the Act (including by seeking the variation of a condition imposed with respect to the development authorisation) to form the opinion and be satisfied that the variation is minor in nature, and approve the variation.	CEO	
r99(4)	30. Construction Industry Training Fund 30.1 The power pursuant to Regulation 99(4) of the General Regulations, if after assessing a proposed development against the building rules the delegate is yet to be satisfied that the appropriate levy has been paid under the	CEO	

Planning, Development and Infrastructure (General) Regulations 2017

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	Construction Industry Training Fund Act 1993 or is not payable, to notify the applicant that the delegate cannot issue a building consent until the delegate is satisfied that the levy has been paid or is not payable.		
r99(5)	<p>30. Construction Industry Training Fund</p> <p>30.2 The power pursuant to Regulation 99(5) of the General Regulations, if a notification has been given under Regulation 99(4) of the General Regulations and if satisfactory evidence is not provided to the delegate within 20 business days after the date of the notification to, if the delegate thinks fit, determine that the application has lapsed.</p>	CEO	
cl4(3) sch8	<p>31. Plans for Building Work</p> <p>31.1 The power pursuant to Clause 4(3) of Schedule 8 of the General Regulations, in relation to an application for building consent for development consisting of or involving an alteration to a building if:</p> <p>31.1.1 the applicant is applying for a change in the classification of the building to a classification other than Class 10 under the Building Code; or</p> <p>31.1.2 the building was erected before 1 January 1974 and the applicant is applying for a classification other than Class 10 under the Building Code to be assigned to the building,</p> <p>to require the application to be accompanied by such details, particulars, plans, drawings, specifications and other documents (in addition to the other documents required to accompany the application) as the delegate reasonably requires to show that the entire building will, on completion of the building work, comply with the requirements of the PDI Act and the General Regulations for a building of the classification applied for or with so many of those requirements as will ensure that the building is safe and conforms to a proper structural standard.</p>	CEO	

Planning, Development and Infrastructure (Fees, Charges and Contributions) Regulations 2019

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
r5(1)	<p>32. Calculation or Assessment of Fees</p> <p>32.1 The power pursuant to Regulation 5(1) of the PDI (Fees, Charges and Contributions) Regulations 2019 (the Fees Regulations) in relation to an application which is duly lodged with the Council under a related set of regulations (including via the SA planning portal):</p> <p>32.1.1 to require the applicant to provide such information as the delegate may reasonably require to calculate a prescribed fee; and</p> <p>32.1.2 to make any other determination for the purposes of the Fees Regulations a related set of regulations or a fee notice (even if the Council is not a relevant authority)</p>	CEO	
r5(2)	<p>32. Calculation or Assessment of Fees</p> <p>32.2 The power pursuant to Regulation 5(2) of the Fees Regulations, if the delegate is acting under Regulation 5(1) of the Fees Regulations, or as the delegate of a relevant authority, believes that any information provided by an applicant is incomplete or inaccurate, to calculate a prescribed fee on the basis of estimates made by the delegate.</p>	CEO	
5(3)	<p>32. Calculation or Assessment of Fees</p> <p>32.3 The power pursuant to Regulation 5(3) of the Fees Regulations to, at any time, and despite an earlier calculation or acceptance of an amount in respect of the fee, reassess a fee payable under the Fees Regulations or a related set of regulations.</p>	CEO	

Planning, Development and Infrastructure (Fees, Charges and Contributions) Regulations 2019

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
r7	<p>33. Waiver or Refund of Fee</p> <p>33.1 The power pursuant to Regulation 7 of the Fees Regulations to, as the delegate considers appropriate to do so:</p> <p>33.1.1 waive the payment of the fee, or the payment of part of the fee; or</p> <p>33.1.2 refund the whole or a part of the fee.</p>	ND	

11.2 Sponsorship Requests - Sweathogs Basketball Club & Queenie Basketball Club

Council Meeting Date	13/09/2022
Author	Anna Osman
Title	Manager Community Engagement & Grant
Senior Manager	Ian Hart, Director Community Development
Department	Community Development
Attachments	Nil
File Ref - Records	NA
Hours to compile	1.0
Strategic Plan Ref	2.2 Enrich community culture, health and wellbeing
Purpose	For Elected Members to approve in kind sponsorship for community sports clubs over \$500 in line with Sponsorship & Council Grants Policy
Executive Summary	Sweathogs Basketball Club and Queenie Basketball Club have applied for their annual sponsorship for the hire of The Pavilion for the basketball season. In previous years, both clubs have been sponsored for 50% off the community rate to hire the facility.
Recommendation	Council approves the sponsorship applications for Sweathogs Basketball Club and Queenie Basketball Club for 50% off the community hire rate for The Pavilion.

Discussion

At the July 2022 Council meeting, the new Sponsorship & Council Grants Policy was adopted. Under Clause 5.8 *Sponsorship applications for each applicant with an accumulative value over \$500 cash and/or in-kind per annum, will be referred to Council for a decision.*

In previous years, both Sweathogs Basketball Club and Queenie Basketball Clubs have been sponsored for 50% off the community rate to hire The Pavilion for their basketball season.

They have requested sponsorship for the 2022/23 season

Sweathogs Basketball Club
\$84/hire for 22 hires = \$1,848 (community rate)
50% sponsorship = \$924

Queenie Basketball Club
\$84/hire for 19 hires = \$1,596 (community rate)
50% sponsorship = \$798

For Council consideration.

Governance Considerations

(relates to consistent management, cohesive policies, guidance, processes and decision-rights for a given area of responsibility)

Under Clause 5.8 of the Sponsorship & Council Grants Policy, *Sponsorship applications for each applicant with an accumulative value over \$500 cash and/or in-kind per annum, will be referred to Council for a decision.*

Risk Management Considerations

(identification, assessment, and prioritization of risks (defined as the effect of uncertainty on objectives, whether positive or negative) followed by coordinated and economical application of resources to minimize, monitor, and control the probability and/or impact of unfortunate events or to maximize the realization of opportunities)

Nil at this time.

Economic Considerations

(Assessment of likely financial implications of pursuing a course of action)

Sponsorship of 50% off the community rate to hire The Pavilion. Sweathogs Basketball Club, 50% = \$924, Queenie Basketball club= \$798.

Social Considerations

(Assessment of likely impacts with the Community)

Both clubs utilise the Pavilion facility on a weekly basis, in previous years, both clubs have been approved by administration for 50% off community rate for the hire of The Pavilion.

Environmental Considerations

(Assessment of likely impacts on the environment)

Nil at this time.

Climate Change - Adaptation considerations

(Assessment of likely positive or negative implications of this decision on Council's need to adapt its way of delivering Policy or Works to adapt to the challenges created by Climate Change)

Nil at this time.

11.3 Aerodrome Operation - Delegations

Council Meeting Date	13/09/2022
Author	Melissa Grimes
Title	Governance Officer
Senior Manager	Nicki Putland, Director Corporate Services
Department	Corporate Services
Attachments	Instrument of Delegations
File Ref - Records	NA
Hours to compile	8
Strategic Plan Ref	5.3 Good Governance
Purpose	To endorse the updated Aerodrome Operation Delegations
Executive Summary	<p>Recently the Local Government Association, in conjunction with Norman Waterhouse Lawyers undertook a review of associated Acts and Regulations pertaining to airport operations on behalf of all Councils that operate airports.</p> <p>These updates have been incorporated into Administrations delegations management register and is presented to Council for endorsement.</p>
Recommendation	<ol style="list-style-type: none">1. That Council Hereby revokes its previous delegations to the Chief Executive Officer and all other Council officers of those powers and functions under the following:<ol style="list-style-type: none">a. <i>Air Navigation (Aircraft Noise) Regulations 2018</i>, made under the <i>Air Navigation Act 1920</i>.b. <i>Airspace Regulations 2007 (Cth)</i>, made under the <i>Airspace Act 2007 (Cth)</i>c. <i>Aviation Transport Security Act 2004 (Cth)</i>d. <i>Aviation Transport Security Regulations 2005</i>, made under the <i>Aviation Transport Security Act 2004</i>e. <i>Civil Aviation Act 1988 (Cth)</i><ol style="list-style-type: none">i. <i>Civil Aviation Regulations 1988 (Cth)</i>ii. <i>Civil Aviation Safety Regulations 1998 (Cth)</i>2 That Council in exercise of the power contained in section 44 of the Local Government Act 1999 the powers and/or functions under the<ol style="list-style-type: none">a. <i>Air Navigation (Aircraft Noise) Regulations 2018</i>, made under the <i>Air Navigation Act 1920</i>.b. <i>Airspace Regulations 2007 (Cth)</i>, made under the <i>Airspace Act 2007 (Cth)</i>c. <i>Aviation Transport Security Act 2004 (Cth)</i>

- d. *Aviation Transport Security Regulations 2005, made under the Aviation Transport Security Act 2004*
- e. *Civil Aviation Act 1988 (Cth)*
 - i. *Civil Aviation Regulations 1988 (Cth)*
 - ii. *Civil Aviation Safety Regulations 1998 (Cth)*

and specified in the proposed Instrument of Delegations (Attachment 1 to this report), are hereby delegated this 13th Day of September 2022, to the person occupying the office of the Chief Executive Officer of the Council, subject to the conditions and or limitations specified herein or in the Schedule of Conditions in the proposed Instrument of Delegations or, to the extent that this delegation is subsequently ineffective in any way, the Council, in the alternative, authorises the person occupying the office of the Chief Executive Officer of the Council to exercise, on its behalf, the managerial or administrative powers and functions as set out in the Instrument of Delegations, in the Council's operation of the Kangaroo Island Airport, subject to the conditions or limitations set out in the Schedule of Conditions.

3 Such powers and/or functions may be further delegated by the Chief Executive Officer in accordance with sections 44 and 101 of the *Local Government Act 1999* or otherwise may be subject to a sub-authorisation to an officer or employee of the Council as the Chief Executive Officer sees fit, unless otherwise indicated in the Schedule of Conditions contained in each such proposed Instrument of Delegations.

Discussion

When the Airport upgrade was completed in 2017, Council was required to implement delegations under relevant aviation Acts and Regulations, as a designated Airport Authority due to increased size and weight of the aircraft that could then (and now) use the facility, as approved in October 2017.

The Local Government Association on behalf of all Council owned and operated airports engaged Norman Waterhouse Lawyers to undertake a review of all associated Acts and Regulations that are to be delegated to Councils.

The final instrument of delegation has been received and updated into Council's delegation management software and is presented to Council for endorsement.

Section 44 of the *Local Government Act 1999* (Act) enables Council to delegate powers or functions vested or conferred under this, or any other Act, in order for the day-to-day activities of the Council to be undertaken in an effective and efficient manner. Delegations may subject to conditions and limitations determined by Council or as specified in the

instrument of delegations. While Council may delegate powers and functions under legislation this does not limit the Council from acting in a matter.

Council may delegate powers and functions to:

- a Committee of Council
- a subsidiary of Council
- an employee of Council
- an authorised person.

In line with best practice, all proposed delegations have been made to the person occupying the position of Chief Executive Officer (CEO), unless otherwise specified, to enable the Administration to undertake its functional and operational roles and responsibilities, effectively and efficiently.

In the case of the powers delegated to the CEO, these may be further delegated by the CEO as the CEO sees fit, pursuant to s44 and s101 of the Act.

Within the Instrument of Delegations, the following acronyms are:

ASIC means an aviation security identification card issued under the *Aviation Transport Security Regulations 2005* (Cth).

CA/GRS means certified air/ground radio service.

CASA means the Civil Aviation Safety Authority.

DAMP means a Drug and Alcohol Management Plan.

Manual of Standards means the manual of that name published under the *Aviation Transport Security Regulations 2005* (Cth).

NOTAM Office means the office within Airservices Australia responsible for Notices to Airmen.

Secretary means Secretary of the Commonwealth Department for Infrastructure and Regional Development.

VIC means a Visitor Identification Card issued under the *Aviation Transport Security Regulations 2005* (Cth).

Governance Considerations

(relates to consistent management, cohesive policies, guidance, processes and decision-rights for a given area of responsibility)

Ensuring appropriate delegations are in place in accordance with relevant Acts and Regulations.

Risk Management Considerations

(identification, assessment, and prioritization of risks (defined as the effect of uncertainty on objectives, whether positive or negative) followed by coordinated and economical application of resources to minimize, monitor, and control the probability and/or impact of unfortunate events or to maximize the realization of opportunities)

Ensuring appropriate delegations are in place in accordance with relevant Acts and Regulations.

Economic Considerations

(Assessment of likely financial implications of pursuing a course of action)

Councils co-share of the review cost was \$250.00.

Ensuring delegations are in place so that Administration can operate efficiently and effectively.

Social Considerations

(Assessment of likely impacts with the Community)

Nil at this time.

Environmental Considerations

(Assessment of likely impacts on the environment)

Nil at this time.

Climate Change – Adaptation Considerations

(Assessment of likely positive or negative implications of this decision on Council's need to adapt its way of delivering Policy or Works to adapt to the challenges created by Climate Change)

Nil at this time.

ATTACHMENT 1

Air Navigation (Aircraft Noise) Regulation 2018

ID	Delegation Source	Section	Powers and Functions Delegated	Conditions and Limitations	Delegate or Sub-Delegate
630918	Air Navigation (Aircraft Noise) Regulations 2018	15(2)	Responding to consultation from an aircraft owner or operator regarding adventure flights.		Chief Executive Officer

Civil Aviation Act 1988

ID	Delegation Source	Section	Powers and Functions Delegated	Conditions and Limitations	Delegate or Sub-Delegate
493028	Civil Aviation Act 1988	Section 32ACB	Consent for CASA investigators to enter premises.		Chief Executive Officer
493026	Civil Aviation Act 1988	Section 31:	Seeking review of a reviewable decision of CASA.		Chief Executive Officer
493025	Civil Aviation Act 1988	Section 30DK(1)	Providing an enforceable undertaking to CASA.		Chief Executive Officer
493024	Civil Aviation Act 1988	Section 30DF(5)	Seeking variation of a suspension order by application to the Federal Court.		Chief Executive Officer

Civil Aviation Regulations 1988

ID	Delegation Source	Section	Powers and Functions Delegated	Conditions and Limitations	Delegate or Sub-Delegate
493029	Civil Aviation Regulations 1988	Regulation 294	Apprehending and removing a person breaching regulation 294(1).		Chief Executive Officer

Civil Aviation Safety Regulations 1998

ID	Delegation Source	Section	Powers and Functions Delegated	Conditions and Limitations	Delegate or Sub-Delegate
632942	Civil Aviation Safety Regulations 1998	Regulation 139.170	Notifying CASA of activity that will create prescribed emissions source (other than constructing or erecting a structure or object)		Chief Executive Officer
632941	Civil Aviation Safety Regulations 1998	Regulation 139.165	Notifying CASA of proposed construction or erection of object		Chief Executive Officer
632940	Civil Aviation Safety Regulations 1998	Regulation 139.160(2)	Seeking approval for operating a certified air/ground radio service		Chief Executive Officer
632939	Civil Aviation Safety Regulations 1998	Regulation 139.155	Seek approval for an air/ground radio service		Chief Executive Officer

ID	Delegation Source	Section	Powers and Functions Delegated	Conditions and Limitations	Delegate or Sub-Delegate
632938	Civil Aviation Safety Regulations 1998	Regulation 139.150(3)	Ensuring there is a frequency confirmation system		Chief Executive Officer
632937	Civil Aviation Safety Regulations 1998	Regulation 139.150(2)	Ensuring that if there is a frequency confirmation system, it complies with the Manual of Standards		Chief Executive Officer
632936	Civil Aviation Safety Regulations 1998	Regulation 139.140	Providing data to CASA		Chief Executive Officer
632935	Civil Aviation Safety Regulations 1998	Regulation 139.135(2)	Allowing CASA access to aerodrome		Chief Executive Officer
632934	Civil Aviation Safety Regulations 1998	Regulation 139.135(1)	Allowing CASA to conduct tests		Chief Executive Officer
632933	Civil Aviation Safety Regulations 1998	Regulation 139.130	Ensuring an aerodrome ground surveillance system is in operation complying with the Manual of Standards		Chief Executive Officer
632932	Civil Aviation Safety Regulations 1998	Regulation 139.125(4)	Responding to a request from an ATS to impose or vary a condition on the aerodrome certificate		Chief Executive Officer

ID	Delegation Source	Section	Powers and Functions Delegated	Conditions and Limitations	Delegate or Sub-Delegate
632931	Civil Aviation Safety Regulations 1998	Regulation 139.115	Training of personnel in accordance with Manual of Standards		Chief Executive Officer
632930	Civil Aviation Safety Regulations 1998	Regulation 139.110(1)(d)	Appointing any other person prescribed by the Manual of Standards		Chief Executive Officer
632929	Civil Aviation Safety Regulations 1998	Regulation 139.110(1)(c)	Appointing works safety officers for aerodrome works (functions or a work safety officer are set out in regulation 139.110(7))		Chief Executive Officer
632928	Civil Aviation Safety Regulations 1998	Regulation 139.110(1)(b)	Appointing a reporting officer (functions of a reporting officer are set out in regulation 139.110(6))		Chief Executive Officer
632927	Civil Aviation Safety Regulations 1998	Regulation 139.110(1)(a)	Appointing an accountable manager (functions of an accountable manager are set out in regulation 139.110(5))		Chief Executive Officer
632926	Civil Aviation Safety Regulations 1998	Regulation 139.105(2)(b)(iii)	Complying with a procedure under the system		Chief Executive Officer

ID	Delegation Source	Section	Powers and Functions Delegated	Conditions and Limitations	Delegate or Sub-Delegate
632925	Civil Aviation Safety Regulations 1998	Regulation 139.105(2)(b)(i)&(ii)	Ensuring there is a system of a kind mentioned in regulation 139.105(1)(a) complying with the Manual of Standards		Chief Executive Officer
632924	Civil Aviation Safety Regulations 1998	Regulation 139.100(4)	Ensuring there is an aerodrome emergency plan complying with the Manual of Standards		Chief Executive Officer
632923	Civil Aviation Safety Regulations 1998	Regulation 139.100(3)	Meeting requirements in the Manual of Standards regarding emergency preparedness		Chief Executive Officer
632922	Civil Aviation Safety Regulations 1998	Regulation 139.095(3)	Ensuring there is a risk management plan complying with the Manual of Standards		Chief Executive Officer
632921	Civil Aviation Safety Regulations 1998	Regulation 139.095(1)	Ensuring there is a safety management system complying with the Manual of Standards		Chief Executive Officer
632920	Civil Aviation Safety Regulations 1998	Regulation 139.090	Meeting requirements in Manual of Standards relating to monitoring airspace for infringements		Chief Executive Officer

ID	Delegation Source	Section	Powers and Functions Delegated	Conditions and Limitations	Delegate or Sub-Delegate
632919	Civil Aviation Safety Regulations 1998	Regulation 139.085	Meeting requirements in Manual of Standards regarding reporting changes or occurrences		Chief Executive Officer
632918	Civil Aviation Safety Regulations 1998	Regulation 139.080	Meeting requirements in Manual of Standards regarding reporting information to an AIS provider		Chief Executive Officer
632917	Civil Aviation Safety Regulations 1998	Regulation 139.075	Meeting requirements in Manual of Standards regarding inspections		Chief Executive Officer
632916	Civil Aviation Safety Regulations 1998	Regulation 139.070	Ensuring aerodrome works carried out so as not to create hazard		Chief Executive Officer
630942	Civil Aviation Safety Regulations 1998	Regulation 139.065	Ensuring aerodrome facilities and equipment comply with Manual of Standards		Chief Executive Officer
630941	Civil Aviation Safety Regulations 1998	Regulation 139.060	Telling CASA in writing of non-compliance with a procedure in aerodrome manual		Chief Executive Officer
630940	Civil Aviation Safety Regulations 1998	Regulation 139.055	Operating aerodrome in accordance with procedures in aerodrome manual		Chief Executive Officer

ID	Delegation Source	Section	Powers and Functions Delegated	Conditions and Limitations	Delegate or Sub-Delegate
630939	Civil Aviation Safety Regulations 1998	Regulation 139.050(1)(a)&(b)	Providing the amended aerodrome manual and notice to CASA		Chief Executive Officer
630936	Civil Aviation Safety Regulations 1998	Regulation 99.400(2A)	Providing CASA with requested information regarding a drug and alcohol management plan (DAMP) test		Chief Executive Officer
630934	Civil Aviation Safety Regulations 1998	Regulation 99.105	Maintaining drug and alcohol management plan (DAMP) records		Chief Executive Officer
630933	Civil Aviation Safety Regulations 1998	Regulation 99.095(2)	Complying with a direction of CASA with respect to drug and alcohol management plan (DAMP)		Chief Executive Officer
630932	Civil Aviation Safety Regulations 1998	Regulation 11.255	Complying with a direction of CASA		Chief Executive Officer
493053	Civil Aviation Safety Regulations 1998	Regulation 139.050(1)	Amending the aerodrome manual.		Chief Executive Officer
493052	Civil Aviation Safety Regulations 1998	Regulation 139.035	Responding to a show cause notice regarding proposed suspension of certification.		Chief Executive Officer

ID	Delegation Source	Section	Powers and Functions Delegated	Conditions and Limitations	Delegate or Sub-Delegate
493051	Civil Aviation Safety Regulations 1998	Regulation 139.045	Preparing an aerodrome manual.		Chief Executive Officer
493048	Civil Aviation Safety Regulations 1998	Regulation 139.020	Application for an aerodrome certificate.		Chief Executive Officer
493046	Civil Aviation Safety Regulations 1998	Regulation 99.405(2A)	Providing CASA with requested information following a CASA drug or alcohol test.		Chief Executive Officer
493043	Civil Aviation Safety Regulations 1998	Regulation 99.100	Providing information to CASA for a Drug Alcohol Management Plan reporting period.		Chief Executive Officer
493042	Civil Aviation Safety Regulations 1998	Regulation 99.090(3):	Complying with requirement to provide information to CASA for audit of Drug Alcohol Management Plan.		Chief Executive Officer
493041	Civil Aviation Safety Regulations 1998	Regulation 99.085	Reviewing Drug Alcohol Management Plan		Chief Executive Officer
493040	Civil Aviation Safety Regulations 1998	Regulation 99.040	Providing Drug Alcohol Management Plan to employees engaged in a safety-sensitive aviation activity.		Chief Executive Officer

ID	Delegation Source	Section	Powers and Functions Delegated	Conditions and Limitations	Delegate or Sub-Delegate
493039	Civil Aviation Safety Regulations 1998	Regulation 99.035	Implementing a DAMP. (Drug and Alcohol Management Plan)		Chief Executive Officer
493038	Civil Aviation Safety Regulations 1998	Regulation 99.030	Developing a drug and alcohol management plan (DAMP).		Chief Executive Officer
493037	Civil Aviation Safety Regulations 1998	Regulation 13.345	Reporting a reportable contravention to Executive Director Transport Safety Investigation.		Chief Executive Officer
493036	Civil Aviation Safety Regulations 1998	Regulation 11.285	Commenting on the proposed Manual of Standards.		Chief Executive Officer
493035	Civil Aviation Safety Regulations 1998	Regulation 11.165	Applying to CASA for an exemption from the regulations.		Chief Executive Officer
493033	Civil Aviation Safety Regulations 1998	Regulation 11.130	Applying for a suspension or cancellation of an authorisation.		Chief Executive Officer
493032	Civil Aviation Safety Regulations 1998	Regulation 11.125	Applying for a variation to an authorisation.		Chief Executive Officer

Airspace Regulations 2007

ID	Delegation Source	Section	Powers and Functions Delegated	Conditions and Limitations	Delegate or Sub-Delegate
493064	Airspace Regulations 2007	Regulation 14	Responding to a request for information by CASA.		Chief Executive Officer

Aviation Transport Security Act 2004

ID	Delegation Source	Section	Powers and Functions Delegated	Conditions and Limitations	Delegate or Sub-Delegate
630920	Aviation Transport Security Act 2004	Section 119	Complying with an enforcement order issued by the Secretary		Chief Executive Officer
630919	Aviation Transport Security Act 2004	Section 69	Complying with a special security direction issued by the Secretary.		Chief Executive Officer
493069	Aviation Transport Security Act 2004	Section 123A	Provision of a written undertaking to the Secretary.		Chief Executive Officer
493068	Aviation Transport Security Act 2004	Section 111(3)	Providing requested aviation security information to the Secretary.		Chief Executive Officer
493067	Aviation Transport Security Act 2004	Section 109(2)	Providing requested security compliance information to the Secretary.		Chief Executive Officer

ID	Delegation Source	Section	Powers and Functions Delegated	Conditions and Limitations	Delegate or Sub-Delegate
493066	Aviation Transport Security Act 2004	Section 104	Reporting aviation security incidents.		Chief Executive Officer

Aviation Transport Security Regulations 2005

ID	Delegation Source	Section	Powers and Functions Delegated	Conditions and Limitations	Delegate or Sub-Delegate
630931	Aviation Transport Security Regulations 2005	Regulation 6.43F	Cancelling a Visitor Information Card		Chief Executive Officer
630930	Aviation Transport Security Regulations 2005	Regulation 6.40(3)	Ensuring that access to areas used for producing Visitor Information Card are controlled by an access control system or persons employed to issue Visitor Information Card		Chief Executive Officer
630929	Aviation Transport Security Regulations 2005	Regulation 6.40(2)	Ensuring that unissued Visitor Information Card's and software and systems used for producing Visitor Information Card's are kept secure		Chief Executive Officer

ID	Delegation Source	Section	Powers and Functions Delegated	Conditions and Limitations	Delegate or Sub-Delegate
630928	Aviation Transport Security Regulations 2005	Regulation 6.40(1)	Informing a Visitor Information Card holder of his or her responsibilities		Chief Executive Officer
630927	Aviation Transport Security Regulations 2005	Regulation 6.368D	Imposing conditions on a Visitor Identification Card		Chief Executive Officer
630926	Aviation Transport Security Regulations 2005	Regulation 6.38	Issue of Visitor Identification Card		Chief Executive Officer
630925	Aviation Transport Security Regulations 2005	Regulation 4.54	Consent to a person having a firearm in his or her possession on an airside area		Chief Executive Officer
630924	Aviation Transport Security Regulations 2005	Regulation 3A.08	Applying for a landside special event zone		Chief Executive Officer
630923	Aviation Transport Security Regulations 2005	Regulation 3A.02	Applying for an airside special event zone		Chief Executive Officer

ID	Delegation Source	Section	Powers and Functions Delegated	Conditions and Limitations	Delegate or Sub-Delegate
630922	Aviation Transport Security Regulations 2005	Regulation 3.24	Complying with security requirements for navigational aids zones		Chief Executive Officer
630921	Aviation Transport Security Regulations 2005	Regulation 3.22	Complying with security requirements for fuel storage zones		Chief Executive Officer

11.4 Southern & Hills LGA Regional Public Health and Wellbeing Plan 2022 - 2027

Council Meeting Date	13/09/2022
Author	Anna Osman
Title	Manager Community Engagement & Grants
Senior Manager	Ian Hart, Director Community Development
Department	Community Development
Attachments	Community Engagement Outcome Report (attachment 1) Letter from Acting Chief Public Health Officer (attachment 2) S&HLGA's Regional Public Health and Wellbeing Plan 2022 – 2027 (attachment 3)
File Ref - Records	NA
Hours to compile	2
Strategic Plan Ref	2.1 Enhance community partnerships with Council 2.2 Enrich community culture health and wellbeing 2.3 Improve island liability
Purpose	For Elected Members to endorse the draft S&HLGA Regional Public Health and Wellbeing Plan 2022 – 2027 and adopt Kangaroo Island Council's top actions and all focus areas for collaboration between the six constituent councils.
Executive Summary	<p>The South Australian Public Health Act 2022 (the Act) requires Council to prepare and maintain a regional public health plan to protect the public health of their communities, prevent illness, disease and injury and promote conditions to support community wellbeing.</p> <p>At the May 2022 Council Meeting, Elected Members approved the Draft Regional Public Health Plan 2022 – 2027 to go to community consultation in line with our partners through the S&H LGA (C198:2022).</p> <p>The draft plan was released for community consultation between 6 July and 5 August 2022. A total of 47 responses were received, with 4 of those from Kangaroo Island.</p> <p>This Plan aligns with the South Australian State Public Health Plan 2019-2024, for “a healthy, liveable and connected community for all South Australians”.</p> <p>It should be noted that the final plan will be adopted by the S&HLGA Board once the six councils have approved their top actions and the focus areas for collaboration.</p>
Recommendation	<ol style="list-style-type: none">1. Council receive and note the outcomes of community and stakeholder consultation on the draft plan.2. Council receive and note the outcome of final consultation with the Chief Public Health Officer

3. Council receive and endorse the S&HLGA's Regional Public Health and Wellbeing Plan 2022 – 2027
4. Council adopt Kangaroo Island Councils top actions and all focus areas for collaboration between the six constituent councils, as listed within the S&HLGA's Regional Public Health and Wellbeing Plan 2022 – 2027
5. Council note that the final plan will be adopted by the S&HLGA Board once the six council have approved their top actions and the focus areas for collaboration

Discussion

The South Australian Public Health Act 2011 (the Act) requires that a council, or group of councils like the Southern & Hills Local Government Association (S&HLGA), prepare and maintain a regional public health plan to protect the public health of their communities, prevent illness, disease and injury and promote conditions to support community wellbeing. The S&HLGA's first Regional Public Health Plan (adopted May 2015) was prepared to meet this requirement.

The Act (s51) requires that, once prepared, the Regional Public Health Plan must be reviewed at least once every 5 years". The S&HLGA's first Plan was due for review in mid-2020. However, owing to COVID-19, the due date for the reviewed Regional Public Health Plan was extended.

The Regional Health Plan is not a plan for health service delivery.

This Plan aligns with the South Australian State Public Health Plan 2019-2024 (the State Plan). The State Plan's vision is for "a healthy, liveable and connected community for all South Australians". To achieve this vision, the State Plan calls for coordinated action across four priorities:



At the April 2022 Information Briefing, Elected Members were provided with an overview of the project and the draft plan, inviting comments and discussions.

At the May 2022 Council Meeting, Elected Members approved the Draft Regional Public Health Plan 2022 – 2027 to go to community consultation in line with our partners through the Southern & Hills Local Government Association (C198:2022).

The draft plan was released for community consultation between 6 July and 5 August 2022. A total of 47 responses were received, with 4 of those from Kangaroo Island. One was from American River and three from Kingscote.

All respondents either supported Kangaroo Island Council's draft top actions or supported 'with some changes' with the exception of 1 respondent indicating they 'don't support' Action 3.2. Please refer to pages 24 to 28 in attachment 1 'Community Engagement Outcomes Report' for details on the responses received.

Key Changes made to the draft plan based on feedback received and as relevant to Kangaroo Island Council

Section of draft plan	Draft Goal	Amended Goal
'Our top actions for Goal 1' (Promote) P.27	1.10 Promote community awareness of disability through implementing our Disability Access and Inclusion Plan 1.11 Support the development of our children and young people's social competence and emotional maturity	1.10 Promote awareness of disability and ageing for an inclusive community through implementing our Disability Access and Inclusion Plan. 1.11 Support the social and emotional development of our young people
Our top actions for Goal 2 (Protect) p.29	2.8 Monitor and respond to environmental and public health risks, such as air, noise and water pollution and pest outbreaks. 2.10 Implement processes, procedures and technology to help mitigate fire risk to Kangaroo Island Townships 2.11 Develop and implement the response plan for severe weather events.	2.8 Monitor and respond to environmental and public health risks such as pollution, biosecurity and disease outbreaks 2.10 Proactively adapt to environment change in partnership with other stakeholders for a whole of island response 2.11 remove (merged into 2.10)
Our top actions for Goal 3 (Prepare) p.31	3.10 Seek funding to analyse and develop a KIC implementation plan to reduce the KIC carbon footprint to carbon neutrality	3.10 Support initiatives for a sustainable carbon neutral future including best practice waste management and tree planting programs to increase township shade, cooling and amenity to ensure our environment is enhanced and protected.

Feedback from the Acting Chief Public Health Officer was very positive and deemed the Regional Public Health Plan provides our region' with a robust framework for regional public planning". The working group decided to include 'wellbeing' in the title to help prevent the term 'public health' denoting 'health care' and provides continuity with our first Regional

Health Plan which was called 'Wellbeing in Our Community' and more recently our Indicators of Community Wellbeing framework.

The Final Plan, being presented today for endorsement, has the following 'top actions' for Kangaroo Island Council.

Goal 1 – PROMOTE: Stronger communities and healthier environments

Kangaroo Island Council	<ul style="list-style-type: none"> 1.9. Enhance the quality and accessibility of the built environment, including sporting facilities, parks, gardens, playgrounds, pools, trails and streetscapes 1.10. Promote community awareness of disability and ageing for an inclusive community through implementing our Disability Access and Inclusion Plan 1.11. Support the social and emotional development of our young people 1.12. Support events, programs, initiatives and volunteering opportunities that enable social connection, access and inclusion and promote the health and wellbeing of all residents
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Goal 2 – PROTECT: Communities are protected against public and environmental health risks

Kangaroo Island Council	<ul style="list-style-type: none"> 2.8. Monitor and respond to environmental and public health risks, such as pollution, biosecurity and disease outbreaks 2.9. Support community and emergency services and collaborate to build preparedness and resilience 2.10. Proactively adapt to environment change in partnership with other stakeholders for a whole of Island response
-------------------------	--

Goal 3 – PREPARE: Communities are aware of and responding to the health risks of climate change

Kangaroo Island Council	<ul style="list-style-type: none"> 3.9. Obtain funding for a plan to respond to environment change and liaise with other stakeholders for a whole of island response 3.10. Support initiatives for a sustainable carbon neutral future including best practice waste management and tree planting programs to increase township shade, cooling and amenity to ensure our environment is enhanced and protected 3.11. Advocate for sustainable initiatives and businesses 3.12. Encourage sustainable renewable energy options and tree planting programs
-------------------------	--

Goal 4 – PREVENT: Communities empowered for health living

Kangaroo Island Council	<ul style="list-style-type: none"> 4.9. Enhance built environments to support active lifestyles, such as sporting facilities, parks, gardens, playgrounds, pools, trails 4.10. Collaborate with relevant initiatives (such as Good Sports) and sports clubs to prevent and reduce harms from alcohol and other drugs 4.11. Seek opportunities to expand community gardens to all townships to promote healthy eating, being outside and social connection 4.12. Develop partnerships to support the design and delivery of preventive mental health and wellbeing initiatives
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Goal 5 – PROGRESS: Councils, communities and partners working together to achieve regional public health outcomes

Each constituent council will pursue opportunities to:

- A. Invest in new and existing partnerships with community, business, government and other stakeholders to further our regional vision for “healthy, liveable, connected and resilient communities for all”
- B. Develop stronger partnerships with recreation, sporting and community groups to deliver wellbeing benefits from local facilities and resources
- C. Collaborate and partner with services and relevant community groups to deliver evidence-based initiatives that promote mental health and wellbeing
- D. Advocate for better access to local health services across the region including through increased and improved health services for vulnerable and higher need community groups.

The endorsement of the S&HLGA Regional Health and Wellbeing Plan and adoption of Council’s top actions is neither a ‘*designated decision*’ or a significant or major policy position. Therefore, it is a decision that can be made at any time, including during the caretaker period.

It should be noted that the final plan will be adopted by the S&HLGA Board once the six councils have approved their top actions and the focus areas for collaboration.

Governance Considerations

(relates to consistent management, cohesive policies, guidance, processes and decision-rights for a given area of responsibility)

The endorsement of the S&HLGA Regional Health and Wellbeing Plan and adoption of Council’s top actions is neither a ‘*designated decision*’ or a significant or major policy position. Therefore, it is a decision that can be made at any time, including during the caretaker period.

It should be noted that the final plan will be adopted by the S&HLGA Board once the six councils have approved their top actions and the focus areas for collaboration.

This Plan aligns with the South Australian State Public Health Plan 2019-2024 (the State Plan). The State Plan’s vision is for “a healthy, liveable and connected community for all South Australians”.

Risk Management Considerations

(identification, assessment, and prioritization of risks (defined as the effect of uncertainty on objectives, whether positive or negative) followed by coordinated and economical application of resources to minimize, monitor, and control the probability and/or impact of unfortunate events or to maximize the realization of opportunities)

Nil at this time.

Economic Considerations

(Assessment of likely financial implications of pursuing a course of action)

Nil at this time.

Social Considerations

(Assessment of likely impacts with the Community)

A high level strategic document with the vision of creating ‘healthy, liveable, connected and resilient communities for all’. The Regional Health and Wellbeing Plan is not a plan for health service delivery, but rather a tool to develop prevention and education programs to promote good personal and environmental health.

Environmental Considerations

(Assessment of likely impacts on the environment)

Nil at this time.

Climate Change - Adaptation considerations

(Assessment of likely positive or negative implications of this decision on Council's need to adapt its way of delivering Policy or Works to adapt to the challenges created by Climate Change)

Nil at this time.

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Health
Department for
Health and Wellbeing

Ref: A4129061

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Dear Mr Martin

Thank you for your letter of 18 August 2022 regarding the Southern and Hills Local Government Association's (S&HLGA) draft *Regional Public Health Plan (RPHP) 2022-2027*, which was submitted as a draft for consultation, pursuant to Section 51(13) of the *South Australian Public Health Act 2011* (the Act). As the Chief Public Health Officer's delegate for this matter, I confirm that the S&HLGA's draft RPHP meets requirements for planning under the Act.

I welcome the social determinants and system-building approaches to planning for your region. S&HLGA's five goals and nominated priority populations align with state public health priorities for promoting, protecting, and preserving health and wellbeing. I acknowledge the Plan's integrated nature, including the focus on regional challenges, and the links to local strategic planning, and member council priorities.

As a public-facing document, the RPHP communicates the line of sight between local and regional response to significant public health risks, and social and health vulnerabilities for your region. I commend your approach to collaboration and governance mechanisms, and your commitment to local indicator use as a planning driver.

In my view, the S&HLGA RPHP provides your region with a robust framework for regional public planning. I look forward to working with you to achieve improved health and wellbeing outcomes for your member council communities' public health planning.

To discuss any matters relating to this consultation response, please contact Dr Kirsty Hammet, Local Government Relations and Policy, on 0455 086 206 or kirsty.hammet@sa.gov.au.

Yours sincerely

A handwritten signature in blue ink, appearing to be 'DR CHRIS LEASE'.

DR CHRIS LEASE
Deputy Chief Public Health Officer
Health Regulation and Protection

20/8/22

OFFICIAL



Community Engagement Outcomes Report
August 2022



Draft S&HLGA Regional Public Health Plan 2022-27 Community Engagement Outcomes Report

17 August 2022

Prepared by Josh Spier, Community & Social Planning Officer, Adelaide Hills Council
jspier@ahc.sa.gov.au

Prepared for Southern & Hills LGA Regional Public Health Plan Working Group

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1. Executive Summary

Between January and April 2022 the draft second Regional Public Health Plan (RPHP) for the Southern and Hills LGA (S&HLGA) was prepared through collaboration between the six constituent councils of the S&HLGA: the Councils of Adelaide Hills, Alexandrina, Kangaroo Island, Mount Barker, Yankalilla and Victor Harbor.

The draft plan outlines five shared goals that the six councils will work towards together. It also highlights the priority actions that each council is proposing to take over the next five years in order to protect and improve the health of all residents in the region.

The draft plan was released for public consultation between 6 July and 5 August 2022

An online feedback survey was the key method used to seek public feedback. The survey was focused on making sure the draft plan and its proposed actions reflect local priorities and appropriately respond to key public health issues across the region.

A total of 47 responses were received, including responses via the online survey, consultation meetings with regional public health partners, and emails.

The significant majority of respondents and partners supported the draft plan and its proposed priority actions for the period 2022 to 2027.

Consultation participants provided the following key suggestions for strengthening the plan:

- ensure plan responds to the key public health challenges, such as preventing chronic diseases (which may be overlaid with Long COVID)
- give greater attention to an ageing population with a focus on active lifestyles
- consolidate the role of councils in advocating on critical public health issues to the other levels of government on behalf our communities
- specify name existing and potential partners for collaboration
- ensure the plan is focused on addressing priority populations, most notably Aboriginal and people culturally and linguistically diverse (CALD) backgrounds
- facilitate a regional forum of public health stakeholders (including those within the private system) to strengthen regional partnerships and explore funding opportunities for collaborative initiatives
- include support for key partners to improve representation of local government and community representation on consumer and health advisory groups in the region

This report and its findings will inform an updated version of the draft plan to submit to the Chief Public Health Officer (CPHO) for final consultation.

Following consultation with the CPHO, the plan will be finalised for adoption and collective implementation by the six councils of the S&HLGA.

2. Background

The *South Australian Public Health Act 2011* (the Act) requires that a council, or group of councils, prepare and maintain a ‘regional public health plan’ (RPHP) on a periodical basis to protect the public health of their communities, prevent illness, disease and injury and promote conditions to support community wellbeing.

To meet this requirement, the draft RPHP 2022-27 for the Southern and Hills region was prepared through collaboration between the six constituent councils of the Southern and Hills LGA (S&HLGA): the Councils of Adelaide Hills, Alexandrina, Kangaroo Island, Mount Barker, Yankalilla and Victor Harbor.

S&HLGA engaged Adelaide Hills Council (AHC) to lead the development of the draft plan on behalf of the six constituent councils, working closely with the S&HLGA RPHP Working Group.

The purpose of the RPHP 2022-27 is to guide coordinated efforts to improve the health and wellbeing of all residents in the Southern and Hills region. It was developed to align with the State Public Health Plan 2019-24 and the current strategic plans of the six councils.

The draft plan was prepared between January and April 2022. The collaborative development process included:

- an evaluation of the [first RPHP for the S&HLGA \(2015\)](#)
- a fresh assessment of the state of public health in the region
- special meetings of the S&HLGA RPHP Working Group and
- initial planning workshops with relevant staff from across all six councils of the S&HLGA, to identify regional public health challenges and actions to address these.

In the resulting draft plan, the vision for the region is *healthy, liveable, connected and resilient communities for all*.

The draft plan outlines five shared goals (aligned with the key priorities of the [State Public Health Plan 2019-24](#)) that the six councils are proposing to work towards over 2022-27:

1. Stronger communities and healthier environments
2. Communities protected against public and environmental health risks
3. Communities aware of and responding to the health risks of climate change
4. Communities empowered for healthy living
5. Working together to achieve regional public health outcomes

For each of the above shared goals, the draft plan identifies ‘focus areas for collaborative action’ that the councils are wanting to work on together.

Under each shared goal, the draft plan also highlights the ‘top actions’ that each constituent council is proposing to focus on over 2022-27.

In accordance with the Act (s51), before the draft plan was released for public comment, the councils (under the auspice of the S&HLGA) were required to submit the draft joint RPHP for the appropriate Minister to endorse for consultation purposes. The Hon Chris Picton MP, Minister for Health and Wellbeing, endorsed the draft plan for public consultation on 17 June 2022.

AHC coordinated and managed community engagement on the draft RPHP 2022-27 across the region.

3. Engagement approach

An online feedback survey was the key method used to gather feedback on the draft plan from stakeholders and community across the region.

The feedback survey was available via AHC's [online Community Engagement Hub](#) from 6 July 2022 until 5 August 2022. The engagement project was hosted and managed by AHC on behalf of the other five constituent councils, which directed all traffic from their respective websites / engagement platforms to AHC's online hub. A copy of information provided on AHC's online hub is available in Appendix C.

The feedback survey was focused on collecting community and partner feedback on the draft plan which could be used to refine and finalise the plan for adoption and implementation. The focus was on ascertaining the level of support for:

- Each council's proposed 'top actions' (under each Shared Goal)
- The proposed 'focus areas for collaboration' between the six councils (under each Shared Goal)
- The proposed RPHP as a whole.

Although the online feedback survey was promoted as the preferred method for giving feedback, residents and stakeholders across the region could also contribute via:

- Collecting a hardcopy Feedback Survey at their local Council Library/Customer Service Centre and returning to the same venue or via any of the ways listed below
- Emailing written submissions to engage@ahc.sa.gov.au with "Draft Regional Public Health Plan" in the subject field
- Posting a written submission to: Community Engagement Officer, PO Box 44, Woodside SA 5244
- Phoning 8408 0400.

Distribution and promotion

The consultation was promoted through:

- The social media channels of each council
- Posters displayed at each council's key customer service centres and libraries
- Emails to stakeholders, e-news lists and networks identified and distributed by each council
- Media releases sent to local print media across the region
- Public notices and advertisements published in local print media across the region (Adelaide Hills Herald, The Courier, Southern Argus, The Victor Harbor Times and Fleurieu Sun).

The constituent councils' websites (and social media) directed all visitors to AHC's online engagement page.

In addition, direct emails were sent to key public health partners across the region, inviting written submissions, survey responses and offering consultation meetings with the lead consultant. Direct correspondence was emailed to the following key stakeholders:

- Barossa Hills Fleurieu Local Health Network (LHN) that manage 12 public hospitals and other community-based health services in the Barossa Hills Fleurieu region
- Country SA Primary Health Network
- Summit Health
- Stirling Hospital
- Victor Harbor Private Hospital
- Regional Offices for the Department of Education
- Relevant Members of the Parliaments of Australia and South Australia
- Steering Group for the Neighbourhood Circles project
- South Australian Council of Social Service (SACOSS)
- SA Branch of the Public Health Association of Australia (PHAA)
- Regional Development Australia - Adelaide Hills, Fleurieu & Kangaroo Island
- Landscape Board-Hills & Fleurieu
- Landscape Board-Kangaroo Island
- Community Centres across the region
- Community Connections, Lutheran Care
- Autism SA
- Junction Australia
- NDIS Local Area Coordination, Mission Australia Mt Barker
- Community Living Australia
- Headspace Mt Barker
- JFA Purple Orange

Promotion statistics are presented below:

	Email (# of recipients)	Social media (# of people reached)	Websites (# of visitors)*
Adelaide Hills Council	3841	2814	382
Alexandrina Council	1085	728	33
Kangaroo Island Council	N/A	N/A	N/A
Mount Barker District Council	N/A	3144	51
District Council of Yankalilla	2593	1772	95
City of Victor Harbor	2733	71	N/A

*Visitors to councils' consultation platforms (and social media) were directed to the project page on Adelaide Hills Council's digital community engagement platform.

4. Survey participants

Local council area of residence

A total of 36 responses to the online survey were received.

34 respondents indicated they lived in one of the six council areas in the Southern and Hills region, including:

- 12 residents of the Adelaide Hills Council area
- 9 residents of the District Council of Yankalilla area
- 4 residents of the Kangaroo Island Council area
- 4 residents of the City of Victor Harbor area
- 3 residents of the Mount Barker District Council area
- 2 residents of the Alexandrina Council area

Two respondents indicated they were not responding as a resident in the region but as:

- A manager of Commonwealth-funded mental health services that operate across all 6 council areas.
- CEO / Director of Nursing, Stirling Hospital

Suburb

As presented below, survey respondents came from 24 different suburbs/townships across the six council areas. Two respondents did not state their suburb /township of residence.

Council area	Suburbs
Adelaide Hills Council	Bridgewater Crafers (2) Cudlee Creek Lobethal Longwood Mylor Scott Creek Stirling Summertown Woodside
Alexandrina Council	Goolwa Strathalbyn
Kangaroo Island Council	American River Kingscote (3)
Mount Barker District Council	Hahndorf Mount Barker (2)
District Council of Yankalilla	Hay Flat Normanville (3) Wattle Flat Wirrina Cove (2) Yankalilla (2)
City of Victor Harbor	Encounter Bay Hayborough (2) Victor Harbor

Kingscote and Normanville had the highest number of respondents (both with n=3). All remaining suburbs, listed above, had representation from 1 or 2 respondents.

Age

As presented below ages varied from 18 to 84. The highest response was from the 55 to 74 year olds (n=24, 68.5%).

Age group	Number of responses
18-24	1
25-34	2
35-44	2
45-54	3
55-65	11
66-74	13
75-84	3

Organisations

Six of the survey responses were from organisations:

- Hahndorf Community Association
- Pony Club Association of South Australia - Southern Zone
- Horse SA
- Stirling Business Association
- Summit Health
- Stirling Hospital

5. Survey feedback

Pre-reading

Survey respondents were asked if they had read the Draft Regional Public Health Plan 2022-27 for the Southern and Hills LGA.

Out of the 36 respondents:

- 47% (n=17) said they had read the full version
- 50% (n=18) said they had read a summary version
- 1 said they had not read any version of the draft plan

The survey was designed so that pre-reading was not required, whereby key elements of the draft plan were embedded into the survey questions.

Feedback on Adelaide Hills Council proposed top actions

Thirteen survey respondents chose to provide feedback on Adelaide Hills Council's (AHC) proposed top actions in the draft plan.

The majority of these respondents either supported AHC's draft top actions, or supported 'with some changes'.

- 100% support for actions under Goals 1 and 5
- 98% support for actions under Goal 2
- 92% support for actions under Goal 4
- 87% support for actions under Goal 3

More detail is provided in the table on the following pages.

AHC's proposed top actions	Level of support	Respondent comments
Goal 1 - Stronger communities and healthier environments		
<p>1. Facilitate and promote opportunities for social connection, volunteering and community participation to foster mental health and wellbeing</p>	<ul style="list-style-type: none"> • 11 out of 13 respondents support • 2 support with some changes • 0 didn't support 	<ul style="list-style-type: none"> • There are many Bush for Life sites in the hills looking for volunteers to help maintain them, which are important sites for biodiversity and climate change resilience. I'd like Council to partner with TFL to help promote these volunteering opportunities. Tree planting and part and full day weeding events are a great way to get involved. • I have paused volunteering for 10 Years now, because I found it very confusing to get my head around insurance, collective bargaining, awards, penalties, minimum wage, Centrelink, accreditations etc. Actually, I am still unsure, which car insurance to choose from all the options on the registration form. • We [Stirling Hospital] are looking to get into the volunteering space. Hopefully we can help in that space (e.g. if community members are looking to volunteer in the hospital)'
<p>2. Encourage and support residential developments to incorporate <i>livable housing design</i></p>	<ul style="list-style-type: none"> • 12 out of 13 respondents support • 1 supports with some changes • 0 didn't support 	<ul style="list-style-type: none"> • I'd like any further residential developments to incorporate larger verges that allow for the establishment of shade trees for the future along streetscapes. I note to my disappointment a number of housing developments are woefully hot in rising Summer conditions, the ash felt needs to be shaded by suitable, non-combustible deciduous trees. Some of Adelaide's most beautiful suburbs have street trees, their rainfall is less than most of the hills so there is no excuse. I'd also like to see community gardens, for food growing, established in those woefully small subdivisions. • Social isolation is a key risk area in both new residential developments and in the many small villages of the Adelaide Hills, especially for young mothers, unemployed adolescents and the elderly. Mt Barker seems to have an "on demand" small bus service from outlying areas to the city hub, but there are many elderly people living around Scott Creek, Bradbury, Echunga and Mylor without any access to public transport and other community services who will not be able to stay in their homes in the future without better community-based services and access to the larger regional centres.
<p>3. Engage with our community and priority groups when designing new open spaces and built environments, ensuring access and health benefits for all</p>	<ul style="list-style-type: none"> • 12 out of 13 respondents support • 1 supports with some changes • 0 didn't support 	<ul style="list-style-type: none"> • We should engage with community and priority groups not just when designing new spaces but also retrofitting existing public spaces. It is good that access for all is included.

AHC's proposed top actions	Level of support	Respondent comments
4. Support children's early development through our community programs and services, particularly in the areas of emotional maturity and social competence	<ul style="list-style-type: none"> • 10 out of 13 respondents support • 3 support with some changes • 0 didn't support 	<ul style="list-style-type: none"> • Should include youth not just children. I feel the youth are missing from this plan. • We have amazing spaces for engagement in AHC area. Looking at Lobethal Kindy Nature program and their attachment to Bushland Park and Gumeracha Primary and their planting program in Federation Park. Can there be more collaboration with schools to get our kids out into these amazing spaces. I would love to see further investment in the Amy Gillett bikeway as a great way to connect towns and businesses in our region • What are you thinking in that space - what sort of programs?
ADDITIONAL COMMENTS / IDEAS		<ul style="list-style-type: none"> • None of this plan, in any of its topics is being inclusive of people with chronic illness etc, its is not a separate topic, It's is need to be addressed in every topic of this plan- very very disappointing, we have a lot more people in the younger age groups too with these conditions it's not just the over 50's, And now the cost of moving is so great the population as it ages cannot afford to move to better suited areas. The whole plan needs to be rewritten to address this need. • There is no reference in this section to the ongoing mental health toll of the bushfires. We know many people who are still struggling with mental health as part of recovery. We need to find ways to increase mental health services in our region, in an accessible way.
Goal 2 - Communities are protected against public and environmental health risks		
1. Protect the community from public health risks through the management of immunisation programs	<ul style="list-style-type: none"> • 13 out of 13 respondents support • 0 support with some changes • 0 didn't support 	<ul style="list-style-type: none"> • Can surely only be undertaken in collaboration with SA Health. Where are the connections? • I have booked my first dose of Covid and Influenza Immunisation. Immunisation pros and cons have been popping up for at least 10 Years and I am getting my head around the ideology behind it.
2. Undertake regulatory action including food safety inspections, wastewater system compliance and nuisance assessment	<ul style="list-style-type: none"> • 12 out of 13 respondents support • 0 support with some changes • 1 didn't support 	<ul style="list-style-type: none"> • Very poor. Only does the council show any interest in wastewater, when the home is up for sale! I lost a sale of a house – very bad (I cannot begins to say how upset, and the issues from that Very Bad management). If the council is really on to this topic they should be more proactive.

AHC's proposed top actions	Level of support	Respondent comments
3. Support and partner with the emergency services and the community before, during and after emergency events	<ul style="list-style-type: none"> • 13 out of 13 respondents support • 0 support with some changes • 0 didn't support 	<ul style="list-style-type: none"> • Re housing in general, not to allow building in known flood areas and require sufficient land around new builds to absorb rainwater and rain water run off (i.e. no houses that practically fill the entire block - establish a safe ratio of land to building). • Much better resourcing of CFS/SES is required and specific training and logistics capacity needs to be built into the ADF for rapid callout for emergency action. My experience in the recent Cherry Gardens Bushfire showed how unprepared the local council and state government were for such an event, even though the experiences of KI and other recent bushfires was there to learn from. There was no effective action to cull feral animals immediately post bushfire, which would have provided an ideal opportunity and now we are under attack on rural properties from deer and rabbits that are too difficult to deal with. • There is definitely a need to collaborate with existing services to ensure they are ready to support us when needed. CFS and SES, Lions and Rotary were definitely essential during the last two bushfire events and they are well placed to provide education to communities. • Unsure, if insurance agencies would prevent or reduce arsonist activity. Isn't it the support and partnering with the emergency services that the arsonist wants to achieve? Having a small business such as an insurance agency would give the potential arsonist a meaningful occupation and bond with the community without having to 'make a difference' in someone's life.
4. Mitigate bushfire risks by partnering with relevant agencies and the community to encourage shared responsibility and a whole-of-landscape approach to vegetation management	<ul style="list-style-type: none"> • 12 out of 13 respondents support • 1 supports with some changes • 0 didn't support 	<ul style="list-style-type: none"> • Would like to see stronger requirements to make properties bushfire safer (roof sprinklers, proper fire hoses, etc.). • Consultation is vital in relation to vegetation management in residential streets. Sometimes it is impossible to understand the need for some of the harsh 'pruning' that occurs
ADDITIONAL COMMENTS / IDEAS		<ul style="list-style-type: none"> • Priority: Assess and prioritise mitigation of poor air quality in council buildings. Budget for acquisition of HEPA filters/CR boxes. • It's also important to be pro-active to foster networks that can support each other. There are many people who are keen to create these networks but need support from council.
Goal 3 - Communities responding to health risks of climate change		
1. Assist our community to reduce the impact of waste to landfill on the environment	<ul style="list-style-type: none"> • 10 out of 13 respondents support 	<ul style="list-style-type: none"> • From the Stirling Hospital's point of view, we do have solar panels, and we are looking into other ways

AHC's proposed top actions	Level of support	Respondent comments
	<ul style="list-style-type: none"> • 2 support with some changes • 1 didn't support 	<ul style="list-style-type: none"> • To go greener, such as electronic car charging stations and other initiatives around waste management. • Needs to be a much higher focus on more creative recycling to produce useful products locally at a cost-effective recovery rate and to support local employment in this manufacture and marketing. Eg why are we exporting melted down polystyrene from Heathfield to china as a factory fuel that simply moves its pollution off-shore? Why are those who produce the least groundfill being charged the same for garbage services as those who produce the most each week? There is no incentive to be less wasteful. • Our area has many businesses who are reliant on Primary Production. Can they be supported in this process? • Only if you do it without out extra cost to residents, eg no dump fees. and if you really wish to change Climate change and reduce waste. So ideas turn all your pc's off at night you only work 30 % of the day save a lot of electric y. Reduce week end markets etc, - leads to less pollution from cars in the area . Get more Bus's on during the day etc, Help cover the cost of solar for Homes and sports clubs. Positive Things ! lead by eg.
2. Partner with relevant agencies (such as the Australian Red Cross) in building community-led resilience to climate change and extreme weather events	<ul style="list-style-type: none"> • 10 out of 13 respondents support • 1 supports with some changes • 2 didn't support 	<ul style="list-style-type: none"> • Assess and mitigate for major bushfire risk to townships. Remove vegetation that fuels fires and replace with fire retardant species/ • Yes with regard to bush-fire attack Id like to see the Councils every year publish the updated maps of safe havens, and if they can expand these zones of safe havens. • I 'm not clear on what you mean by action 2/
3. Continue to be a partner of the Resilient Hills & Coasts regional climate change adaptation group	<ul style="list-style-type: none"> • 9 out of 13 respondents support • 1 supports with some changes • 3 didn't support 	<ul style="list-style-type: none"> • Could include ...'and support local climate action groups to deliver coordinated action'.
4. Promote and support community planning conversations about climate change and its impacts on health, especially with young people, including action to address the mental health impacts of climate change	<ul style="list-style-type: none"> • 10 out of 13 respondents support • 1 supports with some changes • 1 didn't support 	<ul style="list-style-type: none"> • A lot of younger people are every focused on climate change. A good action. • Provide opportunities for young people to participate in volunteering events such as tree planting and bushcare as detailed above can help with feelings of helplessness around climate change, by providing an opportunity to provide tangible benefits to the environment in their local area.

AHC's proposed top actions	Level of support	Respondent comments
		<ul style="list-style-type: none"> The science behind climate change is as complex as the science behind immunisation and shoah. It takes decades to address these issues in a way that doesn't make people panic. In my opinion Goal 3.4. Is really best addressed in high schools, unless there is a Covid outbreak at a high school... This sounds like a Lot of BS- Your are not Doctors - therefore you should not be messing in the mental health area.
ADDITIONAL COMMENTS / IDEAS		<ul style="list-style-type: none"> The use of agricultural chemicals needs significant consideration. My neighbour regularly sprays his pasture without warning to us and all of those chemicals end up in our waterways and soils. There are significant health risks from a number of chemicals used in primary production. We need education programs about those health risks, and better support for people switching to regenerative practices.
Goal 4 - Communities empowered for healthy living		
1. Develop a new mapping feature on our website that promotes and increases community usage of our parks, reserves and playgrounds for preventive mental health benefits	<ul style="list-style-type: none"> 9 out of 13 respondents support 2 support with some changes 2 didn't support 	<ul style="list-style-type: none"> Would be good to include trails and walks in this too. Would suggest captures all health benefits, including physical and mental health. I grew up in a high rise building between two beautiful parks. Both had artificial hills, where I learnt skiing and rode a (whitehorses?) open sleigh with my siblings. However, as the years went past, I wondered, why I never saw any of the elderly neighbors going for walks. When I was in my mid teens I sat down on a park bench to do my French homework in the sun. After a few minutes a man sat next to me and harassed me. Therefore, my experience is, that public spaces can be taken over by communists (?) or capitalists (?)
2. Partner with our sporting clubs and relevant programs, such as Good Sports, to build healthy club environments that encourage healthy behaviours	<ul style="list-style-type: none"> 10 out of 13 respondents support 2 support with some changes 1 didn't support 	<ul style="list-style-type: none"> Include health and equitable behaviour. With sporting clubs, we [Stirling Hospital] could give information out there for sporting injuries, about our services such as physio and orthopaedic surgery, here in the Hills to help. If there are sporting injuries, people don't always have to go to the city.
3. Facilitate opportunities for people to exercise with others through events like Discover, Play, Bikeway! and offering a variety of exercise classes at our community centres	<ul style="list-style-type: none"> 10 out of 13 respondents support 1 supports with some changes 1 didn't support 	<ul style="list-style-type: none"> More defined and well-maintained walking trails that connect the hills communities and that can be promoted for ecotourism.

AHC's proposed top actions	Level of support	Respondent comments
4. Provide programs and classes that empower our communities to eat healthy, and grow and share their own fruit and vegetables	<ul style="list-style-type: none"> • 12 out of 13 respondents support • 0 support with some changes • 0 didn't support 	<ul style="list-style-type: none"> • Provide and support (I think adding the word support would mean that council could support via grant funding programs and classes but not provide the full program) - e.g. it could be a community led program that council support. • I grow lots of produce and often have excess, and I am sure there are others across the hills in the same position. I'd love a way to share this excess fruit and veg in a safe way with those in the community who struggle to afford fresh fruit and vegetables. Also happy to share my skills and experiences growing in this environment with others interested in doing the same. • Support community gardens and open council land for community horticulture. • I'd also like to see community gardens, for food growing, established in those woefully small subdivisions.
ADDITIONAL COMMENTS / IDEAS		<ul style="list-style-type: none"> • Make sure you put in all of the above items - to include disability, and that does not just mean people in wheelchairs. • What about working with local GP clinics to gather data to know which parts of their community are considered to have high risk factors for ill health to assist with targeted health prevention. • There are so many local opportunities to be healthy - we live in an incredible area. How much is it reasonable to provide..... Will people actually engage???? School programs/Starting early may be the best investment along with active ageing programs for those who are socially isolated
Goal 5 - Working together to achieve regional public health outcomes		
1. Invest in new and existing partnerships with community, business, government and other stakeholders to help achieve healthy, liveable, connected and resilient communities for all	<ul style="list-style-type: none"> • 11 out of 13 respondents support • 1 supports with some changes • 0 didn't support 	<ul style="list-style-type: none"> • Sounds a bit vague. I understand the concept, but I'm not sure it's specific enough. • I like. I think there is an opportunity for the us (Stirling Hospital) to engage more with Council, especially given we are one of the biggest employers in the district with over 100 staff.
2. Develop stronger partnerships with community recreation and sporting groups to deliver wellbeing benefits from local assets	<ul style="list-style-type: none"> • 12 out of 13 respondents support • 0 support with some changes 	<ul style="list-style-type: none"> • 'Local assets' feels like it could be explained in a more community friendly way, e.g. is it local facilities and buildings? • Support community initiatives to run health based events.

AHC's proposed top actions	Level of support	Respondent comments
	<ul style="list-style-type: none"> • 0 didn't support • 	
3. Collaborate and partner with services and relevant community groups to deliver evidence-based initiatives that promote mental health and wellbeing	<ul style="list-style-type: none"> • 11 out of 13 respondents support • 1 supports with some changes • 0 didn't support 	<ul style="list-style-type: none"> • This is also big issue for people with a disability.
ADDITIONAL COMMENTS / IDEAS	<ul style="list-style-type: none"> • Not sure what these items mean. Perhaps some examples would help...apologies if this in the full plan (time poor) • Please advocate for our local GPs and health services. Rural Health is being forgotten and it's placing pressure on metro services. Our GPs and Rural Hospitals AKA Gumeracha Soldiers Memorial Hospital/Stirling Hospital need to be maintained as key local health centres with day programs and education provided. Mothers Groups, Carers groups, Support groups should all be held here to make sure our communities are connected/supported and healthy. Please, please, please.... community centres are important but our hospitals need our help too. 	

Feedback on Alexandrina Council proposed top actions

Three survey respondents chose to provide feedback on Alexandrina Council's (AC) proposed top actions in the draft plan.

All 3 respondents either supported AC's draft top actions, or supported 'with some changes'.

More detail is provided in the table on the following pages.

Alexandrina proposed top actions	Level of support	Respondent comments
Goal 1 - Stronger communities and healthier environments		
1. Develop Village Innovation Plans for all main settlements and rural areas with clear actions that contribute to healthy environments	<ul style="list-style-type: none"> • 2 out of 3 respondents support • 1 supports with some changes • 0 didn't support 	<ul style="list-style-type: none"> • My concern is if you plan to plan, that's all you get a PLAN! I would much rather see actions, I believe there has been ample planning.
2. Design, locate, construct and activate community infrastructure and open space to ensure safe, inclusive and convenient access for communities and individuals	<ul style="list-style-type: none"> • 3 out of 3 respondents support • 0 support with some changes • 0 didn't support 	
3. Advocate for the diverse housing needs of our communities	<ul style="list-style-type: none"> • 3 out of 3 respondents support • 0 support with some changes • 0 didn't support 	
4. Advocate for an improved transport system that connects communities to Adelaide and across our region	<ul style="list-style-type: none"> • 3 out of 3 respondents support • 0 support with some changes • 0 didn't support 	<ul style="list-style-type: none"> • As Strathalbyn hospital does not have the services that Mount Barker hospital can provide, would like more regular bus transport services from Strathalbyn to Mount Barker hospital.
Goal 2 - Communities are protected against public and environmental health risks		
1. Contribute to the development of a long-term approach to waste management on the Fleurieu Peninsula	<ul style="list-style-type: none"> • 3 out of 3 respondents support • 0 support with some changes • 0 didn't support 	<ul style="list-style-type: none"> • The current very expensive and inefficient waste removal approach needs to change. We should be recycling and reusing more in our local areas. The whole corporate Southern Region Waste Resource Authority (SRWRA) is a corporate anachronism. Engage locals not corporates.
2. Determine Council's ongoing role in educating communities about health and wellbeing risks and protective measures associated with major events (eg COVID-19)	<ul style="list-style-type: none"> • 3 out of 3 respondents support • 0 support with some changes • 0 didn't support 	
3. Investigate and advocate for services and support for people experiencing hoarding and squalor disorder	<ul style="list-style-type: none"> • 3 out of 3 respondents support • 0 support with some changes 	

Alexandrina proposed top actions	Level of support	Respondent comments
	<ul style="list-style-type: none"> 0 didn't support 	
ADDITIONAL FEEDBACK		<ul style="list-style-type: none"> Manage air pollution from wood heaters, to minimise smoke & air pollution
Goal 3 - Communities responding to health risks of climate change		
1. Partner with community groups and the Murray Darling Association to ensure a sustainable future for the Murray-Darling Basin system, including a focus on advocating for a climate adaptation plan for the Coorong, Lower Lakes and Murray Mouth region	<ul style="list-style-type: none"> 3 out of 3 respondents support 0 support with some changes 0 didn't support 	
2. Develop a comprehensive community education and behaviour change program to advance climate change adaption and resilience	<ul style="list-style-type: none"> 3 out of 3 respondents support 0 support with some changes 0 didn't support 	
3. Support the Resilient Hills & Coasts partnership and seek funding for our community to build resilience to climate change challenges	<ul style="list-style-type: none"> 3 out of 3 respondents support 0 support with some changes 0 didn't support 	
4. Ensure Village Innovation Plans (VIPs) include urban greening and tree canopy enhancements	<ul style="list-style-type: none"> 2 out of 3 respondents support 1 supports with some changes 0 didn't support 	<ul style="list-style-type: none"> The Fleurieu villages are ideally placed to leave the electric grid and go off grid with village batteries and renewables. This is a unique opportunity to move away from the horrible national grid mess and leverage our uniqueness.
Goal 4 - Communities empowered for healthy living		
1. Enhance engagement with arts and culture by facilitating diverse opportunities and experiences across our region	<ul style="list-style-type: none"> 2 out of 3 respondents support 1 supports with some changes 0 didn't support 	

Alexandrina proposed top actions	Level of support	Respondent comments
2. Develop partnerships, strategies and initiatives to improve early childhood development	<ul style="list-style-type: none"> • 3 out of 3 respondents support • 0 support with some changes • 0 didn't support 	
3. Enable community-led initiatives that enhance health, wellbeing, learning, connection and inclusion	<ul style="list-style-type: none"> • 3 out of 3 respondents support • 0 supports with some changes • 0 didn't support 	<ul style="list-style-type: none"> • Engage citizens in solving issues important to citizens. The only time we interact with council is when you annoy us with some corporate bureaucracy. Be visible and helpful in the community. Get out of your ivory tower.
4. Develop information, recognition and opportunities for increased volunteering	<ul style="list-style-type: none"> • 3 out of 3 respondents support • 0 support with some changes • 0 didn't support 	<ul style="list-style-type: none"> • I am aware the requirements placed on Council volunteers has discouraged many from participating. People should not be prevented from expressing the freedom of speech to disagree with Council policies/practices & still be able to volunteer.
Goal 5 - Working together to achieve regional public health outcomes		
1. Invest in new and existing partnerships with community, business, government and other stakeholders to help achieve healthy, liveable, connected and resilient communities for all	<ul style="list-style-type: none"> • 1 out of 3 respondents support • 2 support with some changes • 0 didn't support 	<ul style="list-style-type: none"> • Would prefer to not have businesses included; community, ngo's, gov adequate in my view.
2. Develop stronger partnerships with community recreation and sporting groups to deliver wellbeing benefits from local assets	<ul style="list-style-type: none"> • 3 out of 3 respondents support • 0 support with some changes • 0 didn't support 	
3. Collaborate and partner with services and relevant community groups to deliver evidence-based initiatives that promote mental health and wellbeing	<ul style="list-style-type: none"> • 2 out of 3 respondents support • 1 supports with some changes • 0 didn't support 	<ul style="list-style-type: none"> • Focus on citizen benefits and not corporate / bureaucratic nonsense. The only outcomes that matter are citizen beneficial outcomes... The plan is focused on council and not citizen views. For example there is no measure of length of walking trails, percent of walking, cycling versus vehicle use. Please focus these documents on what is important to citizens and not business metrics only.

Feedback on Kangaroo Island Council proposed top actions

Four survey respondents chose to provide feedback on Kangaroo Island Council's (KIC) proposed top actions in the draft plan.

All respondents either supported KIC's draft top actions, or supported 'with some changes' (with the exception of 1 respondent indicating they 'don't support' Action 4.2)

More detail is provided in the table on the following pages.

Kangaroo Island Council proposed top actions	Level of support	Respondent comments
Goal 1 - Stronger communities and healthier environments		
1. Enhance the quality and accessibility of the built environment, including sporting facilities, parks, gardens, playgrounds, pools, trails and streetscapes	<ul style="list-style-type: none"> • 4 respondents support • 0 support with some changes • 0 didn't support 	<ul style="list-style-type: none"> • Kingscote Sporting complex badly needs an upgrade.
2. Promote community awareness of disability through implementing our Disability Access and Inclusion Plan	<ul style="list-style-type: none"> • 4 respondents support • 0 support with some changes • 0 didn't support 	
3. Support the development of our children and young people's social competence and emotional maturity	<ul style="list-style-type: none"> • 3 respondents support • 1 supports with some changes • 0 didn't support 	<ul style="list-style-type: none"> • If this action is a reference to our support for playgrounds, or the children's programs we currently run through our broader library offering, or child-focused wellbeing programs run by other agencies, or to enable council to apply for associated grant funding, or award grants to providers operating in this area, then I support it. It would sit better with me if the wording were altered to "Support the social and emotional development of our young people". Under this goal, if we are going to highlight young people for one action, and disability in another, what about our elderly community - they tend to get forgotten.
4. Support events, programs, initiatives and volunteering opportunities that enable social connection, access and inclusion and promote the health and wellbeing of all residents	<ul style="list-style-type: none"> • 4 respondents support • 0 support with some changes • 0 didn't support 	
Goal 2 - Communities are protected against public and environmental health risks		
1. Monitor and respond to environmental and public health risks, such as air, noise and water pollution and pest outbreaks	<ul style="list-style-type: none"> • 4 respondents support • 0 support with some changes • 0 didn't support 	<ul style="list-style-type: none"> • The proposal to truck wood chips to the Kingscote Wharf 6-8 days and nights a month , which has a noise level of twice the WHO recommended noise level for hospital precincts and the Kingscote Township , should be objected vigorously by the KIC and the Kangaroo Island Health Advisory Board.
2. Support community and emergency services and collaborate to build preparedness and resilience	<ul style="list-style-type: none"> • 4 respondent supports • 0 support with some changes • 0 didn't support 	

Kangaroo Island Council proposed top actions	Level of support	Respondent comments
3. Implement processes, procedures and technology to help mitigate fire risk to Kangaroo Island townships	<ul style="list-style-type: none"> • 3 respondents support • 1 supports with some changes • 0 didn't support 	
4. Develop and implement the response plan for severe weather events	<ul style="list-style-type: none"> • 3 respondents support • 1 supports with some changes • 0 didn't support 	
ADDITIONAL COMMENTS		<ul style="list-style-type: none"> • Agree that 3 and 4 as critical actions, but are they worded appropriately for a public health plan? Nothing in here about pandemic, perhaps include reference to this in action 1 or 2 so it is covered.
Goal 3 - Communities responding to health risks of climate change		
1. Obtain funding for a plan to respond to environment change and liaise with other stakeholders for a whole of island response	<ul style="list-style-type: none"> • 3 respondent supports • 1 supports with some changes • 0 didn't support 	
2. Seek funding to analyse and develop a KIC implementation plan to reduce the KIC carbon footprint to carbon neutrality	<ul style="list-style-type: none"> • 3 respondent supports • 0 support with some changes • 1 didn't support 	<ul style="list-style-type: none"> • I don't see how council, in reducing its carbon footprint, would have any effect on health risks for the whole island. If however this has been included as a way for council to highlight and communicate the health risks of climate change, then I support it being in here - otherwise it should be taken out.
3. Advocate for sustainable initiatives and businesses	<ul style="list-style-type: none"> • 3 respondent supports • 1 supports with some changes • 0 didn't support 	
4. Encourage sustainable renewable energy options and tree planting programs	<ul style="list-style-type: none"> • 3 respondent supports • 1 supports with some changes • 0 didn't support 	

Kangaroo Island Council proposed top actions	Level of support	Respondent comments
<ul style="list-style-type: none"> ADDITIONAL COMMENTS 		<ul style="list-style-type: none"> Agree with all of these actions in and of themselves, particularly if the goal just referred to climate change and not the health risks of climate change. However as the goal is "...aware of and responding to the health risks." Please consider how actions 1, 3 and 4 could be made more relevant.
Goal 4 - Communities empowered for healthy living		
1. Enhance built environments to support active lifestyles, such as sporting facilities, parks, gardens, playgrounds, pools, trails	<ul style="list-style-type: none"> 4 respondents support 0 support with some changes 0 didn't support 	<ul style="list-style-type: none"> Assist The Kingscote Sporting complex to upgrade. Maintain the Mental Health Services on Kangaroo Island.
2. Collaborate with relevant initiatives (such as Good Sports) and sports clubs to prevent and reduce harms from alcohol and other drugs	<ul style="list-style-type: none"> 4 respondents support 0 support with some changes 0 didn't support 	
3. Seek opportunities to expand community gardens to all townships to promote healthy eating, being outside and social connection	<ul style="list-style-type: none"> 4 respondents support 0 support with some changes 0 didn't support 	
4. Develop partnerships to support the design and delivery of preventive mental health and wellbeing initiatives	<ul style="list-style-type: none"> 4 respondents support 0 support with some changes 0 didn't support 	
Goal 5 - Working together to achieve regional public health outcomes		
1. Invest in new and existing partnerships with community, business, government and other stakeholders to help achieve healthy, liveable, connected and resilient communities for all	<ul style="list-style-type: none"> 4 respondents support 0 support with some changes 0 didn't support 	
2. Develop stronger partnerships with community recreation and sporting	<ul style="list-style-type: none"> 4 respondents support 	

Kangaroo Island Council proposed top actions	Level of support	Respondent comments
groups to deliver wellbeing benefits from local assets	<ul style="list-style-type: none"> • 0 support with some changes • 0 didn't support 	
3. Collaborate and partner with services and relevant community groups to deliver evidence-based initiatives that promote mental health and wellbeing	<ul style="list-style-type: none"> • 4 respondents support • 0 support with some changes • 0 didn't support 	
ADDITIONAL COMMENTS		<ul style="list-style-type: none"> • All very relevant and will deliver positive outcomes for public health. • We need more doctors and medical services. There needs to be more housing for people to live somewhere and initiatives for medical professionals to want to stay here. Currently people have to go to Adelaide to birth their babies. This adds unnecessary burdens on what should be such a sacred time.

Feedback on Mount Barker District Council proposed top actions

Three survey respondents chose to provide feedback on Mount Barker District Council's (MBDC) proposed top actions in the draft plan.

All of MBDC's draft top actions were supported or supported 'with some changes'.

More detail is provided in the table on the following pages.

Mount Barker District Council proposed top actions	Level of support	Respondent comments
Goal 1 - Stronger communities and healthier environments		
1. Seek funding and work with partners to deliver mental health support for community in response to factors including COVID-19, societal stressors and climate related emergencies	<ul style="list-style-type: none"> • 2 respondents support • 0 support with some changes • 0 didn't support 	
2. Lobby for the SA Homelessness Alliance to have a presence in Mount Barker	<ul style="list-style-type: none"> • 2 respondents support • 0 support with some changes • 0 didn't support 	
3. Seek the input of people with disability and support people / services in the design of new buildings and open spaces	<ul style="list-style-type: none"> • 2 respondents support • 0 support with some changes • 0 didn't support 	<ul style="list-style-type: none"> • This goal is strongly oriented towards a healthier environment for the community and better health generally but fails to address the tragic lack of public open space in the township of Hahndorf.
4. Develop and implement a Child and Youth Action Plan that specifies action to contribute to better outcomes for children in the physical health and wellbeing domain	<ul style="list-style-type: none"> • 2 respondents support • 0 support with some changes • 0 didn't support 	
Goal 2 - Communities are protected against public and environmental health risks		
1. Provide advice, support, and education resources, that help protect communities against public health and environmental risks as well as responding to those risks when they arise	<ul style="list-style-type: none"> • 2 respondents support • 0 support with some changes • 0 didn't support 	
2. Provide a wastewater treatment service that delivers multiple public health and environmental outcomes	<ul style="list-style-type: none"> • 1 respondent supports • 1 supports with some changes • 0 didn't support 	<ul style="list-style-type: none"> • I don't see how owning and operating a wastewater treatment facility is core business for Council. I feel sure that a specialist, external provider would ensure a smarter long term result for the community.
3. Work with other levels of government to review and define	<ul style="list-style-type: none"> • 2 respondents support 	

Mount Barker District Council proposed top actions	Level of support	Respondent comments
Council's role in protecting our priority groups from health and wellbeing risks associated with COVID-19 and other transmittable diseases	<ul style="list-style-type: none"> 0 support with some changes 0 didn't support 	
4. Partner with organisations to help our communities (particularly our priority groups) to plan for climate related emergencies	<ul style="list-style-type: none"> 2 respondents support 0 support with some changes 0 didn't support 	
Goal 3 - Communities responding to health risks of climate change		
1. Pursue a longer-term agreement and funding support for the Resilient Hills & Coast Climate Adaptation partnership	<ul style="list-style-type: none"> 1 respondent supports 0 support with some changes 0 didn't support 	
2. Engage and involve the community in the understanding, appreciation and protection of local natural areas	<ul style="list-style-type: none"> 1 respondent supports 0 support with some changes 0 didn't support 	
3. Help empower Aboriginal leadership, knowledge and participation in bushfire recovery, cultural burning and land management	<ul style="list-style-type: none"> 1 respondent supports 0 support with some changes 0 didn't support 	
4. Manage open space to prevent biodiversity loss and replenish nature that protects and enhances health and wellbeing benefits	<ul style="list-style-type: none"> 1 respondent supports 0 support with some changes 0 didn't support 	<ul style="list-style-type: none"> I would like to see DCMB develop a genuine interest in resolving the lack of public open space in the Hahndorf township. We need an intelligent plan that locks away what little space currently exists (including land owned by Council) and a plan developed and implemented to address the minuscule 0.75% of public open space we have in the town. Council's Open Space Strategy does not address the issue and Council seems to be paying lip service only to the community health benefits of public open space.
Goal 4 - Communities empowered for healthy living		
1. Work with the Local Drug Action Team partners to help prevent drug	<ul style="list-style-type: none"> 2 respondents support 	

Mount Barker District Council proposed top actions	Level of support	Respondent comments
and alcohol-related harm, with a focus on families and young people aged 12-25	<ul style="list-style-type: none"> 0 support with some changes 0 didn't support 	
2. Position Council planning and resources to help guard against and prepare for future pandemics	<ul style="list-style-type: none"> 2 respondents support 0 support with some changes 0 didn't support 	
3. Collaborate with others, and incorporate policies and practices into Council business to help support a resilient and sustainable local and regional food system that contributes to positive health and environmental outcomes	<ul style="list-style-type: none"> 2 respondents support 0 support with some changes 0 didn't support 	
4. Play an active role in public health promotion, which includes: healthy eating and disease prevention	<ul style="list-style-type: none"> 2 respondents support 0 support with some changes 0 didn't support 	<ul style="list-style-type: none"> Healthy eating? Does this involve green lighting more fast food outlets?
Goal 5 - Working together to achieve regional public health outcomes		
1. Invest in new and existing partnerships with community, business, government and other stakeholders to help achieve healthy, liveable, connected and resilient communities for all	<ul style="list-style-type: none"> 2 respondents support 0 support with some changes 0 didn't support 	<ul style="list-style-type: none"> Would prefer to not have businesses included; community, ngo's, gov adequate in my view.
2. Develop stronger partnerships with community recreation and sporting groups to deliver wellbeing benefits from local assets	<ul style="list-style-type: none"> 2 respondents support 0 support with some changes 0 didn't support 	
3. Collaborate and partner with services and relevant community groups to deliver evidence-based	<ul style="list-style-type: none"> 3 respondents support 	

Mount Barker District Council proposed top actions	Level of support	Respondent comments
initiatives that promote mental health and wellbeing	<ul style="list-style-type: none"> • 0 support with some changes • 0 didn't support 	
ADDITIONAL COMMENTS		<ul style="list-style-type: none"> • My comments are as for 14 above. Also, the community health benefits of well located public open space are well known but have not been addressed in Hahndorf. The ongoing densification of Hahndorf through sub division of house blocks is making matters worse. The original Hufendorf style of settle land division does make resolving this issue more challenging but with some genuine commitment, a can do attitude and some imagination the issue could be resolved and become a showpiece example of how to address difficult community issues. I volunteer my services, energy, imagination and commitment to working with Council to address this elephant in the room. • I would like DCMB to adopt the lack of public open space in Hahndorf as a key issue. Eg Do not sell off any Council land with the potential to be public open space. Actively seek out, purchase and develop suitable land to help address the issue.

Feedback on District Council of Yankalilla proposed top actions

Eight survey respondents chose to provide feedback on the District Council of Yankalilla's (DCY) proposed top actions in the draft plan.

The majority of these respondents either supported DCY's draft top actions, or supported 'with some changes'.

- 100% support for actions under Goal 5
- 96% support for actions under Goal 1
- 94% support for actions under Goal 2
- 91% support for actions under Goal 4
- 87% support for actions under Goal 3

More detail is provided in the table on the following pages.

District Council of Yankalilla proposed top actions	Level of support	Respondent comments
Goal 1 - Stronger communities and healthier environments		
1. Engage in advocacy and land use planning to facilitate greater health services for our ageing community, to attract investment in aged care beds and retirement living options for the district	<ul style="list-style-type: none"> • 5 respondents support • 2 support with some changes • 0 didn't support 	<ul style="list-style-type: none"> • Strongly feel that if there are further developments in these areas there needs to be a lot of thought to health services transport availability both with-in DCY and to Health services outside area. This includes emergency appointments and routine • Greater health services please. My Doctor just closed business, next option is 3 month wait for appointment - ridiculous. • A key concern is the closing of the Greater Fleurieu Medical Centre due to their inability to find doctors who are willing to come to this district. Can council work on this with the appropriate government departments? An ageing population needs more than one option and the only option at present are not taking new patients. • 3 local doctors and no new patients. You need a strategy to promote health professionals into the area.
2. Investigate opportunities to stimulate volunteering by a growing population of retired professionals	<ul style="list-style-type: none"> • 6 respondents support • 0 support with some changes • 1 didn't support 	
3. Engage with state and federal government stimulus programs targeting small to medium businesses or Council infrastructure projects that stimulate industries affected by COVID-19	<ul style="list-style-type: none"> • 6 respondents support • 0 support with some changes • 0 didn't support 	
4. Implement actions under the 'Accessible Communities' theme of our Disability Access and Inclusion Plan	<ul style="list-style-type: none"> • 6 respondents support • 1 support with some changes • 0 didn't support 	
ADDITIONAL FEEDBACK / IDEAS		<ul style="list-style-type: none"> • Motherhood statement with no specific action plan. • We need to reintroduce the community bus to allow residents to travel. I would like to see more walking/bike trails connecting townships.

District Council of Yankalilla proposed top actions	Level of support	Respondent comments
Goal 2 - Communities are protected against public and environmental health risks		
1. Deliver strong environmental health services, including food safety, effective wastewater management and community education about public health risks	<ul style="list-style-type: none"> • 6 respondents support • 0 support with some changes • 0 didn't support 	
2. Participate in zone emergency management planning and committees, take opportunities to support or advocate for local emergency services organisations	<ul style="list-style-type: none"> • 6 respondent supports • 0 supports with some changes • 0 didn't support 	
3. Respond to opportunities to improve local adverse events management identified for the local government sector	<ul style="list-style-type: none"> • 5 respondents support • 0 support with some changes • 1 didn't support 	
ADDITIONAL FEEDBACK / IDEAS		<ul style="list-style-type: none"> • Can we please investigate the feasibility of finding space for a community vegetable garden. Many people in the district are struggling to put food on the table but there are also many people wanting to help in this way.
Goal 3 - Communities responding to health risks of climate change		
1. Support State Government and regional environment partnerships such as the Hills and Fleurieu Landscape Board, SA Coastal Council Alliance and the Resilient Hills & Coasts partnership	<ul style="list-style-type: none"> • 4 respondent supports • 0 support with some changes • 1 didn't support 	
2. Promote improvements to open space and publicise our existing tree planting program to increase township shade, cooling and amenity	<ul style="list-style-type: none"> • 5 respondent supports • 0 support with some changes • 1 didn't support 	
3. Encourage sustainable development such as changes to land use policies and pre lodgement services to	<ul style="list-style-type: none"> • 6 respondent supports 	

District Council of Yankalilla proposed top actions	Level of support	Respondent comments
encourage water, waste and energy wise urban form and dwelling design	<ul style="list-style-type: none"> • 0 support with some changes • 0 didn't support 	
4. Continue membership of the Fleurieu Regional Waste Authority (FRWA) which manages waste and recycling operations including kerbside collections and the Yankalilla Waste and Recycling Depot	<ul style="list-style-type: none"> • 4 respondent supports • 1 support with some changes • 1 didn't support 	<ul style="list-style-type: none"> • Our waste management could be a lot better - I only have a bin bank, so my bin is often filled with others rubbish, and others do not recycle as I do. I try my best but wonder if I am wasting my time.
Goal 4 - Communities empowered for healthy living		
1. Encourage sporting clubs to utilise the Good Sports program's tools and resources to build a policy around alcohol management, smoking regulations, mental health, illegal drugs, and safe transport	<ul style="list-style-type: none"> • 5 respondents support • 0 support with some changes • 0 didn't support 	
2. Leverage the network of existing trails and consider linking townships by trails to encourage additional walking experiences that take in the different communities of the district	<ul style="list-style-type: none"> • 5 respondents support • 0 support with some changes • 1 didn't support 	<ul style="list-style-type: none"> • Promote Saturday morning parkrun! This is a free walk/run/social event held in many places (Myponga Reservoir) on a Saturday morning at 8am in SA!
3. Facilitate the creation of adventure sports clubs relevant to the our natural assets and topography (hills, coast and beaches)	<ul style="list-style-type: none"> • 4 respondents support • 1 support with some changes • 1 didn't support 	<ul style="list-style-type: none"> • Including accessibility to all levels of ability.
4. Support sporting clubs to improve privately owned facilities for the benefit of community users, including regular review of open space assets and improvement of some open spaces within towns	<ul style="list-style-type: none"> • 5 respondents support • 0 support with some changes • 0 didn't support 	
Goal 5 - Working together to achieve regional public health outcomes		

District Council of Yankalilla proposed top actions	Level of support	Respondent comments
<p>1. Invest in new and existing partnerships with community, business, government and other stakeholders to help achieve healthy, liveable, connected and resilient communities for all</p>	<ul style="list-style-type: none"> • 5 respondents support • 2 support with some changes • 0 didn't support 	<ul style="list-style-type: none"> • The full report makes only one mention of transport issues. "Expenses associated with transport to Adelaide for health-related services which are not available in the region. The issue is being close enough to Adelaide not to have services provided in the region, but not close enough to be in the metro-ticket scheme for transport. For example, from City of Victor Harbor the ticket cost is \$28 per adult. When people need regular transport (eg 5 days per week) to attend a health service this is very expensive. " p. 22 This issue is never mentioned again in the full report nor in the YDC plan. Nor is there any mention of access to GP services in either the full report or YDC's plan. One of the two clinics in Yankalilla has closed and the remaining one is accepting no new patients, requiring patients to travel to Victor Harbor or Christies beach etc for basic medical attention. The ageing and low income demographic of the region means that those who have no car, are unable to drive or cannot afford petrol to maintain their health adequately, thus impacting negatively on the patients and secondary and tertiary services in the health system. Add this to the parlous state of community transport services and the non-existence of public transport and the situation is dire. How a report on health issues does not address this issue is beyond comprehension. Also beyond comprehension is the lack of access to affordable and accessible dental services, when the evidence for broader health problems often stemming from poor dental health is overwhelming.
<p>2. Develop stronger partnerships with community recreation and sporting groups to deliver wellbeing benefits from local assets</p>	<ul style="list-style-type: none"> • 7 respondents support • 0 support with some changes • 0 didn't support 	
<p>3. Collaborate and partner with services and relevant community groups to deliver evidence-based initiatives that promote mental health and wellbeing</p>	<ul style="list-style-type: none"> • 6 respondents support • 1 support with some changes • 0 didn't support 	<ul style="list-style-type: none"> • Community garden for food and mental health benefits.

Feedback on City of Victor Harbor proposed top actions

Four survey respondents chose to provide feedback on the City of Victor Harbor's (CVH) proposed top actions in the draft plan.

The majority of these respondents either supported CVH's draft top actions, or supported 'with some changes'.

- 100% support for actions under Goal 5
- 94% support actions for Goals 1 and 2
- 88% support for actions under Goal 3
- 81% support for actions under Goal 4

More detail is provided in the table on the following pages.

City of Victor Harbor proposed top actions	Level of support	Respondent comments
Goal 1 - Stronger communities and healthier environments		
1. Coordinate events, programs, initiatives and volunteering opportunities that facilitate social connection, access and inclusion and improve health and wellbeing for our ageing population	<ul style="list-style-type: none"> • 4 respondents support • 0 support with some changes • 0 didn't support 	
2. Implement the Disability Access and Inclusion Plan	<ul style="list-style-type: none"> • 4 respondents support • 0 support with some changes • 0 didn't support 	
3. Pursue the establishment of a Regional Study Hub that services the southern Fleurieu Peninsula	<ul style="list-style-type: none"> • 2 respondents support • 1 supports with some changes • 1 didn't support 	
4. In collaboration with Business Victor Harbor, finalise and implement the City of Victor Harbor Economic Development Strategy	<ul style="list-style-type: none"> • 3 respondents support • 1 support with some changes • 0 didn't support 	
ADDITIONAL FEEDBACK / IDEAS		<ul style="list-style-type: none"> • Must be inclusive of disability, race, gender etc. unisex toilets, wheelchair access (inc no heavy doors).
Goal 2 - Communities are protected against public and environmental health risks		
1. Implement regional bush fire management plan, local and zone emergency management plans	<ul style="list-style-type: none"> • 4 respondents support • 0 support with some changes • 0 didn't support 	
2. Implement recommendations from the Coastal Adaptation Strategy	<ul style="list-style-type: none"> • 3 respondent supports • 0 support with some changes 	

City of Victor Harbor proposed top actions	Level of support	Respondent comments
	<ul style="list-style-type: none"> 1 didn't support 	
3. Respond to the COVID-19 emergency and recovery phase	<ul style="list-style-type: none"> 4 respondents support 0 support with some changes 0 didn't support 	
4. Regulate food safety, waste water systems, water quality, sanitation, swimming pools/spas, vermin control	<ul style="list-style-type: none"> 4 respondents support 0 support with some changes 0 didn't support 	<ul style="list-style-type: none"> There are a lot of pest species around Victor Harbor in particular rabbits and feral cats. Cats should require registration with council to help keep track of numbers.
Goal 3 - Communities responding to health risks of climate change		
1. Increase awareness in the community of the impacts of climate change	<ul style="list-style-type: none"> 2 respondent supports 1 supports with some changes 1 didn't support 	<ul style="list-style-type: none"> I think we hear a lot about climate change already, people are well aware of it. Considering the amount of new housing in the region, black roofs should not be permitted. Previous studies have shown that black roofs created a heat island effect. Light colour roofs allow for albedo to occur. And council doesn't appear to really care about climate change given how many petrol service stations they allow to be built.
2. Implement annual priorities for achieving our Climate Agenda 2030	<ul style="list-style-type: none"> 3 respondent supports 0 support with some changes 1 didn't support 	
3. Participate in partnerships such as Resilient Hills & Coasts and support local environmental volunteer groups such as Victor Harbor Coastcare, Trees for Life and Friends of Hindmarsh River Estuary	<ul style="list-style-type: none"> 4 respondent supports 0 support with some changes 0 didn't support 	
4. Implement the actions, and consider the short- and long-term opportunities from the Resilient Hills & Coasts – Regional Action Plan 2020-2025	<ul style="list-style-type: none"> 4 respondent supports 0 support with some changes 0 didn't support 	

City of Victor Harbor proposed top actions	Level of support	Respondent comments
Goal 4 - Communities empowered for healthy living		
1. Develop contract agreements with the Office for Sport and Recreation for continuation of the Starclub Officer	<ul style="list-style-type: none"> • 0 respondents support • 1 supports with some changes • 3 didn't support 	
2. Provide services, information and activities for families and children through the Fleurieu Families Program	<ul style="list-style-type: none"> • 3 respondents support • 1 supports with some changes • 0 didn't support 	
3. Promote and enhance access and use of open spaces, beaches and the environment for the benefit of wellbeing and health	<ul style="list-style-type: none"> • 3 respondents support • 1 supports with some changes • 0 didn't support 	
4. Support partnerships with local organisations to provide early intervention services and safe places for young people and improvement of some open spaces within towns	<ul style="list-style-type: none"> • 4 respondents support • 0 support with some changes • 0 didn't support 	
ADDITIONAL COMMENTS / IDEAS		<ul style="list-style-type: none"> • Must be inclusive to disabled folk and the LGBTQI community.
Goal 5 - Working together to achieve regional public health outcomes		
1. Invest in new and existing partnerships with community, business, government and other stakeholders to help achieve healthy, liveable, connected and resilient communities for all	<ul style="list-style-type: none"> • 4 respondents support • 0 support with some changes • 0 didn't support 	
2. Develop stronger partnerships with community recreation and sporting groups to deliver wellbeing benefits from local assets	<ul style="list-style-type: none"> • 4 respondents support • 0 support with some changes • 0 didn't support 	

City of Victor Harbor proposed top actions	Level of support	Respondent comments
3. Collaborate and partner with services and relevant community groups to deliver evidence-based initiatives that promote mental health and wellbeing	<ul style="list-style-type: none"> • 4 respondents support • 0 support with some changes • 0 didn't support 	

Feedback on the proposed focus areas for collaboration

Under each 5 shared goals, the draft plan identifies ‘focus areas for collaboration’ (FAC) that the six councils are proposing to work on together over 2022-2027.

Most of the survey respondents provided feedback on the focus areas for collaboration:

- 33 respondents provided feedback on the proposed FAC for Goal 1
- 32 respondents provided feedback on the proposed FAC for Goals 2 and 4
- 31 respondents provided feedback on the proposed FAC for Goals 3 and 5

Overall, the proposed focus areas for collaboration received a high level of support.

- 97% support for FAC under Goal 2
- 95% support for FAC under Goal 4
- 89% support for FAC under Goals 1 and 5
- 88% support for FAC under Goal 3

More detail is provided in the table on the following pages.

Proposed focus areas for collaboration	Level of support	Respondent comments
Goal 1 - Stronger communities and healthier environments		
1. Champion the use of Universal Design* to improve the accessibility of public spaces and destinations across the region	<ul style="list-style-type: none"> • 26 respondents support • 2 support with some changes • 6 didn't support 	<ul style="list-style-type: none"> • Universal design? One size fits all, lacking diversity, restricting those who are different. • While universal design is nice in theory it invariably ends up with so called faceless experts telling us what is best for us. For example walking trails; ask citizens and observe where citizens go to determine how to enhance walking opportunities. Don't get sucked into the consultant expert design nonsense. Ask citizens what they want. Try engaging on social media.
2. Maximise community usage of green open spaces for activities that support wellbeing	<ul style="list-style-type: none"> • 29 respondents support • 2 support with some changes • 3 didn't support 	<ul style="list-style-type: none"> • I like this and wonder if we could also include the words remove barriers to access • Wellbeing? Need clarification on what wellbeing may entail. • Increase communal green spaces.
3. Share information, resources and learnings to reinvigorate volunteering and community activities post COVID-19	<ul style="list-style-type: none"> • 31 respondents support • 1 support with some changes • 2 didn't support 	<ul style="list-style-type: none"> • I think people have stopped volunteering as it takes a lot of effort and commitment for it then to just be continuously shut down by the govt. during COVID. • There needs to be a root and branch review of volunteering services. To provide just two graphic personal examples, when I moved to Yankalilla I registered as a potential volunteer and never received a response. I also recently answered the Council's call for volunteer drivers for the community transport service. 3 weeks later I am still waiting for a response. • While volunteering is very important for many reasons - is it possible to look at incentives? A discount on Council rates? A yearly voucher? Help with petrol costs? Some volunteering activities save councils money and involve a large contribution in time.
ADDITIONAL COMMENTS		<ul style="list-style-type: none"> • Collaboration can happen in a number of settings such as a chemistry lab. Substances can be assessed under a microscope that can focus on dishes or preparations. I never was a big fan of the school subject Chemistry at my high school, but in my 50ies, I finally started to understand, how Chemistry came into this world. • I think the plans for each council under Goal 1 is exciting. Of particular note would be Universal Design and inclusive design priorities. Summit Health as a not for profit organisation is in the process of designing a new building at Aston Hills with these priorities guiding the design. Mental Health and the encouragement to expand the use of nature based wellbeing activities by all of the councils is excellent. An advocacy and policy focus on increased

Proposed focus areas for collaboration	Level of support	Respondent comments
		affordable and social housing as well as enhanced public transport options are much needed policy directions.
Goal 2 - Communities are protected against public and environmental health risks		
1. Strengthen community resilience to respond to public health emergencies and disasters, including projects that provide accessible information and build preparedness and resilience of vulnerable population groups.	<ul style="list-style-type: none"> • 30 respondents support • 2 support with some changes • 1 didn't support 	<ul style="list-style-type: none"> • Challenge and Response to body integrity was the title of a unit for the Bachelor of Nursing Degree at Flinders University. That means, it can be a fairly lengthy process to appropriately respond to public health emergencies and disasters, because the public is such a big pond. • Yes I'd like more collaboration between the struggling CFS and the community. Can the Council promote the CFS training and preparedness with local group meetings rather than a flyer in the post. • I think it is important to unpack what we mean by 'vulnerable population groups'. These could be geographically vulnerable; physically vulnerable; emotionally vulnerable and others. Without unpacking this, it becomes a motherhood statement. • It is the state government responsibility around health. Council should focus on ensuring citizens who are disadvantaged or forgotten can also participate and benefit. For example, not once during a local event have I seen aged or disabled folks supported by transportation or similar to ensure they also get to participate and enjoy the local community. Don't duplicate other work, focus on how local government can directly support citizens. • We all need to support vulnerable groups during emergencies. I was shocked though despite the unprecedented efforts post Cudlee Creek Fire that there were still people who weren't prepared, stayed home when they shouldn't and expected the CFS to save their home. There was also a class action..... I do wonder how much Council Money should be spent over and above the amount already invested when people just don't seem to change. • The most recent fires have enabled communities to work closely together, and at this stage of the recovery processes there are activities happening designed to build resilience and preparedness. It is great that all of the councils are working on this longer term resilience and community spirit.
Goal 3 - Communities responding to health risks of climate change		
1. Strengthen the climate resilience of our communities through regional partnerships such as Resilient Hills & Coasts	<ul style="list-style-type: none"> • 25 respondent supports • 2 support with some changes 	<ul style="list-style-type: none"> • Concern that regional partnerships cost money & infrastructure to set up & maintain.

Proposed focus areas for collaboration	Level of support	Respondent comments
	<ul style="list-style-type: none"> 4 didn't support 	
2. Promote community understanding of and adaptation to the public health risks associated with climate change	<ul style="list-style-type: none"> 27 respondent supports 1 supports with some changes 4 didn't support 	<ul style="list-style-type: none"> No need there is so much info out there already!
3. Explore the need for a tool to assist councils' decision-makers to consider the current and future public health risks of climate change when undertaking climate risk governance assessments	<ul style="list-style-type: none"> 27 respondent supports 2 support with some changes 3 didn't support 	<ul style="list-style-type: none"> A tool for decision makers would be very helpful. But public health risks are not restricted to impacts of climate change. I note there are no references to covid-19? Is that because it is considered a federal and state issue, not local? A 'tool' implies a potentially complex & expensive, sometimes a simple & elegant process is the better option. Well trained professionals in the appropriate field rather than administrators reliant on a 'tool'. The 'tool' mentioned should include invitation to community voice
ADDITIONAL COMMENTS		<ul style="list-style-type: none"> This is great! Perhaps you could offer financial incentives for individual household action such as fire protection and solar panels; perhaps a % rate reduction for specific initiatives. Our house insurance company offers a reduction in premium for locks on windows, for example. Partner with the community in moving to Net Zero through green power purchase agreements. A great deal of which has yet to be identified. Engage with the community and the hive mind. Expertise is also local and not just outsourced. It is so good that councils are deliberately working together to strengthen local remediation strategies for the damage of climate change. Personal and big government remediation is much enhanced by local government working together to help local communities to make long term change.
Goal 4 - Communities empowered for healthy living		
1. Encourage increased active travel and recreation (including walking, running, cycling)	<ul style="list-style-type: none"> 29 respondents support 	<ul style="list-style-type: none"> Promote parkrun.

Proposed focus areas for collaboration	Level of support	Respondent comments
	<ul style="list-style-type: none"> • 1 supports with some changes • 3 didn't support 	<ul style="list-style-type: none"> • Need to do more than encourage - need better quality walking and cycling trails. Also need to ensure they are accessible for people living with disability.
<p>2. Investigate a regional approach to walking, running and cycling trails planning, focused on the long-term planning of accessible trails that connect our council areas and significant places of interest across our region</p>	<ul style="list-style-type: none"> • 30 respondents support • 0 support with some changes • 2 didn't support 	<ul style="list-style-type: none"> • More cycling trails would be great. I also think a shuttle service for the Heysen Trail would be fantastic. As at present, the Southern section of the Heysen Trail is one way and requires car shuffles or backtracking. Food swaps should also be a normal part of the community. • Promote better competition areas for equine sports. • Keep cycling off our public roads. • A huge number of recreational cyclists use narrow roadways. I'd like more signs that indicate warnings to drivers the roads are shared by cyclists. • Particularly significant for encouraging health and wellness. • Might include something around different levels of ability: those of us who are aged and less able could benefit from support here. (Practical suggestion might include being able to participate in walking tracks if there were public transport options to return to one's car). • The bike way to Woodside was a huge waste of money (just too costly idea was ok), and include horse riding, and disability access in all of this- this document is so one sided! It's only aimed at the fit and healthy in the first place. Also this would help get the bikes of the dangerous roads, Much safer for the riders, even to the point if there is a bike way they must use it, to make it safer for all road users. • Cycling, walking, wheel chair, scooter, skate options that are contiguous, useful point to point and allow mobility from anywhere to anywhere in our communities. For example improve beach access from Normanville and environs, have more off road paths like that between Normanville and Carrickalinga and via our beautiful environs. This is how we can be different to the cbd.
<p>3. Identify opportunities to support children and young people develop preventive health behaviours, such as healthy eating and exercising</p>	<ul style="list-style-type: none"> • 31 respondents support • 2 support with some changes • 0 didn't support 	<ul style="list-style-type: none"> • Would be good to include mental resilience in this. • Big focus on educating children on healthy choices. Long term chronically unwell people will not suddenly make healthy choices without significant support. Perhaps support our local hospitals and community health services to provide better education and support. Transport

Proposed focus areas for collaboration	Level of support	Respondent comments
		to appts may help too. This will need collaboration and Advocacy to SA Health - more needs to be done in the regions.
ADDITIONAL COMMENTS		<ul style="list-style-type: none"> • There is a desperate need for a community bus service. Will address transport & isolation issues for vulnerable locals. • Please include a commitment to address the significant lack of public open space in Hahndorf township. • Provide a central facility for skate and blade activities. • Mental Ill Health and obesity are serious problems as noted by the plan. Enhancing engagement in nature activities enhances wellbeing, positive mental health, and positive physical health. Go councils, this is the best thing you can be doing.
Goal 5 - Working together to achieve regional public health outcomes		
1. Continue to collaborate on the region-wide S&HLGA Regional Public Health Plan Working Group, including the development of regional sub working groups, where practical, to further collaborate, seek funding or advocate for equitable health outcomes for the most disadvantaged priority groups across our region	<ul style="list-style-type: none"> • 27 respondents support • 2 support with some changes • 3 didn't support 	
2. Identify and seek funding opportunities for a regional coordinator role	<ul style="list-style-type: none"> • 25 respondents support • 2 support with some changes • 5 didn't support 	<ul style="list-style-type: none"> • Having a regional coordinator to drive this work and provide a focus on these areas across the region is imperative - particularly important for the smaller councils.
3. Update, reissue and consider the Indicators of Community Wellbeing Report for the Southern and Hills LGA with new data as they become available	<ul style="list-style-type: none"> • 26 respondents support • 2 support with some changes • 3 didn't support 	

Proposed focus areas for collaboration	Level of support	Respondent comments
<p>4. Explore the development of ‘access to services and infrastructure’ indicators, including research to determine what access means in regional settings and what the best measures are</p>	<ul style="list-style-type: none"> • 25 respondents support • 4 support with some changes • 3 didn’t support 	<ul style="list-style-type: none"> • Transport to Adelaide is severely lacking from Victor Harbor. Making people rely on private cars or taxi services. • I do like the notion of unpacking what access means in our region: very different depending on location and ability.
<p>ADDITIONAL COMMENTS</p>	<ul style="list-style-type: none"> • Sounds like a lot of meetings & not enough action imho! Lots of administrative busy work, rather than effort being directed to providing services. • Only if you update this documents to include in all topics. • Engage more with locals, including social media, information sessions on weekends and weekdays and even in the aged care homes. Facilitate citizens intermingling. • Think I've covered it above. More needs to be done for regional health. Our Hospitals and GPs need to be key to this. • These initiatives are forward looking. It is so good that we are heading down this path of helping one another and sharing resources, programs and people so that we help everyone to have a better local health y community. 	

Final feedback on the draft plan

Survey respondents were asked if they had any final feedback on the draft plan.

15 respondents offered comments. The verbatim comments are grouped under key themes below.

Support for the plan and future action

- Very laudable. Now we need to see some practical action!
- Generally it was very good, I only read the goals. I'd like to know "How" in more detail as the plan is tabled.
- I think this is an excellent start - we need to be really mindful of what this looks like from a range of perspectives, including those who are unlikely to respond to this survey (eg homeless).
- I support the role of a regional coordinator to achieve these goals.
- Re regional challenges - there is lack of speciality services offered in the Hills, so patients are having to travel to the city. We've recently started offering geriatrician consulting on site. There is real need for psychiatrists and geriatricians, and anything around mental health and child psychology.
- In terms of what we see for our service offerings we recognise the ageing population which is why there is lot of focus around eye surgery and gastroenterology surgery - these are the sort of things we are looking at for people aged 60+.
- We do orthopaedics as well, we want to make sure the service deliveries that we investigate and invest in are going to be supported, so that people don't have to travel to city, where appropriate.
- As to what AHC may be able to do to support, I think there's an opportunity moving forward to work closer with the Council. We will be in early stages of planning to undertake fairly significant building works to upgrade the facility, and as one of the few hospitals in the Hills, we want to make sure we are here into the future. So we will be looking to do fundraising events, and there will be opportunities for Council to get involved and support, in same way Hospital can support the Council.

Criticism or scepticism of the plan

- Very disappointed, it's leaving so many fringe groups out of the plan, You can do a lot better
- Overall this reads like the standard vague aspirational collection of motherhood statements typically generated by health professionals and bureaucrats, with no specific commitments to any tangible and funded initiatives to address the issues, except for ever more committees and task groups. If as much energy was applied to solutions as applies to talk fests the community may well benefit at some point.
- A lot of affirmations, little detail and no boundaries as to what is not acceptable. As a draft its ok but climate change and promoting regional business may go against each other.
- Just that we hope it is for the community and not money making for outside businesses.

Other priority issues for consideration

- My greatest issue with Victor Harbor is the complete **lack of bulk billing GP clinics**. There is not a single bulk billing service in the area. Personally, I have been unable to see a doctor with pressing health issues because of this. Which puts my long term health at risk.
- There is also no "**respiratory clinic**" that SA Health continue to promote despite us having the oldest population in the state and very vulnerable to COVID and the flu.
- **Provide much needed services** to our community rather than setting up regional bodies etc!
- As a matter of priority I consider action on **air health and carbon emissions** vital.
- Engage with citizens more; most of the answers are already in the community and don't need outside experts to tell us how to think. Also leverage our uniqueness and don't just copy others or follow the herd. Examples include **village renewable electric grids, walking frequency increased over cbd** and **ensure all citizens have a voice**.
- The plan doesn't address how the areas will **attract doctors to the region**. The Yankalilla area has just seen a clinic close and residents are now having to travel at least 40 minutes to a doctor.
- We also need **facilities in this region that assist the elderly**, people are having to take their family members to other areas for activities or to be looked after so they can get some respite

Miscellaneous

- I have spent more than a decade pondering about 'draftsmen' every now and again.

6. Stakeholder feedback

External feedback

The following external stakeholders responded to an offer to meet with the lead consultant or proxy, to discuss and provide feedback on the draft plan.

- Country SA Primary Health Network (PHN)
- Barossa Hills Fleurieu Local Health Network (LHN)
- Summit Health
- Stirling Hospital
- Victor Harbor Private Hospital

Consultation meetings were held during the consultation period.

Following each stakeholder consultation meeting, key points of feedback were checked and verified via email with the stakeholders.

Two email submissions were also received, one from a registered health practitioner based in the region and the other from an Adelaide Hills Council resident.

Feedback from external stakeholders is provided in Appendix A.

Internal feedback

Internal feedback on the draft plan was received from 4 staff from across the councils.

Staff feedback is collated in Appendix B.

Key themes

Key themes across the stakeholder comments included:

- Support for the proposed focus areas for collaboration and priority directions outlined in the draft plan
- Strong support for obtaining funding for a regional coordinator role as critical to the success of the regional plan
- Strong alignment between the draft plan and the strategic plans and priorities of key public health partners in the region, particularly:
 - child and youth health
 - mental health wellbeing and community resilience
 - aged care
 - COVID responsibilities (and future pandemic protection/responsiveness)
 - emergency and disaster planning
 - health promotion – particularly healthy living to prevent disease
 - health risk to vulnerable groups from climate change
- Key public health partners in the region want to develop future partnerships with the six councils of S&HLGA, towards better health outcomes for people living in the region

Stakeholder suggestions

The external stakeholders provided the following suggestions for strengthening the plan:

- Specifically name the key partners for collaboration.
- Give greater attention to: chronic disease (which may be overlaid with Long COVID) via actions that focus on improved access to services, multidisciplinary care and health literacy.
- Give greater attention to an ageing population with a focus on active lifestyles.
- Increase the plan's focus on addressing priority populations, most notably Aboriginal and CALD people, depending on the regional's population profile.
- Add an action under Goal 5 for the S&HLGA Regional Public Health Plan Working Group to facilitate an annual (or biannual?) regional forum of public health stakeholders (including those with the private system). Forum focused on considering joint funding opportunities and formulating collective advocacy responses to other levels of government on behalf of our communities to improve public health services and infrastructure.
- Look to expand the S&HLGA Regional Public Health Plan Working Group to include representation from key public health partners in the region, to strengthen regional partnerships and explore funding opportunities to collaborate on regional health-related projects.
- Include support for key partners, such as the Barossa Hills Fleurieu Local Health Network to improve the active participation of local government and community representation on consumer and health advisory groups in our region.
- Councils working together in advocating for more State and Commonwealth support (workforce and infrastructure buildings) for medical practices in priority locations (e.g. Goolwa and Gumeracha).

7. Next steps

The S&HLGA Regional Public Health Plan Working Group will use feedback provided in this consultation to prepare an updated draft to send to the Chief Public Health Officer (CPHO) for final consultation (this is a legislative requirement before the councils can adopt it for implementation).

Following submission of the updated draft plan to the CPHO, we will email a copy of the updated draft plan to the consultation participants who wished to stay informed about the outcomes of this consultation, including a summary of key changes made as a result of the feedback received during the public consultation.

After considering final feedback received from the CPHO, the final plan is scheduled for adoption by each constituent council at their September meeting.

Once approved by all six councils, the final plan will go to the S&HLGA Board for endorsement at their October meeting.

Following these meetings, we will email the interested consultation participants with another update, providing details of any final feedback received from the CPHO and the subsequent decisions made by the six councils and the S&HLGA Board.

Feedback received during this consultation will also be used to inform the more detailed planning and implementation of key actions, and to identify potential collaborators for projects and initiatives.

8. Appendix A – Stakeholder submissions

Country SA PHN

From: [redacted]
Sent: Thursday, 4 August 2022 12:49 PM
To: Josh Spier
Cc:
Subject: CSAPHN Feedback: Draft Regional Public Health Plan 2022-27 for the Southern & Hills LGA

Hi Josh,

Great to chat with you this morning and thanks again so much for the opportunity to review the draft Regional Public Health Plan 2022-27 for the Southern & Hills LGA.

Country SA PHN (CSAPHN) is supportive of the proposed focus areas and actions outlined in the draft Plan and would be very open to future partnerships, that support our ongoing commitment to better health outcomes for people living in county areas.

As discussed, we have popped some thoughts in the table below for your consideration. You may also like to take a look at our Needs Assessment which identifies, from our perspective, the health needs of country South Australian communities and the corresponding services that may be required to support these needs. There are certainly some synergies between our Needs Assessment and your draft Plan which is great to see!

Please don't hesitate to reach out if you have any questions or would like to discuss further.

We look forward to seeing the Plan come to fruition.

Theme	Comment
General Comments	Principles align with CSAPHN Vision, Strategic Plan and Needs Assessment
	Identified actions lean towards building stronger communities and healthier environments ie. Strong themes related to climate change and physical activity noted
	Other themes include COVID-19 and Bushfires noted – Whilst acknowledging these are significant events, both have entered recovery phase (with any luck). Given the Plan goes until 2027, there may be value on greater attention to other areas that are likely to be ongoing eg. chronic disease (which may be overlaid with Long COVID), ageing population and so on

	<p>Limited goals and actions that address priority populations, most notably Aboriginal and CALD people however, this may be reflective of the area's population base</p>
	<p>Goals 4 and 5 most relevant to the aims and objects of CSAPHN – Goal 5 in particular provides for improved relationships and collaboration between CSAPHN and Local Governments</p>
	<p>Execution of the Plan present opportunities to partner and support achievement of goals in a number of way which may be realised through information sharing, joint planning and funding models and so on</p>
	<p>S&HLGA Regional Public Health Plan Working Group tasked with developing a coordinated and strategic approach to obtain funding, strengthen health partner relationships and achieve regional health-related projects. This, as well as other forums, may be an opportunity for CSAPHN connection</p>
Synergies	<p>Alignment with areas described in CSAPHN Needs Assessment include:</p> <ul style="list-style-type: none"> • Ageing populations – some reference in Plan but light on • Child and youth health – multiple references in Plan • Mental Health – multiple references in Plan • Alcohol and other drugs – some references in Plan • Population health – vaccination referenced in Plan
Goal 4 (Page 31)	<p>CSAPHN and Primary Care more broadly is well positioned to support achievement of <i>“communities empowered for healthy living”</i></p>
	<p>The <i>“why is this important”</i> description has a focus on chronic disease however, chronic disease is not specifically addressed in any of the identified actions. Achievement of the goal could be further supported with actions that focus on chronic disease management including but not limited to improved access to services, multidisciplinary and integrated care, health literacy, better health outcomes and experience</p>
	<p>Many of the actions identified in this section relate to active lifestyle – A greater emphasis on how this will include an ageing population, many of whom will have multiple chronic conditions, may be beneficial</p>
	<p>CSAPHN is well positioned to support some of the actions described in this section, particularly around chronic disease, child and youth health and mental health – Support may be in the form of data and</p>

	evidence, access to consumer advisory and shared learnings, connection to Commonwealth initiatives and commissioned service providers, funding (where applicable) or other collaborative opportunities
Goal 5 (Page 33)	CSAPHN is well positioned to support achievement of <i>“councils, communities and partners working together to achieve public health outcomes”</i> – Support may be in the form of data and evidence, access to consumer advisory and shared learnings, connection to Commonwealth initiatives and commissioned service providers, funding (where applicable) or other collaborative opportunities
	There is potential to specifically mention collaboration with CSAPHN to demonstrate ongoing commitment to a relationship

Kind Regards

Manager Special Projects
Country SA PHN

Barossa Hills Fleurieu Local Health Network

From: [redacted]
Sent: Friday, 5 August 2022
To: Josh Spier
Subject: RE: Meeting with Josh Spier to provide feedback on the draft RPHP 2022-27

Dear Josh

Thank you for your email and opportunity to comment on the draft Regional Public Health Plan 2022-27 for the Southern and Hills.

I am happy with the summary of our conversation and have made a couple of tweaks below.

In regard to the idea of BHFLHN representation at the Working Party, as we are a large organisation, it is appropriate to explore with leadership within BFHLHN to determine who is best positioned and has capacity to contribute to this forum should this eventuate. We also have a Board member with a strong professional background in public health planning and service networks/partnerships that offers a strategic view. I think it would be useful to further discuss how this forum works and figure out the best way to enable key stakeholders like BHFLHN in the regional public health space to have a focus on the implementation of relevant actions.

Overall, key areas in the plan for collaboration that align with BHFLHN business includes:

- Aged care
- Child and Youth Health
- COVID responsibilities (and future pandemic protection/responsiveness)
- Emergency and disaster planning
- Health promotion – particularly healthy living to prevent disease and reduce the impact of chronic disease
- Health risk to vulnerable groups from climate change
- Mental health wellbeing and community resilience

I also believe a coordinator role will be critical to the success of the regional plan.

I hope that is helpful.

Please give me a call if you wish to discuss further.

Kind Regards

Director Service Development, Capital and Innovation
Barossa Hills Fleurieu Local Health Network, SA Health

SUMMARY OF CONVERSATION

Ideas:

- Potential piece of work to audit active membership of local community members AND LG nominees on the
- Regional Health Advisory Councils in our region (Hills Area; KI & Southern Fleurieu). Support BHFLHN to (re)activate local members and LG nominees, where needed. E.g. are comm and LG seats filled? If filled, are members active? If not, why not?
- Support BHFLHN to promote EOIs for local consumer rep roles throughout our region
- Support BHFLHN to promote community engagement opportunities, especially to residents from vulnerable communities in our region to participate in co-design processes (eg. of new services)
- Assist BHFLHN with potential development of a regional sector-specific employment strategy, with a focus on attracting, recruiting and retaining the future health workforce where will be most needed in the region
- Expand the membership of the S&HLGA Regional Public Health Working Group to include appropriate BHFLHN representation whose contribution will best align with the Working Group's public health role and has capability and capacity to enable action implementation.

Comments on biggest public health issues in our region:

- infrastructure for Mt Barker, both health and in general (such as sewer, power, transport etc), to meet the demands of population growth
- people who live in Hills are often travelling back to metro for health services (in health we measure this through a concept called 'self-sufficiency') – this happens for a range of reasons (included but not limited to):
- Relatively easy access via the freeway
- Significant commuter population working elsewhere and seeking services close to work
- New in-coming residents continuing care with existing providers
- Lack of understanding of available services
- Local health services/clinical capability limit

Summit Health

From: [redacted]
Sent: Tuesday, 2 August 2022 10:16 AM
To: Josh Spier
Subject: Summary of your feedback - please confirm by 4pm this Friday
Importance: High

Josh – good to meet you yesterday. Comments annotated below [in **bold**]

CEO

Summit Health Centre
Peramangk Country
MOUNT BARKER

From: Josh Spier
Sent: Monday, 1 August 2022 4:54 PM
To: [redacted]
Subject: Summary of your feedback - please confirm by 4pm this Friday

Dear [redacted]

Thanks for your time today to provide feedback on the draft Regional Public Health Plan 2022-27 for the Southern and Hills LGA.

Your suggestions will help us refine and finalise the plan.

Below is my summary of your key feedback... Can you please check to make sure this is an accurate representation of your comments. (Don't hesitate to send through any edits or additional comments)

Can you please reply to this email with any edits and verification by 4pm this Friday

SUMMARY OF FEEDBACK

Key feedback and suggestions:

- Consider naming key and potential partners, where appropriate. **KWH: Agree**
- Attracting and retaining a sustainable workforce (especially local) is a challenge for us, and will become bigger challenge in future with new facilities and with ongoing population growth. Biggest workforce gap is psychiatrists, but also palliative carers, geriatricians and GPs. **Agree**
- In the past, it has been a struggle for us to get significant linkage with the councils in our region, particularly when funding opportunities come up. If we had a better relationship, we could be part of each other's bids for funding, to support projects that lead to better health services / outcomes in our region. Consider adding strategy to facilitate better

relationships and between councils and Summit Health (and other key partners) – that actually lead to working together on funding submissions – eg scale of BBRF schemes. This needs to be tangible – not just a seat on a committee. **Agree**

- Consider role councils can play in supporting planning, funding and development of new multidisciplinary health facilities in priority population growth locations – eg Goolwa and Gumeracha **Agree**
- Another challenge for us - finding spaces to deliver health services from. Consider making council facilities available as a key priority for councils, whether subsidised leases and in-kind agreements **Agree but would add that it doesn't have to reduced price or in-kind – that would just be an extra bonus if that could happen**
- Consider role of councils in helping to advocate for more State and Commonwealth support (workforce and infrastructure buildings) for medical practices in priority locations (e.g. Gumeracha). Yes, the general health of regional population is (relatively) is pretty good in comparison to other regions. But this means funding bodies invest funds elsewhere. Problem is that maintaining level of health requires investment, otherwise this region will experience decrease in health levels, and will end up with same poor outcomes as other areas. Which will make distributing funds across regions even more difficult. The region is also experiencing high population growth, but the funding level is not 'inflating' at the same rate necessary to maintain the same services for a bigger population **Agree**

Did I miss anything? **I don't think so, although we covered a lot of ground over coffee. I think the key thing is the creation of a real relationship so that you think of us and we think of you every time there is an opportunity**

Thanks

Josh Spier
Community and Social Planning Officer
Adelaide Hills Council

Stirling Hospital

The following comments were captured during a consultation meeting with the CEO / Director of Nursing at Stirling Hospital (held 29/07/2022)

Re regional challenges - there is lack of speciality services offered in the Hills, so patients are having to travel to the city. We've recently started offering geriatrician consulting on site. There is real need for psychiatrists and geriatricians, and anything around mental health and child psychology.

In terms of what we see for our service offerings we recognise the ageing population which is why there is lot of focus around eye surgery and gastroenterology surgery - these are the sort of things we are looking at for people aged 60+.

We do orthopaedics as well, we want to make sure the service deliveries that we investigate and invest in are going to be supported, so that people don't have to travel to city, where appropriate. We've got some capacity for more consultants on site.

In terms of care for mental health patients, at the moment, we are not currently looking into this, but may in future. We need the appropriate skillset of staff to appropriately care for those people.

As to what AHC may be able to do to support, I think there's an opportunity moving forward to work closer with the Council.

We are in early stages of planning to undertake fairly significant building works to upgrade the facility, and as one of the few hospitals in the Hills, we want to make sure we are here into the future.

So we will be looking to do fundraising events, and there will opportunities for Council to get involved and support, in the same way Hospital can support the Council.

Victor Harbor Private Hospital Board

From: [redacted]
Sent: Monday, 1 August 2022 4:39 PM
To: Josh
Subject: Meeting with Private Hospital Board

Hi Josh

I met with the Board of the [Victor Harbor Private Hospital] and they provide mostly positive feedback about the Plan and said they will provide online responses.

My feeling was that they just wanted support for what they believe is the lessening importance of the private system and what they see as a less collaborative relationship with the public system vis the HAC Board.

The main points they wanted understood were:

- Rates of change in service delivery
- Keeping up with innovations and technical changes and the financial costs to this
- Maintaining choice and options in health provision – particularly when the private system can take pressure off the public system
- Improving the systems that are eroding private choice
- Lack of communication sharing from public health to private systems
- Recognition of the Private System as a strategic advantage
- Duplication of Effort

I have attached the Business Report for your information as requested by [the Chair of the Board].

Give me a call if you want any further observations

Kind regards

Manager Community Wellbeing
City of Victor Harbor

Registered health practitioner based in the Adelaide Hills

From: [redacted]
Sent: Thursday, 7 July 2022 2:26 PM
To: AHC Communications Engagement & Events; Josh Spier
Subject: Southern & Hills LGA Draft Regional Public Health Plan 2022-2027

After perusing the LGA draft regional public health plan and simultaneously working on starting a new community health care clinic in the Adelaide hills, I can heartedly agree that achieving the five goals mentioned in the plan are important for the communities well being.

I am an AHPRA registered and experienced Chinese medicine practitioner and Acupuncturist looking at starting a community acupuncture clinic (think affordable group acupuncture) in the Adelaide hills region. This is evidenced based ancillary health care which will help foster community, assist with wellbeing and support mental health in a time when it is needed more than ever.

With the challenges set forth in the draft plan

- * High % of people with mental health issues, exacerbated by the effects of the COVID-19, *
- Significant variation of socioeconomic disadvantage between the LGAs, with most disadvantaged areas experiencing the poorest health outcomes
- * High levels of obesity (childhood, males and females)

There is a need for affordable, accessible health interventions that will help diminish the above stats, and help lessen the health burden on the current orthodox health system.

The draft plan has stated that the Adelaide hills council in goal 5 has expressed a desire to work together, with community groups and partner with services to deliver evidence based initiatives that promote mental health and wellbeing.

What better time to do this?

Adelaide Hills Council resident

From: [redacted]
Sent: Thursday, 4 August 2022 2:33 PM
To: Josh Spier
Subject: Re: LAST WEEK TO PROVIDE US WITH YOUR THOUGHTS - Draft Regional Public Health Plan 2022-27 for the Southern and Hills Region

I had a quick look and saw a sea of words, mostly expressing the bleedingly obvious.

I'm afraid I am quite cynical about the worth of all these consultations and things.

I understand they are generally forced on council by higher levels of government, but generally they do look fairly useless to me!

9. Appendix B – Internal submissions

Environmental Project Officer, City of Victor Harbor

From: [redacted]
Sent: Wednesday, 6 July 2022 4:53 PM
To: Josh Spier
Cc: [redacted]
Subject: RE: Consultation now open for Draft Regional Public Health Plan 2022-27 for the Southern and Hills

Hi Josh

The plan looks really good and provides a good easy-to-read look at our communities.

The only thing I would perhaps have liked to squeeze in to our (CVH) actions would be to promote the connection between nature and the community, but I'm not really sure how/where this would fit. I think the actions that we have in there will provide us with plenty of direction, so no need to change to incorporate it unless you feel there's an opportunity to do so easily.

Regards,

Environmental Project Officer
City of Victor Harbor

Strategic and Policy Planner, City of Victor Harbor

From: [redacted]
Sent: Thursday, 28 July 2022 5:26 PM
To: [redacted]
Cc: Graham
Subject: Draft Regional Public Health Plan 2022-27 - review/comments by David

Hi

Had a brief review and provide the following comments:

1. Page 13 – Figure 4 (pictorial) is a useful ‘reminder’ as to where/how Council’s can have an impact on Health and Wellbeing. Seems simple but, maybe ensure these are all included throughout the Plan
2. Pages 20-21 & 35-37 – Data and information collation is key to making good, well informed strategic planning decisions. CoVH would really benefit from having direct access to the stats links/sources used within this Plan to compile specific data solely for the Victor Harbor LGA e.g. use this for - pending UGMS update; Community Plan 2030 Review; Louise’s ‘snapshot’ of VH data and stats trends available on our Council website etc. Can we have the source/access?
3. Page 25 – I think FA2 may be understated, as infrastructure planning/engineering, open space planning and offering opportunities for passive and active, free and structured, recreational pursuits is important. This also sort of aligns with Goal 4, Action 4.23 and is critical for health and wellbeing.
4. Page 28 – Should an action mention Council’s Climate Change Strategy, mitigation/adaptation etc. (perhaps see [redacted])? This may be repeated in Goal 3 CoVH Actions...
5. Page 32 – Action 4.21, maybe see [redacted] Re: wording regarding the Star Club Officer and future intentions
6. Page 33 – ‘Our Top Actions’ has a different structure/format?
7. Climate Change – In 2019 I was a proxy for a ‘What We Build Where We Build’ project, coordinated by the Resilient Hills & Coasts Region. It may have been mentioned somewhere within this Plan (?unsure?) but, it’s important for Council’s to be involved and cooperate with such broader, overarching subjects that affect the whole region that affect health and wellbeing.

Hope the above is somewhat useful.

Happy for you to ignore, use/cut/paste whatever.... maybe provide in a broader, collated CoVH response (or not) for the current consultation stage.

Regards

Strategic & Policy Planner
City of Victor Harbor

Team Leader Environmental Health, Adelaide Hills Council

From: [redacted]
Sent: Wednesday, 27 July 2022 10:29 AM
To: Josh
Subject: RE: Reminder: A chance to comment on Draft Regional Public Health Plan (Southern and Hills Region)

Morning Josh

I have had a look at both the full plan and summary and they both look good.

Kind Regards

Team Leader Environmental Health
Adelaide Hills Council

Volunteering Coordinator, Adelaide Hills Council

From: [redacted]
Sent: Monday, 25 July 2022 1:08 PM
To: Josh Spier
Subject: Reminder: A chance to comment on Draft Regional Public Health Plan (Southern and Hills Region)

Hi Josh

Just following on from our phone chat earlier today when I mentioned that I am keen to be involved in any regional partnerships or forums regarding volunteers across the six councils.

I see that Goal 1 mentions opportunities to share information, resources and learnings to reinvigorate volunteering and community activities post Covid 19. Any collaboration in this space will be of great benefit for all the councils.

Happy to chat further if necessary

With warm regards

Volunteering Coordinator
Adelaide Hills Council

10. Appendix C – Information provided



Draft Regional Public Health Plan 2022-27 for the Southern and Hills LGA

You are invited to provide feedback on the draft Regional Public Health Plan 2022-27 for the Southern and Hills region

The Draft Plan was prepared through collaboration between the six constituent councils of the [Southern and Hills Local Government Association \(S&HLGA\)\(External link\)](#): the Councils of Adelaide Hills, Alexandrina, Kangaroo Island, Mount Barker, Yankalilla and Victor Harbor.

The purpose of the Plan is to guide coordinated efforts to improve the health and wellbeing of all residents in the Southern and Hills region. It has been developed to meet the [South Australian Public Health Act 2011\(External link\)](#) and to align with the [State Public Health Plan\(External link\)](#).

The Draft Plan for 2022-27 outlines the goals and priorities that the six councils will work towards together, and the top actions that each council will take over the next 5 years in order to:

- protect the public health of their communities,
- prevent illness, disease and injury and
- promote conditions to support community wellbeing.

Your feedback will help the councils to finalise the Plan for adoption and implementation.

How to view the Draft Plan

- View and download the [Full Version of the Draft Plan](#)
- View and download a [Summary Version of the Draft Plan](#)
- View a hardcopy of the Draft Plan at your local Council Library/Customer Service Centres (between 6 and 5 August 2022 during the venue's opening hours)
- Request a copy by emailing engage@ahc.sa.gov.au or phoning 8408 0400 during business hours.

How to provide feedback on the Draft Plan

- Preferably use the online Feedback Form below
- Alternatively, print the relevant Hardcopy Feedback Form in the Document Library on the right (or below), and return via any of the ways listed below
- Collect a hardcopy Feedback Form from your local Council Library/Customer Service Centre (between 6 and 29 July 2022 during the venue's opening hours) and return to the same venue or via any of the ways listed below
- Email written submissions to engage@ahc.sa.gov.au with "Draft Regional Public Health Plan" in the subject field
- Post a written submission to: Community Engagement Officer, PO Box 44, Woodside SA 5244
- Phone 8408 0400

For feedback to be considered it must be received by 4pm, Friday 5 August, 2022.



Southern and Hills LGA Regional Public Health and Wellbeing Plan 2022-27



Southern and Hills Local Government Association Regional Public Health and Wellbeing Plan 2022–2027

Version 8: 31/08/22

Prepared by Adelaide Hills Council, in partnership with the Southern and Hills Local Government Association (S&HLGA) Regional Public Health Plan Working Group (WG), on behalf of the six Constituent Councils of the Association:

- Adelaide Hills Council
- Alexandrina Council
- Kangaroo Island Council
- Mount Barker District Council
- District Council of Yankalilla
- City of Victor Harbor

Lead consultant Josh Spier, Community & Social Planning Officer, Adelaide Hills Council (AHC)

Consultant team Rebecca Shepherd, Manager Community Development, AHC
Josh Spier, Community & Social Planning Officer, AHC

Prepared for S&HLGA

Project manager Graeme Martin, Executive Officer, S&HLGA

Project team S&HLGA Regional Public Health Plan Working Group
Chair: Leann Symonds, Manager Community Wellbeing, City of Victor Harbor

Document history

Version	Date	Prepared by	Details	Approved
1	28/03/22	Josh Spier	Draft for WG review	JS
2	29/03/22	Josh Spier	Draft with updates from the WG	JS
3	7/04/22	Josh Spier	Draft with updates from the WG	JS
4	11/04/22	Josh Spier	Draft with updates from RS and proofreader	JS
5	14/04/22	Josh Spier	Draft with final changes from the WG	GM
6	12/08/22	Josh Spier	Draft following public consultation for WG review	JS
7	18/08/22	Josh Spier	Draft with updates from the WG (responding to feedback received during public consultation), to send to the Chief Public Health Officer for feedback	GM
8	31/08/22	Josh Spier	Final version following feedback from the Acting Chief Public Health Officer	JS

Acknowledgement of Country

The Southern & Hills Local Government Association acknowledges and respects Aboriginal peoples as the region's first people and recognises their traditional relationship with Country.

We acknowledge that the spiritual, social, cultural, and economic practices of Aboriginal peoples come from their traditional lands and waters and that their cultural and heritage beliefs, languages, and laws are still of importance today.



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Acronyms

ABS - Australian Bureau of Statistics

GA – Greater Adelaide

IRSD - Index of Relative Socio-economic Disadvantage

LGA – local government area

LGILC - Local Government Information Linkages and Capacity Building Program

MMM - Modified Monash Model

RPHP – Regional Public Health Plan

RSA – Regional South Australia

S&HLGA – Southern & Hills Local Government Association

Introduction

This Plan is the second Regional Public Health Plan (RPHP) for the Southern and Hills region and is a collaboration of the six constituent councils of the Southern and Hills Local Government Association (the S&HLGA):

- Adelaide Hills Council
- Alexandrina Council
- Kangaroo Island Council
- Mount Barker District Council
- District Council of Yankalilla
- City of Victor Harbor

This Plan is for the period 2022 to 2027 and builds on the first Regional Public Health Plan for the S&HLGA (2015-2020). It will provide the basis for the next Regional Public Health Plan (2028-2033).

This Plan responds to a fresh assessment of the population health and risks in our local communities and the region as a whole.

About the Southern and Hills LGA

The [Southern and Hills Local Government Association \(S&HLGA\)](#) is a regional group of councils, first formed in July 1969 as a regional subsidiary under Section 43 and Schedule 2 of the Local Government Act 1999.

In order to improve the wellbeing of communities across the region, the S&HLGA undertakes a regional coordinating, representational, advocating and communications role on behalf of its six member councils.

The [2021 S&HLGA Strategic Plan](#) sets out the long-term vision and direction of the Association and encapsulates the collective commitment of the member councils:

The councils of the Adelaide Hills, Fleurieu Peninsula and Kangaroo Island region under the umbrella of the Southern and Hills Local Government Association, co-operating with and supporting each other to improve the wellbeing on their communities.

Action 4.4 of the [S&HLGA's Business Plan 2021-2025](#) is to work with the member councils to implement and monitor the Regional Public Health Plan, as well as continuing to support the S&HLGA Regional Public Health Plan Working Group.

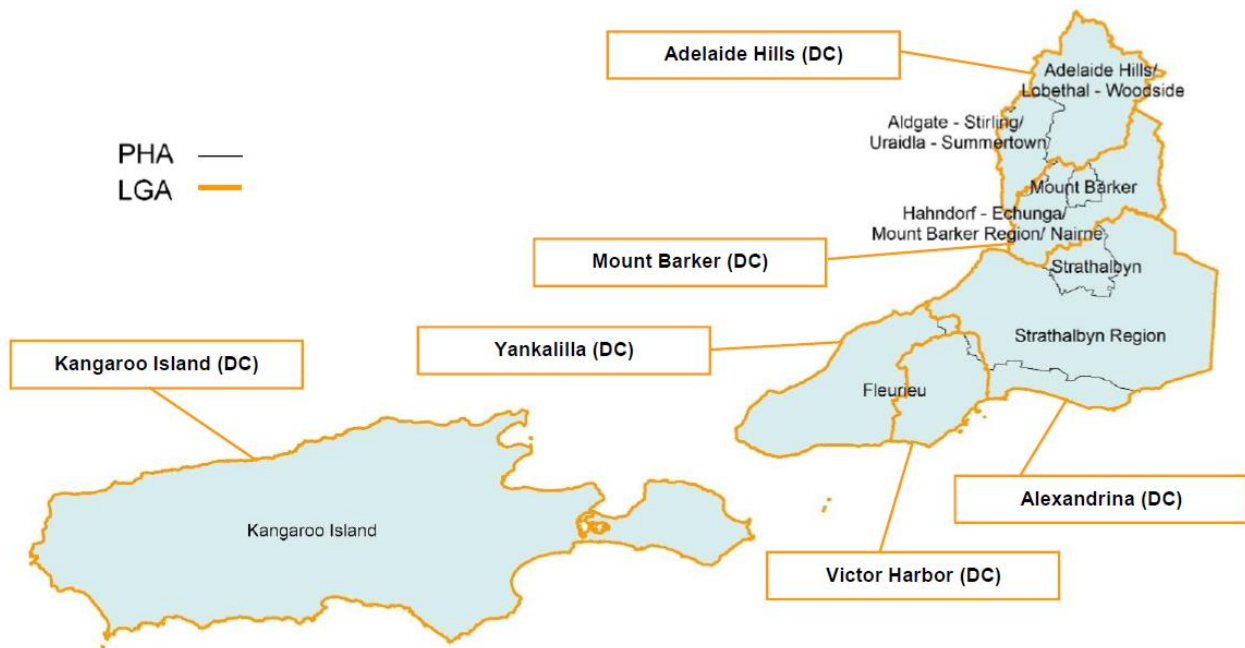


Figure 1 – Map of the Southern & Hills LGA region and its constituent district council (DC) areas and Population Health Areas (PHAs)¹

¹ 'Population Health Areas' (PHAs) are geographical areas based on suburbs (in cities and larger towns) and localities (in regional and remote areas) as published by the Australian Bureau of Statistics as Statistical Areas Level 2 (SA2s). PHAs are comprised of either whole SA2s or multiple (aggregates of) SA2s. Source: [Population Health Profile for the Southern & Hills LGA \(September 2019\)](#), prepared by the Public Health Information Development Unit (PHIDU) for the LGA of SA

Legislative requirements

The *South Australian Public Health Act 2011* (the Act) requires that a council, or group of councils (like the S&HLGA) prepare and maintain a 'regional public health plan' to protect the public health of their communities, prevent illness, disease and injury and promote conditions to support community wellbeing. The S&HLGA's [first Regional Public Health Plan](#) (adopted May 2015) was prepared to meet this requirement.

The Act (s51) requires that, once prepared, the RPHP must be reviewed at least once every 5 years. The S&HLGA's first Plan was due for review in mid-2020. However, owing to COVID-19, the due date for the reviewed RPHP was extended to 1 September 2022.

The Act (s51) also requires that the review of the previous RPHP must undertake a fresh assessment of population health and risks in the region, and consider any required changes to the RPHP arising from the second [State Public Health Plan 2019-24](#). The development of this Plan was based on the review outcomes.



Alignment with the State Government's strategic priorities

This Plan aligns with the [South Australian State Public Health Plan 2019-2024](#) (the State Plan). The State Plan's vision is for "a healthy, liveable and connected community for all South Australians". To achieve this vision, the State Plan calls for coordinated action across four priorities:



Figure 2 - Priorities of the State Public Health Plan 2019-2024²

This Plan also aligns with the first [Wellbeing SA Strategic Plan 2020–2025](#). Wellbeing SA is an agency established in January 2020 to deliver a renewed focus and action on prevention in South Australia and a broad understanding of wellbeing. Wellbeing SA's Plan sets a vision for "a balanced health and wellbeing system that supports improved physical, mental and social wellbeing for all South Australians". It identifies three priority focus areas that have been taken into consideration when developing this Plan:



Figure 3 - Focus areas of the Wellbeing SA Strategic Plan 2020-2025³

² Source: South Australian State Public Health Plan 2019-2024, p.26

³ Source: Wellbeing SA Strategic Plan 2020–2025, p.11

Alignment with the councils' strategic plans

All constituent councils are already contributing to public health and wellbeing outcomes across their core business. The key strategic plans of all councils (Table 1) include aspirational goals which are relevant to the health and wellbeing of their communities.

Each council's key strategic plan was reviewed and incorporated when developing actions for this Plan to ensure consistency. Aligning this Plan with councils' strategic plans ensures that actions towards achieving public health outcomes are appropriately programmed and resourced.

Table 1 – Key strategic plans of the constituent councils of the S&HLGA

Constituent council	Key strategic plan	Aspirational guiding themes
Adelaide Hills Council	Strategic Plan 2020-24: A brighter future	<ul style="list-style-type: none"> • A functional built environment • Community wellbeing • A prosperous economy • A valued natural environment • A progressive organisation
Alexandrina Council	A2040: Our plan to thrive 2020-2024	<ul style="list-style-type: none"> • Liveable Alexandrina • Green Alexandrina • Connected Alexandrina
Kangaroo Island Council	Strategic Plan 2020-2024	<ul style="list-style-type: none"> • A built environment focused on essential and community services • Community and individuals empowered to improve the quality of Island life • Re-establish a strong and diverse economy • Our environment is maintained, enhanced and protected • Leadership to deliver positive social, financial and environmental outcomes
Mount Barker District Council	Community Plan 2020-2035	<ul style="list-style-type: none"> • Community wellbeing • Economic prosperity • Ecological sustainability
District Council of Yankalilla	Strategic Plan 2030 Vision: Four Year Focus 2020-2024	<ul style="list-style-type: none"> • Our Environment • Our Community • Our Economy • Our Infrastructure • Our Leadership
City of Victor Harbor	Community Plan 2030	<ul style="list-style-type: none"> • We are a caring, connected and active community • We have a culture of innovation, collaboration and creativity • We manage growth and change responsibly • We protect our environment • We have services and infrastructure that meet our community's needs • We are a financially sustainable and well-governed organisation

Our previous Plan

The first [Regional Public Health Plan for the Southern & Hills LGA, Wellbeing in Our Community](#), was completed in May 2015 and formally endorsed in July 2015. Development of the first Plan involved a comprehensive audit of plans and documents, an analysis of health and demographic data, research on trends and health issues, consultations with local councils and other stakeholders, and consideration of past council and regional achievements. Key findings from this analysis informed the development of regional strategies and individual Action Plans for each council. *Wellbeing in Our Community* remains a valuable planning resource for understanding the following:

- The region's character
- The region's state of public health, including key issues, gaps and risks
- The achievements, commitments and partners of each constituent council.

This Plan builds on the key foundations and achievements of the previous Plan, including the following regional projects that involved collaboration between all constituent councils:

- The S&HLGA Regional Public Health Plan Working Group has been functioning successfully since the first RPHP was adopted. This region-wide Working Group has enabled representatives of all constituent councils to develop a coordinated and strategic approach to obtain funding, strengthen health partner relationships and achieve regional health-related projects.
- The 'Community Wellbeing Alliance Pilot Project' commenced in July 2019 and was completed December 2021. This project enabled the engagement of a part-time Project Officer to act as a dedicated resource for the region focused on public health planning. The Project Officer leveraged additional grants to deliver regional public health initiatives, and also coordinated these initiatives.
- The 'Regional champions for accessible destinations in the Southern and Hills LGA' project was funded through the Local Government Information Linkages and Capacity Building Program (LGILC). The project increased staff knowledge and skill in planning, design and construction of important public places using universal design principles. This project won a Planning Institute of Australia's 2021 Award for Planning Excellence.
- The 'Regional champions for accessible communications in the Southern and Hills LGA' project was also funded through the LGILC program. This project successfully built staff capacity in producing accessible information for people with disability.
- The 'Community Wellbeing Indicators for South Australian Local Government' project was funded through the Local Government Research and Development Scheme. This project developed South Australia's first set of [Indicators of Community Wellbeing for Local Government](#) to track issues that are important to our communities, for public health, strategic planning and service provision. This project received the 2021 Minister for Health and Wellbeing's Award for Excellence in Public Health in the Regional category.

This Plan

This Plan acknowledges that supporting public health and community wellbeing is a key priority for all constituent councils, and that each council continues to address public health issues across their core service areas. However, the actions that each council take to address public health vary according to their local context, community priorities, and their organisational capacity and resourcing levels. For these reasons, this Plan does not detail all of the individual activities of each constituent council that support the health and wellbeing of their communities. Rather, it identifies the top actions that each council will focus on over the life of the Plan, as well as focus areas for regional initiatives to address common challenges that require collaboration between all councils and partners. The priorities and actions of this Plan have been co-designed with the input from the constituent councils, community and stakeholders across the region.



About public health

In South Australia, public health is guided by the Act and the State Plan. The Act states that “public health means the health of individuals in the context of the wider health of the community” (p.6). The State Plan defines public health as “what we do collectively as a society to create the conditions and environments that enable health and wellbeing” (p.8). Public health is about everyone working together to create these conditions and environments that people need every day to be healthy, including:














	services and programs at libraries or community centres		recreation facilities and sports grounds		safe drinking water
	community gardens or local fruit and veg swaps		parks and shaded playgrounds		immunisation services
	footpaths and walking trails		skate parks and dog parks		volunteering and community involvement
	the way our communities are planned		climate risk management planning		wastewater management
	events that bring the community together		services that celebrate and promote cultural diversity		health information and education programs
	disability inclusion services		safe and nutritious food		smoke and alcohol free environments

Figure 4 – Examples of actions that support public health (Source: State Public Health Plan 2019-2024, p.8)



The health and wellbeing of individuals and communities are influenced by social, economic, political, cultural and environmental factors that shape the conditions in which we are born, grow, live and age. These factors are often referred to as the ‘determinants of health’ (as shown in Figure 5).

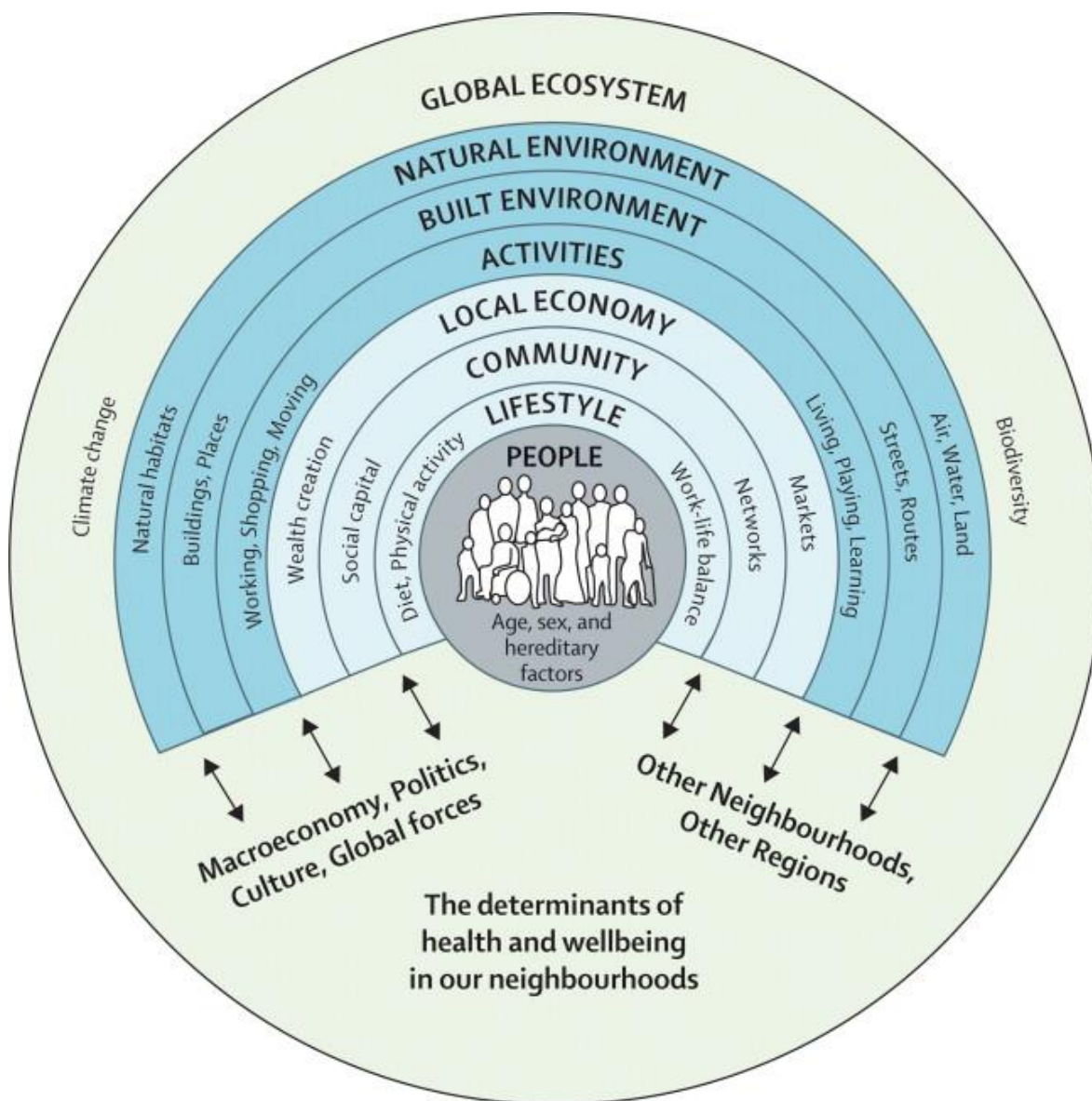


Figure 5 - Determinants of health and wellbeing⁴

Local councils are intimately involved in addressing many determinants of health and wellbeing, whether directly or indirectly, especially at the neighbourhood level. Many aspects of councils’ operations influence and support individual and community wellbeing, including through land use and transport planning, environmental health services, open space services, and economic and community development activities.⁵

⁴ Source: Barton, H. and Grant, M. (2006). A health map for the local human habitat. *The Journal for the Royal Society for the Promotion of Health*, 126 (6). pp. 252-253, developed from the model by [Dahlgren G, Whitehead M. \(1991\)](#)

⁵ See pages 5-6 of the [Indicators of Community Wellbeing for the S&HLGA Report \(April 2022\)](#), prepared by Jeanette Pope for the S&HLGA.

Priority populations

The State Plan recognises that in South Australia, there are significant disparities in health status for some population groups, in particular:

- Aboriginal and Torres Strait Islander people
- People living in rural and regional areas
- People experiencing socioeconomic disadvantage
- People from culturally and linguistically diverse backgrounds.

This Plan acknowledges that targeted collaborative action is needed to address the health gaps for these priority population groups, and for the additional priority population groups that all constituent councils are already supporting:

- Children and young people
- Older people
- People living with disability

Public health planning needs to address the preventive health needs of priority population groups and achieve equitable outcomes. Examples of how councils can take into account the priority population groups include:

- Provide or link people to free and low-cost services and programs through libraries and community centres
- Provide information about council services and facilities in accessible formats
- Ensure disadvantaged groups have an opportunity to contribute to Council decisions
- Provide opportunities for young people to connect through youth-friendly activities and spaces
- Provide or enable a range of sport and recreation facilities that enable everyone to take part
- Work with sports clubs and community groups to provide inclusive environments for all residents.⁶



⁶ Source: Prevention and Population Health Branch (2020). [Local Government Community Health and Wellbeing Toolkit](#). Wellbeing SA, Government of South Australia.

The role of local government in public health

Local councils play various roles in supporting public health and community wellbeing. These varied roles are outlined in Table 2.

Table 2 - Roles of local government in public health⁷

Role	Description
Leader / Planner	Development of strategies, policies, programs and services that respond to relevant trends and influences.
Owner / Custodian	Management of assets that are under the care and control of Council. This includes management of social, physical and green infrastructure assets.
Regulator	Undertaking responsibilities pursuant to relevant legislation (e.g. food and health premise compliance).
Information Provider	Provision of information to the general community and identified stakeholders.
Advocate	Advocacy to relevant bodies (e.g. making representations on behalf of the community to other tiers of government).
Facilitator / Initiator	Bringing together and/or engaging with individuals, community groups, industry, government agencies and other stakeholders to address issues impacting (or potentially impacting) on the city.
Agent	Managing the provision of a service on behalf of a third party, such as State or Commonwealth governments where there is a demonstrated need and benefit to the community.
Direct Provider	Delivery of a service, project or program in full by Council, with no resource or funding support from external parties.
Part Funder / Partner	Service or project in which Council works with another organisation to fund and/or deliver an outcome.

Given the myriad factors influencing health and wellbeing, multiple core services of councils influence health and wellbeing. All constituent councils want to help their communities to be healthy, safe, protected, inclusive, accessible, liveable and resilient. However, constituent councils vary in size and capacity to deliver public health activities.

Despite the varying capacities of constituent councils, each council continues to support health and wellbeing through their activities, and there are opportunities to consider different ways councils can contribute to health and wellbeing beyond the roles of direct provider of health services.

⁷ Source: [Guide to Regional Public Health Planning \(2019\)](#). Local Government Association of South Australia, p.20.

Developing this Plan

The S&HLGA Regional Public Health Plan Working Group, comprising staff representatives of the six constituent councils and the Executive Officer of the S&HLGA, provided guidance and input into the development of this Plan. Development of this Plan was based on:

- A fresh assessment of the state of public health and wellbeing in the region and councils areas (summarised in the ‘Snapshot of public health in our region’ section of this Plan and detailed further in Appendix A)⁸
- A review of the first S&HLGA RPHP (2015-2020) and subsequent progress reports and final evaluation report
- A review of key documents with a focus on the strategic plans of the constituent councils
- A series of strategic meetings held with the S&HLGA Regional Public Health Plan Working Group
- Planning workshops held with relevant staff at each constituent council
- [Partner and community consultation on the Draft Plan](#)
- Consultation with leadership groups and Elected Members at each council.



⁸ This assessment was undertaken prior to the release of 2021 Census data. Consequently, this Plan includes an action (under Goal 5) to review 2021 Census data for health and wellbeing indicators at the Local Government Area (LGA) level and consider any implications for implementing the Plan over the 2022–27 timeframe. As some important topics (such as socio-economic indexes) are not scheduled for release until early to mid-2023, the refresh of this plan in response to relevant 2021 Census data will be completed by the end of 2023.

Our region

The Southern and Hills Region consists of six council areas spanning from the Adelaide Hills through to Mount Barker, Alexandrina, Victor Harbor, Yankalilla and Kangaroo Island. Collectively these councils form a large and distinctive peri-urban and rural area adjoining the south and hills of the City of Adelaide in South Australia. The combined council areas cover an area of 8,656 square kilometres, with 652 kilometres of coastline and the River Murray and lakes forming the southeast boundary of the region.

There is extreme diversity within the region which includes the foothill suburbs of Adelaide and the remote areas of Kangaroo Island.

The region has significant natural beauty with unique and appealing rural and coastal settings and it incorporates diverse townships, beaches and places. Overall, the region is seen as a quality place to live and visit with a range of recreation and lifestyle opportunities.

Each local council area within the S&HLGA has a unique topography and population character, and this is reflected in the analysis of the region's 'state of public health' outlined later in this section.



Rural and remote locations

The Modified Monash Model (MMM) categorises all Australian locations as a city, rural, remote or very remote in relation to their access to healthcare services.⁹ It gives locations a category from MM 1 (city) to MM 7 (very remote) based on their population size and distance from capital cities. The Australian Government uses MMM to determine eligibility for a range of its health workforce programs, such as rural Bulk Billing Incentives, the Workforce Incentive Program and the Bonded Medical Program.

The most recent MMM classifications for the constituent council areas provide an indication of the mixture of remoteness across our region, in relation to their access to health services. As is shown in Table 3, Kangaroo Island is classified as the most remote area in the region (with an MM 7 category, which is given to areas on a populated island that is separated from the mainland and is more than 5km offshore).

Table 3 - MMM 2019 classifications for the region¹⁰

Council area	MMM (2019) classifications, as at March 2022
Adelaide Hills Council	MM 1: Metropolitan areas MM 2: Regional centres MM 5: Small rural towns
Alexandrina Council	MM 3: Large rural towns MM 4: Medium rural towns MM 5: Small rural towns
Kangaroo Island Council	MM 7: Very remote communities
Mount Barker District Council	MM 2: Regional centres MM 3: Large rural towns MM 5: Small rural towns
District Council of Yankalilla	MM 2: Regional centres MM 5: Small rural towns
City of Victor Harbor	MM 3: Large rural towns MM 5: Small rural towns




⁹ Australian Government Department of Health (2021). Modified Monash Model: <https://www.health.gov.au/health-topics/rural-health-workforce/classifications/mmm>

¹⁰ Source: Australian Government Department of Health (2022). Health Workforce Locator: <https://www.health.gov.au/resources/apps-and-tools/health-workforce-locator>


Demographic snapshot of our region

Compared with Greater Metropolitan Adelaide, the Southern and Hills region has:


Age profile




fewer children aged 0-4



more older people



fewer young people aged 20-39



a higher median age

Socioeconomic disadvantage



slightly lower socioeconomic disadvantage



a lower % of people receiving unemployment benefits




a higher % of low-income households under rental stress




a higher % of young people learning or earning


Population profile




a higher projected population growth from 2016-2036



a lower % of people born in non-English speaking countries



a lower % of Aboriginal people



a lower % of people needing assistance with activities due to disability or older age

Early life and childhood



a higher % of children who are obese



a similar % of developmentally vulnerable children



a higher rate of children and young people who are clients of the Child & Adolescent Mental Health Service

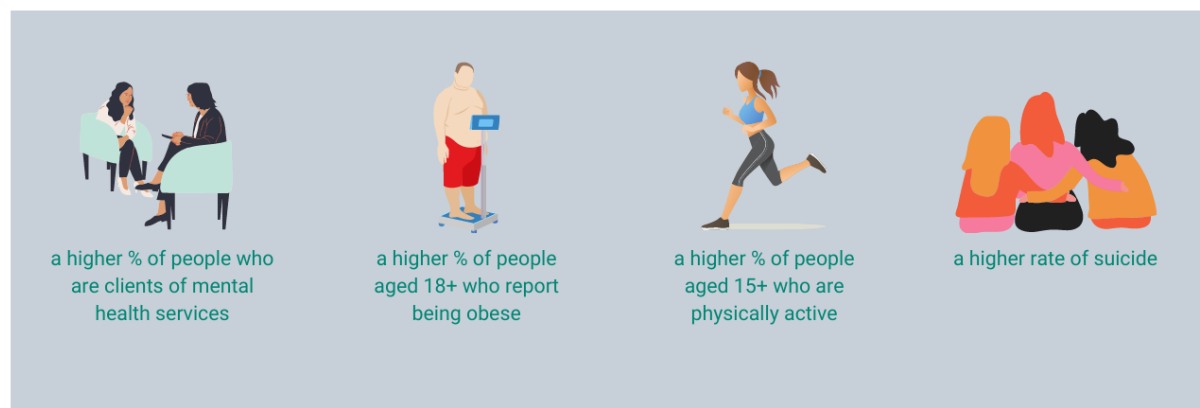


a higher % of children aged 4-17 who met the guideline for daily fruit

Snapshot of public health in our region

The fresh assessment of public health data for the region revealed variations between the council areas for several public health indicators. There are also variations within as well as between council areas. However, the assessment found some common issues affecting all council areas, bringing into focus opportunities for collaborative action between the councils. Most notably, when compared with Greater Metropolitan Adelaide, the Southern and Hills region has:

Personal health and wellbeing



Community connectedness



A more detailed summary of the findings from the fresh assessment of the 'state of public health' in the region and individual council areas is available in Appendix A. The assessment of the latest population health data¹¹ informed the development of the priority actions outlined later in this Plan.

¹¹ As noted previously, this assessment was undertaken prior to the release of 2021 Census data. Consequently, this Plan includes an action (under Goal 5) to review 2021 Census data for regional health and wellbeing indicators and consider any implications for implementing the Plan over the 2022–27 timeframe. As some important topics (such as socio-economic indexes) are not scheduled for release until early to mid-2023, the refresh of this plan (in response to relevant 2021 Census data) is scheduled for completion by the end of 2023.

Emerging public health issues

Progress reports were submitted by constituent councils over the period for the previous RPHP (2015-2020). As part of this process, councils reported emerging public health issues. The following key emerging public health issues were reported by constituent councils over the reporting period 2018 to 2020 (and over 2021), and were also raised by our regional partners as the critical issues that this second Plan needs to help address:

- Local health services and infrastructure are not keeping pace with the region’s ageing and increasing population. Increasing demand for **local health services** (including GPs, psychiatrists, multidisciplinary clinics, emergency departments and ambulance services) is greater than supply in our growing region. Our community leaders and partners point to a myriad of factors attributing to this critical issue, including Commonwealth and State policy settings making it difficult to attract and retain health professionals needed in our rural areas, as well as insufficient funding needed for new health clinics and emergency care in rural towns.
- Increased **extreme climate events** such as heat waves and bushfire. Kangaroo Island Council, Adelaide Hills Council and Mount Barker District Council were all impacted by bushfires during 2019/20.
- Funding for and access to adequate **mental health services**. These existing challenges have been exacerbated by the impacts of bushfire on communities in three of the Councils in this region, and by the effects of the COVID-19 pandemic.
- Expenses associated with **transport** to Adelaide for health-related services which are not available in the region. The issue is being close enough to Adelaide not to have services provided in the region, but not close enough to be in the metro-ticket scheme for transport. For example, from City of Victor Harbor the ticket cost is \$28 per adult. When people need regular transport (eg 5 days per week) to attend a health service this is very expensive.
- Challenges with implementing the [new State Planning and Design Code](#), particularly ensuring that the policies introduced will reflect housing needs with respect to adaptability, energy efficiency and healthy built environments.
- **Compulsive hoarding and domestic squalor** becoming a bigger issue than indicated in the first RPHP.
- The impacts of SA Health’s withdrawal from **disease prevention and health promotion** following the [Review of Non-Hospital Based Services](#) by Warren McCann in 2012 (the ‘McCann Review’)
- Increasing **homelessness and people at risk of homelessness**
- The impact of changes introduced by State and Commonwealth governments in how **aged care and disability services** are funded and delivered.
- The immediate and longer-term effects of **COVID-19** (including ‘Long Covid’) on local communities and economies across the region, including the impacts of public health measures (e.g. stay-at-home orders, border closures, and activity and service restrictions). COVID—19 responses were reported to be exacerbating pre-existing risks factors that lead to poorer health outcomes, such as: social isolation; job and incomes loss; harmful consumption of alcohol; reduced access to mental health services; reduced availability of family, domestic and sexual violence services (despite the increased demand); exacerbation of the underlying drivers of family, domestic and sexual violence; disruptions in young people’s education or employment.¹²

¹² This list of concerns has been substantiated through the review of several reports, including: ‘Re-engaging Volunteers and COVID-19’ (February 2021), Volunteering Australia; ‘Household Impacts of COVID-19 Survey’ (June 2021), Australian Bureau of Statistics;

- Councils also reported **additional emerging issues**, including: safety of staff in emergency departments due to a rise in violent drug and alcohol presentations; availability of emergency housing, poverty, transport disadvantage; lack of resourcing to implement the DAIPs and ensure mainstream services are accessible for all; lack of resourcing to renew ageing sport facilities and replace ageing infrastructure; decline in volunteerism.

'Family, domestic and sexual violence service responses in the time of COVID-19' (December 2021), Australian Institute of Health and Welfare; 'Mental Health Impact of COVID-19' (December 2021), Australian Institute of Health and Welfare; 'COVID-19 and the impact on young people' (June 2021), Australian Institute of Health and Welfare.

Regional challenges for public health and wellbeing

The following regional public health issues and challenges were identified through assessing the latest available data and trends at the time of preparing this Plan (detailed in Appendix A):

- Mitigating and adapting to **climate change** and its impacts for present and future communities.
- High % of people with **mental health issues**, premature deaths from **suicides**, clients of mental health services, especially children and young people. Exacerbated by the impacts of bushfire on communities in three councils, and by the effects of the COVID-19 pandemic.
- Ongoing **impacts of COVID-19** on community and economic activities that support health and wellbeing
- Decline in **volunteering** since beginning of COVID-19, and reliance on volunteer base for essential roles that contribute to community health and wellbeing
- High **population growth** (except AHC) projected between 2016-2036, especially in Mount Barker, Alexandrina and Victor Harbor LGAs
- **Ageing population** with high numbers of Age Pension recipients, especially Victor Harbor, Alexandrina and Yankalilla LGAs
- High number of unpaid **carers** (before COVID-19). (While there are benefits from the care economy to local communities and economics, unpaid care can affect people's ability to fully participate in paid employment, and unpaid carers need ongoing support, recognition and respite.)
- High levels of **housing stress** (mortgage and rental), especially Mount Barker, Victor Harbor, Alexandrina and Yankalilla LGAs
- Fewer **social housing** dwellings available for rent
- Low numbers of **school leavers admitted to university**. (Participation in higher education increases opportunities for choice of occupation and for income and job security, and also equips people with the skills and ability to control many aspects of their lives – key factors that influence wellbeing throughout the life course.)
- Significant variation of **socioeconomic disadvantage** between the LGAs with similar indicators of socioeconomic disadvantage for the Victor Harbor, Yankalilla and Alexandrina LGAs. The least disadvantaged LGA is Adelaide Hills. The LGAs with greatest socioeconomic disadvantage seem to be experiencing the **poorest health outcomes**: Victor Harbor, Yankalilla and Alexandrina reported the poorest outcomes for early life and childhood and personal health and wellbeing domains. Unemployment, low income, housing stress and reliance on government support stand out as key factors influencing poor health and wellbeing outcomes in the most disadvantaged LGAs. (Socioeconomic factors drive health outcomes for communities.)
- High levels of **obesity** (childhood, males and females), which is a risk factor for chronic diseases
- 22.7% of children in their first year of school across the region in 2018 were considered to be '**developmentally vulnerable**'¹³ - up from 18.3% in the region in 2015. Highest % in Yankilla (31%) and highest increase from 2015-2018 in Victor Harbor. (The early development assessment of children predicts later health, wellbeing and academic success).

The priorities and actions set out in the next section of this Plan were developed to respond to the issues and challenges outlined above.

¹³ The [Australian Early Development Census \(AEDC\)](#) measures the development of children in their first year of full-time school. For this indicator, children who are considered to be 'developmentally vulnerable' are those with score in the lowest 10% on one or more domains of the 2018 AEDC.

Our vision and shared goals

The previous Plan’s vision for public health in the region was:

Active, connected and resilient communities with a strong sense of wellbeing

To maintain continuity with the first Plan, and better align with the State Plan, our vision has been updated as follows:

Healthy, liveable, connected and resilient communities for all

This vision provides an opportunity for the constituent councils to work together with their partners and communities towards improved health and wellbeing across the region and council areas.

Five shared regional Goals have been developed to guide each council’s priority actions over the next planning period that will collectively contribute to achieving the priorities of the State Plan:

Goal for this Plan, 2022-2027	Alignment with State Plan 2019-24 priority
PROMOTE: Stronger communities and healthier environments	PROMOTE: Build stronger communities and healthier environments
PROTECT – Communities are protected against public and environmental health risks	PROTECT (part 1): Protect against public and environmental health risks
PREPARE – Communities are aware of and responding to the health risks of climate change	PROTECT (part 2): Respond to climate change
PREVENT – Communities are empowered for healthy living	PREVENT: Prevent chronic disease, communicable disease and injury
PROGRESS: Councils, communities and partners working together to achieve regional public health outcomes	PROGRESS: Strengthen the systems that support public health and wellbeing

For this Plan, each constituent council will implement their own priority actions towards the five regional Goals. Under each regional Goal, each council has identified the top actions they will focus on over the life of this Plan. Each council’s actions respond to the identification of key public health issues and gaps in their LGA, whilst ensuring strong alignment with their existing strategic directions and long-term financial plans related to public health.

In addition, ‘focus areas for collaboration’ have also been identified for each regional Goal. These focus areas respond to common public health issues affecting communities across all council areas of the region. These focus areas have been included to guide efforts to seek additional funding and support in order to achieve new regional initiatives that will require collaboration between and coordination of the constituent councils and partners.

Each council will also continue to deliver other public health activities not outlined in this Plan, but these priority actions and focus areas for collaboration have been identified as a focus in response to the challenges for public health for the region and council areas (as identified in the previous section).

Goal 1 - PROMOTE: Stronger communities and healthier environments

Why is this important?

- The environments where we live, learn, work and play influence our physical, social and emotional health and wellbeing across the life course.
- Well-designed public spaces and developments make our communities more sustainable, safe, walkable, inclusive and accessible for all.
- Built environments protected from excessive noise, air pollution, environmental hazards and the risk of physical injury contribute to our quality of life.
- Healthy and safe communities support mental wellbeing and ageing well by encouraging connectedness, supporting others, volunteering and other forms of community participation.
- Creating healthier environments improves population health in an equitable way.
- Social networks enable communities to share resources and work together to meet their needs.

Focus areas (FAs) for collaboration between councils in achieving this Goal:

- FA1. Champion the use of Universal Design¹⁴ to improve the accessibility of public spaces and destinations across the region
- FA2. Maximise community usage of green open spaces for activities that support health and wellbeing
- FA3. Share information, resources and learnings to reinvigorate volunteering and community activities post COVID-19.

¹⁴ Universal Design involves creating facilities, built environments, products and services that can be used by people of all abilities, to the greatest extent possible, without adaptations.

Our top actions for Goal 1

Council	Top actions
Adelaide Hills Council	<ul style="list-style-type: none"> 1.1. Facilitate and promote opportunities for social connection, volunteering and community participation to foster mental health and wellbeing 1.2. Encourage residential developments to incorporate 'livable housing'¹⁵ and street design, to support 'ageing in place' and accessible housing for people with disability 1.3. Engage with our community and priority groups when designing new open spaces and built environments, ensuring access and health benefits for all 1.4. Support children's early development through our community programs and services, particularly in the areas of emotional maturity and social competence
Alexandrina Council	<ul style="list-style-type: none"> 1.5. Develop Village Innovation Plans¹⁶ for all main settlements and rural areas with clear actions that contribute to healthy environments 1.6. Design, locate, construct and activate community infrastructure and open space to ensure safe, inclusive and convenient access for communities and individuals 1.7. Advocate for the diverse housing needs of our communities 1.8. Advocate for an improved transport system that connects communities to Adelaide and across our region
Kangaroo Island Council	<ul style="list-style-type: none"> 1.9. Enhance the quality and accessibility of the built environment, including sporting facilities, parks, gardens, playgrounds, pools, trails and streetscapes 1.10. Promote community awareness of disability and ageing for an inclusive community through implementing our Disability Access and Inclusion Plan 1.11. Support the social and emotional development of our young people 1.12. Support events, programs, initiatives and volunteering opportunities that enable social connection, access and inclusion and promote the health and wellbeing of all residents
Mount Barker District Council	<ul style="list-style-type: none"> 1.13. Seek funding and work with partners to deliver mental health support for community in response to factors including COVID-19, societal stressors and climate related emergencies 1.14. Lobby for the SA Homelessness Alliance to have a presence in Mount Barker 1.15. Seek the input of people with disability and support people / services in the design of new buildings and open spaces 1.16. Develop and implement a Child and Youth Action Plan that specifies action to contribute to better outcomes for children in the physical health and wellbeing domain
District Council of Yankalilla	<ul style="list-style-type: none"> 1.17. Engage in advocacy and land use planning to facilitate greater health services for our ageing community, to attract investment in aged care beds and retirement living options for the district 1.18. Investigate opportunities to stimulate volunteering by a growing population of retired professionals 1.19. Engage with state and federal government stimulus programs targeting small to medium businesses or Council infrastructure projects that stimulate industries affected by COVID-19 1.20. Implement actions under the 'Accessible Communities' theme of our Disability Access and Inclusion Plan
City of Victor Harbor	<ul style="list-style-type: none"> 1.21. Coordinate events, programs, initiatives and volunteering opportunities that facilitate social connection, access and inclusion and improve health and wellbeing for our ageing population 1.22. Implement the Disability Access and Inclusion Plan 1.23. Pursue the establishment of a Regional Study Hub that services the southern Fleurieu Peninsula 1.24. In collaboration with Business Victor Harbor, finalise and implement the City of Victor Harbor Economic Development Strategy

¹⁵ Livable Housing Australia have produced [Livable Housing Design Guidelines](#) that recommend 15 livable design elements which, if implemented, will ensure new dwellings accommodate ageing in place and meet the needs of residents with disability, injury and young children.

¹⁶ As outlined in the [A2040 Four Year Delivery Plan 2020-24](#), Alexandrina Council is committed to developing 'Village Innovation Plans' (VIPs) for each of Alexandrina's 11 townships by 2024. VIPs will help shape the future of each town for the next 20 years.

Goal 2 – PROTECT: Communities are protected against public and environmental health risks

Why is this important?

- We have healthy and safe communities due to the often unseen, but essential, foundational public health services that protect us every day.
- Healthy living environments contribute to public health outcomes such as food safety and water quality and the safe, effective disposal of waste.
- State and local government work together to maintain the infrastructure and system that protect the community against public and environmental health risks
- Human health is improved through identifying and addressing the links with animal health and environmental health
- The increasing frequency and severity of extreme weather events, such as floods, droughts, bushfires, storms and periods of extreme heat, threaten the physical and mental health and wellbeing of our communities, especially priority populations.

The focus area (FA) for collaboration between councils in achieving this Goal:

- FA4. Strengthen community resilience to respond to public health emergencies and disasters, including projects that provide accessible information and build preparedness and resilience of vulnerable population groups.

Our top actions for Goal 2

Council	Top actions
Adelaide Hills Council	<ul style="list-style-type: none"> 2.1. Protect the community from public health risks through the management of immunisation programs 2.2. Undertake regulatory action including food safety inspections, wastewater system compliance and nuisance assessment 2.3. Support and partner with the emergency services and the community before, during and after emergency events 2.4. Mitigate bushfire risks by partnering with relevant agencies and the community to encourage shared responsibility and a whole-of-landscape approach to vegetation management
Alexandrina Council	<ul style="list-style-type: none"> 2.5. Contribute to the development of a long-term approach to waste management on the Fleurieu Peninsula 2.6. Determine Council's ongoing role in educating communities about health and wellbeing risks and protective measures associated with major events (eg COVID-19) 2.7. Investigate and advocate for services and support for people experiencing hoarding and squalor disorder
Kangaroo Island Council	<ul style="list-style-type: none"> 2.8. Monitor and respond to environmental and public health risks, such as pollution, biosecurity and disease outbreaks 2.9. Support community and emergency services and collaborate to build preparedness and resilience 2.10. Proactively adapt to environment change in partnership with other stakeholders for a whole of Island response
Mount Barker District Council	<ul style="list-style-type: none"> 2.11. Provide advice, support, and education resources, that help protect communities against public health and environmental risks as well as responding to those risks when they arise 2.12. Provide a wastewater treatment service that delivers multiple public health and environmental outcomes 2.13. Work with other levels of government to review and define Council's role in protecting our priority groups from health and wellbeing risks associated with COVID-19 and other transmittable diseases 2.14. Partner with organisations to help our communities (particularly our priority groups) to plan for climate related emergencies
District Council of Yankalilla	<ul style="list-style-type: none"> 2.15. Deliver strong environmental health services, including food safety, effective wastewater management and community education about public health risks 2.16. Participate in zone emergency management planning and committees, take opportunities to support or advocate for local emergency services organisations 2.17. Respond to opportunities to improve local adverse events management identified for the local government sector
City of Victor Harbor	<ul style="list-style-type: none"> 2.18. Implement regional bush fire management plan, local and zone emergency management plans 2.19. Implement recommendations from the Coastal Adaptation Strategy 2.20. Respond to the COVID-19 emergency and recovery phase 2.21. Regulate food safety, waste water systems, water quality, sanitation, swimming pools/spas, vermin control

Goal 3 – PREPARE: Communities aware of and responding to the health risks of climate change

Why is this important?

- Climate change is impacting health in many ways, including from increasingly frequent extreme weather events, the disruption of food systems, increases in zoonoses and food-, water- and vector-borne diseases, and mental health issues.¹⁷
- Climate change is also undermining key determinants of health, such as livelihoods, cost of living, equality and access to health care and social support.
- Our region’s emissions must be reduced to mitigate the impacts on community health and wellbeing, property and infrastructure, and energy/insurance prices.
- Insurance premiums are rising in areas prone to extreme weather events and in some areas, insurance is now unavailable. It has been reported around 10% of home owners and 40% of renters are under-insured, and that our region faces fast expansion of insurance “red zones” (uninsurable housing), with uninsurable addresses predicted to rise 10-fold by 2100.¹⁸
- These climate-related health risks are disproportionately impacting the most disadvantaged, including women, children, poorer communities, older populations, and those with underlying health conditions.
- With disadvantaged and vulnerable groups likely to be hit the hardest, it is essential that communities are supported to adapt to the changing conditions.

Focus areas (FAs) for collaboration between councils in achieving this Goal:

- FA5. Strengthen the climate resilience of our communities through regional partnerships such as Resilient Hills & Coasts¹⁹
- FA6. Promote community understanding of and adaptation to the public health risks associated with climate change
- FA7. Explore the need for a tool to assist councils’ decision-makers to consider the current and future public health risks of climate change when undertaking climate risk governance assessments.

¹⁷ Climate change and health (2021). World Health Organization. <https://www.who.int/news-room/fact-sheets/detail/climate-change-and-health>

¹⁸ Indicators of Community Wellbeing for the S&HLGA (2021), prepared by Jeanette Pope for the S&HLGA

¹⁹ Resilient Hills & Coasts (RH&C) is a [Regional Climate Partnership](#) between the member councils of the S&HLGA, Landscape Boards, Regional Development Australia and the SA Government, working to strengthen the resilience of our communities, economies and natural and built environments to a changing climate. [Find out more.](#)

Our top actions for Goal 3

Council	Top actions
Adelaide Hills Council	<p>3.1. Assist our community to reduce the impact of waste to landfill on the environment</p> <p>3.2. Deliver the Towards Community-Led Resilience Program to strengthen the psychological and practical preparedness of communities to respond and recover from future bushfire and other extreme weather events, with a focus on at-risk groups</p> <p>3.3. Partner with the Resilient Hills & Coasts initiative and support local climate action groups</p> <p>3.4. Raise awareness of climate change-related mental health issues among young people and promote their participation in nature-based volunteering and climate action</p>
Alexandrina Council	<p>3.5. Partner with community groups and the Murray Darling Association to ensure a sustainable future for the Murray-Darling Basin system, including a focus on advocating for a climate adaptation plan for the Coorong, Lower Lakes and Murray Mouth region</p> <p>3.6. Develop a comprehensive community education and behaviour change program to advance climate change adaptation and resilience</p> <p>3.7. Support the Resilient Hills & Coasts partnership and seek funding for our community to build resilience to climate change challenges</p> <p>3.8. Ensure Village Innovation Plans (VIPs) include urban greening and tree canopy enhancements</p>
Kangaroo Island Council	<p>3.9. Obtain funding for a plan to respond to environment change and liaise with other stakeholders for a whole of island response</p> <p>3.10. Support initiatives for a sustainable carbon neutral future including best practice waste management and tree planting programs to increase township shade, cooling and amenity to ensure our environment is enhanced and protected</p> <p>3.11. Advocate for sustainable initiatives and businesses</p> <p>3.12. Encourage sustainable renewable energy options and tree planting programs</p>
Mount Barker District Council	<p>3.13. Pursue a longer-term agreement and funding support for the Resilient Hills & Coast Climate Adaptation partnership.</p> <p>3.14. Engage and involve the community in the understanding, appreciation and protection of local natural areas</p> <p>3.15. Help empower Aboriginal leadership, knowledge and participation in bushfire recovery, cultural burning and land management</p> <p>3.16. Manage open space to prevent biodiversity loss and replenish nature that protects and enhances health and wellbeing benefits</p>
District Council of Yankalilla	<p>3.17. Support State Government and regional environment partnerships such as the Hills and Fleurieu Landscape Board, SA Coastal Council Allianceⁱ and the Resilient Hills & Coasts partnership</p> <p>3.18. Promote improvements to open space and publicise our existing tree planting program to increase township shade, cooling and amenity</p> <p>3.19. Encourage sustainable development such as changes to land use policies and pre lodgement services to encourage water, waste and energy wise urban form and dwelling design</p> <p>3.20. Continue membership of the Fleurieu Regional Waste Authority (FRWA) which manages waste and recycling operations including kerbside collections and the Yankalilla Waste and Recycling Depot</p>
City of Victor Harbor	<p>3.21. Increase awareness in the community of the impacts of climate change.</p> <p>3.22. Implement annual priorities for achieving our Climate Agenda 2030ⁱⁱ</p> <p>3.23. Participate in partnerships such as Resilient Hills & Coasts and support local environmental volunteer groups such as Victor Harbor Coastcare, Trees for Life and Friends of Hindmarsh River Estuary.</p> <p>3.24. Implement the actions, and consider the short- and long-term opportunities from the Resilient Hills & Coasts – Regional Action Plan 2020-2025</p>

Goal 4 – PREVENT: Communities empowered for healthy living

Why is this important?

- Preventable chronic and communicable diseases threaten our health, mental wellbeing and the productivity and vitality of our communities.
- Most illness and deaths in Australia are caused by chronic conditions, placing a high burden on individuals, their families and the health system.
- 80% of all heart disease, stroke and type 2 diabetes and 40% of cancers could be prevented if known risk factors were eliminated
- Known risk factors for preventable disease are poor diet, physical inactivity, insufficient sleep, tobacco smoking and alcohol misuse
- Chronic diseases share common risk factors; reducing these has a range of benefits for population health and wellbeing
- Chronic disease impacts our mental health and wellbeing, and people with mental illness are at a higher risk of developing a chronic disease.

Focus areas (FAs) for collaboration between councils in achieving this Goal:

- FA8. Encourage increased active travel and recreation (including walking, running, cycling)
- FA9. Investigate a regional approach to walking, running and cycling trails planning, focused on the long-term planning of accessible trails that connect our council areas and significant places of interest across our region
- FA10. Identify opportunities to support children and young people develop preventive health behaviours, such as healthy eating and exercising.

Our top actions for Goal 4

Council	Top actions
Adelaide Hills Council	<p>4.1. Develop a new mapping feature on our website to promote community usage of our parks, reserves and playgrounds</p> <p>4.2. Partner with our sporting clubs and relevant programs, such as Good Sportsⁱⁱⁱ, to build healthy club environments that encourage healthy behaviours</p> <p>4.3. Facilitate opportunities for people to exercise with others through events like Discover, Play, Bikeway!^{iv} and offering a variety of exercise classes at our community centres</p> <p>4.4. Encourage the delivery of programs and classes that empower our communities to prepare and eat healthy meals, and grow and share their own fruit and vegetables</p>
Alexandrina Council	<p>4.5. Enhance engagement with arts and culture by facilitating diverse opportunities and experiences across our region</p> <p>4.6. Develop partnerships, strategies and initiatives to improve early childhood development</p> <p>4.7. Provide support for community initiatives that enhance health, wellbeing, learning, connection and inclusion</p> <p>4.8. Develop information, recognition and opportunities for increased volunteering</p>
Kangaroo Island Council	<p>4.9. Enhance built environments to support active lifestyles, such as sporting facilities, parks, gardens, playgrounds, pools, trails</p> <p>4.10. Collaborate with relevant initiatives (such as Good Sports) and sports clubs to prevent and reduce harms from alcohol and other drugs</p> <p>4.11. Seek opportunities to expand community gardens to all townships to promote healthy eating, being outside and social connection</p> <p>4.12. Develop partnerships to support the design and delivery of preventive mental health and wellbeing initiatives</p>
Mount Barker District Council	<p>4.13. Work with the Local Drug Action Team partners to help prevent drug and alcohol-related harm, with a focus on families and young people aged 12-25</p> <p>4.14. Position Council planning and resources to help guard against and prepare for future pandemics</p> <p>4.15. Collaborate with others, and incorporate policies and practices into Council business to help support a resilient and sustainable local and regional food system that contributes to positive health and environmental outcomes</p> <p>4.16. Play an active role in public health promotion, which includes: healthy eating and disease prevention</p>
District Council of Yankalilla	<p>4.17. Encourage sporting clubs to utilise the Good Sports program's tools and resources to build a policy around alcohol management, smoking regulations, mental health, illegal drugs, and safe transport</p> <p>4.18. Leverage the network of existing trails and consider linking townships by trails to encourage additional walking experiences that take in the different communities of the district</p> <p>4.19. Facilitate the creation of adventure sports clubs relevant to the our natural assets and topography (hills, coast and beaches)</p> <p>4.20. Support sporting clubs to improve privately owned facilities for the benefit of community users, including regular review of open space assets and improvement of some open spaces within towns</p> <p>4.21. Encourage the establishment of community gardens in our townships, to provide meaningful social participation, affordable healthy produce and promote physical and mental health</p>
City of Victor Harbor	<p>4.22. Develop partnerships and strategies that support community initiatives for wellbeing through physical activity, play and recreation</p> <p>4.23. Provide services, information and activities for families and children through the Fleurieu Families Program</p> <p>4.24. Promote and enhance access and use of open spaces, beaches and the environment for the benefit of wellbeing and health</p> <p>4.25. Support partnerships with local organisations to provide early intervention services and safe places for young people</p>

Goal 5 – PROGRESS: Councils, communities and partners working together to achieve regional public health outcomes

Why is this important?

- Strengthening collaborative efforts across the health system and across government, non-government, business and community will result in a planned and consistent approach to addressing public health issues.
- Partnerships are essential to achieving improved health and wellbeing across the region.
- It is essential that regional public health planning, policies and responses are evidence-based and informed by quality data.
- The key enablers for achieving this Plan are partnerships and collaboration between all constituent councils and partners, coordination, evaluation and research, reporting and communications, networking and sharing information and learnings.
- Internal collaboration and coordination within each council is needed to pull in the same direction.

Partnerships

As a collective of councils we will engage with relevant partners to achieve public health outcomes for our residents. Developing stronger relationships with our key health partners will enable us to better monitor community health needs and to explore opportunities to collaborate on projects that align with our strategic goals and role in public health. Key partners include but are not limited to:

Type of partners	Examples
Community and civic society	Community centres, sport and recreation clubs, resident and progress associations, climate action groups, community walking, running and cycling groups
Government agencies, authorities and initiatives	Eastern Health Authority, Regional Development Australia (Adelaide Hills, Fleurieu and Kangaroo Island), National Recovery and Resilience Agency, Wellbeing SA, Landscape Boards, Barossa Hills Fleurieu Local Health Network, Health Advisory Councils, Department of Education
Non-government health and community services	Summit Health, Mission Australia, private hospitals, JFA Purple Orange, Headspace, mental health services, Junction Australia, Community Connections partners
Peak bodies and alliances	Local Government Association of South Australia, Toward Home Alliance, Heart Foundation, Public Health Association of Australia, Murray Darling Association
Public Health Partner Authorities	Council on the Ageing SA, Country SA Primary Health Network, Alcohol and Drug Foundation

Focus areas (FAs) for collaboration between councils in achieving this Goal:

- FA11. Continue to collaborate on the region-wide S&HLGA Regional Public Health Plan Working Group, including the development of regional sub working groups, where practical, to further collaborate, seek funding or advocate for equitable health outcomes for the most disadvantaged priority groups across our region
- FA12. Explore ways the S&HLGA Regional Public Health Plan Working Group can help strengthen the strategic relationships and collaboration between the six councils and their regional partners (such as a regional public health forum), including the identification of funding opportunities for collaborative initiatives
- FA13. Identify and seek funding opportunities for a regional coordinator role
- FA14. Share and review relevant data updates (inclusive of data from the ABS 2021 Census) to monitor changes and gaps in our region’s population health and consider any implications for implementing the Plan over the 2022–27 timeframe
- FA15. Update, reissue and consider the [Indicators of Community Wellbeing Report for the Southern and Hills LGA](#) with new data as they become available (including data from the 2021 Census)
- FA16. Explore the development of ‘access to services and infrastructure’ indicators, including research to determine what access means in regional settings and what the best measures are.

Our top actions for Goal 5

Each constituent council will pursue opportunities to:

- A. Invest in new and existing partnerships with community, business, government and other stakeholders to further our regional vision for “healthy, liveable, connected and resilient communities for all”
- B. Develop stronger partnerships with recreation, sporting and community groups to deliver wellbeing benefits from local facilities and resources
- C. Collaborate and partner with services and relevant community groups to deliver evidence-based initiatives that promote mental health and wellbeing
- D. Advocate for better access to local health services across the region including through increased and improved health services for vulnerable and higher need community groups.

Reporting on the plan

As required by the Act (s52), the constituent councils of the S&HLGA will collectively prepare a biennial report for the Chief Public Health Officer. The biennial reports will assess the extent to which, during the reporting period, the councils have individually and collectively succeeded in implementing this Plan. Each biennial report will relate to a reporting period of 2 years ending on 30 June in the reporting year. In a reporting year, we will provide our biennial report to the Chief Public Health Officer on or before 30 September. The applicable reporting periods for this Plan are as follows:

Reporting period	Biennial report due
From 1 July 2022 to 30 June 2024	On or before 30 September 2024
From 1 July 2024 to 30 June 2026	On or before 30 September 2026
From 1 July 2026 to 30 June 2028	On or before 30 September 2028

Constituent councils will provide a copy of the biennial progress reports to their respective elected bodies, key partners and communities.

There is currently no prescribed RPHP reporting format. Our intended reporting format will include:

- Status update of each action (Completed/In Progress/Not started)
- Each council to highlight key achievements under each Goal
- For each Goal, updates on activity and outcomes achieved in relation to the nominated focus areas for collaboration between councils and partners
- Description of any challenges impacting the implementation of specific actions

Identification of emerging public health issues that may not have been considered in this Plan, but which may require addressing within the scope of public health action.

Appendix A: The state of public health in the region

Unless otherwise noted, the key findings summarised below were derived from the review of the following sources:

- [Population Health Profile for the Southern & Hills LGA \(September 2019\)](#), prepared by the Public Health Information Development Unit (PHIDU) for the LGA of SA (including the updated data sets for selected indicators released April 2021)
- [Indicators of Community Wellbeing for the S&HLGA Report \(April 2022\)](#), prepared by Jeanette Pope for the S&HLGA
- *Wellbeing in our Community: Regional Public Health Plan for the Southern & Hills LGA* ([Background Report](#) and [Directions Report](#)), 2015
- *Consolidated Progress Report* on the implementation of the S&HLGA's first RPHP (for the period 2014 to 2020), compiled by Penny Worland for the S&HLGA.

Our region's demographics

Compared with Greater Adelaide (GA) and/or Regional SA (RSA), our region has:

- fewer children aged 0 to 4 years and people aged 20 to 39 years (compared with GA)
- more people at the older ages (than in GA), with the exception of females aged 80 years and over
- higher projected population growth from 2016 to 2036 (22%, compared with 18% for GA and 9% for RSA)²⁰, with highest projected growth for Mount Barker LGA (38%)
- a higher median age (51 years, compared with 39 years for GA and 45 years for RSA), with highest median ages for Victor Harbor LGA (59 years) and Yankalilla LGA (55 years) and lowest median ages for Mount Barker LGA (39 years) and Adelaide Hills LGA (44 years)²¹
- a bigger increase of median age from 2011 to 2016 (+4 years, compared with 0 change for GA and +3 years for RSA), with highest change for Alexandrina LGA (+4 years), and Kangaroo Island and Yankalilla LGAs (both +3)
- a higher number of people aged 65+ per 100 people aged 15-64 (41, compared with 28 for GA and 40 for RSA), with highest # for Victor Harbor LGA (88 per 100) and lowest for Mount Barker LGA (25 per 100)
- a lower % of Aboriginal and Torres Strait Islander people (1%, compared with 2% for GA and 5% for RSA), with highest % for Alexandrina and Kangaroo Island LGAs (both 2%)
- an Aboriginal population that has markedly more children and young adults and substantially fewer at older ages (than the region's non-Indigenous population)

²⁰ Local Area Population Projections for South Australia, 2016 to 2036 (2020), Government of South Australia, Department of Planning, Transport and Infrastructure. Accessed: https://plan.sa.gov.au/state_snapshot/population

²¹ ABS, Regional population by age and sex, 2020. Accessed: <https://www.abs.gov.au/statistics/people/population/regional-population-age-and-sex/2020>

- a lower % of people born in non-English speaking countries (5%, compared with 17% for GA and 5% for RSA), with the highest % for Adelaide Hills LGA (6%)
- a lower % of people needing assistance with core activities due to a long-term health condition, a disability or old age (5%, compared with 6% for GA and RSA).
- a higher % of people providing unpaid care to others (13%, compared with 12% for GA and RSA)
- a similar % of people with disability living in the community. Highest % in Victor Harbor LGA (7%)

State of public health and wellbeing in our region

Socioeconomic disadvantage

Compared with Greater Adelaide (GA) and/or Regional SA (RSA), our region has:

- a slightly lower Index of Relative Socio-economic Disadvantage (IRSD) score (1024, compared to 989 for GA and 945 for RSA), with the highest scores (indicating a relative lack of disadvantage) for the Adelaide Hills (1080) and Mount Barker (1033), and the lowest scores (indicating relatively greater disadvantage) for Victor Harbor (958) and Kangaroo Island (970)
- a slightly lower % of people receiving unemployment benefits (10%, compared with 11% for GA and 13% for RSA), with the highest % in Victor Harbor (16%) and Yankalilla (14%)
- a lower % of school leavers admitted to university than for GA (29% compared with 38%), but higher % than for RSA (18%), with the lowest % in Kangaroo Island (8%) and Yankalilla (20%)
- a higher % of young people learning or earning than RSA (87% compared with 80), and the same % compared with GA (87%), with lowest % in Kangaroo Island (81%)
- a lower % of children in welfare dependent families (17%, compared with 23% for GA and 27% for RSA), with the highest % in Victor Harbor (31%) and Yankalilla (27%)
- a higher % of low income households under rental stress (34%, compared with 30% for GA and 27% for RSA), with the highest % for Victor Harbor (43%) and Alexandrina (40%)
- Similar % of people with government support as main source of income compared with GA (31% compared with 31%), and a higher % than RSA (37%)

Early life and childhood

Compared with Greater Adelaide (GA) and/or Regional SA (RSA), our region has:

- a lower % of women smoking during pregnancy (7%, compared with 10% for GA and 18% for RSA), with the highest % in Yankalilla (13%) and Victor Harbor (12%)
- a higher % of obesity in people aged 2-17 compared with GA (10% compared with 8%), but slightly lower than for RSA (11%), with the highest % for Alexandrina and Victor Harbour (both 11%)
- a similar % of children developmentally vulnerable as GA (23%), and lower % than RSA (27%), however there has been a rise in vulnerability levels between 2015 and 2018, except in Kangaroo Island
- a higher rate of children and young people (aged 0-19) who are clients of the Child and Adolescent Mental Health Service compared with GA (1,923 per 100,000 compared with 1,304 per 100,000), but a lower rate than RSA (2,381 per 100,000)

Personal health and wellbeing

Compared with Greater Adelaide (GA) and/or Regional SA (RSA), our region has:

- a lower % of people aged 15+ assessing their health as 'fair' or 'poor' (15%, compared with 16% for GA and 18% for RSA), with the highest % for Kangaroo Island (18%) and Yankalilla (18%)
- a lower % of people with high or very high levels of psychological distress (13%, compared with 14% for GA and 15% for RSA), with the highest % for Victor Harbor (15%)
- a lower % of people with Type 2 diabetes (4%, compared with 5% for GA and 6% for RSA)
- a similar % of people with mental health problems (17% of males and 22% of females, compared with 18% of males and 23% of females for GA, and 20% of males and 24% of females for RSA), with the highest % for Victor Harbor (21% of males and 25% of females) and Yankalilla (19% of males and 24% of female)
- a lower % of people who smoke (14%, compared with 19% for RSA and 14% for GA), with the highest % in Kangaroo Island (20%)
- a higher % of people aged 18+ who report being obese than GA (34% of males and 31% of females, compared with 33% of males and 31% of females), but a lower % than RSA (38% of males and 36% of females), with the highest % in Victor Harbor (36% of males and 31% of females)
- a lower % of people aged 15+ who reported being physically inactive (64%, compared with 68% for GA and 73% for RSA), with the highest % for Kangaroo Island (72%)
- a similar % of the adult population who met the guidelines for fruit consumption (50%, compared with 49% for GA).
- the same median age at death as GA (80 year for males and 85 years for females), with the lowest median age at death for males in Yankalilla (76 years) and the lowest median age at death for females in Kangaroo Island (82 years)
- a higher rate of suicide per 100,000 people (18, compared with 13 for GA and 15 for RSA), with the highest recorded rates in Kangaroo Island (27), Victor Harbor (20) and Mount Barker (19)
- a higher rate of clients of mental health services per 100,000 (2,455, compared with 1,893 for GA and 3,105 for RSA), with the highest rate in Kangaroo Island (5,795) and Victor Harbor (2,985)
- a lower rate of hospital admissions for avoidable conditions per 100,000 (2,536, compared with 2,895 for GA and 3,300 for RSA), with the highest rate in Yankalilla (3,270)

Community connectedness

Compared with Greater Adelaide (GA) and/or Regional SA (RSA), our region has:

- a consistent % of people who are able to get support in a time of crisis (94%, compared with 94% for GA and RSA)
- a consistent % of people who disagree with acceptance of other cultures than GA (5%) and lower % than RSA (7%).
- a higher % of people who feel safe walking alone in local area after dark (67%, compared with 50% for GA and 58% for RSA), with the lowest % in Mount Barker (60%)

ⁱ Based on the mounting challenges facing coastal Councils and strong demand from the sector for a more collective approach, the 'South Australia Coastal Councils Alliance' was formally launched in October 2019 with the initial

objectives of providing: 1) An informed, coordinated advocacy voice; and 2) a forum for information sharing and networking on coastal management issues facing Councils across SA.

ii The City of Victor Harbor Council's [Climate Agenda 2030](#) sets out its commitment to taking action to mitigate and adapt to climate change. It also outlines the first annual program of climate priorities to be delivered in 2020/21.

iii Good Sports is a free Australia-wide program building stronger community sporting clubs. It's run by the Alcohol and Drug Foundation (ADF), an independent and not for profit organisation, funded by state and federal governments. The ADF is committed to building strong communities and limiting the harm caused by alcohol and other drugs. [Read more](#).

iv 'Discover, Play, Bikeway!' is an Adelaide Fringe event presented by Adelaide Hills Council. The free family event enables locals and visitors to discover the Amy Gillett Bikeway. Participants can ride or walk the [Amy Gillett Bikeway](#) and discover music, art and entertainment. The event is open to all – from seasoned cyclists and cycling groups to families with kids on scooters.

12. ASSET SERVICES & INFRASTRUCTURE REPORTS

12.1 Works and Infrastructure Services Status Report

Council Meeting Date	13/09/2022
Author	Yarran Iversen & John Fernandez
Title	Manager Operations, Manager Projects & Regulations
Senior Manager	Jon Herron, Director Works & Infrastructure
Department	Works and Infrastructure
Attachments	Nil.
Hours to compile	5.0
Purpose	To inform Elected Members with regards to the activities of Works and Infrastructure since the last Council meeting.
Recommendation	That the Works and Infrastructure Services Status Report be received for information.

Discussion

1.1 Capital Projects

- 1.1.1 Now that budget has been approved Tendering and Programming of projects will get underway.

Item	Project Name	Budget - Expenses	YTD Actual - Expenses	Status	Completion Date
1	CWMS Extensions - Technical Review of CWMS network and prioritise extension program. Detailed designs of extensions	\$50,000	\$16,674	Technical Report Received, Detailed Designs underway	Nov-22
2	Kingscote CWMS Extension - Designs for CWMS	\$30,000	\$0	As per project 1	Nov-22
3	CWMS Power - Connect WWTP to mains power or alternative supply (battery/solar)	\$180,000	\$16,037	Investigations completed - Report to Council pending	Sep-22
4	DIT Unsealed Roads Program FY 2022 - Resheeting Unsealed Roads. Cape Borda Road	\$2,000,000	\$1,516,514	Works 90 %, currently on hold due to weather	Dec-22

5	Plant and Equipment Renewal Telematics	\$62,000	\$5,555	Tender under review	Dec-22
6	Airport Renewal - Renew existing assets at airport Airside Stormwater dispersal away from RWY 1533	\$50,000	\$2,675	Planning and design of works underway. Survey awarded	Dec-22
7	Building and Complexes Renewal - Renew existing Buildings and Structures	\$500,000	\$211,562	Works approved as per Council Report.	Jun-23
8	Footpath Upgrades-completed - roll funds forward	\$350,000	\$156,735	21/22 works completed, Remaining funds rolled over to 22/23 program	Apr-23
9	Stairs / raised platform Renewal -To renew various platforms and stairs that provide beach access and viewing in locations across KI.	\$150,000	\$326	Works to proceed at Penneshaw Beach with earth ramps, Survey Completed for Little Brownlow	May-23
10	Town Centres Project	\$2,037,000	\$1,534,425	As per separate report	Dec-22
11	Town Centres Project - Visitor Infrastructure Penneshaw	\$200,000	\$185,300	Works nearing completion.	Oct-22
12	Renewal of fleet as per Plant and Fleet Review	\$1,548,835	\$0	Specifications design underway	Jun-23
13	Renew storage shed used for Airport Operations and fencing associated with Storage shed and leased shedding	\$130,840	\$0	Scope of works being refined	May-23
14	Renewal of Buildings and Complexes	\$475,000	\$713	Procurement process to begin	
15	Renew Maintenance lids - CWMS	\$82,726	\$0	Quotes sought	Nov-23

16	Renewal of Rec and Open Space Assets	\$470,000	\$470		May-23
17	Replacement of end of life playgrounds in key locations.	\$270,000	\$0	options investigation underway	May-23
18	Resheet and renew unsealed Roads	\$500,000	\$0	planning and sourcing rubble	May-23
19	Reseal and renewal of sealed roads	\$1,000,000	\$0	Planning and works schedule	Mar-23
20	Renewal of footpaths	\$50,000	\$0	Works scheduled	Feb-23
21	Renewal of Guard Rails	\$54,850	\$0	Quotes received	Nov-22
22	Baudin Beach Stairs Access	\$140,000	\$0	initial investigations underway including survey of site	Mar-23
23	Pennington Bay Stairs Access	\$195,000	\$1,800	initial investigations underway including survey of site	Mar-23
24	Renewal of Stormwater and Bridge assets	\$83,652	\$0	determining priority works based on Tonkin report	Jun-23
25	DIT Unsealed Roads Program	\$2,000,000	\$8,562	Crushing tender awarded, roadworks procurement process underway	May-23
26	Footpath Upgrade Program	\$250,000	\$0	designs underway	May-23
27	CWMS extension program	\$543,363	\$0	designs underway	May-23
28	Renewal of Rec and Open Space Assets - Cemetery expansion	\$25,000	\$0	Works Scheduled	Jun-23
29	Tree Planting Program	\$20,000	\$0	Works scheduled for later in FY	Jun-23
30	Bridge Inspections	\$30,000	\$0	Procurement process underway	Dec-22

31	Toilet Upgrade	\$100,000	\$0	Development Applications underway	Mar-23
32	Wisteria Lodge Investigation	\$20,000	\$0	On hold seeking further information	Jun-23
33	Grant Seed / Grant Funding Opportunities	\$500,000	\$0	tba	Jun-23
34	Parndana Town Hall Carpark	\$15,000	\$0	Works scheduled	Nov-23
35	DIT Shoulders Playford Hwy MM00 - 14	\$3,621,060	\$2,369,903	Awaiting ground conditions to recommence project sealing	December 2022
36	DIT Shoulders Playford Hwy- Parndana to West End Hwy	tba- in confidence in tender	Design and tender costs only	In tender assessment until mid September	January 2023
37	DIT SA Water Trench reinstatement Hog bay Road	\$470,766	\$470,766	Completed and handed over to SA Water	Completed

12.2 Town Centres Project Report

Council Meeting Date	13/09/2022
Author	Louise Custance
Title	Landscape Architect
Senior Manager	Jon Herron, Director Works and Infrastructure
Department	Works and Infrastructure
Attachments	Attachment 1: progress images
File Ref - Records	14.19.25, 14.16.25, 7.22.3, 7.8.158, 7.8.159
Hours to compile	15
Strategic Plan Ref	1.3.3 Make improvements to the streetscape character in the four main townships. 2.3.3 Enhance the character, amenity, safety and accessibility of the built environment 2.3.4 Support initiatives that improve township amenity
Purpose	To update the Elected Members on the status of the Town Centres Project
Executive Summary	<p>The \$2 million grant-funded project has seen major improvements already to Kingscote and American River.</p> <p>The proposed works for Middle Terrace, Penneshaw are commencing in early-mid September and remaining will be the final aspects of Kingscote (discussed below) and Cook Street, Parndana.</p> <p>The construction follows an extensive community consultation process in 2021.</p> <p>The designs draw on the unique character of each of Kangaroo Island's largest townships while improving accessibility, stimulating economic growth for the town centres and improving the overall town centre appearance.</p>
Recommendation	That the Town Centres Project Update Report be received for information.

Discussion

The Town Centres Project is the first project of its type in decades for Kangaroo Island Council and its community. All projects of this nature are complex and deal with many unknowns. Each site is unique and faces its own challenges and requires some level of community adjustment during construction. Attachment 1 shows construction progress images at the time of writing.

Kingscote:

Overall the support and feedback for Kingscote so far has been very positive, despite claims to the contrary regarding the issues of water pooling due to the project not being complete. As the planting establishes and the roadworks are completed in Spring 2022, the project will

make a significant difference to the appeal of Kingscote's town centre and pedestrian experience.

American River:

The construction of American River has been much more straightforward than in Kingscote, with less impact to businesses, less services and a more simple design. The focus of the project is on native planting and enhancing existing walkways by paving footpaths. Custom stone and timber furniture has been constructed, and the mosaic art walkway near the jetty has been reinstated into the new footpath. There have been only minor deviations from the IFC design due to some layout requirements of driveway adjustments made by residents. The project is enhancing the overall wharf precinct as the town centre for visitors and residents who visit daily.

It is a challenging time to be undertaking a major upgrade with COVID-19 delays, labour shortages, the highest inflation in decades and a small project team, but Council administration is working hard to deliver this strategic grant-funded project that will see long term benefits to Kangaroo Island's four largest townships.

Community Consultation & Council Meeting Key Dates:

2021 Key Dates

February 12 - Site visit with CEO and Director Works & Infrastructure
February 17 - Penneshaw introductory community consultation
February 18 - Parndana introductory community consultation
February 23 - Kingscote introductory community consultation
February 25 - American River introductory community consultation
April 30 - Invitation to Elected Members to participate in a detailed design review of each township with Council's landscape architect.
May 21 - Kingscote 1 on 1 discussion with Cr Teasdale and Cr Pledge
May 24 - American River 1 on 1 discussion with Cr Cotterill
May 24 - Penneshaw 1 on 1 discussion with Cr Mephram and Cr Denholm
May 27 – Informal Gathering presentation
June 22 - Kingscote final community consultation
June 24 - American River final community consultation
June 25 - Parndana final community consultation
June 28 - Penneshaw final community consultation
July 16 – 21 day community consultation period closed
July 29 – Informal Gathering consultation summary presentation

2022 Key Dates

January 30 – Information/ Briefing Session
February 22 – Special Council Meeting
June 7 – Parndana community information session
June 9 - American River community information session
June 14 – Penneshaw community information session
June 28 – Special Council Meeting and site visit – Penneshaw
July 20 – Risk & Audit Committee meeting
August 25 – Information Briefing presentation - project update
September 1 – Special Council meeting – Middle Tce traffic & Dauncey St design review

The following resolutions are noted from the September Special Council meeting that relate to the proposed Penneshaw design and the broader context of the Penneshaw project:

Moved Cr R Cotterill
Pledge

Seconded Cr S

That Council partner with DIT to progress a transport master plan for Penneshaw to include but not limited to heavy vehicle routes, loading/unloading and vehicle/trailer storage facilities.

CARRIED. Minute: SC55:2022

Moved Cr G Teasdale

Seconded Cr S Pledge

That Council removes the protuberance at the western end on the southern side to facilitate truck movements pending the completion of the Penneshaw Master plan.

CARRIED. Minute: SC56:2022

Moved Cr G Teasdale
Cotterill

Seconded Cr R

That Council, having resolved to commission a master plan for Penneshaw and upon confirming the scope of the project, seek expressions of interest to determine cost and budget allocation (possibly with a DIT contribution).

CARRIED. Minute: SC57:2022

Project Completion Status:

Project Completion Status:

Progress at 2 September 2022				
Township	Concept design & consultation	Documentation & procurement	Construction/ installation (hardscape & planting)	Comments
Kingscote	100%	100%	90%	Seasonal and supplier delay for road resurfacing & raised crossings. Date and road closure to be confirmed – outdoor dining area and remaining defects will also be completed at this time.
American River	100%	100%	95%	Minor details and defects are remaining
Penneshaw	100%	100%	5%	Penneshaw is commencing with a feature paving design, angled parking with wheel stops, street planting and furniture while accommodating long vehicles on both sides until a longer-term solution is agreed with DIT (where permitted under the road rules). Site compound at Dudley FC grounds.
Parndana	100%	100%	5%	A mural was completed in 2021, planning and building approval has been approved. Custom street furniture, planting and paving is ready to go.

Budget Status:

Due to major challenges securing a contractor to undertake the construction of the project, and the time pressure to meet former grant deadlines (extension dates now approved), a zero contingency approach was undertaken with a budget estimate of \$2,037,000, a figure presented in the 22 February Special Council Meeting.

The Kingscote project scope so far has been reduced or modified slightly to offset some variations received, but the ongoing management of budget excess / overruns for the projects as they arise is as follows:

1. Reduce scope (where possible without noticeable change from consulted design)
2. Seek additional state/federal funding (\$2.5m BBRF pending, other grant budget variations are being pursued)

3. Assess 2022/23 budget for opportunities (e.g. footpath renewal, road maintenance, street tree planting)
4. Seek budget variation from Council

The financial management and invoicing approach is to separate the construction costs from the project preliminaries (e.g. transport, accommodation, mobilisation, site survey, etc), which are based on time across the entire project construction period and are a total of \$463k for the four townships. Any variations received from the contractor include overhead costs (preliminaries) so some budget adjustment will be required to distribute these costs across the four towns based on the actual time spent in each township.

Council has received an unsubstantiated delay claim from the contractor and is reviewing this with the contractor. All payments of the lump sum contract made to date are included in the below values:

Budget status at 3 September 2022 (ex. GST)				
	Kingscote	Penneshaw	American River	Parmdana
Expenditure incl. variations	\$ 1,072,746.03	\$ 98,286.15	\$ 297,780.37	\$ 65,613.81
Remaining	\$ 45,000.00	\$ 315,000.00	\$ 30,000.00	\$ 165,000.00
Forecasted budget estimate**	\$ 1,117,746.03	\$ 413,286.15	\$ 327,780.37	\$ 230,613.81
Total estimated forecasted budget #	\$2,089,426.34			

***These allocations are not 100% complete until grant acquittal occurs as some adjustment is required. E.g. Due to the delays in Kingscote there have been additional preliminary costs (of a total of \$463k for the four townships) allocated to Kingscote that will be eventually distributed across the other townships and covered as overheads in the contractor's variation claims. For this reason approximately \$100k of the remaining works is already shown as current expenditure rather than remaining.*

The total is an estimate only and does not include potential cost savings that are possible from subtle scope changes on site, external funding opportunities and 2022/2023 budget offsets for approved works as described above.

Governance Considerations

(relates to consistent management, cohesive policies, guidance, processes and decision-rights for a given area of responsibility)

The project was reviewed at the July 2022 Risk & Audit Committee, and the procurement process was facilitated by the LGA in line with Council's Procurement Policy. Council has authority to undertake the work in all of the sites across the four townships, and has consulted with experts on various aspects of the design to ensure relevant standards and sound design decisions are achieved.

Risk Management Considerations

(identification, assessment, and prioritization of risks (defined as the effect of uncertainty on objectives, whether positive or negative) followed by coordinated and economical application of resources to minimize, monitor, and control the probability and/or impact of unfortunate events or to maximize the realization of opportunities)

The following risks have been assessed in line with Council's Risk Management Framework.

- **Reputation**

Council's reputation with the Kangaroo Island community and grant funding agencies would be severely affected should it not provide continued support regarding the progression and future delivery of the project or a substantial deviation from what has been overall generally well received in the consultation phases of the project.

This risk is assessed as **high**.

- **Service Delivery**

The variations for revised project completion dates of the two grants were approved and are 30 September 2022 and 31 December 2022. It is expected that Council will acquit both grants on time and have fully reached project expenditure for each grant by these dates, therefore not risking potential funding opportunities for future capital projects. It is anticipated that only minor amendments on site will occur and will not cause design-related delays. This risk is assessed as **medium**.

- **Financial Management**

The project expenditure to date has not exceeded the \$2m grant-funded budget. Variations are being managed through minor design revisions, with the following perceived risks for variations given the nature of the proposed work and the existing conditions in each town:

- Kingscote: high
- Penneshaw: med-low
- American River: low
- Parndana: low

This risk is assessed as **medium**.

- **Legal and Compliance**

Tonkin Consulting engineers have provided engineering support for all township designs, including stormwater modelling, traffic standards, and crossing reviews (of Kingscote, Penneshaw and American River), turning radius study (Kingscote only) and traffic impact statements. Council has requested Tonkin Consulting prepare a TIS for Kingscote, American River and Penneshaw, although not formally required for all townships. In June 2021 the Department of Infrastructure and Transport (DIT) provided support and minor comments for the proposed Penneshaw Middle Terrace parking design. Council is responsible for the parking control and adjacent land to the Middle Terrace carriageway under the Care, Control & Management of Roads (Highways) by the Commissioner of Highways (Section 26 of the Highways Act). The project was reviewed at the July 2022 Risk & Audit Committee, and the procurement process was facilitated by the LGA in line with Council's Procurement Policy. This risk is assessed as **low**.

- **Public Safety and Liability**

Continued monitoring by Council of barriers, signage and other traffic management devices will ensure the project is delivered in a safe and efficient manner. Designing a township that encourages illegal traffic movement is a risk to Council, and this project aims to meet public safety and compliance with Australian Standards and Disability Discrimination Act and Regulations as much as physically possible, reducing Council's liability. Wheel stops have been proposed in Kingscote, American River and additional installed in Penneshaw (they currently exist in Penneshaw) in accordance with AS2890.5:2020. Council has sought legal advice from LGRS on this matter and deferring from compliance with AS2890.5:2020 puts Council at risk if buildings are damaged or pedestrians are struck where wheel stops are not in place. This risk is assessed as **low**.

- **Infrastructure & Assets**

The replacement of existing Council assets such as footpaths, furniture and other infrastructure is being funded by grant funding, and is in the process of adding the project assets into the Asset Management Plan and this will continue until the project is complete. Although the project will require some maintenance, the use of low maintenance species and durable materials will minimise the resources required to maintain the project to a high standard and remain as a project that Council and the community can be proud of. Some watering will be required by Council staff for the plants without irrigation until establishment due to the delayed construction process. Council has agreed to proceed with a spray seal option versus a more expensive and refined asphalt (hot mix) finish to minimise costs. The infrastructure and assets risk is assessed as **low**.

Economic Considerations

(Assessment of likely financial implications of pursuing a course of action)

- There has been ample opportunity for feedback from Elected Members, and ongoing requests for information already provided or challenges of design decisions triggering

further changes will continue to have cost implications from consultant fees and potential contractor delay claims

- Variation orders are being managed on a case-by-case basis to remain within budget and require substantiation before being approved by Council
- Council is meeting its contractual obligations with fortnightly payment of the progress claims issued by the contractor where compliance is made with the contract
- Public expenditure in town centres and infrastructure that supports economic growth has been proven to increase the investment of private businesses (e.g., retention of businesses relocating out of town centres is a current issue, many appear tired and outdated)
- Support for this project and its completion will demonstrate Council's proven ability to deliver projects to assist with future funding opportunities.

Social Considerations

(Assessment of likely impacts with the Community)

- The general public is aware of designs, support and has been strongly supported by the majority, and any major design changes would require further consultation and potential conflict.
- Although the construction schedule has been delayed, the timing of the project overall has been throughout the quietest period of the year for island businesses. The original forecasted timing was to occur over the summer months of 2021/2022.
- Council's Disability Access and Inclusion Plan aims to improve infrastructure for disability access and inclusion, and this project offers extensive improvements to public access and safety through compliant kerb ramps, flush footpaths, accessible furniture and parking
- The completion of this project will improve the community's confidence in Council's ability to deliver key capital projects that benefit residents, and help Kangaroo Island reach its liveability potential and tourism destination
- Although the main contract was awarded to a mainland contractor, there have been extensive benefits for the local economy, with the contractor hiring local labour, purchasing almost all of their materials on the island, as well as staying and eating locally.

Environmental Considerations

(Assessment of likely impacts on the environment)

The project planting palette consists of predominantly local (grown to order by the Kangaroo Island Native Plant Nursery) or native species suited to streetscape environments with minimal water use beyond establishment. Delays to planting in areas that do not have irrigation will likely require some manual watering by Council staff, particularly the street planting of Parndana.

Climate Change - Adaptation considerations

(Assessment of likely positive or negative implications of this decision on Council's need to adapt its way of delivering Policy or Works to adapt to the challenges created by Climate Change)

Nil at this time.

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A close-up photograph of a tree with vibrant green, oval-shaped leaves. The leaves are densely packed and have a glossy texture. A white horizontal banner is superimposed over the center of the image, containing the text 'KINGSCOTE' in a bold, dark blue, sans-serif font. The background is slightly blurred, showing a clear blue sky and a portion of a light-colored building in the distance.

KINGSCOTE

WORK IN PROGRESS

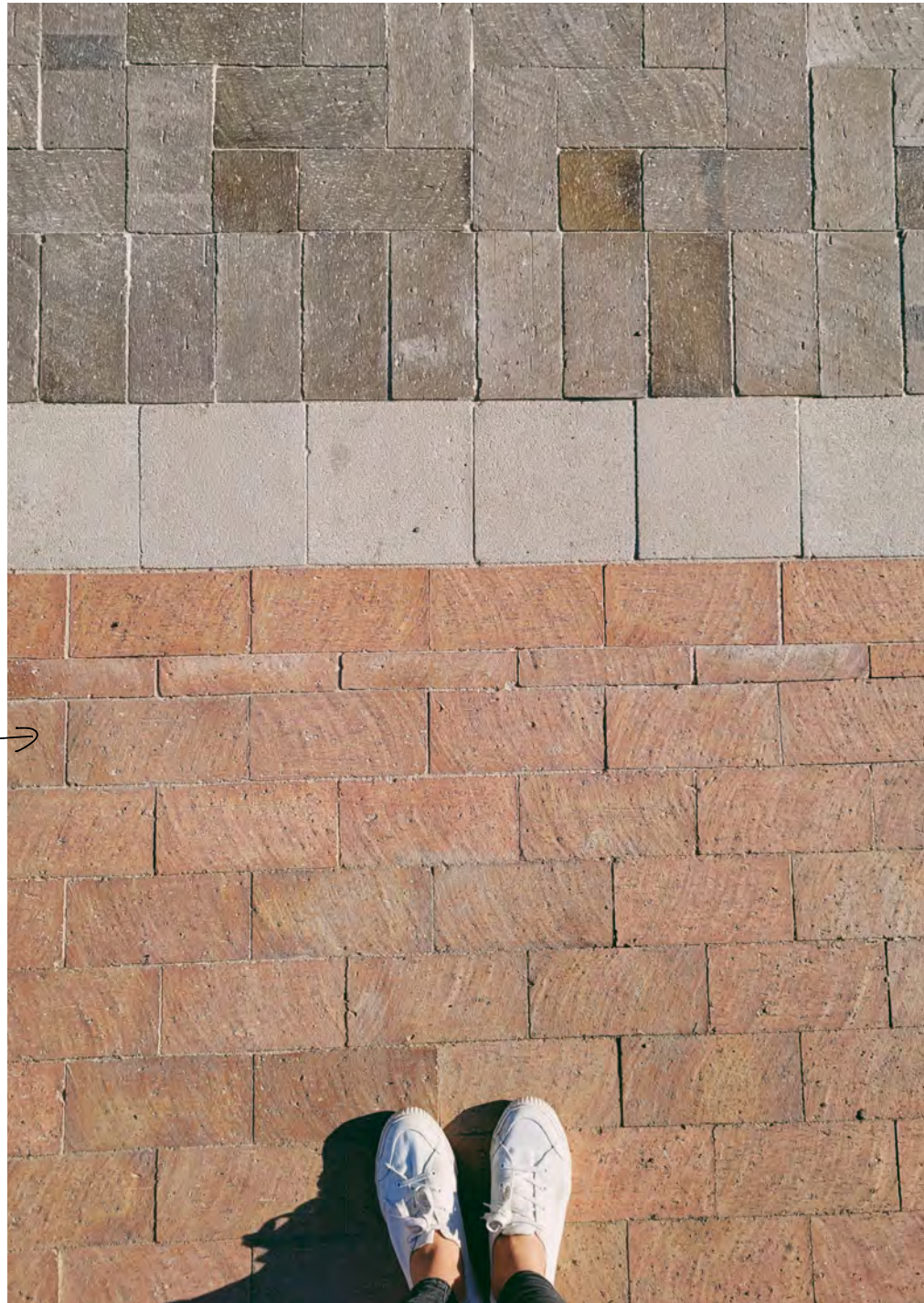


complete bollards

new road + line marking

IMPROVED PEDESTRIAN EXPERIENCE

trafficable paving →



pedestrian areas →



→ outdoor area still to be resolved

→ road level to be raised to final specification + resed



THEN



NOW



THEN



NOW



THEN



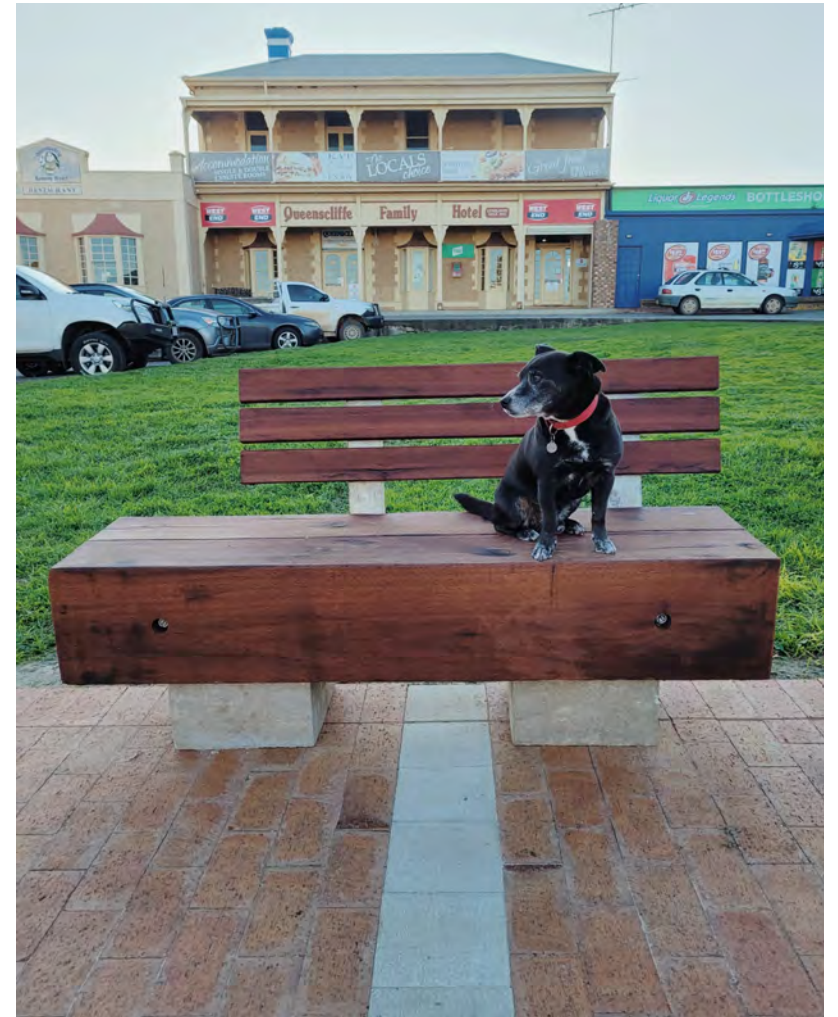
NOW



debris removed from downpipe

passive (ground) trench drainage to be installed

OUTDOOR DINING



* potential plaque to describe jetty timber reuse



Michael McKeown • 1st
Director, Urban Planner, Urban Designer at Jensen PLUS
4h • 🌳

New Tuckeroo street trees spotted on a recent visit to Kingscote, KI. Dauncey Street, the main street, is getting a refresh (not a Jensen PLUS project). I do like *Capaniopsis* as a street tree. Green and leafy and they seem to go well in salty windy places! #urbandesign #trees #landscapearchitecture



~8 year old
tuckeroo in
Streaky Bay
main street

STREET TREES

FORESHORE WORKS









MURRAY - DREW STREET



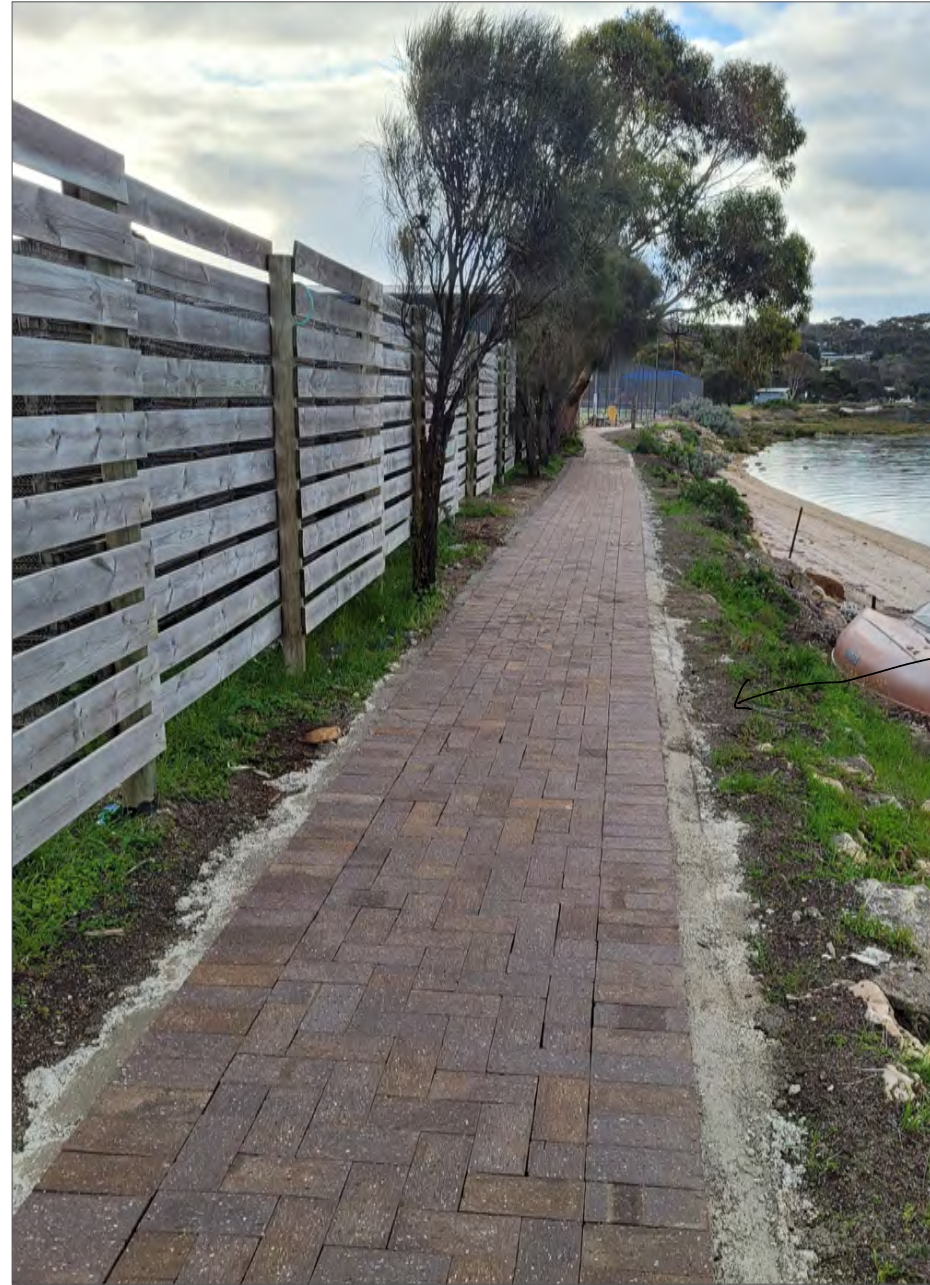




AMERICAN RIVER







planting







THEN



NOW



cobblestone

planting



planting



THEN



NOW







THEN



NOW

planting

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FORESHORE FURNITURE



NOW



THEN

SATC UPGRADE



12.3 Town Centres Project - Kingscote Design Review

Council Meeting Date	13/09/2022
Author	Louise Custance
Title	Landscape Architect
Senior Manager	Jon Herron – Director Works & Infrastructure
Department	Works & Infrastructure
Attachments	Attachment 1: LGRS correspondence
File Ref - Records	14.6.25
Hours to compile	24
Strategic Plan Reference	1.3.3 Make improvements to the streetscape character in the four main townships. 2.3.3 Enhance the character, amenity, safety and accessibility of the built environment 2.3.4 Support initiatives that improve township amenity
Purpose	To provide information to Elected Members to enable them to decide whether there is a need for a third-party review of the Dauncey Street design
Executive Summary	<p>The \$2 million grant-funded Town Centres Project is progressing well with works partially completed in Kingscote, well advanced in American River and the proposed works will commence in Middle Terrace, Penneshaw in early September. The construction followed an extensive consultation process with stakeholders and Elected Members provided with ample opportunity for comment and feedback. Council administration have prepared this report to provide Elected Members with an opportunity to consider the need for and the implications of a third-party review of the Dauncey Street design and construction.</p> <p>The consideration for a peer review of the design has been prompted over concerns that Tonkin Consulting providing justification of its own design when questioned maybe be considered to be a conflict of interest.</p> <p>Local Government Association Mutual Liability Scheme Legal and Compliance Representatives review of the wheel stop element is attached for the information of Elected Members.</p>
Recommendation	<ol style="list-style-type: none">1. That council resolve to engage an independent civil engineering company to review the design and construction of Dauncey street works to date, (including a review of the stormwater, drainage and installation of wheelstops), at a cost of approx. \$11,000 plus GST. <p>OR</p> <ol style="list-style-type: none">2. Council have no reason to doubt that the engineering consultants have not fulfilled their professional

responsibilities and provided sufficient evidence to demonstrate that the stormwater, drainage design and the installation of wheelstops is reasonable for Dauncey Street and therefore **do not** wish to engage an independent civil engineering company to review the design and construction of Dauncey street works.

Discussion

This report was provided to Council at the Special Council Meeting held on 1st September, with no resolution made on the matter, the report is re-presented to Council for further consideration. Administration would like Council to resolve a position regarding the independent review of both the construction and the design of Dauncey Street in order to manage regular communications about the approved design.

The \$2 million grant-funded Town Centres Project is progressing well with works partially completed in Kingscote, well advanced in American River and the proposed works will commence in Middle Terrace, Penneshaw in early September. The construction followed an extensive consultation process with stakeholders and Elected Members provided with plenty of opportunity for comment and feedback. Council administration have prepared this report to provide Elected Members with an opportunity to consider the need for and the implications of a third-party review of the Dauncey Street design and construction.

The consideration for a peer review of the design has been prompted over concerns that Tonkin Consulting providing justification of its own design when questioned may be considered to be a conflict of interest.

Tonkin Consulting has been engaged to provide advice on both the stormwater design and the proposal to place wheelstops into the street as a traffic control device.

The stormwater design has been carried out in accordance with the relevant state and national design guidelines and Australian Standards. These include, but are not limited to:

- Australian Rainfall and Runoff (ARR) 2019 guidelines
- AS 3500.3 – Plumbing and drainage – Stormwater drainage
- AS 3725 – Design for installation of buried concrete pipes
- Austroads Guide to Road Design – Part 5A: Drainage – Road Surface, Networks, Basins and Subsurface.

The wheelstops are also intended to be installed in Dauncey St, as per the relevant Australian Standard;

- AS2890.5:2020 - Part 5: On-Street Parking, wheel stops are permitted on public roads.

As noted in previous reports, there are three accepted options for vehicle control in angled parking on roadways under AS2890.5:2020, kerbs, walls or wheel stops.

As per Tonkin Consulting memo dated 3 August 2022 Australian Standard 'On-street parking' (AS 2890.5:2020) states that 'wheelstops may be required to control vehicle overhang encroachment'. In this case, as the kerbing has been removed and replaced with a flush concrete edge strip, wheelstops have been proposed to control the overhang of vehicles and provide protection to pedestrians and building structures (such as veranda posts).

Below are relevant extracts of the Australian Standards. The standard clearly permits them and Administration has obtained legal advice on the topic.

2.4 Allowances for pedestrians and cyclists

On street parking should consider pedestrian and cyclist amenity and safety. Parking should minimize obstructions to pedestrians and cyclists. The following requirements shall be observed:

- (a) *Angle parking, front-in* — Provide a minimum 2.0 m of clear width for footpaths and 2.4 m for bicycle paths. Wheelstops may be required to control vehicle overhang encroachment.
- (b) *Angle parking, reverse-in* — Provide a minimum 2.4 m of clear width for footpaths and bicycle paths. Wheelstops may be required to control vehicle overhang encroachment.

NOTE 1 Clear width is clear of any sign posts, power poles, landscaping, street furniture, etc as well as any vehicular overhangs.

NOTE 2 The effects of exhaust fumes on people should be considered in the determination of whether reverse-in parking is appropriate (e.g. outdoor dining area).

NOTE 3 Front-in parking may create safety hazards when reversing out into traffic flow, including cyclists.

Where wheelstops are used they shall be 90 mm to 100 mm in height and at least 2.0 m in length. Wheelstops shall provide 30 % luminance contrast to the ground surface to facilitate visibility by people with vision impairment. The distance from wheelstop to kerb shall be 0.6 m for front-in parking and 0.9 m for reverse-in parking (see Figure 2.2). Wheelstops shall be installed at right angles to the direction of parking. The use of wheelstops in locations where they may be a hazard to pedestrians or cyclists, should be avoided wherever practicable.

Use classification (see Table 3.2)	30° angle parking			45° angle parking				60° angle parking				90° angle parking			
	Low	Med	High	Low	Med	High	Acc	Low	Med	High	Acc	Low	Med	High	Acc
Required width	4.2	4.6	5.0	3.4	3.5	3.7	3.4	2.8	2.9	3.0	2.8	2.4	2.5	2.6	2.4
Required length (see Note 1)															
L1 = park to wall or high kerb (>150 mm), no overhang	7.5	7.4	7.3	9.1	8.9	8.7	8.7	10.6	10.3	10.0	10.0	11.6	11.2	10.8	10.8
L2 = park to low kerb (not >150 mm), 600 mm overhang	7.2	7.1	7.0	8.7	8.5	8.3	8.3	10.0	9.7	9.4	9.4	11.0	10.6	10.2	10.2
L3 = park to wheel stops at right angles to parking direction	7.6	7.7	7.8	9.4	9.3	9.2	9.2	10.8	10.6	10.3	10.3	11.6	11.2	10.8	10.8
NOTE 1 Either (a) the distance from kerb line to opposite side of road for <200 vehicles/hour in any given hour in both directions, or (b) the distance from kerb line to dividing line for other traffic volumes. Both (a) and (b) include manoeuvre space.															
NOTE 2 For further details on dimensions and additional shared area for accessible parking see Clause 4.5.															

Council has also sought risk advice specifically on this topic from LGRS, please refer Attachment 1.

If a pedestrian sues Council for tripping on a wheel stop, the Scheme will automatically indemnify Council and defend Council, denying the Claim on the basis of longstanding law that people have to pay due care and attention where they are walking, and also relying on s42 of the Civil Liability Act. If a pedestrian was hit by a vehicle where a barrier (kerb, wheel

stop or otherwise) had been removed, it would place Council and the Scheme in a difficult position in relation to a claim.

As detailed within the attachment, Legal and Compliance Officer review by the Local Government Association Mutual Liability Scheme recommends;

“Council should proceed to follow the recommendations of Tonkin and continue to install the wheel stops. The removal of the kerb leaving no barrier, means it is vital to install a barrier to prevent accidental or other vehicular access to pedestrian areas.

A design review this late in the project will add additional costs to a low budget project, and any changes recommended will be more expensive to undertake at this stage. Council administration have no reason to doubt that the consultants have not fulfilled their professional responsibilities and have provided sufficient evidence to demonstrate their design when requested.

All designs issued by the consulting engineers were reviewed internally by Tonkin’s National Leader – Public Works, Tim Thiel, and a site visit to review the drawings of each town was completed at the time of the Issued For Tender (IFT) documentation, and any revisions updated in the Issued For Construction (IFC) drawings.

A design review by other reputable engineering consultants, as well as, an as-built survey would include the following deliverables and fee estimates:

- Design and as-built survey review
- Preparation of a report
- Site visit

Consultant 1: \$10,650 + GST

Consultant 2: \$12,800 + GST

For Council consideration.

Governance Considerations

(relates to consistent management, cohesive policies, guidance, processes and decision-rights for a given area of responsibility)

- Elected Members and stakeholders were provided with many opportunities for feedback, questions regarding the design and a design review. Seeking the advice of professional consultants to support the design intent and minimise Council’s liability has been considered throughout the project and meeting relevant and current standards is a Council responsibility.

Risk Management Considerations

(identification, assessment, and prioritization of risks (defined as the effect of uncertainty on objectives, whether positive or negative) followed by coordinated and economical application of resources to minimize, monitor, and control the probability and/or impact of unfortunate events or to maximize the realization of opportunities)

The following risks have been assessed in line with Council’s Risk Management Framework.

- **Reputation**
Council’s reputation could be damaged by questioning professional opinion and data. This risk is assessed as **high**.
- **Service Delivery**

Any changes to the remaining scope of the design as a result of conflicting professional opinions will have high impacts on the completion of the work. The additional work required by Council administration could also impact the delivery of the remainder of the project. This risk is assessed as **high**.

- **Financial Management**

Council has spent tens of thousands of dollars in engaging the professional services of consultants design this project and has done its due diligence to minimise the risk to the community. Spending ratepayers' funds on additional information that may result in advice similar to that already provided could be perceived as poor use of limited financial resources. This risk is assessed as **high**.

- **Legal and Compliance**

Council has sought professional advice and whilst referring to relevant standards throughout the design process. Engineers provide professional expertise and carry the liability for their decisions and advice. This risk is assessed as **medium**.

- **Public Safety and Liability**

The project aims to meet public safety and compliance with Australian Standards and Disability Discrimination Act and Regulations as much as physically possible, reducing Council's liability for claims. Seeking professional advice to mitigate risk to property is also a key consideration. This risk is assessed as **high**.

- **Infrastructure & Assets**

Council is a stakeholder in the broader transport logistics of Kangaroo Island, along with the Department of Infrastructure and Transport. Council is responsible for the care, control and management of the main street assets, and is responsible for building its assets to the current standards. This risk is assessed as **high**.

LG Risk Services have also been approached for their advice regarding the installation of wheel stops as per design for Dauncey Street. Their advice is attached.

Economic Considerations

(Assessment of likely financial implications of pursuing a course of action)

- Cost of seeking professional advice already provided
- Rework costs would be substantially more after construction
- Costs associated with a design review could provide additional infrastructure in the upgrade that was previously removed due to budget concerns

Social Considerations

(Assessment of likely impacts with the Community)

- The pooling of water due to the incomplete level adjustments is occurring in the roadway and parking areas, not into businesses.
- Adjusting of the road base to final levels prior to sealing would improve drainage but leave Dauncey Street unsealed, and Council administration discarded this as an option
- The public is aware of designs, support and general approval by majority
- Ample opportunity was provided for feedback during the design and tender phases of the project.
- There is a general misunderstanding that the project is complete, and non-professional opinions misleading the public
- Failure to deliver on consulted design through further changes

- Council's professional reputation and fuelling public concerns instead of supporting the design can impact Council's credibility and future ability to deliver capital projects.

Environmental Considerations

(Assessment of likely impacts on the environment)

Nil at this time.

Climate Change – Adaptation Considerations

(Assessment of likely positive or negative implications of this decision on Council's need to adapt its way of delivering Policy or Works to adapt to the challenges created by Climate Change)

Nil at this time.

Nicki Putland

From: Lovatt, Juanita <Juanita.Lovatt@jlta.com.au>
Sent: Friday, 26 August 2022 4:48 PM
To: Nicki Putland; Gold, Kirsty; Genovese, Anthony
Cc: Greg Georgopoulos; Glenn Sanford; Jon Herron; Melissa Grimes; Verow, Daniel
Subject: RE: URGENT: Risk/liability for Council wheel stops

Good afternoon Nicki and Colleagues,

Thank you for your enquiry, and no trouble with the timeframe – these things happen in local government all the time. In fact, it has been unusually intense for weeks now, so you're not alone. Apologies that this is close to the close of business today.

We have reviewed the documents provided – thank you for such a comprehensive background.

The answer is that Council should proceed to follow the recommendations of Tonkin and continue to install the wheel stops. The removal of the kerb leaving no barrier, means it is vital to install a barrier to prevent accidental or other vehicular access to pedestrian areas.

If a pedestrian sues Council for tripping on a wheel stop, the Scheme will automatically indemnify Council and defend Council, denying the Claim on the basis of longstanding law that people have to pay due care and attention where they are walking, and also relying on s42 of the *Civil Liability Act*.

By contrast, if a pedestrian was hit by a vehicle where a barrier (kerb, wheel stop or otherwise) had been removed, it would place Council and the Scheme in a difficult position.

Please do not hesitate to call me on my mobile, 0477 538 052, at any time if you would like to clarify anything, as I appreciate Council is on a tight timeline.

Kind regards,

Juanita Lovatt | Legal and Compliance Officer | Local Government Association Mutual Liability Scheme

Pronouns | She/her/hers

JLT Risk Solutions Pty Ltd | Level 1, 148 Frome Street, Adelaide Australia 5000

t: +61 8 8235 6468 | m: 0477 538 052 | e: juanita.lovatt@jlta.com.au | w: www.lgrs.com.au



LGRS is a division of JLT Risk Solutions Pty Ltd (ABN 69 009 098 864 AFS Licence No: 226827) and is a business of Marsh McLennan.

I acknowledge the traditional owners of the land on which I live and work and pay my respects to elders past and present.



From: Nicki Putland <Nicki.Putland@kicouncil.sa.gov.au>

Sent: Thursday, 25 August 2022 3:06 PM

To: Lovatt, Juanita <Juanita.Lovatt@jlta.com.au>; Gold, Kirsty <Kirsty.Gold@jlta.com.au>; Genovese, Anthony <Anthony.Genovese@jlta.com.au>

Cc: Greg Georgopoulos <greg.georgopoulos@kicouncil.sa.gov.au>; Glenn Sanford <Glenn.Sanford@kicouncil.sa.gov.au>; Jon Herron <jon.herron@kicouncil.sa.gov.au>; Melissa Grimes

Good afternoon Juanita and Kirsty

The KI Council would appreciate your assistance in providing some urgent risk/liability advice to our elected body. They have called a special meeting to discuss the Town Centres project that is currently underway and they seek some clarity on Council's liability if wheel-stops as a traffic control device are installed in the street. As the special Council agenda needs to be finalised by tomorrow we are urgently seeking your advice. Advice by COB tomorrow would be much appreciated.

Please refer photographs in attached word document. Council intends to install wheel stops as pictured (marked with red arrow), to ensure vehicles do not drive straight onto the adjacent footpath. They are planned to be installed both in Kingscote (Dauncey Street) and at American River. They are already installed in Penneshaw for parking adjacent to the IGA, an aerial photograph of this is included.

Also attached for your information is;

- a memorandum from Tonkin;
- a copy of the relevant standard AS2890.5.2020 On-Street Parking.
- a copy of questions on notice asked by Councillor Liu at the August council meeting.

Would you please review the attached information and advise what is Council's liability if a pedestrian was to trip over the wheel stops and injure themselves and additionally what would be the liability if a vehicle drove into a pedestrian or into a building on the main street where no device was installed.

Unfortunately I am not in tomorrow so would appreciate if you are able to respond all, to ensure we get the necessary information. We apologise for the urgency sought with this request.

Thank you for your assistance.

Kind Regards, Nicki



Nicki Putland
Director Corporate Services
Kangaroo Island Council

Ph: +61 (0)8 8553 4537
Fax: (08) 8553 2885
Email: nicki.putland@kicouncil.sa.gov.au
Web: www.kangarooisland.sa.gov.au
PO Box 121 | 43 Dauncey St, Kingscote SA 5223

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Please consider the environment - do you really need to print this email?

13. NOTICES OF MOTION

13.1 Cr Liu - Town Centre Project

Council Meeting Date	13/09/2022
Author	Greg Georgopoulos
Title	Chief Executive Officer
File Ref - Records	14.19.25
Recommendation	Given the use of wheel stops to replace kerbing is contrary to Section 2.4 of Australian Standard 2890.5 - On-street Parking, the parking layouts on Middle Terrace, Penneshaw be reviewed by an independent professional engineer.

Discussion

Proposed Motion

Given the use of wheel stops to replace kerbing is contrary to Section 2.4 of Australian Standard 2890.5 - On-street Parking, the parking layouts on Middle Terrace, Penneshaw be reviewed by an independent professional engineer.

CEO Note

There are three accepted options: kerbs, walls or wheel stops for vehicle control in angled parking on roadways under AS2890.5:2020. Council has sought risk advice specifically on this topic from LGRS. If a pedestrian sues Council for tripping on a wheel stop, the Scheme will automatically indemnify Council and defend Council, denying the Claim on the basis of longstanding law that people have to pay due care and attention where they are walking, and also relying on s42 of the Civil Liability Act. If a pedestrian was hit by a vehicle where a barrier (kerb, wheel stop or otherwise) had been removed, it would place Council and the Scheme in a difficult position in relation to a claim.

As per Tonkin Consulting memo dated 3 August 2022 Australian Standard 'On-street parking' (AS 2890.5:2020) states that 'wheelstops may be required to control vehicle overhang encroachment'. In this case, as the kerbing has been removed and replaced with a flush concrete edge strip, wheelstops have been proposed to control the overhang of vehicles and provide protection to pedestrians and building structures (such as veranda posts).

Below are relevant extracts of the Australian Standards. The standard clearly permits them and Administration has obtained legal advice on the topic.

2.4 Allowances for pedestrians and cyclists

On street parking should consider pedestrian and cyclist amenity and safety. Parking should minimize obstructions to pedestrians and cyclists. The following requirements shall be observed:

- (a) *Angle parking, front-in* — Provide a minimum 2.0 m of clear width for footpaths and 2.4 m for bicycle paths. Wheelstops may be required to control vehicle overhang encroachment.
- (b) *Angle parking, reverse-in* — Provide a minimum 2.4 m of clear width for footpaths and bicycle paths. Wheelstops may be required to control vehicle overhang encroachment.

NOTE 1 Clear width is clear of any sign posts, power poles, landscaping, street furniture, etc as well as any vehicular overhangs.

NOTE 2 The effects of exhaust fumes on people should be considered in the determination of whether reverse-in parking is appropriate (e.g. outdoor dining area).

NOTE 3 Front-in parking may create safety hazards when reversing out into traffic flow, including cyclists.

Where wheelstops are used they shall be 90 mm to 100 mm in height and at least 2.0 m in length. Wheelstops shall provide 30 % luminance contrast to the ground surface to facilitate visibility by people with vision impairment. The distance from wheelstop to kerb shall be 0.6 m for front-in parking and 0.9 m for reverse-in parking (see [Figure 2.2](#)). Wheelstops shall be installed at right angles to the direction of parking. The use of wheelstops in locations where they may be a hazard to pedestrians or cyclists, should be avoided wherever practicable.

Use classification (see Table 3.2)	30° angle parking			45° angle parking				60° angle parking				90° angle parking			
	Low	Med	High	Low	Med	High	Acc	Low	Med	High	Acc	Low	Med	High	Acc
Required width	4.2	4.6	5.0	3.4	3.5	3.7	3.4	2.8	2.9	3.0	2.8	2.4	2.5	2.6	2.4
Required length (see Note 1)															
L1 = park to wall or high kerb (>150 mm), no overhang	7.5	7.4	7.3	9.1	8.9	8.7	8.7	10.6	10.3	10.0	10.0	11.6	11.2	10.8	10.8
L2 = park to low kerb (not >150 mm), 600 mm overhang	7.2	7.1	7.0	8.7	8.5	8.3	8.3	10.0	9.7	9.4	9.4	11.0	10.6	10.2	10.2
L3 = park to wheel stops at right angles to parking direction	7.6	7.7	7.8	9.4	9.3	9.2	9.2	10.8	10.6	10.3	10.3	11.6	11.2	10.8	10.8
NOTE 1 Either (a) the distance from kerb line to opposite side of road for <200 vehicles/hour in any given hour in both directions, or (b) the distance from kerb line to dividing line for other traffic volumes. Both (a) and (b) include manoeuvre space.															
NOTE 2 For further details on dimensions and additional shared area for accessible parking see Clause 4.5 .															

14. CORRESPONDENCE FOR DISCUSSION

14.1 Local Government Finance Authority - Election for Positions of Representatives on the Board of Trustees

Council Meeting Date	13/09/2022
Author	Nicki Putland
Title	Director Corporate Services
Senior Manager	Greg Georgopoulos – Chief Executive Officer
Department	Corporate Services
Attachments	Refer to attachment
File Ref - Records	7.6.3
Hours to compile	0.5
Purpose	To Nominate two members from the candidates listed as preferred representatives for the Board of Trustees to the Local Government Finance Authority.
Recommendation	That Council authorise the Mayor to complete the Local Government Finance Authority Board Ballot Papers as per the result of selection by secret ballot.

Discussion

The Local Government Finance Authority (LGFA) have written to all Chief Executive Officers seeking a Council resolution to determine which candidates they wish to elect for the positions of Representative Members of the Board of Trustees.

Six nominations have been received for the two positions and their details are supplied within the attached document. Councils are asked to nominate two candidates, with the official ballot paper due to the Returning Officer by 5pm on Friday 14 October 2022.

Council also notes an email received on Tuesday 6 September 2022 from LGFA Admin (included in attachments) providing notification of the withdrawal of one of the six candidates, Mr Nathan Cunningham.

Council should conduct a secret ballot and the ensuing decision relayed to the LGFA as required.

From: noreply@salesforce.com on behalf of LGFA Admin <admin@lgfa.com.au>
Sent: Tuesday, 6 September 2022 12:56 PM
To: Greg Georgopoulos
Subject: LGFA Board Election - withdrawal of candidate

Good afternoon

We have been advised today, that Nathan Cunningham has withdrawn his nomination for the LGFA Board.

Please take this into account when preparing the paper on this matter for your agenda.

Thank you.



NAME: NATHAN CUNNINGHAM
OCCUPATION: Chief Executive Officer
QUALIFICATIONS & AWARDS: Bachelor of Urban and Regional Planning
CURRENT POSITION IN LOCAL GOVERNMENT: Chief Executive Officer
District Council of Yankalilla

PERIOD IN LOCAL GOVERNMENT 21 years

OTHER COMMITTEES/ BODIES OF LOCAL GOVERNMENT INVOLVEMENT:

Past:

The Eastern Health Authority

- Board Member

Present:

City of Adelaide

- Presiding Member Assessment Panel

City Port Adelaide Enfield

- Presiding Member Assessment Panel

City of Onkaparinga

- Presiding Member Assessment Panel

Adelaide Plains Council

- Presiding Member Assessment Panel

NAME: DR NIGEL GRAVES

OCCUPATION: Manager, Finance

QUALIFICATIONS & AWARDS: Fellow of GPA Australia
Graduate Member of the Australian Institute of Company Directors
PhD (thesis - local government financial performance)
Graduate Certificate in Business Research
Master of Business Administration (Adelaide)
Bachelor of Business (Accountancy)
Diploma in Local Government Administration (SA)

CURRENT POSITION IN LOCAL GOVERNMENT: Manager, Finance
Light Regional Council

PERIOD IN LOCAL GOVERNMENT 25 years

OTHER COMMITTEES/ BODIES OF LOCAL GOVERNMENT INVOLVEMENT:

Past:

Local Government Financial Management Group

CPA Public Sector Committee (NT)

Present:

UNE Centre for Local Government

NAME: MR MARK GRAY

OCCUPATION: Manager Finance

QUALIFICATIONS & AWARDS: Master of Business Administration (Adelaide)
Fellow Certified Practising Accountant
Bachelor of Business (Accounting)
Executive Leaders Program (LG Professionals)
PRINCE2 'Practitioner' (Project Management)

CURRENT POSITION IN LOCAL GOVERNMENT: Manager Finance
City of Port Adelaide Enfield

PERIOD IN LOCAL GOVERNMENT

OTHER COMMITTEES/ BODIES OF LOCAL GOVERNMENT INVOLVEMENT:

30+ years post-graduate finance and leadership experience across Commercial, Not-for-Profit and Local Government sectors.

Extensive experience managing Treasury functions of multi-national corporations, including \$1 Billion foreign currency hedge book, \$600 million debt facility and related interest rate exposures.

NAME: ANNETTE MARTIN

OCCUPATION: Manager Financial Services

QUALIFICATIONS & AWARDS: B.A. Accountancy
Certified Practising Accountant (CPA)
Graduate Australian Institute of Company Directors (GAICD)

CURRENT POSITION IN LOCAL GOVERNMENT: Manager Financial Services
City of Charles Sturt

PERIOD IN LOCAL GOVERNMENT 22 years

OTHER COMMITTEES/ BODIES OF LOCAL GOVERNMENT INVOLVEMENT:

Past:

SALGFMG

- President SALGFMG 2010-14
- Chair and/or active member of SALGFMG work groups for projects such as development of internal financial controls framework, asset management and financial management addressing updates of information papers, development of model financial statements and harmonisation of reporting, development of long term financial plans, and industry ratios for financial sustainability
- SALGFMG nominee on working parties for Grants Commission 2012-13 and CPA Guide Valuation and Depreciation for public and not for profit sectors under AASB accounting standards 2015-16

Local Government Inquiry Reference Group

- Member for the South Australian Productivity Commission

Present:

Local Government Finance Authority of South Australia

- Board member
- Audit and Risk Committee member

South Australian Local Government Financial Management Group (SALGFMG)

- Executive member
- Representative on a number of working parties
- Life member for services to industry

City of Unley

- Independent member of Audit and Risk Committee

Municipal Council of Roxby Downs

- Independent member of Audit and Risk Committee

NAME: MICHAEL SEDGMAN

OCCUPATION: Chief Executive Officer

QUALIFICATIONS & AWARDS: Master of Commercial Law (Deakin) 2007
Master of Business Administration (Deakin) 2005
Bachelor of Commerce (Deakin) 1987
Fellow of CPA Australia - FCPA
Fellow of Governance Institute of Australia - FGIA
Fellow of Chartered Institute of Secretaries - FCIS

CURRENT POSITION IN LOCAL GOVERNMENT: Chief Executive Officer
Rural City of Murray Bridge

PERIOD IN LOCAL GOVERNMENT 24 years

OTHER COMMITTEES/ BODIES OF LOCAL GOVERNMENT INVOLVEMENT:

Past:

- Local Government Association Workers Compensation Scheme 2011-15
- Local Government Association Mutual Liability Scheme 2009-2015
- Waste Care SA 2010-13
- South Australian Local Government Consulting 2006-09
- Yarra-Melbourne Regional Library Corporation 1999-2004 and 2006
- Inner Northern Group Training Limited 2000-04

Present:

Local Government Finance Authority of South Australia

- Board Trustee since January 2019
- Audit and Risk Committee member 2019-20
- Chair/Presiding Member since February 2021

Overview Committees of

- LGFA Asset Mutual Fund
- Income Protection Fund
2017 - Present
- Murray River Lakes & Coorong Tourism Alliance 2016 – Present

NAME: JOHN SMEDLEY

OCCUPATION: Finance Consultant
Previously 40+ years in Senior Business/Corporate Banking and Finance roles with various Bank and Non-Bank institutions, including NAB, Westpac, Citibank and Bendigo Adelaide Bank.

QUALIFICATIONS & AWARDS: Master of Business Administration (University of Adelaide)
Fellow of Financial Services Institute of Australasia
Diploma in Banking & Finance
Diploma in Mortgage & Finance Banking

CURRENT POSITION IN LOCAL GOVERNMENT: Deputy Mayor / Councillor
City of Holdfast Bay

PERIOD IN LOCAL GOVERNMENT 8 years

OTHER COMMITTEES/ BODIES OF LOCAL GOVERNMENT INVOLVEMENT:

Present:

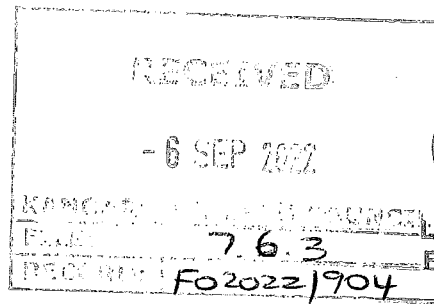
City of Holdfast Bay

- Audit Committee Chair
- Executive Committee member
- Glenelg Oval Consultative Committee
- Adelaide Airport Consultative Committee

Southern Regional Waste Resource Authority (SRWRA)

- Board member

COPY



Local Government
Finance Authority

TO: Chief Executive Officer

RE: Elections for the positions of Representative Members of the Board of Trustees

Our circular of 1 July 2022 called for nominations to fill the two representative board member positions (provided by Section 7(1)(a) of the *Local Government Finance Authority Act 1983*) currently held by Ms Annette Martin (City of Charles Sturt) and by Mr Michael Sedgman (The Rural City of Murray Bridge).

Six nominations have been received for the two positions, and as previously indicated in the abovementioned circular, the election will be conducted by postal ballot.

Enclosed please find details supplied by each candidate to assist councils in determining the candidates for whom they wish to vote. If councils wish to ascertain further details, they may contact the individual candidates direct.

In order to comply with the Rules of the Authority, the casting of the vote by your council must be conducted as follows:-

1. The voting must be on the enclosed ballot paper which has all the candidates listed in alphabetical order together with the closing date for the election.
2. The council must by Resolution determine which candidates (being not more than two) they wish to elect.
3. The council's representative to the AGM of the Local Government Finance Authority of South Australia (or in his absence the councillor chairing the council meeting) shall at the council meeting in his own handwriting mark the ballot paper with an "x" next to the two candidates whom the council wishes elected. Please do not type in the "x" after the meeting or mark the ballot paper in any other way.
4. (a) The ballot paper should then be inserted in the attached small white 11B envelope addressed to the Returning Officer which is marked "Confidential Ballot Paper".
4. (b) The "Confidential Ballot Paper" envelope should then be placed in the middle sized DL envelope addressed to the Returning Officer and the council's name is to be recorded only on this particular envelope. It will be noted that the signature of the appointed AGM delegate should be added (if the delegate is absent the signature of the Chair of the council meeting).
4. (c) Finally, the middle sized envelope is to be returned to the Chief Executive Officer, Local Government Finance Authority of South Australia, Suite 1205, 147 Pirie Street, Adelaide, 5000, in the self addressed large A4 envelope which is included for that purpose. Please allow for adequate postage times.

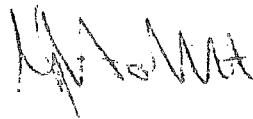
5. All votes must be received by the Returning Officer by 5.00 pm on **Friday 14 October 2022**.
6. Only use the ballot paper enclosed with the signature of G Hollitt on the reverse, and if an error is made, return the spoilt ballot paper to this office and another will be returned to you.

If you have any further queries on the matter, please contact the undersigned, or Geoff Hollitt at this office.

Kindly arrange for this circular to be included on the council's next agenda for the information of the elected members.



Davin Lambert
Chief Executive Officer



Geoff Hollitt
Returning Officer

1 September 2022

14.2 Local Government Association of South Australia - Election of LGA President

Council Meeting Date	13/09/2022
Author	Nicki Putland
Title	Director Corporate Services
Senior Manager	Greg Georgopoulos – Chief Executive Officer
Department	Corporate Services
Attachments	Refer to attachment
File Ref - Records	7.6.3
Hours to compile	0.5
Purpose	To Nominate one member from the candidates listed as preferred representative for Local Government Association (LGA) President 2022-2024 to the Local Government Association.
Recommendation	That Council authorise the Mayor to complete the Local Government Association of South Australia Ballot Paper for LGA President 2022-2024 as per the result of selection by secret ballot.

Discussion

The Local Government Finance Authority (LGFA) have written to all Chief Executive Officers seeking a Council resolution to determine which candidate they wish to elect for the position of LGA President 2022-2024 to the Local Government Association of South Australia.

Five nominations have been received for the position and their details are supplied within the attached document. Councils are asked to nominate a candidate, with the official ballot paper due to the Returning Officer by 5pm on Monday 17 October 2022.

Council should conduct a secret ballot and the ensuing decision relayed to the LGA as required.

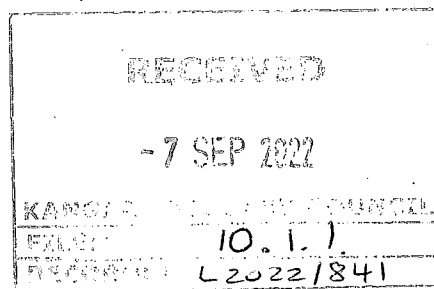


ref L2022/840

In reply please quote our reference: ECM 781919 TN/AL

5 September 2022

Mr Greg Georgopoulos
Chief Executive Officer
Kangaroo Island Council
PO Box 121
Kingscote SA 5223



Dear Mr Georgopoulos

RE-ISSUE – Election of LGA President (corrected Ballot Paper)

Please find enclosed a corrected ballot paper for completion by your council in relation to the election of the LGA President. The correction relates to nominee Mayor Bill O'Brien, with the previous ballot paper incorrectly listing Adelaide Plains Council against his name. The new ballot paper correctly shows Light Regional Council. The enclosed ballot paper (orange) must replace the previous version (purple). Please retain and use the combined candidate information, ballot paper envelope and returning officer envelope provided originally.

For ease of reference, I have replicated the instructions for the voting process below. I apologise for any inconvenience or confusion caused.

I wish to advise that at the close of nominations (5.00pm on 19 August 2022) I received nominations for the following five (5) eligible candidates (listed in the order of the ballot draw):

- Mayor Keith PARKES (Alexandrina Council)
- Mayor Caroline PHILLIPS (District Council of Karoonda East Murray)
- Mayor Brett BENBOW (Port Augusta City Council)
- Mayor Bill O'BRIEN (Light Regional Council)
- Mayor Erika VICKERY OAM (Naracoorte Lucindale Council)

I hereby advise that in accordance with clause 29.4 of the LGA Constitution an election for the position of LGA President will take place.

I have attached a copy of each candidate's information together with a Ballot paper and voting envelopes for your council's completion in accordance with the instructions below. **I require the ballot paper to be received by me in hard-copy no later than 5.00pm Monday 17 October 2022.**

Voting Instructions

Pursuant to clause 29 of the LGA Constitution, the casting of the vote by your council must be conducted as follows:

- each Member council shall determine by resolution the candidate it wishes to elect;
- the Delegate of a Member council or in the Delegate's absence, the chair of the meeting for that Member shall mark the ballot paper with an "X" next to the candidate that the Member council wishes elected and seal the ballot paper in the envelope marked "Ballot Paper" and then place this envelope inside the envelope marked "Returning Officer". Before sealing the second



LGA President Candidate Information Sheet

Name	Mayor Keith Parkes
Council	Alexandrina Council
Local Government Experience & Knowledge	<ul style="list-style-type: none"> • Current Mayor Alexandrina Council since 2014 • Elected member Alexandrina Council 2010-2014 • LGA of SA Board director 2016 - current. Deputy Board Member 2014-2016 • SAROC Committee member 2016 - current. Deputy Committee member 2014-2016 • Southern & Hills LGA President 2016 - current. Member since 2014 • Chair Local Government Transport Advisory Panel (Special Local roads) • Board Director LGA of SA Audit & Risk Committee • Member LGA of SA Nominations Committee • Chair South Australian Coastal Council's Alliance
Local Government Policy Views & Interests	<p>Strong and effective local government has never been more important to the communities of South Australia. I bring to the role of President of the LGA of SA the skill and experience to help drive the LGA's current Strategic Plan and its emphasis on providing evidence-based advocacy for our members and their respective communities in what has become challenging socioeconomic times.</p> <p>South Australian communities face a broad range of new and emerging challenges that require sound local government leadership. These include water and energy management issues, the undeniable impact of climate change, the rising cost of living, homelessness, our ageing population and much more. Climate change is of particular concern to me and I would relish the opportunity to help drive the urgent and sustained action required to reduce emissions and manage the impacts of climate change as identified in the LGA Climate Commitment Action Plan 2021- 23.</p> <p>I am a firm believer in harnessing the collective energy of all levels of government including advocacy on the reinstatement of financial assistance grants to the appropriate share of GDP. Now is the time to build a strong, collaborative relationship with our new State Government. I have good existing relationships but also have the capacity and means to build new relationships to strengthen the bond between the LGA and the new regime to address the challenges we face and fully explore, inter alia, innovative approaches such as the diversification of revenue options for local government or the procurement of support for councils around the impacts of climate change.</p>



LGA President Candidate Information Sheet

Name	Mayor Caroline Phillips
Council	District Council of Karoonda East Murray
Local Government Experience & Knowledge	<p>Caroline Phillips is a Murraylands resident and is the currently the Mayor of the District Council of Karoonda East Murray (DCKEM)</p> <ul style="list-style-type: none"> • DCKEM Elected Member Appointed 2010 • DCKEM – Deputy Mayor 2014-2018 • DCKEM Mayor 2019-2022 • MRLGA Vice President – Appointed 2021 • SAROC Committee Member – Appointed 2021 <p>Current Board Director Experience</p> <ul style="list-style-type: none"> • Netball South Australia - Appointed 2018 • Tourism industry Council of South Australia – Appointed 2019 • Landscapes SA Murraylands Riverland – Appointed 2021
Local Government Policy Views & Interests	<p>Caroline is an active leader in her community and the broader district with a focus on building capacity, capability and resilience. In one of the smallest councils in the State, Caroline’s leadership has delivered short, medium and long term strategies that are equally applicable across the entire sector – something which she is keen to share. In each case these have delivered positive outcomes to her community in times of extreme challenge.</p> <p>An energetic, positive leader who thrives on collaboration and considered change management, Caroline has fostered and developed strategic connections across State and Federal Governments and private enterprise and is well respected within each of these environments.</p> <p>Caroline is a strong advocate for youth opportunities, early childhood and intervention programs and childcare accessibility.</p> <p>Caroline interests in local government policy focusses on what is reasonable, achievable and sustainable within the sector. She is a hands on leader and learner who actively shares knowledge across the sector.</p>



LGA President Candidate Information Sheet

Name	Mayor Brett Benbow
Council	Port Augusta City Council
Local Government Experience & Knowledge	<ul style="list-style-type: none"> • 2018 (Nov) — current — Mayor — Port Augusta City Council • 2014 — 2018 (Nov) — Deputy Mayor - Port Augusta City Council • 2010 — 2018 — Councillor — Port Augusta City Council <p>Mayor Benbow is now in his third term representing the Port Augusta Community and has gained significant local government experience during this time as Council has undertaken major projects whilst delivering a wide range of services to the community</p>
Local Government Policy Views & Interests	<p>Mayor Benbow is a long-term resident of Port Augusta, having lived in the town his entire life 60 years, raised a family of 3 and happily married to his wife Kristen who is a long-term resident and is the Manager of a prominent local Hotel. Mayor Benbow is dedicated to serve for the betterment of the City and giving back to the Community and eager to support growth of the youth of the City and to ensure renewable sector continues to flourish within the City and region.</p> <p>Mayor Benbow is passionate about the local government policy framework providing a consistent structure for matters to be resolved. Local Government provides an opportunity for local decision making and change to occur in a structured and informed manner. The Elected body can shape and develop policy to create positive outcomes and provide clarity and strategic direction for the Community.</p> <p>Mayor Benbow has seen the City evolve in the past, and can see the potential the City has as it continues to reinvent itself as a regional hub. There are many great opportunities for Port Augusta and the Upper Spencer Gulf region in the near future, and Mayor Benbow is eager to see these evolve into great things for our Community and City. It is an amazing and fulfilling experience to be able to promote these opportunities and develop the relationships to occur.</p>
Other Information	<p>Mayor Benbow's working career excess of 39 years within the Railway Industry in various senior roles. Mayor Benbow has been active within Community Sporting Groups throughout his life, taking on a variety of roles for sports including Basketball, Football, Golf, Soccer, Cricket, Darts and the Port Augusta Racing Club</p>



LGA President Candidate Information Sheet

Name	Mayor Erika Vickery OAM
Council	Naracoorte Lucindale Council
Local Government Experience & Knowledge	<ul style="list-style-type: none"> • Elected Member of Naracoorte Lucindale Council since 2000 and Mayor since 2010 • President of the Limestone Coast Local Government Association since 2014 • Chairperson of the South Australia Regional Organisation of Council since 2015 • Board Member of the Local Government Association SA • Board Member of the Australian Local Government Association
Local Government Policy Views & Interests	<p>Clear and open communication with member councils, strong and positive advocacy for local government across all levels of government, assist member councils to implement local government reforms, development of capacity building to ensure future sustainability for local government, ongoing accountability and transparency through pursuit of best practice and continuous improvement.</p> <p>Interests include: economic development and regional growth, community wellbeing, community engagement and communication, and the arts and culture.</p>
Other Information	<ul style="list-style-type: none"> • Board Member of Regional Development Australia Limestone Coast • Board Member Country Arts SA (and member of Governance & Finance Committee) • Board Member of Australian Migrant Resource Centre • Board Member of the SA Local Government Grants Commission and Boundaries Commission • Awarded OAM in 2017 for services to Local Government and the community • Partner in family farming enterprise

15. CORRESPONDENCE FOR INFORMATION

15.1 Correspondence for Information - various

Council Meeting Date	13/09/2022
Author	Greg Georgopoulos
Title	Chief Executive Officer
Attachments	Various
File Ref - Records	Various
Recommendation	That the following correspondence be received: <ol style="list-style-type: none">1. Minister for Education, Training and Skills – Letter in response to correspondence on childcare and Out of School Hours Care (OSHC).2. Community Member Letter – Dauncey Street and proposed Penneshaw Town Centre Project.3. Community Member Letter – Proposal: Access to the Kingscote Tidal Pool.

Discussion

That the following correspondence be received:

1. Minister for Education, Training and Skills – Letter in response to correspondence on childcare and Out of School Hours Care (OSHC).
2. Community Member Letter – Dauncey Street and proposed Penneshaw Town Centre Project.
3. Community Member Letter – Proposal: Access to the Kingscote Tidal Pool.



Government
of South Australia

Hon Blair Boyer MP
Member for Wright

22ME1154

Mr Michael Pengilly and Mr George Georopoulos
Mayor and CEO
Kangaroo Island Council
POB 121, 43 Dauncey Street
KINGSCOTE SA 5223

c/- Vanessa.Wilson@kicouncil.sa.gov.au

21 August 2022

Dear Mayor Pengilly and Mr Georopoulos

Thank you for writing to me about childcare and Out of School Hours Care (OSHC) provision on Kangaroo Island.

I understand and acknowledge your concerns relating to the current childcare shortage and OSHC provision in the region and its impact on the community.

I look forward to the response from my federal colleagues regarding your query relating to the Productivity Commission and the Australian Competition and Consumer Commission.

With regards to immediate opportunities, I am excited about the new development underway for the community with the establishment of a new 30 place childcare facility proposed in Parndana. I understand the intention is for a Stage 2 development to add a further 15 places for Outside School Hours Care. I trust that this new service will help ease the current demand pressures.

The Department for Education (the department) has been working closely with the Parndana childcare governance group to help get this development underway as soon as possible which includes the use of Crown land to locate the service on the Parndana school grounds. The team will continue to meet regularly with the governance group.

The department's Child Care Services team can also provide specialist expertise to the group when they are ready for childcare operational advice.

This team also supports OSHC services, and I am advised they have been assisting the community through their recent staffing challenges in the Kingscote Primary School OSHC.

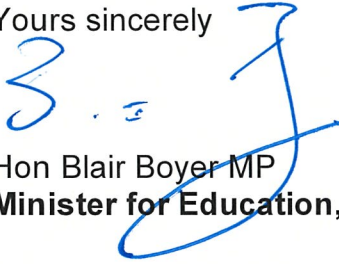
Minister for Education, Training and Skills

Level 9, 31 Flinders Street, Adelaide SA 5000 | GPO Box 1563, Adelaide SA 5001 | DX 128 Adelaide
Tel 08 8226 1205 | Fax 08 8226 1556 | ABN 60 168 401 578



Thank you for your correspondence and I look forward to being kept up to date on the progress of the Parndana facility.

Yours sincerely



Hon Blair Boyer MP
Minister for Education, Training and Skills

From:
Sent: Wednesday, 31 August 2022 3:02 PM
To: 'Bigpond'
Cc: Greg Georgopoulos; Elected Members; admin@uglydog.com.au
Subject: re Dauncey Street and proposed Penneshaw Town Centre Project

Follow Up Flag: Follow up
Flag Status: Flagged

Categories: Action Required

Good afternoon.

I note with interest that your agenda items for tomorrow not only discuss the current purported compliance of the street upgrade to Dauncey Street but also include the upgrade of plans for Middle Terrace Penneshaw. Any suggestion for one minute that the cross fall for Road gradients, the curbing and wheel stops and stormwater in Dauncey Street complies with any standard is the tallest story that I have heard of yet on Kangaroo Island. As previously mentioned, the cross grade to the car park in front of the gift shop is far greater than the Australian standards, you can't even exit from the passenger side as you step into the garden, the wheel stop locations so far into the car park area from the footpath are forcing even the smallest of the four wheel drive vehicle to protrude into the path of travel within the actual Dauncey Street road reserve, the backup of stormwater is an absolute farce. How an earth did this situation occur given the locality and proximity to Council Chambers. Then of course there is the continual propaganda that you have had open community meetings with the Penneshaw residents regarding the landscaping and yet once again you treat everyone like plebs, no different to what SA water are doing with the desal plant which sadly Council has conveniently overlooked any input to assist concerned residents. Council even had the audacity to suggest that they had discussions with the Dauncey Street shopkeepers and they were generally satisfied with the outcome, once again, absolute rubbish as they are so dissatisfied with the end result. The 2 public meetings at Penneshaw were a failure due to lack of information provided and then of course there was the meeting held with the truckies where Council assured those present that there would be no further widening of the footpath in front of the netball courts and of course the offer to widen the road on the footpath on the north side of the street heading in towards the motel site. You have to replace the failing retaining wall and it would cost no more than one excavator 1 full day with 2 tip trucks to remove sufficient spoil to widen that area, probably no more than \$4000 in cost. Then of course, why not make it even harder for the truckies to manoeuvre in and out of the area in front of the netball courts, let's stick a landscaping traffic island out the extra distance so that the trucks have to manoeuvre around to get close enough to the existing 4.7 m footpath and curb to not obstruct the road traffic and to make it easier to unload stock for both IGA and the hotel. Then you can always throw in the old "we have to comply with traffic rules". Absolute hogwash. Then of course all and sundry will be excused for this repeat of the Dauncey Street fiasco when we get the repeat performance at Penneshaw because you will be able to say that we complied with Australian standards. Guess what, the Australian standards don't cater for the fact that there are such things as port towns such as Penneshaw and therefore the general requirements for traffic movement would override the Australian standards. There has been a precedent set for at least 10 or 15 years with the trucks parking so once again, why fix were ain't broke. Apart from that, it's a shame that these purported professional consultants don't follow the common sense rule which is obviously not taught at university when they go about designing something that will affect not only a community but the total Island and more important, those trying to provide a service to the community without such hindrance. Well I hope you're all satisfied with what the overall outcome is for Dauncey Street and we can all look forward to the same fiasco in Middle Terrace Penneshaw. Good luck one and all.

Brian Johnston, concerned Penneshaw/Kangaroo Island resident

From: Char Pahl
Sent: Friday, 2 September 2022 2:44 PM
To: PA
Subject: Proposal re Access to the Kingscote Tidal Pool
Attachments: REQUEST TO KANGAROO ISLAND COUNCIL DATED 2ND SEPTEMBER 2022.pdf

Categories: ACTION

Blessings Michael and Greg

I am writing with a request (see attached) to Kangaroo Island Council to improve access to the tidal particularly for people with more restricted movement.

There are two separate requests, one hopefully a simple and prompt fix prior to warmer weather arriving - step ladder on the pontoon; the other requires planning for more general access by gross motor impaired people, or those with more significant disabilities.

I pray that these will be considered favourably and dealt with in a timely manner for the betterment of our disabled community.

Cheers



Char Pahl
Chardoneh Reds Pty Ltd trading as:
Kangaroo Island Tourist Services;
Kangaroo Island Accommodation;
Kangaroo Island Planner

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**REQUEST TO KANGAROO ISLAND COUNCIL DATED 2ND SEPTEMBER 2022
REGARDING THE KINGSCOTE TIDAL POOL**

To Kangaroo Island Councillors and relevant Staff

I am writing to ask Kangaroo Island Council to redesign access to the tidal pool. There are many physically challenged people who regularly swim in the tidal pool, including myself, and I would suggest many more who can't access the water at this stage.

PONTOON STEPS INTO THE TIDAL POOL

The existing steps are fine for the young and agile, but sadly are difficult and unsafe for people with upper and lower body disabilities.

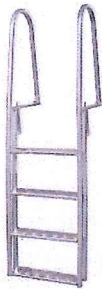
Yesterday (1st September 2022) I went for a swim, the first time this year and because the steps are too far apart, I really struggled to hoist myself out of the pool, and in fact, had to slide on the pontoon on my knees and from there hoist myself upright – quite a sight I can tell you, but for me very painful.

To add to this, the current steps are round tube and slippery so part of the problem was that I couldn't sustain a good grip with my feet.

To resolve the problem, I am requesting Council to:

Make a new step off each pontoon so that:

1. There is much less distance between steps (suggesting around 25cm);
2. The steps/rails are flat with grip pattern to prevent slipping.



I hope Council can carry out this small project before we hit summer.

ACCESS TO THE TIDAL POOL FOR PEOPLE WITH DISABILITIES

We have many people with issues affecting their gross motor development on the Island, who would greatly benefit from being able to access the tidal pool. Swimming is an excellent way of maintaining limb movement/flexibility and assisting in maintaining general well-being.

As an example, my daughter, who grew up on the Island, has cerebral palsy with limited joint movement due to the constant tightening of her muscles. Whilst she can walk with assistance on a flat surface, she cannot descend safely into the tidal pool.

Therefore, when she visits home, she cannot continue hydrotherapy or enjoy time in the pool with family and friends.

There is another point of entry into the pool, from the back left corner with some rough steps along the top but not down into the pool proper and at the entry point there is over ragged rocks.

I ask that this area be redesigned with corner steps with handrail down the middle and a ramp with handrails submerging into the water to allow more people to access our wonderful pool.

To this end, I ask Council to assign an appropriately qualified person in consultation with Novita to design a point of access in either back corner of the pool for people with disabilities.

Below is an example of what I mean for the steps.



And further to assign funds to complete this project in the next budget.

As we are getting into finer weather, and swimming is such a healthy activity not just for the young, but also for those of us who need this exercise to assist in maintaining good health, I sincerely hope the Kangaroo Island Council can remedy this problem sooner rather than later to allow better access for all residents to the tidal pool.

Blessings

Char Pahl

Email –

- 16. NOTIFICATIONS & REPORT REQUESTS**
- 17. GENERAL BUSINESS**
- 18. IN-CONFIDENCE BUSINESS**
- 19. CLOSURE BY MAYOR**