

Community Land Management Plan

Reserve (Vacant Land)
(CL003, CL005, CL011, CL012, CL013, CL014, CL027,
CL033, CL036, CL043, CL048, CL057, CL060, CL079,
CL087, CL155, CL165, CL181)



1. INTRODUCTION

This community land management plan (**the CLMP**) has been prepared by the District Council of Grant (**the Council**) in fulfilment of its obligations under Section 196 of the *Local Government Act 1999* (**the Act**).

2. IDENTITY OF LAND TO WHICH THIS PLAN APPLIES

Common Name	Location	Ref.	Ownership
Water Reserve	Lot 395 Wandilo Road, Wandilo	CL003	The District Council of Grant
Legal Description			
Section 395, Hundred of Blanche, Certificate of Title Volume 5856, Folio 702			
Common Name	Location	Ref.	Ownership
Ruwoldt Reserve	Lot 21 Ruwoldt Road, Yahl	CL005	The District Council of Grant
Legal Description			
Allotment 21, Deposited Plan 76228, Hundred of Gambier, Certificate of Title Volume 6008, Folio 529			
Common Name	Location	Ref.	Ownership
RL Clements Reserve	Lot 486 John Watson Drive, Moorak	CL011	The District Council of Grant
Legal Description			
Section 894, Hundred of Blanche, Certificate of Title Volume 5829, Folio 964			
Common Name	Location	Ref.	Ownership
RL Clements Reserve	John Watson Drive, Moorak	CL012	The Crown (under the care, control and management of the District Council of Grant)
Legal Description			
Section 894, Hundred of Blanche, Crown Record Volume 5634, Folio 100			
Common Name	Location	Ref.	Ownership
RL Clements Reserve	Lot 485 John Watson Drive, Moorak	CL013	The District Council of Grant
Legal Description			
Allotment 485, Deposited Plan 193477, Hundred of Blanche, Certificate of Title Volume 5829, Folio 766			
Common Name	Location	Ref.	Ownership
RL Clements Reserve	Lot 483 John Watson Drive, Moorak	CL014	The District Council of Grant
Legal Description			
Allotment 483, Deposited Plan 193475, Hundred of Blanche, Certificate of Title Volume 5826, Folio 661			
Common Name	Location	Ref.	Ownership
Reserve (Undeveloped)	Lot 8 Carpenter Rocks Road, Carpenter Rocks	CL027	The Crown (under the care, control and management of the District Council of Grant)
Legal Description			
Allotment 8, Deposited Plan 41845, Hundred of Kongorong, Crown Record Volume 5914, Folio 573			

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Common Name	Location	Ref.	Ownership
Undeveloped Reserve	Lot 50 Pelican Point Road, Pelican Point	CL033	The District Council of Grant
Legal Description			
Allotment 50, Deposited Plan 23105, Hundred of Kongorong, Certificate of Title Volume 5386, Folio 478			
Common Name	Location	Ref.	Ownership
Undeveloped Reserve	Lot 4 Nene Valley Shacks Road, Nene Valley	CL036	The District Council of Grant
Legal Description			
Allotment 4, Deposited Plan 21498, Hundred of Kongorong, Certificate of Title Volume 5456, Folio 47			
Common Name	Location	Ref.	Ownership
Mary Stratford Reserve	Lot 500 Riddoch Highway, Tarpeena	CL043	The District Council of Grant
Legal Description			
Allotment 500, Deposited Plan 48635, Hundred of Mingbool, Certificate of Title Volume 5605, Folio 872			
Common Name	Location	Ref.	Ownership
Reserve (Undeveloped)	Carpenter Rocks Road, Kongorong	CL048	The Crown (under the care, control and management of the District Council of Grant)
Legal Description			
Section 531, Hundred of Kongorong, Crown Record Volume 5628, Folio 927			
Common Name	Location	Ref.	Ownership
Stone Reserve	Tartwaup Road, Wandilo	CL057	The Crown (under the care, control and management of the District Council of Grant)
Legal Description			
Section 293, Hundred of Blanche, Crown Record Volume 5634, Folio 94			
Common Name	Location	Ref.	Ownership
Beach Access (Nene Valley)	Ashby Drive, Nene Valley	CL060	The Crown (under the care, control and management of the District Council of Grant)
Legal Description			
Section 775, Hundred of Kongorong, Crown Record Volume 5647, Folio 960			
Common Name	Location	Ref.	Ownership
Reserve (Undeveloped)	Garden Flat Lane, Allendale East	CL079	The Crown (under the care, control and management of the District Council of Grant)
Legal Description			
Section 880, Hundred of MacDonnell, Crown Record Volume 5661, Folio 107			
Common Name	Location	Ref.	Ownership
Whittington Square Reserve	Lot 36 Whittington Square, Tarpeena	CL087	The District Council of Grant
Legal Description			
Section 346, Hundred of Mingbool, Certificate of Title Volume 1935, Folio 190			

Common Name	Location	Ref.	Ownership
Undeveloped Reserve	Lot 91 Tollner Road, Compton	CL155	The District Council of Grant
Legal Description			
Allotment 91, Deposited Plan 194703, Hundred of Blanche, Certificate of Title Volume 5779, Folio 561			
Common Name	Location	Ref.	Ownership
Undeveloped Reserve	Lots 101 & 102 Brian Smith Drive, Suttontown	CL165	The District Council of Grant
Legal Description			
Allotments 101 & 102, Deposited Plan 92994, Hundred of Blanche, Certificates of Title Volume 6134, Folio 8 & Volume 6138, Folio 9			
Common Name	Location	Ref.	Ownership
Undeveloped Reserve	Lot AE309 Algernon Road, Compton	CL181	The District Council of Grant
Legal Description			
Allotment 309, Deposited Plan 126116, Hundred of Blanche, Certificate of Title Volume 6252, Folio 779			

3. NATURE OF ANY TRUST, DEDICATION OR RESTRICTION

CL012 is dedicated for public purposes pursuant to the *Crown Lands Act 1929* (SA), by Government Gazette dated 12 September 1985 at page 834. The dedication of the Land continues in force under the provisions of the *Crown Land Management Act 2009* (SA).

CL027 is dedicated for recreation purposes pursuant to the *Crown Lands Act 1929* (SA), by Government Gazette dated 1 August 1996 at page 225. The dedication of the Land continues in force under the provisions of the *Crown Land Management Act 2009* (SA).

CL048 is dedicated for council purposes pursuant to the *Crown Lands Act 1929* (SA), by Government Gazette dated 22 August 1991 at page 652. The dedication of the Land continues in force under the provisions of the *Crown Land Management Act 2009* (SA).

CL057 is dedicated for stone reserve purposes pursuant to the *Crown Lands Act 1929* (SA), by Government Gazette dated 26 November 1891 at page 1170. The dedication of the Land continues in force under the provisions of the *Crown Land Management Act 2009* (SA).

CL060 is dedicated for access purposes pursuant to the *Crown Lands Act 1929* (SA), by Government Gazette dated 9 June 1988 at page 1887. The dedication of the Land continues in force under the provisions of the *Crown Land Management Act 2009* (SA).

CL079 is dedicated for council purposes pursuant to the *Crown Lands Act 1929* (SA), by Government Gazette dated 30 July 1959 at page 287. The dedication of the Land continues in force under the provisions of the *Crown Land Management Act 2009* (SA).

4. REASON WHY MANAGEMENT PLAN IS REQUIRED

4.1. This CLMP is required for the Land because:

4.1.1. portion of the Land is, or is to be, occupied under a lease or licence;

4.1.2. portion of the Land has been, or is to be, specifically modified or adapted for the benefit or enjoyment of the community.

5. PROVISIONS REQUIRED BY OWNER

The Council must manage any Crown Land in accordance with the dedicated purpose, pursuant to the *Crown Land Management Act 2009* (SA).

The Council are currently a party to the First Nations of the South East #1 which is anticipated to amend the Native Title status of several parcels within Council's area. The Council must manage any Land where Native Title has been recognised in accordance with the requirements under the *Commonwealth Native Title Act 1993*.

6. PURPOSE FOR WHICH THE LAND IS HELD BY COUNCIL

Land owned or controlled by Council to ensure adequate open spaces and vacant land is retained in Council's area to meet future community needs and service levels.

7. POLICIES AND PROPOSALS FOR MANAGEMENT OF THE LAND

7.1. Council Policies

The following policies / plans have some direct or indirect application to the Land as at the date of this CLMP. Council policies and plans undergo regular review, and may be amended, superseded or replaced:

- Disposal of Land Other Assets Policy;
- Public Consultation Policy;
- Business Activity on Council Land Policy;
- Collection of Firewood Policy;
- Land Division Open Space Policy;
- Tree Management Policy;
- Strategic Management Plan 2020 – 2023;
- Greater Mount Gambier Master Plan.

7.2. Council By-laws

The Council has established by-laws under the Act. The following by-laws have been identified as relevant to the management of the Land:

- By-Law 1 - Permits and Penalties; and
- By-Law 2 - Local Government Land.

The Council may from time to time revoke and/or replace its by-laws.

7.3. Proposals for Management of the Land

7.3.1. The Land is to be managed consistently with its dedication and with any applicable Council policies and plans.

8. OBJECTIVES FOR MANAGEMENT OF THE LAND

8.1. The objectives for the management of the Land are:

- 8.1.1. to maintain balance between Council's built up areas and open spaces;
- 8.1.2. to facilitate open space being accessible as appropriate for users of varying ages and abilities.

9. LEASES, LICENCES AND PERMITS

- 9.1. Subject to the provisions of the Act and the *Crown Land Management Act 2009*, the granting of exclusive and non-exclusive leases and licences over the Land or part of the Land for the following purposes (in no particular order) is consistent with this CLMP and is authorised for the purposes of Section 202(3) of the Act in relation to the Land:
- 9.1.1. to support ongoing occupation of Land for the use of the community, including community groups and clubs for social and recreational purposes;
 - 9.1.2. to provide and maintain land and infrastructure that promotes recreational pursuits and meets the social needs of the community and visitors;
 - 9.1.3. to support ongoing occupation, use, management and upkeep of land and other community assets;
 - 9.1.4. to enable temporary use of buildings and/or land for specific functions, activities and events;
 - 9.1.5. to allow for the provision of essential infrastructure for the provision of electricity, gas, water, internet and telecommunications services; and
 - 9.1.6. to allow for business uses of the Land that are consistent with or ancillary to the above purposes;
- 9.2. The granting of permits for one or more of the following purposes (in no particular order) is consistent with this CLMP and is authorised for the purposes of Section 202(3) of the Act in relation to the Land:
- 9.2.1. to enable temporary use of the Land for specific functions, activities and events.
- 9.3. As at the date of this CLMP there are no occupancy arrangements over the Land via lease or licence pursuant to an arrangement with the Council.
- 9.4. Other than where rights of occupation are granted in leases and licences, the Land is available for community use at all other times.

10. MANAGEMENT OBJECTIVES, PERFORMANCE TARGETS AND MEASURES

Objective	Performance Target	Performance Measure
Access and Use		
To regulate the balance between the requirement for public access and the preservation of the natural environment.	Access to reserves is effectively managed through low impact devices such as walking trails, vehicle accesses, barriers and other structures where required.	Areas causing major concern are identified and managed.
To promote areas of interest or historical significance via interpretive signage and monuments.	Low impact structures at sites of interest are provided and maintained.	Open space and infrastructure asset improvements are budgeted and delivered.
To facilitate open space facilities and infrastructure being accessible as appropriate by users of varying ages and abilities.	Council has a program in place to address compliance with Council's obligations under the Disability Discrimination Act 1992.	
Community Involvement		
To ensure the community is provided the opportunity to be informed and contribute to the management of and decisions about community land.	Council consults with the community before adopting any changes to its Community Land Management Plans in accordance with legislation and Council policy.	Plans and land register is publicly available and consultation is undertaken in accordance with Council policy.
Environment		
To control noxious weeds which may occur on the land.	A noxious weed program has been implemented in consultation with NRM.	Noxious weeks are controlled.

Governance		
Where appropriate, grant or renew lease or licence agreements, and grant or accept easements and rights of way over the land in accordance with the relevant legislation and Council policy, plans and by-laws detailed within this management plan (as amended from time to time).	Lease or licence agreements are in place and periodical reviews of agreements are undertaken to ensure terms and conditions are met.	Periodical reviews of agreements identify that terms and conditions are being complied with.
To meet legislative and Council policy and legal requirements regarding community land.	Council's Community Land Management Plan meets the requirements of all application legislation and due consideration has been given to all Council policies and by-laws during their development.	Council endorsed management plan and register for community land.
Safety and Enjoyment		
To identify potential hazards in a timely manner to minimise Council exposure to complaints, compensation claims and litigation.	Potential hazards are identified and eliminated and damaged equipment and infrastructure is repaired as soon as practicable or removed if damaged beyond repair and dangerous.	An appropriate inspection and maintenance program for high use areas has been implemented within resource constraints.
To ensure the land does not create a fire hazard to adjacent residents or buildings.	Land is maintained so as not to present a fire risk.	Inspections of land identified as a fire hazard to adjoining land owners or buildings are undertaken prior to fire danger season.
Monitor the effectiveness of declared dog free areas.	Requirements of Dogs By-Law No. 5 are complied with where applicable.	Areas causing major concern are identified and managed.
Tourism and Economic Development		
To consider potential sites for recreation vehicle tourism.	Council has nominated sites for recreation vehicle tourism.	Sites are well utilised by tourists.

11. NOTES

The sequence of dot points and numbering of purposes, objectives, policies, proposals and performance targets and measures listed within this CLMP do not infer a hierarchy or order of priority.

This Community Land Management Plan was considered at the Ordinary Meeting of Council on 17 April 2023 and endorsed to be published for public consultation with the landowner and the community [minute reference 23077]. This Community Land Management Plan was further considered at the Ordinary Meeting of Council on 19 June 2023 and adopted [minute reference 23126].

12. MAP

CL003:



CL005:



CL011:



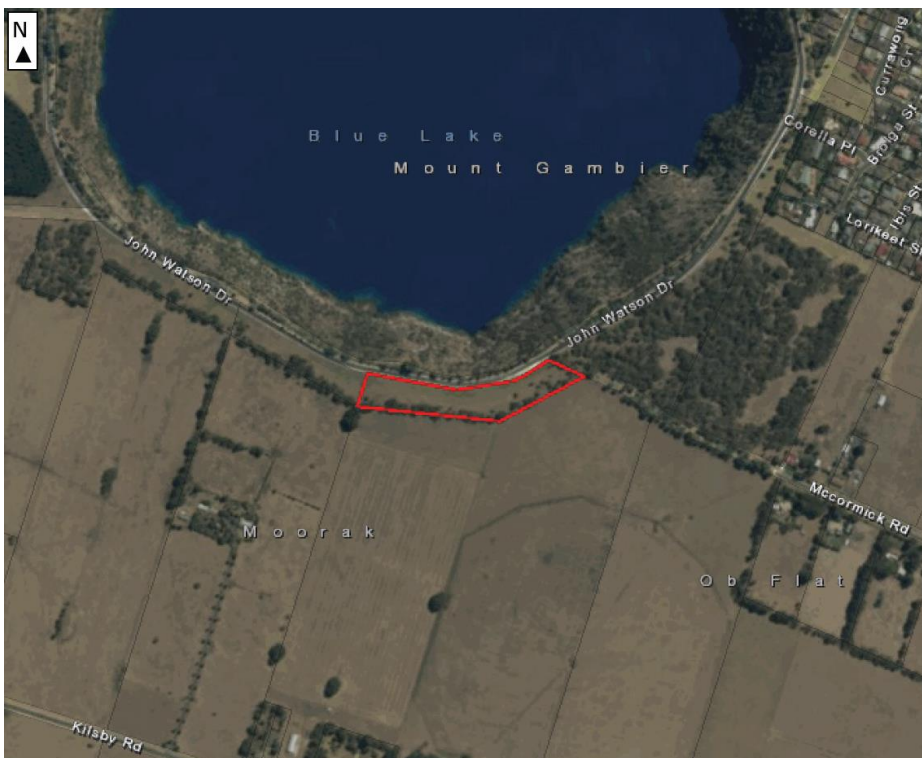
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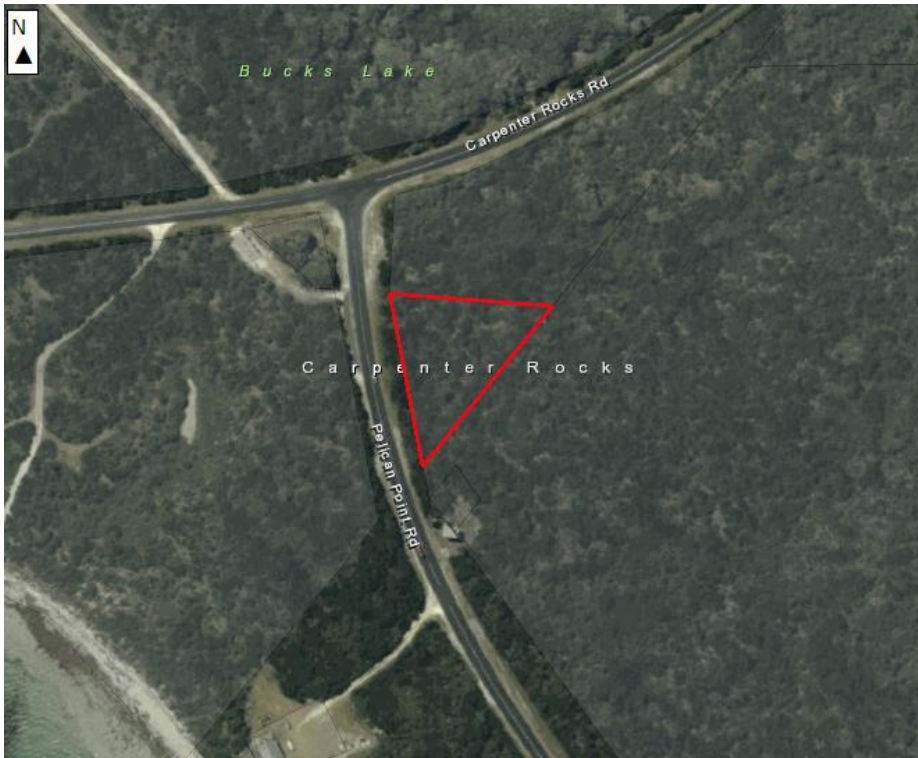
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CL014:



CL027:



CL033:



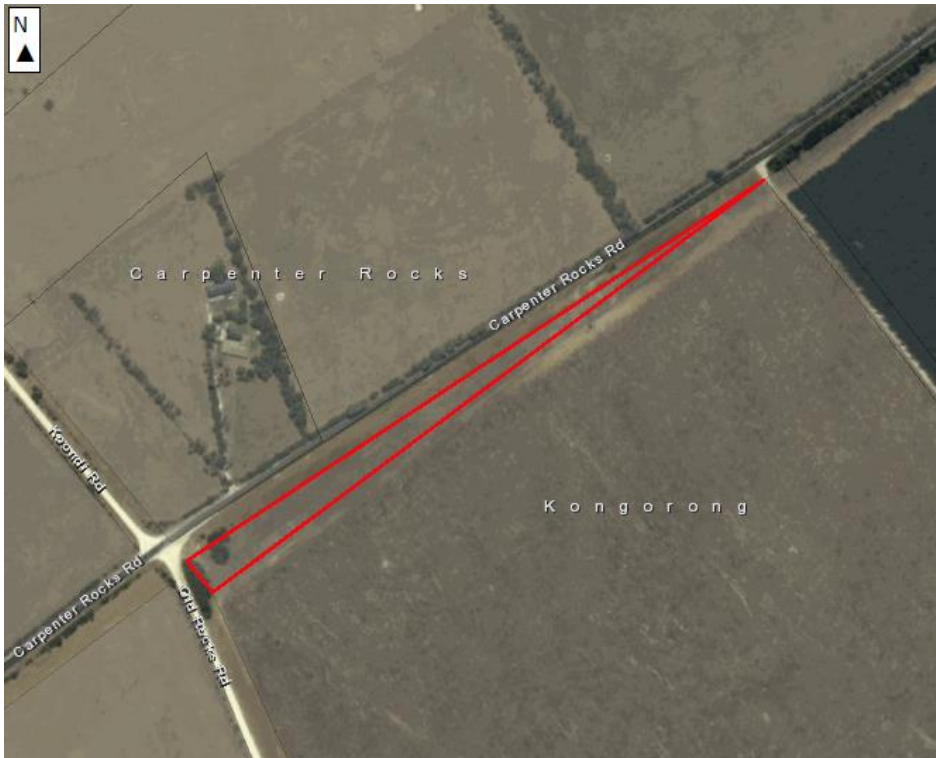
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CL043:



CL048:



CL057:



CL060:



CL079:



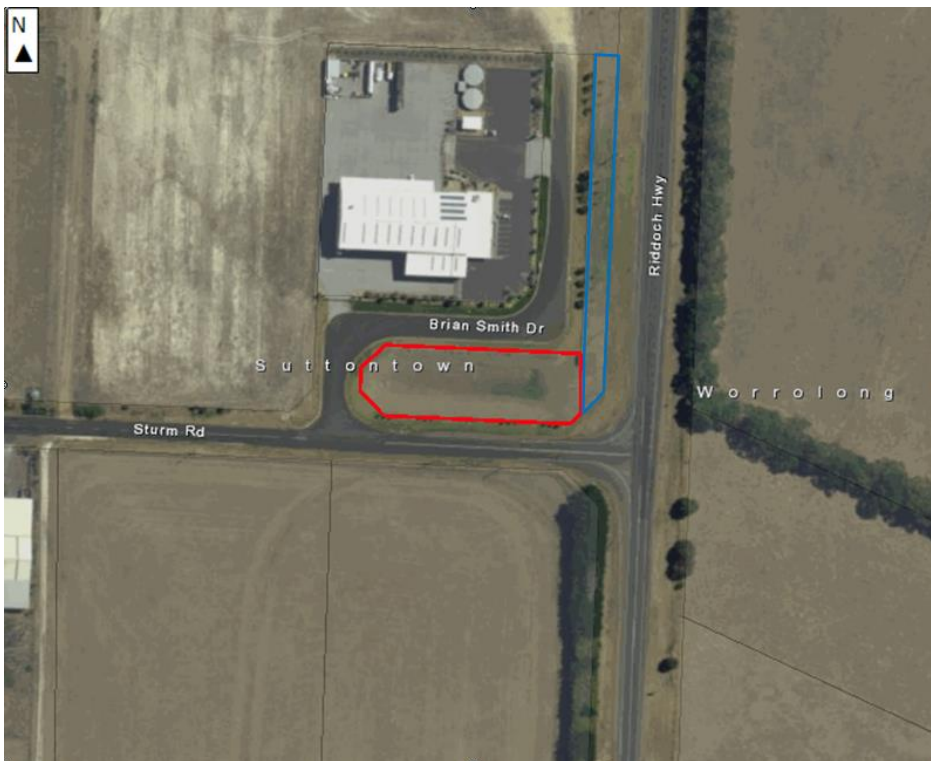
CL087:



CL155:



CL165:



CL181:

