

ADDITIONAL ITEM



Item No: 1.5
Title: Mayoral (Administrator) Minute – Hunter & Central Coast Joint Regional Planning Panel
Department: Administrator

8 June 2016 Ordinary Council Meeting

D12359973

Purpose:

To appoint members and alternate members to the Hunter and Central Coast Joint Regional Planning Panel.

Recommendation:

- 1 That Council nominate, pursuant to cl. 2(1) of Schedule 4 to the Environmental Planning and Assessment Act 1979, the following to be members of the Hunter and Central Coast Joint Regional Planning Panel:
 - a. Bob Ward; and
 - b. Ken Greenwald.
- 2 That Council nominate, pursuant to cl. 8(2) and 8(6) of Schedule 4 to the Environmental Planning and Assessment Act 1979, Gabby Bowles and Lynne Webster each be an alternate to both Ken Greenwald and Bob Ward to the Hunter and Central Coast Joint Regional Planning Panel.
- 3 That Council request that the Chief Executive Officer write to each of the nominees of the former Gosford City Council and the former Wyong Shire Council to the Hunter and Central Coast Joint Regional Planning Panel, to thank them for their significant contributions as members of that Panel.
- 4 That Council determine that the remuneration to be paid to each nominee when exercising functions as a member of the Hunter and Central Coast Joint Regional Planning Panel is \$700.00 per meeting, inclusive of GST and expenses.
- 5 That Council note that the above nominations are to take effect immediately.
- 6 That Council note this Minute.

Context:

The Hunter and Central Coast Joint Regional Planning Panel ("the JRPP") is constituted pursuant to s. 23G of the *Environmental Planning and Assessment Act 1979* ("EP&A Act"). The JRPP must have 5 members, comprised of 3 members appointed by the NSW Minister for Planning and 2 members appointed by a "relevant council"¹. The Central Coast Council is the "relevant council" for matters arising from development in the Central Coast local government area.

¹ Cl. 2(1) of Schedule 4 to the EP&A Act.

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The current members of the JRPP appointed by the Minister are Garry Fielding, Jason Perica and Kara Krason. Mr Fielding is the Chair of the JRPP. John Colvin and Bob McCotter are the current alternate Ministerial appointees to the JRPP.

The Central Coast Council is required to nominate 2 people to be members of the JRPP, at least one of whom must have expertise in planning, architecture, heritage, the environment, urban design, land economics, traffic and transport, law, engineering or tourism². Council may also appoint an alternate for each nominee³.

The remuneration and expenses to be paid for a nominee attending meetings of the JRPP is for Council to determine, in accordance with published procedures and guidelines⁴.

Proposal:

It is proposed that Council nominate Bob Ward and Ken Greenwald as members of the JRPP, with Lynne Webster and Gabby Bowles as their alternates. Bob Ward and Gabby Bowles were councillors of the former Gosford City Council. Ken Greenwald and Lynne Webster were councillors of the former Wyong Shire Council. Each proposed nominee had, as a councillor in those former Councils, a significant role in the consideration and determination of development applications and other planning matters under the EP&A Act. Messrs Bowles, Greenwald, Ward and Webster have each indicated a willingness to accept their respective nomination.

It is further proposed that the remuneration and expenses to be paid to those nominees that attend meetings of the JRPP in the capacity as a member should be paid \$700.00 per scheduled meeting, inclusive of GST and expenses, where expenses are estimated to average up to \$100 per meeting.

Related matters:

Clause 9 of the *Local Government (Council Amalgamations) Proclamation 2016* ("the Proclamation") states:

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- (1) *A person nominated as a member of a joint regional planning panel by a former council may continue to exercise and complete any function being exercised by that person as a member immediately before the amalgamation day.*
- (2) *A function exercised under subclause (1) is taken to be exercised by the member as a nominee of the applicable new council.*
- (3) *A person nominated as a member of a joint regional planning panel by a former council ceases to be a nominee of an applicable council and a member of the panel on the amalgamation day, except for the purpose of exercising a function under subclause (1).*

² Cl. 2(4) of Schedule 4 of the EP&A Act.

³ Cl. 8(2) of Schedule 4 of the EP&A Act.

⁴ Cl. 9 of Schedule 4 to the EP&A Act, cl. 2.2 of *Joint Regional Planning Panels – Operational Procedures – September 2012* and guidance given by the (former) Minister for Planning.

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(4) *In this clause:*

joint regional planning panel has the same meaning as in the *Environmental Planning and Assessment Act 1979*.

Both the former Gosford City Council and the former Wyong Shire Council had nominated members and alternate members to the JRPP. Those nominees cease to be members of the JRPP from 12 May 2016, except where prior to 12 May 2016 the JRPP (as then constituted) exercised a function but had not completed its determination by that date (in which case that JRPP may continue to deal with those matters to completion)

It is important for the Central Coast Council to note that the nominees to the JRPP of the former Gosford City Council and the former Wyong Shire Council have each made a significant contribution to the communities of the Central Coast, assisting in the consideration of significant and often complex and sometimes controversial development on the Central Coast. It is appropriate for the Council to formally thank those nominees for their significant contributions as members of the JRPP.

The next meeting of the JRPP is scheduled to take place on 9 June 2016, where it will consider development application 49223/2016. Development application 49223/2016 seeks consent to use the former "School of Arts" site at 99 Georgiana Terrace, Gosford for the purpose of "Mixed Use Commercial & Retail Premises" that includes a new building for the Australian Tax Office. Details concerning development application 49223/2016 can be found at

http://www.jrpp.nsw.gov.au/Meetings/tabid/82/ctl/view/JRPP_ID/2599/mid/460/a/1/language/en-US/Default.aspx

The JRPP that considers development application 49223/2016 will be the "new" JRPP constituted by the nominations above.

This is a minute given pursuant to cl. 243 of the *Local Government (General) Regulation 2005*.

Ian Reynolds
Administrator
Central Coast Council
6 June 2016

Attachments

Nil.