

Community Land Management Plan

Emergency Services (CFS Depots) (CL010-A, CL110, CL113-C, CL114-B)



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
Port MacDonnell CFS Depot	Lot 1 Elizabeth Street, Port MacDonnell	CL010-A	The Crown (under the care, control and management of the District Council of Grant)
Legal Description			
Allotment 1, Deposited Plan 51387, Hundred of MacDonnell, Crown Record Volume 5819, Folio 234			
Common Name	Location	Ref.	Ownership
Blackfellows Caves CFS Depot	17 Saunders Road, Blackfellows Caves	CL110	The District Council of Grant
Legal Description			
Allotment 100, Deposited Plan 52816, Hundred of Kongorong, Certificate of Title Volume 5696, Folio 354			
Common Name	Location	Ref.	Ownership
Yahl CFS Depot	Lot 20 Yahl Hall Road, Yahl	CL113-C	The District Council of Grant
Legal Description			
Allotment 20, Deposited Plan 69471, Hundred of Gambier, Certificate of Title Volume 5960, Folio 349			
Common Name	Location	Ref.	Ownership
Donovans CFS Depot	9-17 Adams Street, Donovans	CL114-B	The District Council of Grant
Legal Description			
Allotment 68, Deposited Plan 4388, Hundred of Caroline, Certificate of Title Volume 5880, Folio 610			

3. NATURE OF ANY TRUST, DEDICATION OR RESTRICTION

CL010-A is dedicated for depot purposes pursuant to the *Crown Lands Act 1929* (SA), by Government Gazette dated 4 March 1999 at page 1232. 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 be leased or licensed to the Minister for Emergency Services for the purpose of providing emergency services to the community.

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;
- Leases and Licences Policy;
- Public Consultation Policy;
- Emergency Management Policy;
- Strategic Management Plan 2020 – 2030;
- Regional Public Health & Well-being Plan 2021 – 2026.

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 support use of the Land by Emergency Services to provide essential services to the community; and
- 8.1.2. to facilitate access to well maintained, appropriate infrastructure.

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 the buildings on the Land for the use of the community, including for provision of Emergency Services;

- 9.1.2. to provide and maintain land and infrastructure that supports Emergency Services to a satisfactory standard which meets the needs of the community and visitors;
- 9.1.3. to support ongoing occupation, use, management and upkeep of buildings, 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.
 - 9.2.2. to support ongoing occupation of the building on the Land and/or for the use of the community including community groups and clubs for social, recreational and meeting purposes.
- 9.3. As at the date of this CLMP:
 - 9.3.1. the Minister for Emergency Services occupies the portion of the Land identified as CL010-A pursuant to an occupancy arrangement with the Council;
 - 9.3.2. the Minister for Emergency Services occupies the portion of the Land identified as CL110 pursuant to an occupancy arrangement with the Council;
 - 9.3.3. the Minister for Emergency Services occupies the portion of the Land identified as CL113-C pursuant to an occupancy arrangement with the Council; and
 - 9.3.4. the Minister for Emergency Services occupies the portion of the Land identified as CL114-B pursuant to an occupancy 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 support the activities of emergency services by providing suitable locations for their operational bases throughout the Council area.	Suitable locations are available throughout the Council area for the operational bases of emergency services.	The Minister for Emergency Services, or the successor to that position, or Ministerial delegates are satisfied with the provision of locations for emergency services operational bases by Council.
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.
To ensure Council complies with any obligations required of it under the Fire and Emergency Services Act 2005.	Regularly liaise with the Minister for Emergency Services in regards Council's involvement in the operations of the organisation.	The Minister for Emergency Services, or the successor to that position, or Ministerial delegates are satisfied with Councils involvement in the operations of the organisation.

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

CL010-A:



CL110:



CL113-C:



CL114-B:

