

Community Land Management Plan

Coastal Reserve & Beach Access
(CL015, CL016, CL017, CL019, CL028, CL029,
CL045, CL046, CL050, CL055, CL056, CL063,
CL064-A, CL064-B, CL064-C, CL064-D, CL077,
CL083, CL101, CL142, CL161, CL169)



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
Coastal Reserve	37 Carpenter Rocks Road, Carpenter Rocks	CL015	The District Council of Grant
Legal Description			
Allotment 300, Deposited Plan 194912, Hundred of Kongorong, Certificate of Title Volume 5759, Folio 965			
Common Name	Location	Ref.	Ownership
Nene Valley Public Conveniences	Lot 91 Glynn Drive, Nene Valley	CL016	The District Council of Grant
Legal Description			
Allotment 92, Deposited Plan 33798, Hundred of Kongorong, Certificate of Title Volume 5066, Folio 837			
Common Name	Location	Ref.	Ownership
Coastal Reserve and Nene Valley Beach Access	Lot 92 Ashby Drive, Nene Valley	CL017	The District Council of Grant
Legal Description			
Allotment 92, Deposited Plan 33798, Hundred of Kongorong, Certificate of Title Volume 5066, Folio 838			
Common Name	Location	Ref.	Ownership
Cape Northumberland Carpark and Access Road	Lot 19 Surfers Way, Port MacDonnell	CL019	The Crown (under the care, control and management of the District Council of Grant)
Legal Description			
Allotments 19 & 20, Deposited Plan 35466, Hundred of MacDonnell, Crown Record Volume 5752, Folio 765			
Common Name	Location	Ref.	Ownership
Coastal Reserve and Nene Valley Beach Access	Lot 67 Glynn Drive, Nene Valley	CL028	The District Council of Grant
Legal Description			
Allotment 67, Deposited Plan 21648, Hundred of Kongorong, Certificate of Title Volume 5380, Folio 555			
Common Name	Location	Ref.	Ownership
Coastal Reserve	Lot 68 Glynn Drive, Nene Valley	CL029	The District Council of Grant
Legal Description			
Allotment 68, Deposited Plan 21648, Hundred of Kongorong, Certificate of Title Volume 5380, Folio 557			
Common Name	Location	Ref.	Ownership
Coastal Reserve	Eight Mile Creek Road, Eight Mile Creek	CL046	The Crown (under the care, control and management of the District Council of Grant)
Legal Description			
Sections 684 & 862, Hundred of Caroline, Crown Record Volume 5616, Folio 523			

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Coastal Reserve & Beach Access

Common Name	Location	Ref.	Ownership
Coastal Reserve and Beach Access (Blackfellows Caves)	Pelican Point Road, Blackfellows Caves	CL050	The Crown (under the care, control and management of the District Council of Grant)
Legal Description			
Sections 395, 396, 627 & 628, Hundred of Kongorong, Crown Record Volume 5630, Folio 954			

Common Name	Location	Ref.	Ownership
Carpenter Rocks Foreshore Reserve	Hercules Street, Carpenter Rocks	CL055	The Crown (under the care, control and management of the District Council of Grant)
Legal Description			
Section 762, Hundred of Kongorong, Crown Record Volume 5634, Folio 86			

Common Name	Location	Ref.	Ownership
Coastal Reserve and Beach Access (Nene Valley)	Ashby Drive, Nene Valley	CL056	The Crown (under the care, control and management of the District Council of Grant)
Legal Description			
Sections 782 & 783, Hundred of Kongorong, Crown Record Volume 5634, Folio 87			

Common Name	Location	Ref.	Ownership
Cape Northumberland Dunes (adjacent carpark)	Cape Northumberland Road, Port MacDonnell	CL063	The Crown (under the care, control and management of the District Council of Grant)
Legal Description			
Section 891, Hundred of MacDonnell, Crown Record Volume 5995, Folio 456			

Common Name	Location	Ref.	Ownership
Coastal Reserve and Beach Access (Racecourse Bay)	Eight Mile Creek Road, Port MacDonnell	CL064-A	The Crown (under the care, control and management of the District Council of Grant)
Legal Description			
Sections 883, 884 & 885, Hundred of MacDonnell, Crown Record Volume 5662, Folio 818			

Common Name	Location	Ref.	Ownership
Coastal Reserve and Beach Access (Port MacDonnell)	Lighthouse Road, Port MacDonnell	CL064-B	The Crown (under the care, control and management of the District Council of Grant)
Legal Description			
Sections 883, 884 & 885, Hundred of MacDonnell, Crown Record Volume 5662, Folio 818			

Common Name	Location	Ref.	Ownership
Coastal Reserve and Beach Access (Port MacDonnell)	Sea Parade, Port MacDonnell	CL064-C	The Crown (under the care, control and management of the District Council of Grant)
Legal Description			
Sections 883, 884 & 885, Hundred of MacDonnell, Crown Record Volume 5662, Folio 818			

Common Name	Location	Ref.	Ownership
Coastal Reserve and Beach Access (Port MacDonnell)	Sea Parade, Port MacDonnell	CL077	The Crown (under the care, control and management of the District Council of Grant)
Legal Description			
Section 806, Hundred of MacDonnell, Crown Record Volume 5662, Folio 823			

Common Name	Location	Ref.	Ownership
Cape Northumberland Islands	Cape Northumberland Road, Port MacDonnell	CL083	The Crown (under the care, control and management of the District Council of Grant)
Legal Description			
Sections 893 & 894, Hundred of MacDonnell, Crown Record Volume 5662, Folio 816			

Common Name	Location	Ref.	Ownership
Beach Access (Nene Valley)	Ashby Drive, Nene Valley	CL101	The Crown (under the care, control and management of the District Council of Grant)
Legal Description			
Section 766, Hundred of Kongorong, Crown Record Volume 5647, Folio 959			

Common Name	Location	Ref.	Ownership
Cape Douglas Foreshore Reserve	Lots 501 & 502 Cape Douglas Road, Cape Douglas	CL142	The District Council of Grant
Legal Description			
Allotments 501 & 502, Deposited Plan 82895, Hundred of Kongorong, Certificate of Title Volume 6053, Folio 915 & Certificate of Title Volume 6053, Folio 916			

Common Name	Location	Ref.	Ownership
Coastal Reserve and Beach Access (Carpenter Rocks)	Lot 11 Carpenter Rocks Road, Carpenter Rocks	CL161	The Crown (under the care, control and management of the District Council of Grant)
Legal Description			
Allotment 11, Deposited Plan 53632, Hundred of Kongorong, Crown Record Volume 5914, Folio 572			

Common Name	Location	Ref.	Ownership
Blackfellows Caves Boat Ramp Overflow Carpark	Lot 51 Height Drive, Blackfellows Caves	CL169	The District Council of Grant
Legal Description			
Allotment 51, Deposited Plan 94562, Hundred of Kongorong, Certificate of Title Volume 6160, Folio 26			

Common Name	Location	Ref.	Ownership
Coastal Reserve and Beach Access (Eight Mile Creek)	Eight Mile Creek Road, Eight Mile Creek	CL045	The Crown (under the care, control and management of the District Council of Grant)
Legal Description			
Section 708, Hundred of Caroline, Crown Record Volume 5616, Folio 522			

Common Name	Location	Ref.	Ownership
Coastal Reserve and Beach Access (Eight Mile Creek)	Eight Mile Creek Road, Racecourse Bay	CL064-D	The Crown (under the care, control and management of the District Council of Grant)
Legal Description			
Sections 883, 884 & 885, Hundred of MacDonnell, Crown Record Volume 5662, Folio 818			

3. NATURE OF ANY TRUST, DEDICATION OR RESTRICTION

CL019 is dedicated for recreation purposes pursuant to the *Crown Lands Act 1929* (SA), by Government Gazette dated 17 March 1994 at page 741. The dedication of the Land continues in force under the provisions of the *Crown Land Management Act 2009* (SA).

CL045 is dedicated for recreation purposes pursuant to the *Crown Lands Act 1929* (SA), by Government Gazette dated 22 November 1990 at page 1591. The dedication of the Land continues in force under the provisions of the *Crown Land Management Act 2009* (SA).

CL064-D is dedicated for recreation purposes pursuant to the *Crown Lands Act 1929* (SA), by Government Gazette dated 12 May 1960 at page 1331. The dedication of the Land continues in force under the provisions of the *Crown Land Management Act 2009* (SA).

CL046 is dedicated for recreation purposes pursuant to the *Crown Lands Act 1929* (SA), by Government Gazette dated 31 January 1963 at page 195. The dedication of the Land continues in force under the provisions of the *Crown Land Management Act 2009* (SA).

CL050 is dedicated for coast protection purposes pursuant to the *Crown Lands Act 1929* (SA), by Government Gazette dated 10 October 1991 at page 1071. The dedication of the Land continues in force under the provisions of the *Crown Land Management Act 2009* (SA).

CL055 is dedicated for recreation and public convenience purposes pursuant to the *Crown Lands Act 1929* (SA), by Government Gazette dated 5 March 1987 at page 552. The dedication of the Land continues in force under the provisions of the *Crown Land Management Act 2009* (SA).

CL056 is dedicated for recreation 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).

CL063 is dedicated for recreation purposes pursuant to the *Crown Lands Act 1929* (SA), by Government Gazette dated 15 January 1981 at page 82. The dedication of the Land continues in force under the provisions of the *Crown Land Management Act 2009* (SA).

CL064-A, CL064-B & CL064-C are dedicated for recreation purposes pursuant to the *Crown Lands Act 1929* (SA), by Government Gazette dated 12 May 1960 at page 1331. The dedication of the Land continues in force under the provisions of the *Crown Land Management Act 2009* (SA).

CL077 is dedicated for district council purposes pursuant to the *Crown Lands Act 1929* (SA), by Government Gazette dated 4 November 1943 at page 573. The dedication of the Land continues in force under the provisions of the *Crown Land Management Act 2009* (SA).

CL083 is dedicated for recreation purposes pursuant to the *Crown Lands Act 1929* (SA), by Government Gazette dated 13 August 1964 at page 315. The dedication of the Land continues in force under the provisions of the *Crown Land Management Act 2009* (SA).

CL101 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).

CL161 is dedicated for recreation purposes pursuant to the *Crown Lands Act 1929* (SA), by Government Gazette dated 10 February 2000 at page 742. 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

Coastal Reserves are retained for the protection of remnant vegetation and to provide a buffer zone between the dunes and the sea. They may comprise trails, boardwalks, vehicle accesses and other infrastructure to control the access in order to protect flora and fauna.

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;
- Boat Ramp Policy;
- Business Activity on Council Land Policy;
- Free Camping Policy;
- Public Consultation Policy;
- Strategic Management Plan 2020 – 2030.

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;
- By-Law 2 - Local Government Land; and

- By-Law 5 - Dogs.

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.

7.3.2. Council has proclaimed that some of these land parcels are Dog on Leash areas (except within playground areas which have been proclaimed as Dog Prohibited areas).

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 the public for outdoor recreational activities;
- 8.1.2. to provide and maintain land and infrastructure that encourages, promotes and supports recreational, social and educational pastimes and activities;
- 8.1.3. to facilitate sporting facilities and open space infrastructure being accessible as appropriate by users of varying ages and abilities; and
- 8.1.4. to balance community needs with preservation of natural coastline environments.

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 Land for the use of the community, including community groups and clubs for social, recreational and educational purposes;
- 9.1.2. to provide and maintain land and infrastructure that balances community enjoyment of coastal places with environmental protection and preservation priorities, and assists in meeting the outdoor recreation 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.
- 9.2.2. 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. there are no occupancy arrangements over the Land via lease or licence pursuant to an arrangement with the Council; and

9.3.2. the Land identified as CL045, CL064-D and CL169 has been designated by the Council as a free camping area, in accordance with By-Law 2 – Local Government Land and Free Camping Policy.

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.

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.

The Land identified as CL045, CL064-D and CL169 are also managed in accordance with the CLMP “Camping Sites” as a result of having two (2) concurrent land use priorities, and as such this plan should be read in conjunction with the above when considering management and use of that Land.

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

CL015:



CL016:



CL017:



CL019:



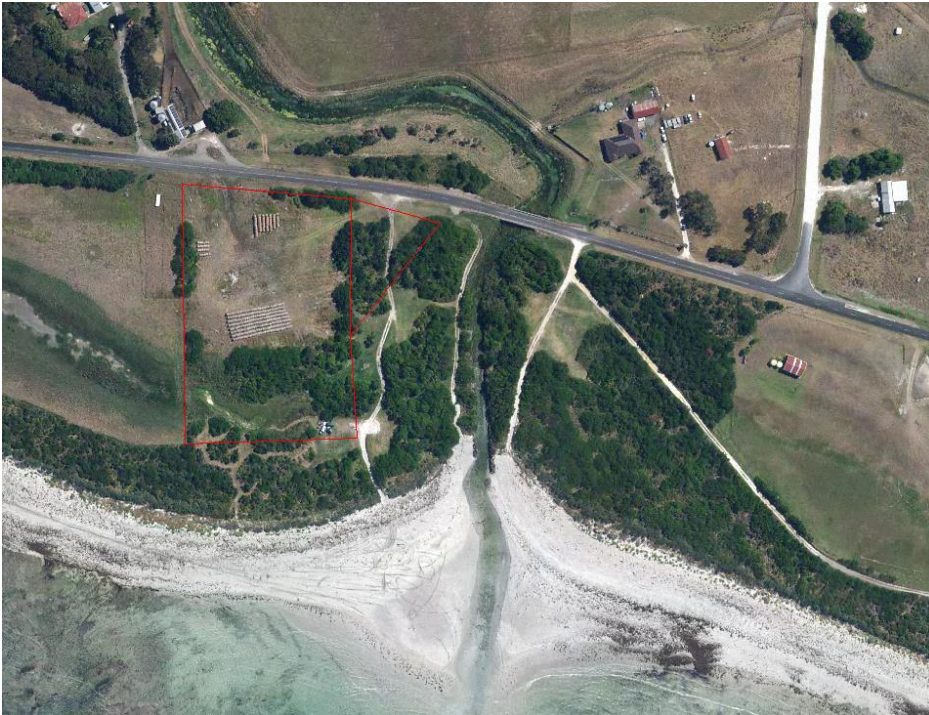
CL028:



CL029:



CL046:



CL045:



CL064-D:



CL050:



CL055:



CL056:



CL063:



CL064-A:



CL064-B:



CL064-C:



CL077:



CL083:



CL101:



CL142:



CL161:



CL169:

