

AMENDED ITEM



Item No: 7.2
Title: Notice of Motion - Ward Approach to Local Strategic Planning Statement
Department: Councillor

8 October 2019 Ordinary Council Meeting

Trim Reference: F2019/00041-02 - D13677162

Author: Jane Smith, Councillor

Councillor Jane Smith has given notice that at the Ordinary Council Meeting to be held on 8 October 2019 she will move the following motion:

Recommendation:

- 1 That Council adopt a Ward based approach to the Local Strategic Planning Statement.**
- 2 That the CEO develop an outline for community engagement for each Ward in consultation with Ward Councillors, noting that this may include the consultation already proposed for Social Planning Areas.**
- 3 That the CEO provide an outline of a recommended process by which;
 - a) the councillors of a ward are to be given a reasonable opportunity to participate in the preparation of the provisions of the statement that deal with the ward and**
 - b) those provisions are required to be endorsed by those councillors as being consistent with the strategic plans referred to in subsection (2) (b) (of the LG Act Sect 3.9) as they relate to the ward****
- 4 That the CEO provide a regular monthly Councillor planning workshop (to be held on a Monday) for interested Councillors to be provided with information and updates on planning matters such as the LSPS, Strategic Planning processes, development proposals and other relevant matters.**

Background:

The Local Strategic Planning Statement (LSPS) will be the 20-year land use planning vision for the region derived from a community strategic visioning process conducted as part of the Community Strategic Plan (CSP).

The LSPS is the primary strategic tool to express the desired future for the LGA as a whole, and specific areas over the next 20 years. It is a legal requirement under Part 3B of the *Environmental Planning & Assessment Act. 1979*.

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It is also a land use interpretation of the CSP and provides a feedback cycle for regional and local planning to ensure the line-of-sight between regional and local planning works both ways.

Regional councils must have their statement in place by **1 July 2020**.

As noted on the Department of Planning website¹

How will councils with wards prepare their LSPS?

As part of the LSPS changes, the Government included provisions to give recently amalgamated councils the option to address matters in their first LSPS by ward if the council decided this approach was appropriate.

This approach could help ensure the strategic priorities and local character of the former councils would be adequately considered in the development of the new council's strategic vision. This would be particularly relevant while newly councils are developing a new consolidated Local Environmental Plan for the amalgamated area.

Consistent with the Government's intention, the Minister for Planning recently issued a direction under section 3.9(3) to allow ward councillor endorsement of the LSPS for recently amalgamated councils.

¹ <https://www.planning.nsw.gov.au/Policy-and-Legislation/Environmental-Planning-and-Assessment-Act-updated/Guide-to-the-updated-Environmental-Planning-and-Assessment-Act-1979/Part-3-Strategic-planning>

Attachments:

Environmental Planning and Assessment Act 1979 No 203

Part 3 • Division 3.1 • Section 3.9

3.9 Local strategic planning statements of councils

- 1) The council of an area must prepare and make a local strategic planning statement and review the statement at least every 7 years.
- 2) The statement must include or identify the following:
 - (a) the basis for strategic planning in the area, having regard to economic, social and environmental matters,
 - (b) the planning priorities for the area that are consistent with any strategic plan applying to the area and (subject to any such strategic plan) any applicable community strategic plan under section 402 of the Local Government Act 1993,
 - (c) the actions required for achieving those planning priorities,
 - (d) the basis on which the council is to monitor and report on the implementation of those actions.
- 3) The statement for an area that is divided into wards may deal separately with each ward. In that case, the councillors of a ward are to be given a reasonable opportunity to participate in the preparation of the provisions of the statement that deal with the ward and those provisions are required to be:
 - (a) endorsed by those councillors as being consistent with the strategic plans referred to in subsection (2) (b) as they relate to the ward, or
 - (b) if not so endorsed by those councillors—so endorsed at the request of the council by the relevant strategic planning authority referred to in Division 3.1.

However, the Minister may direct that the endorsement of those provisions is not required in specified circumstances (for example, because of the small number of persons living in the ward).

- (3A) The council for an area that is in the Greater Sydney Region must not make a local strategic planning statement unless the Greater Sydney Commission has advised the council in writing that the Commission supports the statement as being consistent with the applicable regional and district strategic plans.
- 4) The Planning Secretary may issue requirements with respect to the preparation and making of local strategic planning statements (including requirements with respect to the participation of councillors of a ward and the support of the Greater Sydney Commission if it is required by this section in the preparation of such a statement).

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(contd)**

5) A local strategic planning statement must be published on the NSW planning portal.

Note. See section 3.33 (2) in relation to the requirement for the planning proposal for a proposed local environmental plan to address whether the proposal will give effect to the local strategic planning statement.