

# TEMORA SHIRE COUNCIL



TEMORA

*The Friendly Shire*

## CROWN RESERVE LAND GENERIC PLAN OF MANAGEMENT

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## Plan of Management for Generic Crown Reserves

Adopted by Council on.....

Reserve Number	Reserve Name	Purpose	Legal Description
89391	Temora Caravan Park	Public Recreation	Lot 2 DP 557949
71996	Ariah Park Depot Dam	Water	Lot 7019 DP 1024273
29137	Sebastopol Reserve	Public Recreation	Lot 102 DP 751424
89884	Marble Quarry Rest Area	Public Recreation	Lot 7003 DP 1067824, Lot 7006 DP 1067825
220016	Combaning School Site	Public Hall/Public Recreation	Lot 140 DP 750592
84100	Gidginbung School Site	Public Recreation	Lots 16-17 DP 750820
87956	Cnrs Gardner, Old Cootamundra & Gallipoli	Public Recreation	Lot 7312 DP 1154891
91363	Springdale Recreation Reserve	Public Recreation	Lots 11-20 Section 3 DP 758923, Lot 1 DP 903961
50709	Ariah Park Garbage Tip	Water	Lot 149 DP 750852
83832	Reefton RFS Shed	Bush Fire Brigade	Lot 11 Section 6 DP 758875
41317		Public Recreation	Lot 4 DP 1127978
57672		Public Recreation	Lot 1138 DP 750587
58629		Public Recreation	Lot 267 DP 750587

# 1 Introduction

## 1.1 *What is a Plan of Management?*

The *Local Government Act 1993* (the Act) requires a Plan of Management to be prepared for all public land that is classified as 'community' land under that Act.

A Plan of Management (PoM) is an important management tool, which is developed by council in consultation with the community. A PoM outlines the land's features, and clarifies how Council will manage, use or develop the land in the future. A PoM provides a transparent and co-ordinated approach to public land management.

Community land may include a wide variety of properties, ranging from small recreation reserves to iconic parks, and in some instances buildings.

Community land supports important aspects of community life, and is valued and appreciated by residents, workers, and visitors to the Temora Shire Local Government Area.

The Local Government Act 1993 requires that community land be categorised as; natural area, park, sportsground, area of cultural significance, or general community use.

A PoM can be prepared for more than one parcel of land (Generic or Geographic) or for a single property (Significant or Specific).

## 1.2 *Need for this Plan of Management*

Section 3.23 of the Crown Lands Management Act 2016, requires Councils to prepare a PoM for all Crown Land that Council manages on behalf of the Crown. This PoM has been prepared for all Generic Crown Reserve Land, not requiring a separate plan of management, that is managed by the Temora Shire Council on behalf of the Crown.

The *Local Government Act 1993* (the 'Act') requires all Council-owned land to be classified as either 'Community' land or 'Operational' land. Land classified as 'Community' land is to be managed and used in accordance with an adopted PoM.

The purpose of this PoM is to:

- contribute to Temora Shire Councils broader strategic goals and vision as set out in the Community Strategic Plan 2030;
- ensure compliance with the *Local Government Act 1993*;
- ensure compliance with the *Crown Land Management Act 2016*; and
- provide clarity in the future development, use and management of the community land.

### **1.3 Process of preparing Plans of Management**

The process of preparing a Plan of Management will generally include consultations with stakeholders, and documents produced at each stage, are shown below:

#### **Process of preparing a Plan of Management**

1. Review of existing plans, policies and reports:
  - Temora Shire Community Strategic Plan 2030 (completed 2016)
  - Temora Local Environmental Plan 2010
  - Temora Shire Development Control Plan 2012
  - Temora Shire Local Strategic Planning Statement 2020
  - Temora Shire Resident Satisfaction Survey 2016
  - Temora Shire Crown Land Register
2. Prepare draft Plan of Management – Report to Council
3. Council Resolution
4. Public Exhibition – Written submissions to Council
5. Consider submissions – Report to Council
6. Prepare final plan of management
7. Adoption
8. Implementation

Section 3.23 (7) (c) of the Crown Lands Management Act 2016, provides that

*if the draft first plan of management results in the land being categorised by reference to categories assigned as provided by this section, the council manager will not be required to hold public hearings under section 40A of the Local Government Act 1993, but must give public notice of it as required by section 38 of that Act.*

Given this is the first plan of management for the Crown Land identified in this plan and that initial categorisations have not altered, a public hearing is not required to be undertaken.

### **1.4 Community Consultation**

Community consultation and input is important to ensure a Plan of Management meets the needs of the local community. It also encourages an appreciation of the Shires aims for management of public land.

Before Council can adopt a PoM, it must be placed on public exhibition for at least 28 days. The period in which written submissions can be received is not less than 42 days from the first day of public exhibition.

In addition, a public hearing must be held, in accordance with the requirements of Sections

40(A) and 47(G) of the Act if community land is intended to be either categorised or re - categorised.

## 1.5 Contents of this Plan of Management

This Plan of Management is divided into the following sections, as outlined in Table 1.

Section	What does it Include?
<b>1. Introduction</b>	Background to the Plan of Management – what is a Plan of Management? The need for the Plan of Management, process of preparation, community consultation, contents
<b>2. Land description and planning</b>	Land covered by the PoM
<b>3. Legislative framework</b>	State government planning legislation, local planning context
<b>4. Basis of Management</b>	Categories of community land
<b>5. Land uses</b>	Permissible uses and developments, scale and intensity of use, use agreements, bookings and events
<b>6. Leases, licences and other estates</b>	Authorisation of leases, licences and other estates; short term vs. casual hire
<b>7. Strategy and Action Plan</b>	Objectives, performance targets, assessment of performance
<b>8. Change and review of PoM</b>	Process of reviewing and updating the PoM
<b>9. Appendices</b>	<p><b>A:</b> contains a schedule of the Community land covered by this PoM.</p> <p><b>B:</b> Detailed property sheets for each property listed in Appendix A. These detailed property information sheets include both the core information requirements under the Act, and additional information to facilitate the relationship between the Shire’s overall strategies and its operational management.</p> <p><b>C:</b> Maps of Land.</p>

**Table 1 Structure of this Plan of Management**

Requirements of the Local Government Act for Plans of Management are listed in Table 2.

<b>Requirement of the Local Government Act</b>	<b>How this plan satisfies the Act</b>
Categorisation of community land	Sections 3, 4 and Appendix B
Core objectives for management of the land	Section 4
A description of the condition of the land, and of any buildings or other improvements on the land as at the date of adoption of the Plan of Management	Appendix B
The purposes for which the land, and any such buildings or improvements, will be permitted to be used	Sections 5, 6
The purposes for which any further development of the land will be permitted, whether under lease or licence or otherwise	Sections 5, 6
A description of the scale and intensity of any such permitted use or development Section 5 Authorisation of leases, licences or other estates over community land	Section 6
Performance targets	Section 7
A means for assessing achievement of objectives and performance targets	Section 7

**Table 2 Contents of a Plan of Management for Community Land**

## **2. Land Description and Planning**

### ***2.1 Land covered by this Plan of Management***

This generic PoM includes all Crown Land that is a Reserve Trust Management type, that is managed by Temora Shire Council on behalf of the Crown and that is categorised as either General Community Use or Parks and is not included within the Sportsgrounds and Parks Plan of Management, or managed by a separate stand alone plan of management.

Including these categorisations in a generic PoM ensures consistent management, which supports a cohesive approach to meeting the diverse needs of the community.

The Crown land covered by this Generic Plan of Management is identified in the schedule in Appendix A.

Property information sheets for each area of community land are in Appendix B.

Land Identification Maps are located in Appendix C.

## **2.2 Why is Some Crown Land Missing from this PoM?**

Land that is not covered by this Generic PoM includes:

- Community land covered by specific PoMs;
- Crown land that is not a Reserve Trust;
- Public open spaces and recreation facility assets within the local government area (LGA) which are owned or managed by other entities;
- Road that has been physically closed;
- Privately owned land, which is made available for public use.

## **3. Legislative Framework**

This section describes the legislative and policy framework applying to the land covered under this PoM.

### **3.1 Crown Land Management Act 2016**

Under the recently introduced Crown Lands Management Act 2016, Councils will continue to manage certain land that is dedicated or reserved as Crown land. However, the new Act ensures that in the future, Councils will manage Crown land under the Local Government Act 1993 (NSW) (LG Act) in accordance with the provisions that apply to 'community land' owned by Council, including the requirement for a plan of management, with oversight rights maintained by the Minister.

Crown land that has been identified as local land has been transferred to local councils as community land and will be managed under the Local Government Act 1993. The categorisation of the majority of transferred land as community land has been included in the Act to prevent the land being sold and so it is retained for a public purpose. All income derived from land transferred to Councils will be retained by Council.

### **3.2 Local Government Act 1993**

Community land must be managed according to the provisions of the Local Government Act 1993 and the Local Government (General) Regulation 2005.

The Local Government Act 1993 requires all Council owned land to be classified as either Operational or Community land. Community land is defined as land that must be kept for the use of the general community, and must not be sold. Community land is required to be managed in accordance with a PoM (refer Table 3.1), and any other laws regulating the use of the land.



Requirement of the Local Government Act
<ul style="list-style-type: none"> <li>• All community land must be categorised.</li> </ul>
<ul style="list-style-type: none"> <li>• The Plan must contain core objectives for management of the land.</li> </ul>
<ul style="list-style-type: none"> <li>• The Plan must include a description of the condition of the land, and of any buildings or other improvements on the land.</li> </ul>
<ul style="list-style-type: none"> <li>• The Plan must specify the purposes for which the land, and any such buildings or improvements, will be permitted to be used.</li> </ul>
<ul style="list-style-type: none"> <li>• The Plan must specify the purposes for which any further development of the land will be permitted, whether under lease or licence or otherwise.</li> </ul>
<ul style="list-style-type: none"> <li>• The Plan must describe the scale and intensity of any such permitted use or development.</li> </ul>
<ul style="list-style-type: none"> <li>• The Plan must include performance targets.</li> </ul>
<ul style="list-style-type: none"> <li>• The Plan must contain means for assessing achievement of objectives and performance targets</li> </ul>
<ul style="list-style-type: none"> <li>• Council must exhibit the draft Plan for 28 days and give at least 42 days for the making of submissions.</li> </ul>
<ul style="list-style-type: none"> <li>• Any amendments to a draft Plan must be publicly exhibited in the same way, until the Council can adopt the draft Plan without further amendment.</li> </ul>
<ul style="list-style-type: none"> <li>• A Council may only grant a lease, licence or other estate over community land if it is expressly authorised in a Plan of Management.</li> </ul>

**Table 3 Requirements of the Local Government Act for community land management**

### **3.3 Native Title Act 1993**

The Crown Land Management Act 2016 provides a new regime for the management of Crown land and Council is now responsible for compliance with Native Title legislation for the Crown land that it manages.

Council is required to undertake steps to identify what affect any activity that they undertake on Crown land will have on Native Title, what provisions of the Native Title Act will validate the activity and what procedures should be taken in relation to a particular activity prior to its commencement. Native Title Manager advice for each of the Crown Reserves is included in Appendix B Property information sheets.

### **3.4 Zoning and Planning Controls**

The Environmental Planning and Assessment Act 1979 (EPA Act) establishes the statutory planning framework for environmental and land use planning in NSW.

Temora Shire Council has previously prepared and adopted a comprehensive Local Environmental Plan (LEP) known as the Temora Local Environmental Plan 2010 for the entire

LGA. The LEP Identifies Crown Land managed by the Shire as one of or a combination of the following land use zones (Refer to Appendix A):

- RU1 Primary Production;
- RU3 Forestry;
- RU5 Village;
- R1 General Residential;
- R5 Large Lot Residential;
- B2 Local Centre;
- B4 Mixed Use;
- B6 Enterprise Corridor;
- IN1 General Industrial;
- SP1 Special Activities;
- SP2 Infrastructure;
- RE1 Public Recreation;
- RE2 Private Recreation;
- E1 National Parks and Nature Reserves; and
- W2 Recreational Waterways zone.

Development or uses requiring a Development Application will be assessed under Section 4.15 of the Environmental Planning and Assessment Act 1979.

In summary, the possible impacts of the proposal will be considered in the light of all relevant planning controls and Council policies.

### ***3.4 Heritage***

The Shire has carried out a number of heritage studies, and recognises the heritage significance of items by their inclusion in its Local Environmental Plan.

The use and development of heritage items is then managed through a Development Control Plan.

The inclusion of heritage significant items within an LEP provides a strong framework to protect these assets. This PoM is intended to be consistent with the LEP framework, but to focus primarily on the nature and balance of use, management and care of the land as a whole.

In respect of Section 36D of the Local Government Act 1993, 'Community land comprising area of cultural significance' it is confirmed that no land contained within this PoM contains any communityland that is the subject of a resolution by the council that declares that, because of the presence on the land of any item that the council considers to be of Aboriginal, historical or cultural significance, the land is an area of cultural significance.

### ***3.5 The Changing Environment***

Over the past 140 years, the Shire's local government area has been transformed by agricultural and small-scale development. Despite this development, many natural features remain in the Shire's local government area (for example, Ingalba Nature Reserve)

The land covered by this PoM has not been identified as the habitat of any threatened species

or of any ecological value.

However, there are some remnants of natural features in/on some of the land covered by this PoM, and many such spaces serve an important ecological role.

The Shire intends to sympathetically retain these natural features, and in appropriate instances augment the key and supporting habitat areas.

Comprehensive Ecological Studies in circumstances will inform the ongoing management and development of any of the Crown Land managed by Council where such proposals have an ability to disturb natural features and habitats.

In respect of Section 36C of the Local Government Act 1993, 'Community land containing significant natural features' it is confirmed that no land contained within this PoM contains any community land that is the subject of a resolution by the council that declares that the land, being the site of:

- (a) a known natural, geological, geomorphological, scenic or other feature that is considered by the council to warrant protection or special management considerations,
- or
- (b) a wildlife corridor, is land to which this section applies.

### **3.6 Other Relevant Legislation and Policies**

In addition to the requirements of the Crown Lands Management Act 2016 and Local Government Act 1993, there are a number of other pieces of legislation and Government policies that are relevant to the ongoing development and management of Crown Land that is managed by Council and categorised as General Community Use or Parks, not managed by another Plan of Management.

Legislation and policies with direct relevance to the subject sites are listed below:

#### **3.6.1 Commonwealth legislation**

The Federal Telecommunications Act 1997 provides for telecommunication facilities being permitted on community land without authorisation in a Plan of Management.

#### **3.6.2 State Government Legislation and Policies**

*Environmental Planning and Assessment Act 1979*  
*State Environmental Planning Policies (SEPPs)*  
*Companion Animals Act 1998*  
*Disability Discrimination Act 1992*  
*Heritage Act 1977*  
*Protection of the Environment Operations Act 1997*  
*Waste Minimisation Act 1995*  
*Pesticides Act 1999*

*Retail Leases Act 1994*  
*Biodiversity and Conservation Act 2016*  
*Water Management Act 2000*

### **3.6.3 Council Planning Instruments Development Control Plans and Policies**

*Temora Local Environmental Plan 2010*  
*Temora Shire Development Control Plan 2012*  
*Temora Shire Council Community Strategic Plan 2030*  
*Temora Shire Local Strategic Planning Statement 2020*

## **4. Basis of Management**

### **4.1 Categorisation of Community Land**

Under section 3.23(2) of the Crown Land Management Act 2016 Council Crown land managers must assign to all Crown land under their management one or more initial categories of community land referred to in section 36 of the Local Government Act 1993.

Section 36(4) of the Act requires Community land to be categorised (or broken down) into one of five categories as set out in the Act, which are:

- Natural Area (to be further sub-categorised as Bushland, Wetland, Escarpment, Watercourse or Foreshore);
- Sportsground;
- Park;
- Area of Cultural Significance;
- General Community Use.

Council managers must assign a category that they consider to be most closely related to the purpose(s) that the land is dedicated or reserved. Multiple categories are assigned to Crown land where the Crown land is subject to multiple reservations and or dedications.

The degree to which the reserve purpose relates to the assigned category of the land is important for ongoing management of the land as Council must obtain Native Title Manager advice as to the validity of the activities that they wish to undertake on the land prior to dealing with the land.

The Native Title Act recognises the intent of the original reserve purpose of the land so that complying activity can be validated particularly under Section J of the Native Title Act 1993.

Council had requested that the initial categories of: **General Community Use and Park** be applied to the land identified in appendix A of this plan. These are the closest categories to the reserve purpose(s) of the land identified in appendix A.

These categories have been approved by the Minister administering the Crown Land Management Act 2016 in relation to the reserves.

Council does not propose to alter the initial categories assigned by the Minister by this Plan of Management as the assigned categories most closely align with the reserve purpose of the land and its core usage.

Activities on the reserves will need to reflect the intent of the public purpose and will be assessed for compliance with relevant Local Government and Crown Lands legislation including assessment of the activity under the Native Title Act 1996.

Use of the land for any activity is subject to application and approval. Assessment will consider compliance with the objectives and relationship to and impact upon the public purpose for the land. Other uses that do not comply with the plan of management or zoning of the land under Council's LEP would not be considered.

The guidelines for categorisation of community land are set out in the Local Government (General) Regulation 2005. The core objectives for each category are set out in the Local Government Act 1993. The guidelines and core objectives for the Park, Sportsground, General Community Use and Natural Area categories are set out in Table 4.

	Land which is, or proposed to be, improved by landscaping, gardens or the provision of non-sporting equipment and facilities, and for uses which are mainly passive or active recreational, social, educational and cultural pursuits that not unduly intrude on the peaceful enjoyment of the land by others.	<ul style="list-style-type: none"> <li>- encourage, promote and facilitate recreational, cultural, social and educational pastimes and activities.</li> <li>- provide for passive recreational activities or pastimes and for the casual playing of games.</li> <li>- improve the land in such a way as to promote and facilitate its use to achieve the other core objectives for its management.</li> </ul>
	Land should be categorised as 'Sportsground' if the land is used or proposed to be used primarily for active recreation involving organised sports or the playing of outdoor games.	<ul style="list-style-type: none"> <li>- encourage, promote and facilitate recreational pursuits in the community involving active recreation involving organised sports and informal sporting activities and games.</li> <li>- ensure that such activities are managed having regard to any adverse impact on nearby residences.</li> </ul>
General Community Use	Land that may be made available for use for any purpose for which community land may be used, whether by the public at large or by specific sections of the public.	<ul style="list-style-type: none"> <li>- to promote, encourage and provide for the use of the land, and to provide facilities on the land, to meet the current and future needs of the local community and of the wider public: <ul style="list-style-type: none"> <li>• in relation to public recreation and the physical, cultural, social and intellectual welfare or development of individual members of the public.</li> <li>• in relation to purposes for which a lease, licence or other estate may be</li> </ul> </li> </ul>

		granted in respect of the land (other than the provision of public utilities and works associated with or ancillary to public utilities).
	Land should be categorised as a natural area, if the land, whether or not in an undisturbed state, possesses a significant geological feature, geomorphological feature, landform, representative system or other natural feature or attribute that would be sufficient to further categorise the land as bushland, wetland, escarpment, watercourse or foreshore.	<ul style="list-style-type: none"> <li>• to conserve biodiversity and maintain ecosystem function in respect of the land, or the feature or habitat in respect of which the land is categorised as a natural area.</li> <li>• to maintain the land, or that feature or habitat, in its natural state and setting.</li> <li>• to provide for the restoration and regeneration of the land</li> <li>• to provide for community use of and access to the land in such a manner as will minimise and mitigate any disturbance caused by human intrusion.</li> <li>• to assist in and facilitate the implementation of any provisions restricting the use and management of the land that are set out in a recovery plan or threat abatement plan prepared under the Biodiversity Conservation Act 2016 or the Fisheries Management Act 1994.</li> </ul>

**Table 4 Guidelines for and core objectives of community land categorised as Parks, Sportsgrounds, General Community Use and Natural Areas**

*(1) Local Government (General Regulation) 2005*

*(2) Local Government Act 1993*

Council must manage Community land in according to these core objectives. Any activities or uses of the land should be consistent with the core objectives for that category of land. Additional objectives, which support the above core objectives, are included in Section 7 Strategy and Action Plan.

## ***4.2 Management of Community Land***

The Shire intends to manage its community land to meet the objectives set out in Table 4.1 and Section 7 of this PoM. The types of uses, and development, which may take place, are identified in Sections 5 and 6.

## ***4.3 Guiding Principles for Land Managed under this Plan***

Guiding principles derived from the Temora Shire Council Community Strategic Plan 2030, which apply to park, sportsground and general community use land in the Shire, are:

### **Equity**

Involving fairness in decision-making, prioritising and allocation of resources, particularly for those in need.

#### **Access**

Having fair access to services, resources and opportunities to improve quality of life.

#### **Participation**

The maximum opportunity to genuinely participate in decisions, which affect their lives.

#### **Rights**

Equal rights established and promoted, with opportunities provided for people from diverse linguistic, cultural and religious backgrounds to participate in community life.

### **4.4 Key Strategic Directions**

The key strategic directions and objectives for the Shire's Community Strategic Plan that apply to this Plan of Management are:

Provide a safe and supportive living environment for our residents

Provide services required for excellent liveability in a rural community

Ensure an aesthetically pleasing environment

#### **4.4.1 Parks**

##### *Management principles and objectives*

Crown Reserve Land categorised as Parks within this Plan of Management may consist of areas with an operational function that have not been classified as operational land.

Properties included within this category fall into two types

**Type 1:** includes vacant land that is used for a rest area or has only minimal maintenance by Council as a park, due to its location away from urban areas

**Type 2:** includes land that is leased from Council for grazing purposes

#### **4.4.2 General Community Use**

### *Management principles and objectives*

Crown Reserve Land categorised as General Community Use may consist of areas with an operational function that have not been classified as operational land. Properties included within

this category fall into two types:

**Type 1:** includes access corridors, rights of way, and infrastructure and drainage reserves.

**Type 2:** includes buildings that fully cover the land or have a substantial presence upon the balance of the land. The buildings may function as multi-purpose community facilities or specialised single purpose facilities providing a range of services.

The Council may grant easements for the provision of services over, or on the land provided that a Native Title assessment has been carried out by Council's Native Title Manager and the provisions of the Local Government Act 1993 and the Crown Land Management Act 2016 have been complied with.

Management principles and objectives which apply to Crown Reserve Managed Land, General Community Use Land and Built Facilities on that land are set out in Table 5.



Principle	Management Objective
Facilities will be sustainable	Sustainable community facilities enhance positive environmental, social, cultural and economic factors in terms of the built form, design, and uses. They limit negative environmental, social and economic impacts. Sustainable community facilities planning and provision considers long term factors and has regard for future generations.
Facilities will be multipurpose and flexible	Multi-purpose community facilities enhance the wellbeing and life opportunities for diverse groups within the community. They provide opportunities to interact and share mutually beneficial activities and experiences for everyone.
Community facilities will be accessible	Community facilities must be fully accessible to the entire community by being centrally located close to other essential services and transport links, physically accessible to people of all abilities, affordable as well as open and welcoming to people of all backgrounds.
Community facilities will be equitably located across the Shire	Community facilities must be within walking and cycling distance of resident's homes or close to accessible and frequent public transport. This ensures that the whole community can enjoy the benefits of community spaces and programs. Community facilities will be safe and of high quality. Community facilities can enhance the safety and amenity of the local neighbourhood by providing increased activity and surveillance in the area. They activate neighbourhoods and provide spaces for safe use at night and on weekends. Quality community facilities are of a standard and finish that is robust, durable and 'built-to-last'.
Community facilities will Promote a positive local identity	The design of community facilities can provide opportunities for local community expression and for the distinctive characteristic of villages to be displayed. They can contribute to the vitality and viability of village centres, relating to and integrating with surrounding retail and other services.

**Table 5 Management principles and objectives for land categorised as General Community Use**

## Role of General Community Use Land

General Community Use areas perform many functions relating to the enhancement of the health and wellbeing of the community. Outside of the provision of power easements, drainage reserves and access ways, the land may house buildings and structures such as neighbourhood centres or Scout / Guide halls that cater for formal and informal leisure and recreational activities, hobbies, artistic endeavours, educational, cultural and social functions. Consequently, these areas play a pivotal role in promoting and developing dynamic communities with a strong sense of belonging.

Open space areas associated with General Community Use land also offer the community a range of recreation opportunities. This provides individuals and communities with health related benefits achieved through physical activity such as physical, mental, social, cultural, economic and environmental benefits that lead to the overall health and wellbeing of the community.

Dual Purpose of General Community Use Land, Council recognises that some General Community Use land throughout the Shire can serve a dual recreation and drainage function and this function must be monitored closely to maintain the recreational and drainage integrity of these assets.

## 5. Land Uses

### 5.1 Permissible uses and developments

The use and development of community land should be generally compatible with both the intended function of the land, and the wider community context.

Purpose/Use	Development
Park category	
<ul style="list-style-type: none"><li>• Active and passive recreation including children's play</li><li>• Group recreational use, such as picnics and private celebrations</li></ul>	<ul style="list-style-type: none"><li>• Development for the purposes of improving access, amenity and the visual character of the park</li></ul>
General Community Use Category	
<ul style="list-style-type: none"><li>• Provides a location for, and supports, the gathering of groups for a range of general purposes</li></ul>	<ul style="list-style-type: none"><li>• Development for the purposes of amenity and the visual character of the general community area</li></ul>

**Table 6 Permissible Uses of land categorised as Park and General Community Use**

Future development and use of the community land will need to:

#### 1. Meet legislative requirements.

The zoning tables in the Temora LEP specifies the range of uses and activities that may be permitted on the land. A number of uses are also set out in the Regulations to the Local Government Act 1993.

Buildings and amenities may be provided where consistent with the need to facilitate the purpose of the land, provided that a Native Title assessment has been carried out by Council's Native Title Manager and the provisions of the Local Government Act 1993 and the Crown Land Management Act 2016 have been complied with.

## **2. Be consistent with the guidelines and core objectives of the community land category.**

Under the Local Government Act uses and development of community land must be consistent with the guidelines for categorisation and the core objectives of each category, and any other additional objectives the Council proposes to place on the community land categories (refer to Section 4).

## **3. Be consistent with relevant Council policies.**

Relevant Council policies as at the date of adoption of this plan are set out in Section 3 (Legislative Framework). The goals and strategies outlined in these documents have been used to guide the outcomes of this PoM. The Shires policies will continue to develop after the preparation of this PoM. Management of the Shire's assets, and their development, will take into account the policy framework at the relevant time.

Substantial upgrades and proposed new development will take into account a range of factors, including:

- This PoM and the core objectives for the land;
- The planning controls for the land;
- The Shires adopted policies;
- The characteristics of the land affected, including existing and future use patterns.
- Any landscape masterplan for the land.

## ***5.2 Scale and intensity of land use***

The scale and intensity of development and activities on Community land is to be generally compatible with the scale and anticipated use of the park or reserve.

In particular, the scale and intensity of use will be consistent with the carrying capacity of the land, and any masterplan or development application relating to the land.

## ***5.3 Consent for Development and Leasing or Licencing of Crown land Subject of this POM***

Crown land is generally reserved for a public purpose, and uses on the reserve must be compatible with or ancillary to that public purpose. Whilst generally the Minister's consent is usually required for the making of a development application or the entering into a lease or licence agreement over community land, Crown Land identified in this plan will instead be subject to Councils consent (refer to Sections 2.23 and 3.22 of the Crown Lands Management Act, 2016).

## **5.4 Uses and agreements**

The Shire may from time to time enter into or create a range of leases, licences, other estates, management agreements, and/or booking arrangements, in order to encourage the use the land and/or buildings appropriately and effectively.

These arrangements are intended to support and encourage a range of uses, which enhance the level of activation and enjoyment of the space.

Kiosks, restaurants, refreshment facilities, mobile vending, recreational equipment sale or hire (e.g. bicycle hire or sale of swimming accessories), may support the general community enjoyment of the areas. Each proposal will be reviewed to ensure it is compatible with the relevant land. The types of uses and agreements, which the Shire considers appropriate are described in Section 6.

## **5.5 Bookings and Events**

*'Open space is not only for recreation and conservation of environmental and cultural values, it is the foundation of urban liveability.*

*It underpins many social, ecological and economic benefits that are essential to the healthy functioning of the urban environment'* (Source: Linking People and Spaces, Parks Victoria 2002).

In supporting urban liveability, parks, sportsgrounds, and buildings intended for community use have significant potential as venues for short-term public and private special events of different sizes and scale.

The Shire is responsible for bookings of community land and reserves in its LGA. Generally, the Shire seeks to encourage a broad and appropriate range of uses within its area. A number of policies address specific types of use in greater detail. Applicants should check the Shires website ([www.temora.nsw.gov.au](http://www.temora.nsw.gov.au)) for up-to-date information.

# **6. Leases, Licences and Other Estates**

## **6.1 What are Leases, licences and other estates?**

A lease is a contract between a land owner, and another entity, granting that entity a right to occupy an area for a specified period of time. The Shire will consider leasing areas of the land covered by this PoM especially in the following situations:

- there is a clear reason for granting a lease, and the lease is consistent with the reserve purpose and the intended use of the land e.g. a child care operator may need exclusive occupation and control of the child care centre.
- the occupant has made (or intends to make) a significant financial contribution to the asset

- e.g. a café operator may propose a new fit out of the café as part of a lease agreement.
- There is a very strong link between the nature of the asset and the proposed tenant e.g. a lease of a scout hall to Scouts Australia.

In addition, the Act and its Regulation specify some additional uses (e.g. public infrastructure) which are permitted, and which may be authorised by a lease or licence arrangement.

A licence allows occupation and a clear and transparent way of identifying the permitted activity. The main difference between a lease and licence is that a licence does not permit the sole, or exclusive, use of the area. Licences may be granted to formally recognise and endorse shared uses. For example, an outdoor seating area adjoining a café may be used by the café at some periods, but not all the time.

Short-term licences and bookings may be used to allow the Shire to program different uses at different times, allowing the best overall use. The Shire may use short term licences or bookings to manage the types of uses set out in Table 6.1 in particular.

The terms of the authorisation for a lease, licence or other estate should include Native Title assessment and validation under the Native Title Act 1993 and should ensure the proper management and maintenance of the land and that the interests of Council and the public are protected.

## ***6.2 Authorisation of Leases, Licences or Other Estates over Community Land***

The Act requires that any lease or licence of Community Land must be authorised by a PoM. The lease or licence must be for purposes consistent with the categorisation and zoning of the land.

The maximum period for leases or licences on Community land permitted under the Act is 21 years.

If a lease or licence is anticipated, then public notice should be given in accordance with the requirements of the Act. Where a lease arrangement has been entered into with Council for community land, subleasing the land must be in accordance with the requirements of Section 47C of the Act and Clause 119 of the *Local Government (General) Regulation 2005*.

Supporting occupations in the form of leases and licence agreements are indicated in the detailed information sheets in Appendix B. This PoM authorises existing leases and licence agreements until the end of their current term. The leased or licensed areas may be renewed or changed in future.

The leased or licensed areas may be reconfigured in the future to reflect changes in community needs. This PoM authorises the Shire to grant leases, licences or any other estates for community land covered in this PoM for purposes and uses which are identified or consistent with those in Table 6. Some examples of longer term arrangements are outlined in the following Table 7. Shorter arrangements (for example, a short term licence associated with a particular event, or recurring for a few hours each season) are set out in Table 8.

Type of Arrangement Authorised	Land and Facilities covered	Purposes for which long term leasing/licensing will be granted
	Community land and buildings	<p>Any lease or licence proposal will be individually assessed and considered, including the community benefit, compatibility with this PoM and the capacity of the area to support the activity.</p> <p>Sympathetic, compatible uses may include:</p> <ul style="list-style-type: none"> <li>- child care or vacation care</li> <li>- health or medical practitioners associated with the relevant facility (e.g. nutrition, physiotherapy)</li> <li>- educational purposes, including libraries, education classes, workshops</li> <li>- cultural purposes, including concerts, dramatic productions, and galleries</li> <li>- recreational purposes, including fitness classes; dance classes, and games</li> <li>- sporting uses developed/operated by a private operator</li> <li>- kiosk, café and refreshment purposes</li> <li>- commercial retail uses associated with the facility (e.g. sale or hire of sports goods)</li> <li>- Grazing of land</li> </ul>
	Park/ Sportsground	<p>Any lease or licence proposal will be individually assessed and considered, including the community benefit, compatibility with this PoM and the capacity of the area to support the activity.</p> <p>Sympathetic, compatible uses including:</p> <ul style="list-style-type: none"> <li>- café/kiosk areas, including seating and tables</li> <li>- management of court facilities</li> <li>- hire or sale of recreational equipment</li> </ul>
Licence	Community land and buildings	<p>Sympathetic, compatible uses including:</p> <ul style="list-style-type: none"> <li>- social purposes (including child care, vacation care)</li> <li>- educational purposes, including libraries, education classes, workshops</li> <li>- recreational purposes, including fitness classes; dance classes</li> <li>- café/kiosk areas</li> </ul>
	Park/ Sportsground	<p>Sympathetic, compatible uses including:</p> <ul style="list-style-type: none"> <li>- Outdoor café/kiosk seating and tables</li> </ul>
Other Estates	Community land and buildings	<p>This PoM allows Council to grant 'an estate' over community land for the provision of public utilities and works associated with or ancillary to public utilities in accordance with the Local Government Act 1993.</p> <p>Estates may also be granted across community land</p>

		for the provision of pipes, conduits, or other connections under the surface of the ground for the connection of premises adjoining the community land to a facility of the Council or other public utility provider that is situated on community land.
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**Table 7 Leases, Licences and other Estates**

The examples given in Tables 6.1 and 6.2 are illustrative only. Council welcomes innovation, and there may be new ways to better utilise a space. Interested parties should contact Council to discuss their particular interest area.

The grant of a lease or licence is an important step in using community land, but there may be other requirements relevant to any proposed use. For example, the refurbishment of a kiosk may also require development consent under the Environmental Planning and Assessment Act 1979. Any interested person should check carefully to make sure they are aware of all relevant requirements.

The issue of any proposed lease, licence or other estate and any subsequent provisions of the lease, licence or other estate must be validated by the relevant provisions of the Native Title Act 1993.

### **6.3 Short Term Uses**

<b>Community land category</b>	<b>Purposes for which short term casual licences may be granted</b>
Park	<ul style="list-style-type: none"> <li>• community events and festivals</li> <li>• playing a musical instrument, or singing for fee or reward</li> <li>• picnics and private celebrations such as weddings and family gatherings</li> <li>• filming, including for cinema/television</li> <li>• conducting a commercial photography session</li> <li>• public performances</li> <li>• engaging in an appropriate trade or business</li> <li>• delivering a public address</li> <li>• community events</li> <li>• fairs, markets, auctions and similar activities</li> </ul>
General Community Use	<ul style="list-style-type: none"> <li>• Public speeches, meetings, seminars and presentations, including educational programs</li> </ul>

	<ul style="list-style-type: none"> <li>• Functions (including commemorative functions, book launches, film releases, balls, and similar activities)</li> <li>• Displays, exhibitions, fairs, fashion parades and shows</li> <li>• Events (including weddings, corporate functions, and community gatherings)</li> <li>• Concerts and other performances, including both live performances and film (cinema and TV)</li> <li>• Broadcasts associated with any event, concert, or public speech</li> <li>• Engaging in an appropriate trade or business delivering a public address, community events; auctions, markets and similar activities</li> </ul>
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**Table 8 Short Term Uses**

Agreements for use of community land may be granted for events of short duration, which may be anything from a few hours to a few days. These casual arrangements should be for the types of short term uses identified in Table 8.

The functions and events conducted at each particular location may vary significantly, in light of the facilities available in that location. For example, catering services are available in some (not all) community buildings.

In assessing Community land categorised as Park as a venue for any proposed event, the Shire applies the following minimum criteria:

- the event should not result in physical damage to the park;
- where appropriate, the event should be made available to all sections of the community;
- the event should not result in a significant adverse impact on adjoining residents;
- organisers of the site should be responsible for cleaning up the site and repairing any damage that may occur.

Fees for short-term casual bookings will be charged in accordance with Council’s adopted Fees and Charges at the time.



## 7. Strategy and Action Plan

### 7.1 Strategy and Action Plan

Section 36 of the Act requires that a PoM for community land details:

- the means by which the council proposes to achieve the plan’s objectives and performance targets;
- the manner in which the council proposes to assess its performance with respect to the plan’s objectives and performance targets.

Table 9 sets out these requirements for the land managed by this Plan.

<b>Objectives and performance targets of the plan with respect to the land s.36 (b)</b>	<b>Means by which Council proposes to achieve the plan’s objectives and performance targets s.36 (c)</b>	<b>Manner in which Council proposes to assess its performance with respect to the plan’s objectives and performance targets s.36 (d)</b>
<i>Urban Context</i>		
To maintain the Shire’s Crown Reserve managed parks and general community use properties as integral components in the visual and social fabric of the LGA’s community	Maintain and enhance parks and general community use property as secure places in the locality	Increased appreciation of the park or general community use property as measured by positive comments received by Council. Community consultation, including surveys, to determine level of use and any community concerns. Surveys to be undertaken as required. Maintain records of public comments in relation to park, sportsground, natural area or general community use property. Regularly review records to guide future directions
<i>Use</i>		
To provide opportunities for a use of parks and general community land.	Maintain satisfactory condition of generic parks and general community use land	Council receives positive comments regarding use of generic parks and general community use land, and few or nil complaints regarding these properties
<i>Community facilities</i>		
Provide sustainable community facilities for a range of community, social, and other compatible activities.	Where appropriate, provide community facilities which are multipurpose and flexible to a range of appropriate uses. Ensure community facilities are universally accessible. Ensure community facilities are equitably and appropriately located across the Shire. Ensure that community facilities are safe and of high quality. Facilities provided and managed in consultation and partnership with user groups and the community. Ensure community facilities meet sustainable building requirements.	Community facilities user satisfaction surveys. Facility inspections and audits.

<i>Landscape Character</i>		
To maintain or improve landscape character and visual quality of Crown Reserve parks and general community use property.	Monitor sites and manage any issues identified, including visual presentation, weed management, and rubbish dumping	Maintain records of public comments in relation to properties. Regularly review records to guide future directions.
<i>Built Form</i>		
Buildings and structures, where installed, to contribute to park and general community use amenity, facilitate a range of uses and have regard to environmental sustainable design, resource use and maintenance.	Building and structure design specifications to consider park and general community use character, expected use and environmental sustainability features.	Council receives positive comments regarding use of generic parks and general community use land, and few or nil complaints regarding these properties
<i>Cultural and Historical Significance</i>		
Appreciation and interpretation of the heritage significance of the site in terms of both natural and cultural components.	Undertake, when required, heritage and cultural assessment studies to identify cultural and heritage values for retention and interpretation. Incorporate historical information on property signage to instil understanding and appreciation of the site and the history it represents.	Retention and interpretation of heritage and cultural values provides increased appreciation of the property and its history as measured by property user surveys.
<i>Total Asset Management – Land and Building management and maintenance</i>		
To provide professional, efficient management of Crown Reserve, Council managed parks and general community use properties.	Regular visitation and condition assessments.	Measured against contract KPIs. Internal business unit users, public and tenant surveys. Audits
<i>Access and Circulation</i>		
To provide safe access to the parks and general community use properties for pedestrians and cyclists. To ensure access to and within parks and general community use land for people with disabilities	Parks and general community use property upgrades, refurbishments and/or improvement works to consider public access	Council receives positive comments regarding use of generic parks and general community use land, and few or nil complaints regarding these properties
<i>Traffic and Parking</i>		
To ensure traffic and parking requirements provide a safe environment for parks and general community use property users and do not impact on the amenity of the properties.	Ensure that the use of vehicles, when permitted, are regulated and does not affect the normal functioning of these properties. Installation of signage preventing vehicles from entering unauthorised areas. Where vehicles are permitted, provide clearly demarked vehicle movement areas and encourage safe driver behaviour. Provide access for emergency or service.	Reduced pedestrian, cyclist and vehicle conflicts. Improved public safety.
<i>Natural Environment</i>		
To maintain and enhance the health of parks and natural areas ecology, including flora, fauna, wetland and watercourses. Maintain, protect and improve health of identified significant trees and surrounding street trees, and improve soil health. To ensure access is appropriately controlled to any environmentally sensitive areas	Environmentally sensitive areas identified and appropriate access control measures implemented.	Council receives positive comments regarding use of generic parks and general community use land, and few or nil complaints regarding these properties

<b>Safety and Risk Management</b>		
Provide safe park and general community use land	Park and general community use land is monitored and any safety concerns are responded to promptly	Council receives positive comments regarding use of generic parks and general community use land, and few or nil complaints regarding the safety of these properties
<b>Ownership and Tenure</b>		
To ensure that ownership, tenure and permitted use arrangements allow the widest possible community access to parks and general community use land	All future leases and licences to meet the requirements of the Local Government Act 1993, the Crown Land Management Act 2016 and Native Title Act 1993.	Type and extent of licencing and leasing as measured by record keeping, survey and observation.

**Table 9: Performance targets**

## **8. Changes and Review of Plan of Management**

This PoM for Council Managed Crown Reserve Land will require regular review in order to align with community values and changing community needs, and to reflect changes in Council priorities.

The performance of this PoM will be reviewed on a regular basis to ensure the park, sportsground and general community use land and buildings are well maintained and provide a safe environment for public enjoyment.

Strategic reviews of this PoM will occur at 5 and 10 year intervals.

The Appendices to this PoM may be updated from time to time, reflecting significant changes to the condition of the community land.

The community will have an opportunity to participate in reviews of this PoM as part of the Council meeting cycle.

## List of Tables

- 1 Structure of this Plan of Management
- 2 Contents of a Plan of Management for community land
- 3 Requirements of the Local Government Act for community land management
- 4 Guidelines and core objectives of community land categorised as Park, Sportsground, and General Community use
- 5 Management principles and objectives for land categorised as General Community Use
- 6 Permissible uses of land categorised as park, sportsground and general community use
- 7 Leases, licences and other estates
- 8 Short term uses
- 9 Performance targets

## **Appendices Appendix A – Crown Land managed by Council under this Plan of Management**

Map Id.	Reserve Number	Reserve Type	Reserve Name	Management Type	Manager	Purpose	Legal Description	Initial Categorisation	Gazette and Appointment Dates
1	89391	RESERVE	TEMORA CARAVAN PARK	RESERVE TRUST	Temora Shire Council Crown Reserves Reserve Trust	Public Recreation	Lot 2 DP 557949 Parish Bundawarra County Bland	General Community Use	Gazette: 28.02.1975
2	71996	RESERVE	ARIAH PARK DEPOT DAM	RESERVE TRUST	Temora Shire Council Crown Reserves Reserve Trust	Water	Lot 7019 DP 1024273 Parish Mandamah County Bourke	General Community Use	Gazette: 02.08.1946
3	29137	RESERVE	SEBASTOPOL RESERVE	RESERVE TRUST	Temora Shire Council Crown Reserves Reserve Trust	Public Recreation	Lot 102 DP 751424 Parish Sebastopol County Clarendon	Park	Gazette: 29.03.1899
4	89884	RESERVE	MARBLE QUARRY REST AREA	RESERVE TRUST	Temora Shire Council Crown Reserves Reserve Trust	Public Recreation	Lot 7003 DP 1067824, Lot 7006 DP 1067825 Parish Beaconsfield County Bourke	Park	Gazette: 06.048.1976
5	220016	RESERVE	COMBANING SCHOOL SITE	RESERVE TRUST	Temora Shire Council Crown Reserves Reserve Trust	Public Hall/Public Recreation	Lot 140 DP 750592 Parish Combaning County Bland	Park	Gazette: 02.12.1988
6	84100	RESERVE	GIDGINBUNG SCHOOL SITE	RESERVE TRUST	Temora Shire Council Crown Reserves Reserve Trust	Public Recreation	Lots 16-17 DP 750820 Parish Beaconsfield County Bourke	Park	Gazette: 07.12.1962
7	87956	RESERVE	CNRS GARDNER, OLD COOTAMUNDRA & GALLIPOLI	RESERVE TRUST	Temora Shire Council Crown Reserves Reserve Trust	Public Recreation	Lot 7312 DP 1154891 Parish Bundawarra County Bland	Park	Gazette: 25.09.1970
8	91363	RESERVE	SPRINGDALE RECREATION RESERVE	RESERVE TRUST	Temora Shire Council Crown Reserves Reserve Trust	Public Recreation	Lots 11-20 Section 3 DP 758923, Lot 1 DP 903961 Parish Gunibindyal County Bland	Park	Gazette: 12.01.1979
9	50709	RESERVE	ARIAH PARK GARBAGE TIP	RESERVE TRUST	Temora Shire Council Crown Reserves Reserve Trust	Water	Lot 149 DP 750852 Parish Mandamah County Bourke	General Community Use	Gazette: 26.05.1915
10	83832	RESERVE	REEFTON RFS SHED	RESERVE TRUST	Temora Shire Council Crown Reserves Reserve Trust	Bush Fire Brigade	Lot 11 Section 6 DP 758875 Parish Gidgingidginbung County Bland	General Community Use	Gazette: 11.05.1962
11	41317	RESERVE		RESERVE TRUST	Temora Shire Council Crown Reserves Reserve Trust	Public Recreation	Lot 4 DP 1127978 Parish Gidgingidginbung County Bland	Park	Gazette: 06.02.1907
12	57672	RESERVE		RESERVE TRUST	Temora Shire Council Crown Reserves Reserve Trust	Public Recreation	Lot 1138 DP 750587 Parish Bundawarra County Bland	Park	Gazette: 12.12.1924
13	58629	RESERVE		RESERVE TRUST	Temora Shire Council Crown Reserves Reserve Trust	Public Recreation	Lot 267 DP 750587 Parish Bundawarra County Bland	Park	Gazette: 05.03.1926



## Appendix B - Property information sheets

### Individual Property Detailed Information Sheets

<b>Reserve Number:</b>	89391
<b>Name of Reserve:</b>	Temora Caravan Park
<b>Legal Description (Lot, Section, DP):</b>	Lot 2 DP 557949
<b>Map Ref:</b>	1
<b>Site Area:</b>	6758.72 Square metres
<b>Land Owner:</b>	Crown
<b>LGA 1993 Classification:</b>	Community Land
<b>Temora Shire Council or Other Interests:</b>	1 land excludes minerals and is subject to reservations and Conditions in favour of the crown - see crown grant(s) 2 the land is a reserve within the meaning of part 2 of the Crown Land Management Act 2016 and there are restrictions on transfer and other dealings in the land under that act, which may require consent of the minister.
<b>Property Type:</b>	General Community Use
<b>Condition of the land and quality of buildings:</b>	2. Good – well maintained, minor maintenance only
<b>Heritage:</b>	Nil Heritage Significance
<b>Available facilities:</b>	The available facilities for the community land - Caravan Park, amenities building
<b>Categorisation:</b>	General Community use
<b>Supporting Occupations:</b>	Council operated caravan park
<b>Native Title Manager Advice:</b>	Native title is considered to be extinguished due to community purpose lease and completion of public works (buildings) prior to 23 December 1996.



<b>Reserve Number:</b>	71996
<b>Name of Reserve:</b>	Ariah Park Depot Dam
<b>Legal Description (Lot, Section, DP):</b>	Lot 7019 DP 1024273
<b>Map Ref:</b>	2
<b>Site Area:</b>	1.66 Hectares
<b>Land Owner:</b>	Crown
<b>LGA 1993 Classification:</b>	Community Land
<b>Temora Shire Council or Other Interests:</b>	1 The land is a reserve within the meaning of part 2 of the Crown Land Management Act 2016 and there are restrictions on transfer and other dealings in the land under that act, which may require consent of the minister.
<b>Property Type:</b>	General Community Use
<b>Condition of the land and quality of buildings:</b>	2. Good – well maintained, minor maintenance only
<b>Heritage:</b>	No heritage significance.
<b>Available facilities</b>	The available facilities for the community land – dam for water storage
<b>Categorisation</b>	General Community Use
<b>Native Title Manager Advice:</b>	Native title is considered to be extinguished due to community purpose lease and completion of public works (buildings) prior to 23 December 1996.

<b>Reserve Number:</b>	29137
<b>Name of Reserve:</b>	Sebastopol Reserve
<b>Legal Description (Lot, Section, DP):</b>	Lot 102 DP 751424
<b>Map Ref:</b>	3
<b>Site Area:</b>	5.49 Hectares
<b>Land Owner:</b>	Crown
<b>LGA 1993 Classification:</b>	Community Land
<b>Temora Shire Council or Other Interests:</b>	<p>1 The land is a reserve within the meaning of part 5 of the Crown Land Management Act 2016 and there are restrictions on transfer and other dealings in the land under that act, which may require consent Of the minister.</p> <p>2 Limited title. Limitation pursuant to section 28t(4) of the Real Property Act, 1900. The boundaries of the land comprised herein have not been investigated by the registrar general.</p>
<b>Property Type:</b>	Public Recreation
<b>Condition of the land and quality of buildings:</b>	3. Average. Requires minimal maintenance as site is not actively used
<b>Heritage:</b>	No heritage significance.
<b>Available facilities</b>	The available facilities for the community land – Nil
<b>Categorisation</b>	Park
<b>Native Title Manager Advice:</b>	Native title is considered to be extinguished due to community purpose lease and completion of public works prior to 23 December 1996. However as the site is predominantly vacant, there is no limit to usage and does not affect native title.

<b>Reserve Number:</b>	89884
<b>Name of Reserve:</b>	Marble Quarry Rest Area
<b>Legal Description (Lot, Section, DP):</b>	Lot 7003 DP1067824, Lot 7006 DP 1067825
<b>Map Ref:</b>	4
<b>Site Area:</b>	5.06 Hectares
<b>Land Owner:</b>	Crown
<b>LGA 1993 Classification:</b>	Community Land
<b>Temora Shire Council or Other Interests:</b>	<p>1 The land is a reserve within the meaning of part 2 of the Crown Land Management Act 2016 and there are restrictions on transfer and other dealings in the land under that act, which may require consent Of the minister.</p> <p>2 Limited title. Limitation pursuant to section 28t(4) of the Real Property Act, 1900. The boundaries of the land comprised herein have not been investigated by the registrar general.</p> <p>3 The plan defining the land in this folio which was prepared for identification purposes is now suitable for title issue. It is not a current plan in terms of section 7a of the Conveyancing Act 1919.</p>
<b>Property Type:</b>	General Community Use
<b>Condition of the land and quality of buildings:</b>	3. Average. Requires minimal maintenance as the site is not actively used
<b>Heritage:</b>	No heritage significance.
<b>Available facilities</b>	The available facilities for the community land - nil
<b>Categorisation</b>	General Community Use
<b>Supporting Occupations</b>	Nil
<b>Native Title Manager Advice:</b>	Native title is considered to be extinguished due to community purpose lease and completion of public works prior to 23 December 1996. However as the site is predominantly vacant, there is no limit to usage and does not affect native title.

<b>Reserve Number:</b>	220016
<b>Name of Reserve:</b>	Combaning School Site
<b>Legal Description (Lot, Section, DP):</b>	Lots 140 DP 750592
<b>Map Ref:</b>	5
<b>Site Area:</b>	7,966.89 sqm
<b>Land Owner:</b>	Crown
<b>LGA 1993 Classification:</b>	Community Land
<b>Temora Shire Council or Other Interests:</b>	<p>1 The land is a reserve within the meaning of part 2 of the Crown Land Management Act 2016 and there are restrictions on transfer and other dealings in the land under that act, which may require consent of the minister.</p> <p>2 Limited title. Limitation pursuant to section 28t(4) of the Real Property act, 1900. The boundaries of the land comprised herein have not been investigated by the registrar general.</p>
<b>Property Type:</b>	General Community Use
<b>Condition of the land and quality of buildings:</b>	3. Average – requires minimal maintenance as the site is not actively used
<b>Heritage:</b>	No heritage significance.
<b>Available facilities</b>	The available facilities for the community land - Nil
<b>Categorisation</b>	Park
<b>Native Title Manager Advice:</b>	Native title is considered to be extinguished due to community purpose lease and completion of public works prior to 23 December 1996. However as the site is predominantly vacant, there is no limit to usage and does not affect native title.

<b>Reserve Number:</b>	84100
<b>Name of Reserve:</b>	Gidginbung School Site
<b>Legal Description (Lot, Section, DP):</b>	Lot 16-17 DP 750820
<b>Map Ref:</b>	6
<b>Site Area:</b>	4.13 hectares
<b>Land Owner:</b>	Crown
<b>LGA 1993 Classification:</b>	Community Land
<b>Temora Shire Council or Other Interests:</b>	<p>1 The land is a reserve within the meaning of part 2 of the Crown Lands Management Act 2016 and there are restrictions on transfer and other dealings in the land under that act, which may require consent of the minister.</p> <p>2 Limited title. Limitation pursuant to section 28t(4) of the Real Property act, 1900. The boundaries of the land comprised herein have not been investigated by the registrar general.</p>
<b>Property Type:</b>	Public Recreation
<b>Condition of the land and quality of buildings:</b>	3. Average – minimal maintenance required as the site is not actively used
<b>Heritage:</b>	No heritage significance.
<b>Available facilities</b>	The available facilities for the community land - Nil
<b>Categorisation</b>	Park
<b>Supporting Occupations</b>	Nil
<b>Native Title Manager Advice:</b>	Native title is considered to be extinguished due to community purpose lease and completion of public works prior to 23 December 1996. However as the site is predominantly vacant, there is no limit to usage and does not affect native title.

<b>Reserve Number:</b>	87956
<b>Name of Reserve:</b>	Cnrs Gardner, Old Cootamundra & Gallipoli
<b>Legal Description (Lot, Section, DP):</b>	Lot 7312 DP 1154891
<b>Map Ref:</b>	7
<b>Site Area:</b>	4524.41 square metres
<b>Land Owner:</b>	Crown
<b>LGA 1993 Classification:</b>	Community Land
<b>Temora Shire Council or Other Interests:</b>	<p>1 The land is a reserve within the meaning of part 2 of the Crown Land Management Act 2016 and there are restrictions on transfer and other dealings in the land under that act, which may require consent of the minister.</p> <p>2 Limited title. Limitation pursuant to section 28t(4) of the Real Property act, 1900. The boundaries of the land comprised herein have not been investigated by the registrar general.</p>
<b>Property Type:</b>	Public Recreation
<b>Condition of the land and quality of buildings:</b>	2. Good – well maintained, minor maintenance only
<b>Heritage:</b>	No heritage significance.
<b>Available facilities</b>	The available facilities for the community land - Nil
<b>Categorisation</b>	Park
<b>Supporting Occupations</b>	Nil
<b>Native Title Manager Advice:</b>	Native title is considered to be extinguished due to community purpose lease and completion of public works prior to 23 December 1996. However as the site is predominantly vacant, there is no limit to usage and does not affect native title.

<b>Reserve Number:</b>	91363
<b>Name of Reserve:</b>	Springdale Recreation Reserve
<b>Legal Description (Lot, Section, DP):</b>	Lots 11-20 Section 3 DP 758923, Lot 1 DP 903961
<b>Map Ref:</b>	8
<b>Site Area:</b>	2.91 Hectares
<b>Land Owner:</b>	Crown
<b>LGA 1993 Classification:</b>	Community Land
<b>Temora Shire Council or Other Interests:</b>	<p>1 The land is a reserve within the meaning of part 2 of the Crown Land Management Act 2016 and there are restrictions on transfer and other dealings in the land under that act, which may require consent of the minister.</p> <p>2 Limited title. Limitation pursuant to section 28t(4) of the Real Property Act, 1900. The boundaries of the land comprised herein have not been investigated by the registrar general.</p>
<b>Property Type:</b>	Public Recreation
<b>Condition of the land and quality of buildings:</b>	3. Average – the property requires minimal maintenance as it is not actively used
<b>Heritage:</b>	No heritage significance.
<b>Available facilities</b>	The available facilities for the community land - Nil
<b>Categorisation</b>	Park
<b>Supporting Occupations</b>	Nil
<b>Native Title Manager Advice:</b>	Native title is considered to be extinguished due to community purpose lease and completion of public works prior to 23 December 1996. However as the site is predominantly vacant, there is no limit to usage and does not affect native title.

<b>Reserve Number:</b>	50709
<b>Name of Reserve:</b>	Ariah Park Garbage Tip
<b>Legal Description (Lot, Section, DP):</b>	Lot 149 DP 750852
<b>Map Ref:</b>	9
<b>Site Area:</b>	4.41 Hectares
<b>Land Owner:</b>	Crown
<b>LGA 1993 Classification:</b>	Community Land
<b>Temora Shire Council or Other Interests:</b>	<p>1 The land is a reserve within the meaning of part 2 of the Crown Land Management Act 2016 and there are restrictions on transfer and other dealings in the land under that act, which may require consent of the minister.</p> <p>2 Limited title. Limitation pursuant to section 28t(4) of the Real Property Act, 1900. The boundaries of the land comprised herein have not been investigated by the registrar general.</p>
<b>Property Type:</b>	Water
<b>Condition of the land and quality of buildings:</b>	2. Good – well maintained, minor maintenance only
<b>Heritage:</b>	No heritage significance.
<b>Available facilities</b>	The available facilities for the community land – Nil
<b>Categorisation</b>	General Community use
<b>Supporting Occupations</b>	Nil
<b>Native Title Manager Advice:</b>	Native title is considered to be extinguished due to community purpose lease and completion of public works prior to 23 December 1996.



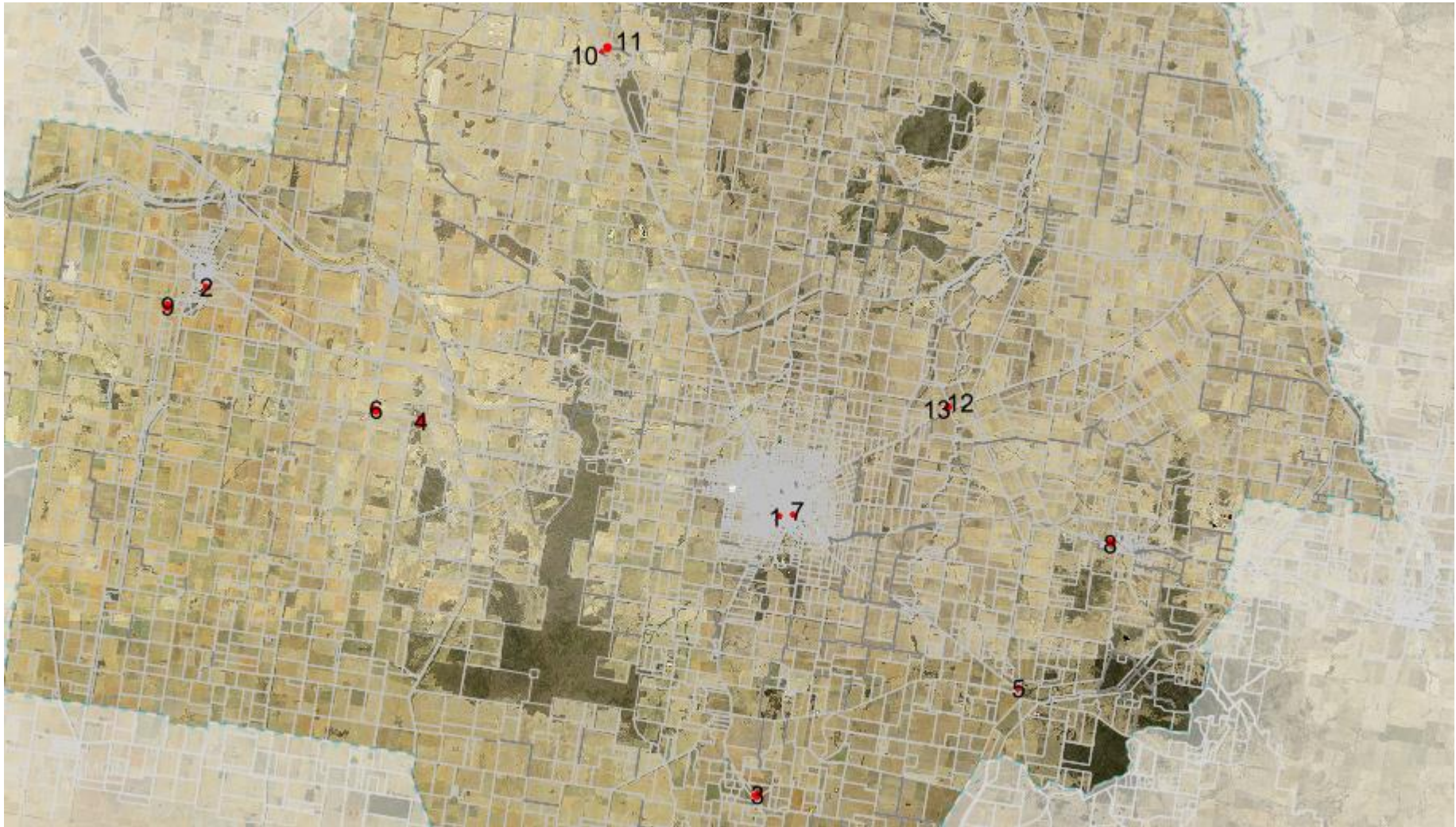
<b>Reserve Number:</b>	83832
<b>Name of Reserve:</b>	Reefton RFS Shed
<b>Legal Description (Lot, Section, DP):</b>	Lot 11 Section 6 DP 758875
<b>Map Ref:</b>	10
<b>Site Area:</b>	1011.26 Square Metres
<b>Land Owner:</b>	Crown
<b>LGA 1993 Classification:</b>	Community Land
<b>Temora Shire Council or Other Interests:</b>	<p>1 The land is a reserve within the meaning of part 2 of the Crown Land Management Act 2016 and there are restrictions on transfer and other dealings in the land under that act, which may require consent of the minister.</p> <p>2 Limited title. Limitation pursuant to section 28t(4) of the Real Property act, 1900. The boundaries of the land comprised herein have not been investigated by the registrar general.</p>
<b>Property Type:</b>	General Community Use
<b>Condition of the land and quality of buildings:</b>	2. Good – well maintained, minor maintenance only
<b>Heritage:</b>	No heritage significance.
<b>Available facilities</b>	<p>General Community Use</p> <p>The available facilities for the community land</p> <p>- Nil</p>
<b>Categorisation</b>	General Community use
<b>Native Title Manager Advice:</b>	Native title is considered to be extinguished due to community purpose lease and completion of public works (building) prior to 23 December 1996.

<b>Reserve Number:</b>	41317
<b>Name of Reserve:</b>	Reefton Recreation Reserve
<b>Legal Description (Lot, Section, DP):</b>	Lot 4 DP 1127978
<b>Map Ref:</b>	11
<b>Site Area:</b>	3.0 Ha
<b>Land Owner:</b>	Crown
<b>LGA 1993 Classification:</b>	Community Land
<b>Temora Shire Council or Other Interests:</b>	<p>*The land is a reserve within the meaning of part 2 of the Crown Land Management Act 2016 and there are restrictions on transfer and other dealings in the land under that Act, Which May Require Consent Of The Minister.</p> <p>* Limited Title. Limitation Pursuant to Section 28t(4) of the Real Property Act, 1900. The Boundaries Of The Land comprised herein have not been investigated by the registrar general.</p>
<b>Property Type:</b>	Public Recreation
<b>Condition of the land and quality of buildings:</b>	2. Good – well maintained, minor maintenance only
<b>Heritage:</b>	No heritage significance.
<b>Available facilities</b>	Nil
<b>Categorisation</b>	Park
<b>Supporting Occupations</b>	Leased for grazing purposes
<b>Native Title Manager Advice:</b>	Native title is considered to be extinguished due to community purpose lease and completion of public works prior to 23 December 1996. However as the site is predominantly vacant, there is no limit to usage and does not affect native title.

<b>Reserve Number:</b>	57672
<b>Name of Reserve:</b>	
<b>Legal Description (Lot, Section, DP):</b>	Lot 1138 DP 750587
<b>Map Ref:</b>	12
<b>Site Area:</b>	3.0 Ha
<b>Land Owner:</b>	Crown
<b>LGA 1993 Classification:</b>	Community Land
<b>Temora Shire Council or Other Interests:</b>	<p>*The land is a reserve within the meaning of part 2 of the Crown Land Management Act 2016 and there are restrictions on transfer and other dealings in the land under that Act, Which May Require Consent Of The Minister.</p> <p>* Limited Title. Limitation Pursuant to Section 28t(4) of the Real Property Act, 1900. The Boundaries Of The Land comprised herein have not been investigated by the registrar general.</p>
<b>Property Type:</b>	Public Recreation
<b>Condition of the land and quality of buildings:</b>	2. Good – well maintained, minor maintenance only
<b>Heritage:</b>	No heritage significance.
<b>Available facilities</b>	Nil
<b>Categorisation</b>	Park
<b>Supporting Occupations</b>	Leased for grazing purposes
<b>Native Title Manager Advice:</b>	The reserve was dedicated prior to 23 December 1996. The site has been leased for agriculture. Proceed under s24 of the Native Title Act 1993, under subdivision 24I renewal of lease entered into before 23 December 1996.

<b>Reserve Number:</b>	58629
<b>Name of Reserve:</b>	
<b>Legal Description (Lot, Section, DP):</b>	Lot 267 DP 750587
<b>Map Ref:</b>	13
<b>Site Area:</b>	7925.39 square metres
<b>Land Owner:</b>	Crown
<b>LGA 1993 Classification:</b>	Community Land
<b>Temora Shire Council or Other Interests:</b>	<p>*The land is a reserve within the meaning of part 2 of the Crown Land Management Act 2016 and there are restrictions on transfer and other dealings in the land under that Act, Which May Require Consent Of The Minister.</p> <p>* Limited Title. Limitation Pursuant to Section 28t(4) of the Real Property Act, 1900. The Boundaries Of The Land comprised herein have not been investigated by the registrar general.</p>
<b>Property Type:</b>	Public Recreation
<b>Condition of the land and quality of buildings:</b>	2. Good – well maintained, minor maintenance only
<b>Heritage:</b>	No heritage significance.
<b>Available facilities</b>	Nil
<b>Categorisation</b>	Park
<b>Supporting Occupations</b>	Leased for grazing purposes
<b>Native Title Manager Advice:</b>	The reserve was dedicated prior to 23 December 1996. The site has been leased for agriculture. Proceed under s24 of the Native Title Act 1993, under subdivision 24I renewal of lease entered into before 23 December 1996.

## Appendix C - Land Identification Maps



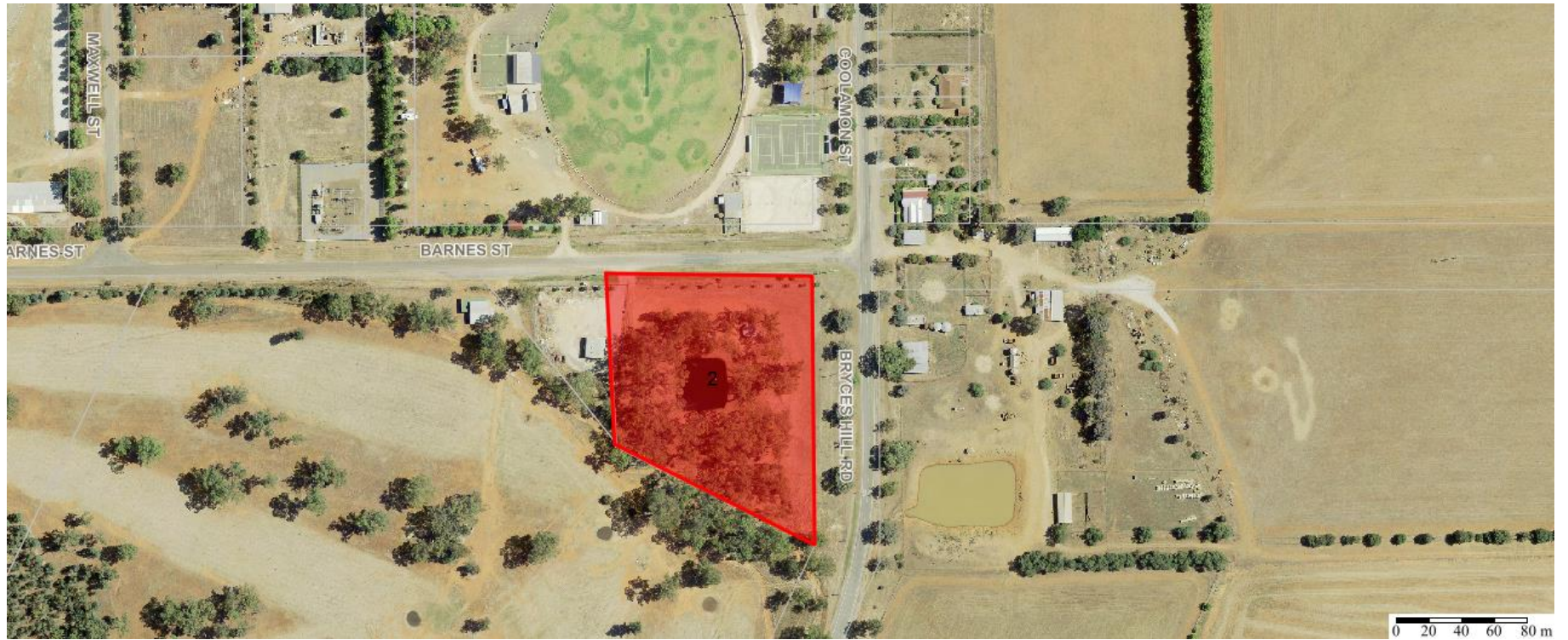
**Map 1: Location of Generic Crown Reserves**





**Map 2: Crown Reserve 1 Temora Caravan Park and 7 Cnrs Gardner, Old Cootamundra & Gallipoli**



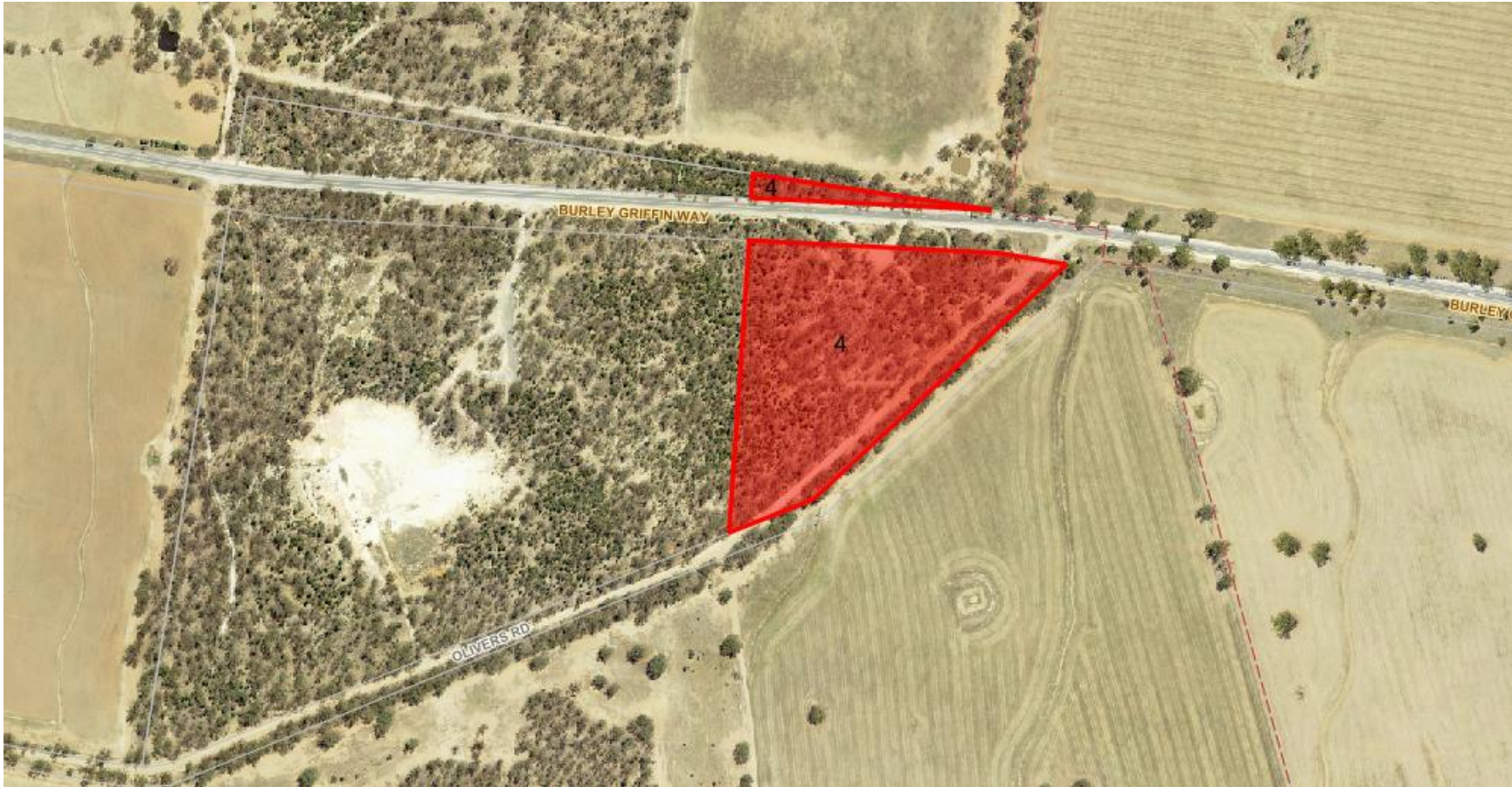


**Map 3: Crown Reserve 2 Ariah Park Depot Dam**









**Map 4: Crown Reserve 4 Marble Quarry Rest Area**



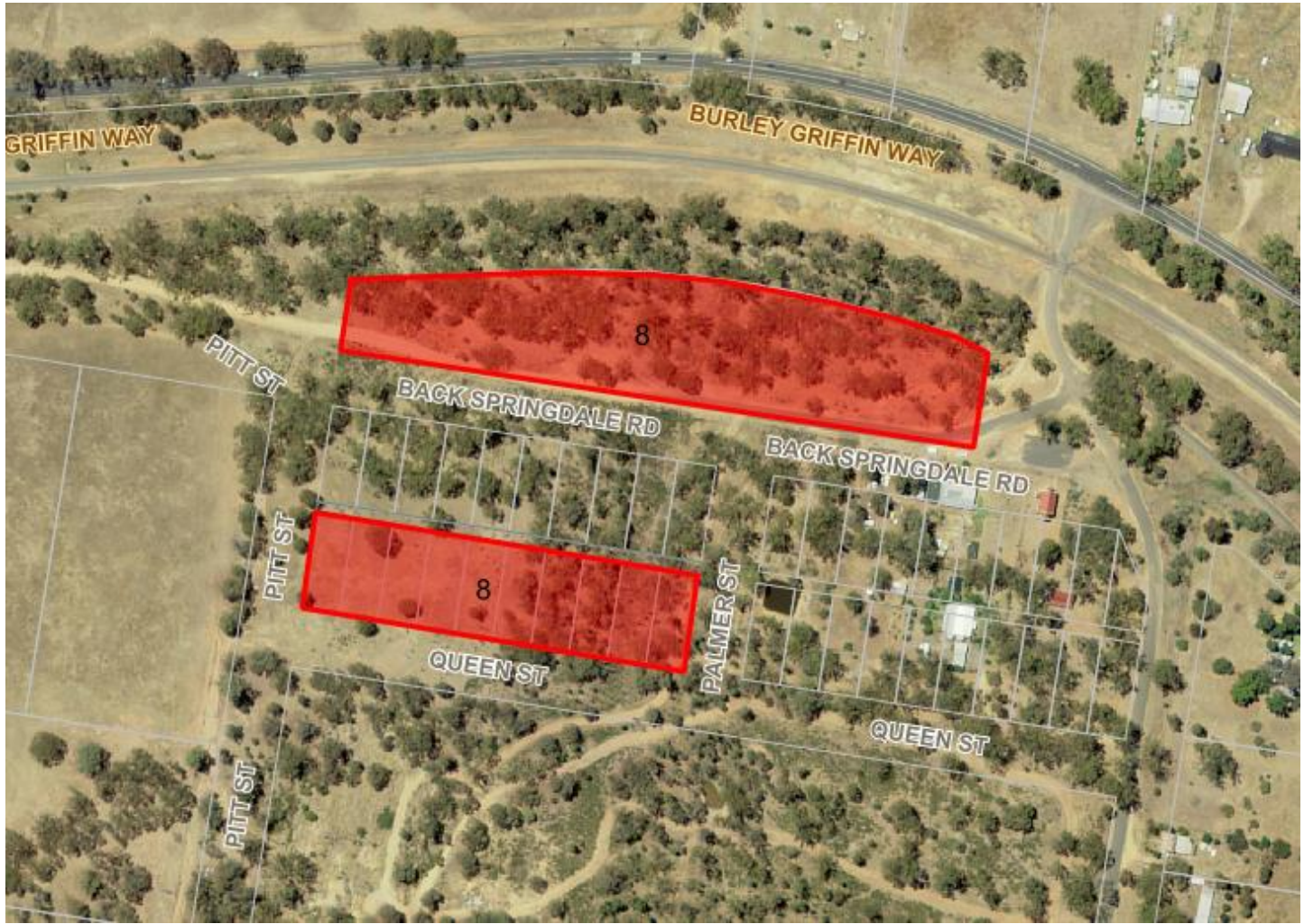


**Map 5: Crown Reserve 5 Combaning School Site**



Map 6: Crown Reserve 6 Gidginbung School site





**Map 7: Crown Reserve 8 Springdale Recreation Area**



**Map 8: Crown Reserve 9 Ariah Park Garbage Tip**





**Map 9: Crown Reserve 10 Reefton RFS Shed and Crown Reserve 11 Reefton**



**Map 10: Crown Reserve 12 and Crown Reserve 13 Narraburra**