



Reference: LBN19/296

Mr Ashley Lindsay
General Manager
Clarence Valley Shire Council
Locked Bag 23
GRAFTON NSW 2460

Attention: Dr Danny Parkin (Reserves Planner)

Dear Mr Lindsay

Clarence Valley Shire Council's request for consent to manage Crown land as operational land

I am writing in response to Clarence Valley Council's request for Minister's consent to classify 52 Crown reserves as 'operational land' under section 3.22 of the *Crown Land Management Act 2016*.

As a delegate of the Minister for Water, Property and Housing, I have approved Council to manage 14 whole and three-part Crown reserves as operational land (see – Attachment 1).

In making this decision, I have considered justification provided by Council so as to satisfy the Minister that the land:

- a) *does not fall within any of the categories for community land under the Local Government Act 1993 (LG Act), or*
- b) *could not continue to be used and dealt with as it currently can if it were required to be used and dealt with as community land.*

Council as the Crown land manager will be able to manage the land as operational land under the LG Act, except for any appointment conditions and land management rules and Council will be unable to sell the land without further consent of the Minister.

This written consent requests Council make clear in its communications that the classification of the land is to facilitate management in accordance with the legislation and consent from the Minister, and that the land cannot be sold without any further consideration by, or consent from, the Minister.

It is noted that Council requested 24 Crown reserves to be classified as operational. As the delegate of the Minister, this request has not been supported and the land is to be dealt with as community land.

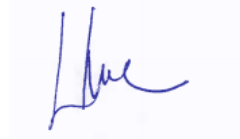
It is noted that Council sought to re-classify of the following Crown reserves [R72797, R89830, R95566, R65975, and R81523] as operational land. The classification of

these reserves has been placed on hold pending a departmental policy position on the future management of caravan and tourist parks. Council will be notified of the outcome in due course.

It is noted that six Crown reserves are 'defaulted to the Minister' or Council is not the Crown land Manager, therefore Council is not able to manage these reserves as if they were public land (see - Attachment 2).

Please don't hesitate to contact me if you have any further questions. I can be contacted on 4920 5128 or by email council.clm@crowmland.nsw.gov.au.

Yours sincerely



Lee McCourt
A/Principal Policy and Project Manager – Governance & Finance
Department of Planning, Industry and Environment – Crown Lands

9 July 2019

Attachments:

1. *Schedule of Crown reserves to be managed as operational land*
2. *Schedule of Crown reserves not managed by Council as the Crown land manager Council (s48 of the LG Act)*

Attachment 1: *Schedule of Crown reserves to be managed as Operational land*

| Reserve No. | Purpose(s) | Lot(s)/DP subject of approval |
|--------------------|---|---|
| R57067 | Sanitary Depot | Lot 79 DP 752843 |
| R63066 | Public Recreation | Lot 7001 DP 92599 (part) (see Figure 1) |
| R70652 | Sanitary Purposes | Lot 18 DP 751360 |
| R86774 | Rubbish Depot | Lot 19 DP 751384 |
| R88374 | Bush Fire Brigade Purposes | Lot 6 Sec 1 DP 758452 |
| R88773 | Water Brigade Station Site | Lot 456 DP 822868 |
| R89971 | Bush Fire Brigade Purposes | Lot 114 DP 751374 |
| R95611 | State Emergency Services | Lot 1 Sec 16 DP 758290 |
| R95748 | Public Recreation Bush Fire Brigade Purposes | Lot 7077 DP 1115002 (part) (see Figure 2) |
| R97159 | Bush Fire Brigade | Lot 110 DP 751356 |
| R98122 | Bush Fire Brigade Purposes | Lot 7005 DP 1054208 |
| R98172 | Bush Fire Brigade Public Hall | Lot 116 DP 721133 (part) (see Figure 3) |
| R140008 | Bush Fire Brigade Purposes | Lot 701 DP 92569 |
| R140009 | Bush Fire Brigade Purposes | Lot 9 Sec 21 DP 758604 |
| R140030 | Bush Fire Brigade Purposes | Lot 280 DP 47837 |
| R140056 | Bush Fire Brigade Purposes | Lot 195 DP 728249 |
| R140065 | Bush Fire Brigade Community Centre | Lot 77 DP 752844 |

Figure 1: R63066

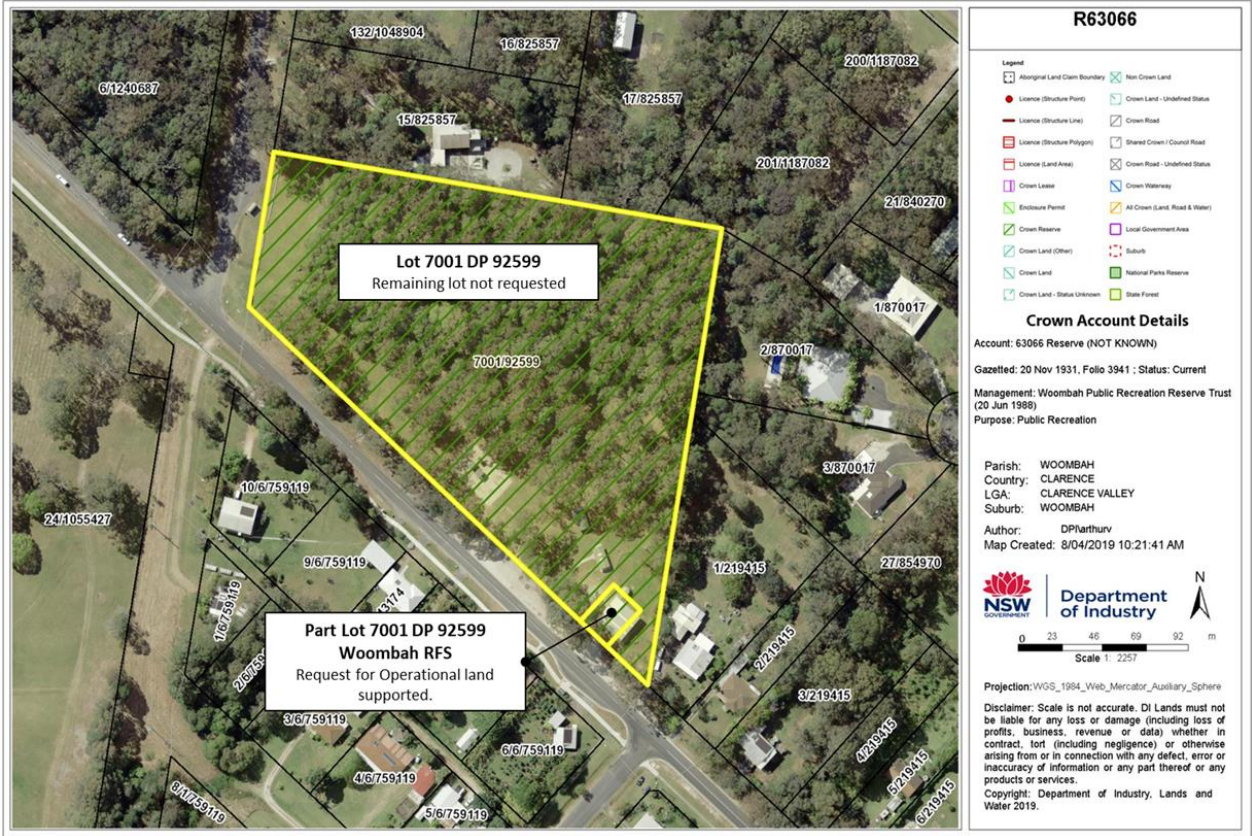


Figure 2: R95748

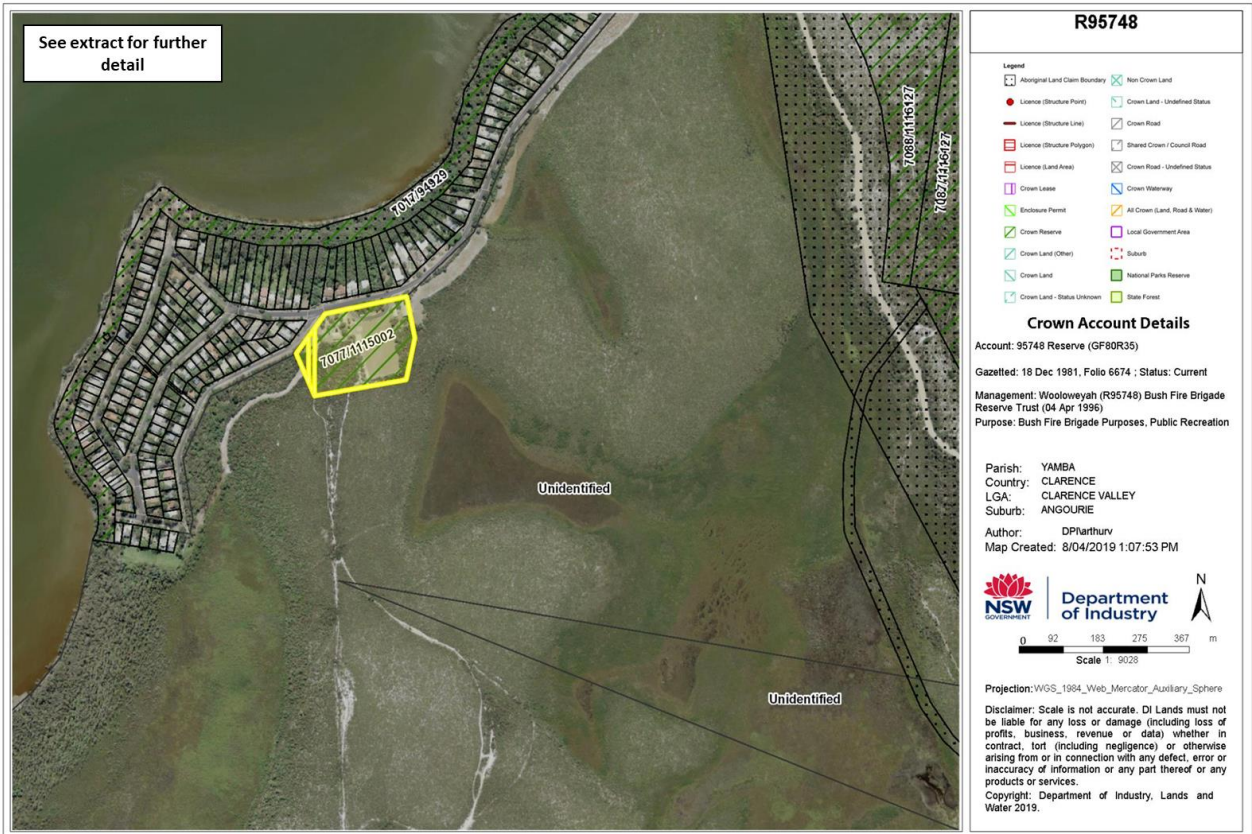


Figure 2 extract: R95748



Figure 3: R98172

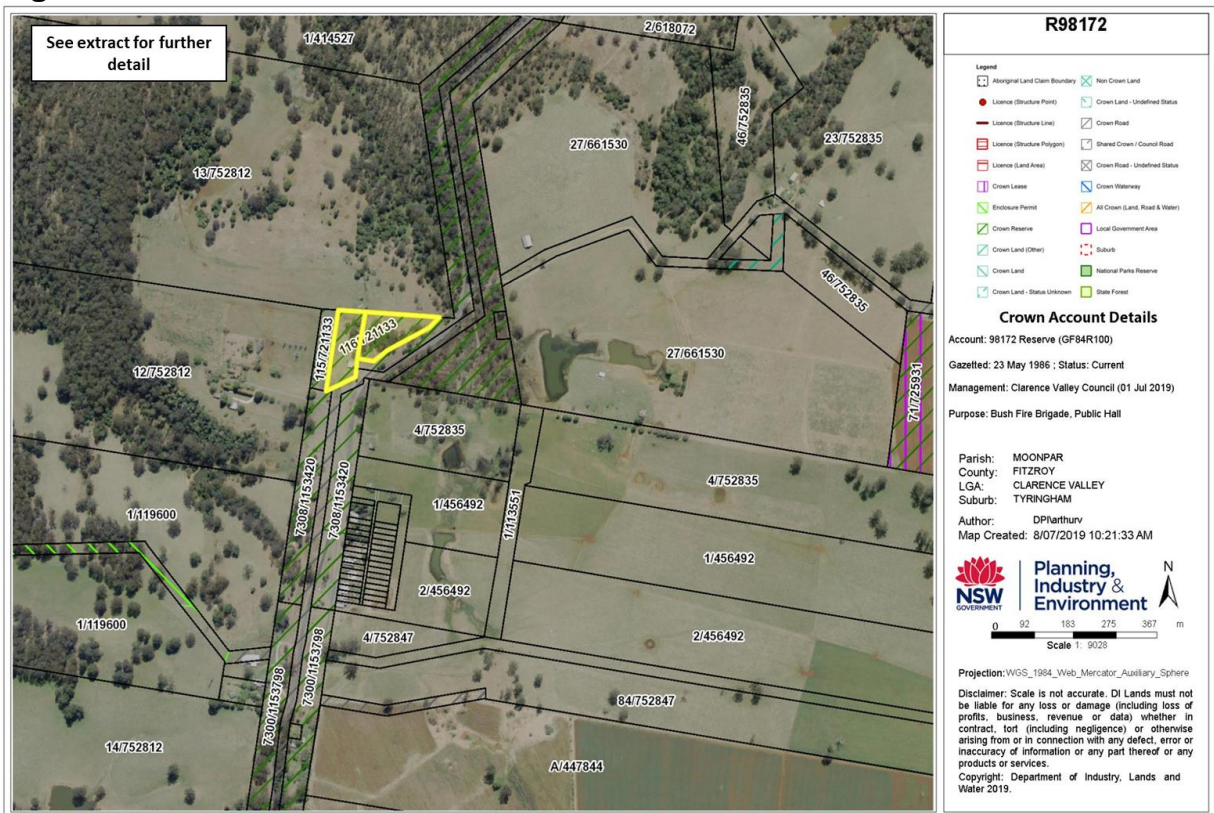
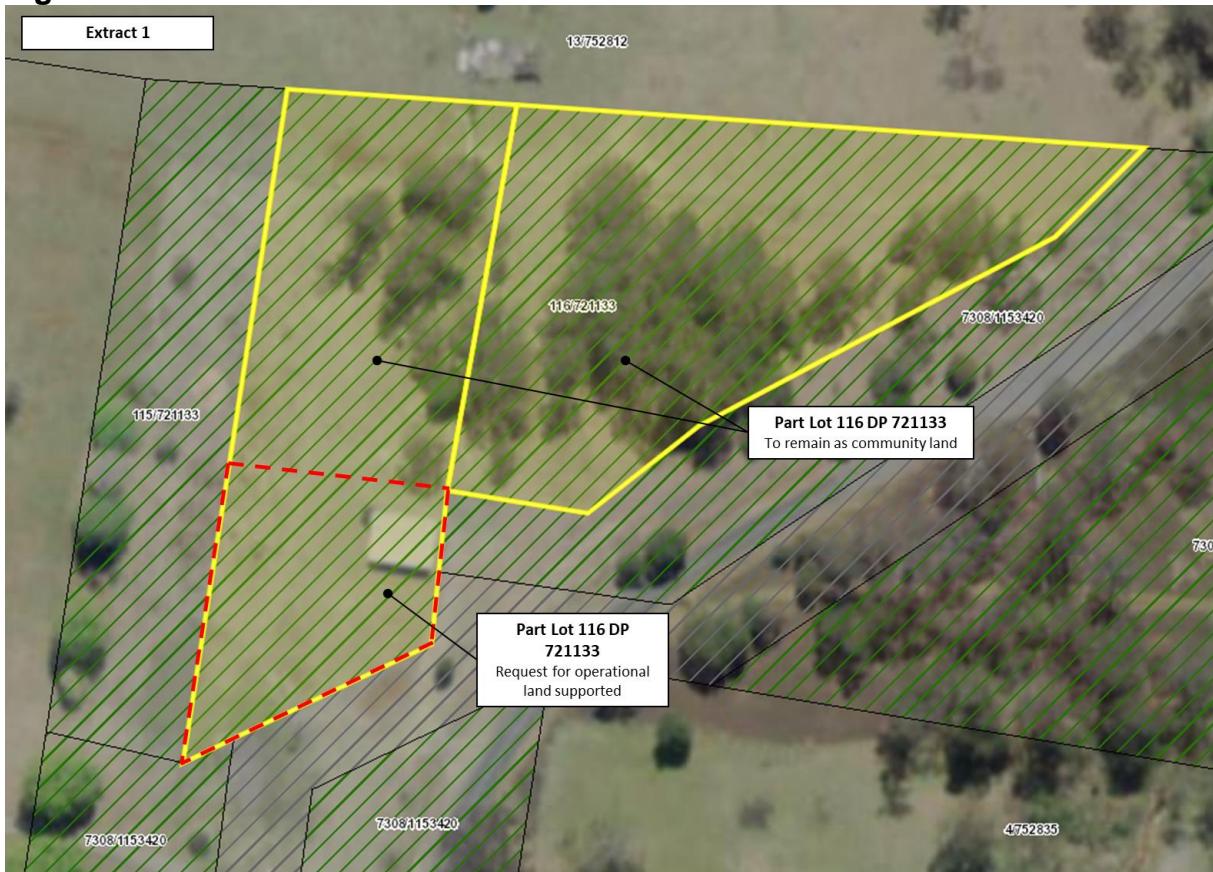


Figure 3: R98172 extract



Attachment 2: Schedule of Crown reserves not managed by Council as the Crown land Manager

| Reserve No. | Purpose(s) | Lot(s)/DP | Management Type |
|--------------------|---------------------------------------|--|---------------------------|
| R1093 | Water Supply | Lot 7003 DP 92582 | Defaulted to the Minister |
| R1094 | Other public Purposes Water Supply | Lot 7003 DP 92582 Lot 7002 DP 92581 | Defaulted to the Minister |
| R88402 | Rubbish Depot | Lot 7301 DP 1148767 | Defaulted to the Minister |
| R92112 | Rubbish Depot | Lot 7001 DP 94747 Lot 67 DP 752385 | Defaulted to the Minister |
| R88545 | Rubbish Depot | Part Lot 374 DP 751366 | Defaulted to the Minister |
| D1000641 | Town Hall Site | Lot 2 Sec 4 DP 758470 | Statutory Land Manager |