



ORDINARY MEETING OF COUNCIL

MINUTE ITEM ATTACHMENTS

Tuesday 21 January 2025

ORDINARY MEETING OF COUNCIL MINUTE ITEM ATTACHMENTS

21 JANUARY 2025

TABLE OF CONTENTS

ITEM	SUBJECT	PAGE NO
	Motion	
1	Response from Michelle Wood Executive Director, Strategy, Policy and Transformation Crown Lands dated 02/09/2024 - on behalf of Minister Kamper regarding Crown Land Plan of Management	2

Department of Planning, Housing and Infrastructure



Ref: LMF24/379
Your Ref: DOC24/179344

**Ms Jane Stroud
Chief Executive Officer
Kiama Municipal Council**

Via email council@kiama.nsw.gov.au

2 September 2024

Subject: optional **Crown Land Plan of Management**

Dear Ms Stroud

Thank you for your correspondence of 29 July 2024 about Kiama Municipal Council's Crown Land Plan of Management (PoM). The Minister has asked I respond on his behalf.

The Department of Planning, Housing and Infrastructure – Crown Lands (the department) advises that Crown reserve R90992 was gazetted for Public Recreation on 16-Dec-1977 and Filming Event on 17-Nov-2017. Both reserve purposes are current and valid.

The categorisation of Community Land is the responsibility of councils under the *Local Government Act 1993* (LG Act) and the *Crown Land Management Act 2018* (CLM Act). Crown Lands may provide direction to alter the category under section 2.23(5) CLM Act, which is done in consultation with a council.

Council can re-categorise land at any time by amending its adopted PoM under the provisions of section 41 of the LG Act. Ministerial consent under section 70B of the Crown Land Management Regulation 2018 is required.

In relation to council issuing leases under section 46 of the LG Act, council should seek its own legal advice. However, it is the department's view that categorisation of Natural Area Foreshore would not preclude leases for existing surf schools and other commercial activities on these beaches.

Department of Planning, Housing and Infrastructure



The Department's Reserves Programs Team will be happy to work with Council to clarify any issues or concerns. I have asked that Ms Janelle Pearson, Director, Programs & Partnerships at the Department, be available should you have any further questions. Ms Pearson can be contacted on [REDACTED] or via email at [REDACTED]

Yours sincerely

A handwritten signature in black ink, appearing to be "M Wood".

Michelle Wood
Executive Director, Strategy, Policy and Transformation
Crown Lands