

31 Cumberland Council NSW Environmental Planning Policy (Educational Establishments and Child Care Facilities) 2017

That Local Government NSW advocates for the NSW Government to review the NSW Environmental Planning Policy (Educational Establishments and Child Care Facilities) 2017 (the Child Care SEPP) and the Child Care Planning Guideline with a view to restoring planning decisions relating to the location, type and design of child care services to local councils.

Decision:
Carried

32 Port Stephens Council Amendments to derelict building regulation

That Local Government NSW lobbies the NSW Government to increase councils' legislative powers to manage derelict sites.

(Note: This motion covers the following motions set out in small font)

Decision:
Carried

33 City of Parramatta Council Cladding on public and privately owned buildings

That Local Government NSW calls on the State and Federal governments to:

- a) Provide support and funding to assist in the reduction of the significant financial stress and risk posed by the non-complaint combustible cladding installed on public and privately owned buildings, but especially to those premises with cladding already installed prior to legislative certification changes now deemed non-compliant due to products with removed certifications, and
- b) Introduce additional measures to implement increased resources to the monitoring and inspecting of cladding imports to ensure they meet the legislative certificate ratings required for installation on buildings.

Decision:
Amendment

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- a) Provide support and funding to assist in the reduction of the significant financial stress and risk posed by the non-complaint combustible cladding installed on public and privately owned buildings, but especially to those premises with cladding already installed prior to legislative certification changes now deemed non-compliant due to products with removed certifications, and
- b) Introduce additional measures to implement increased resources to the monitoring and inspecting of cladding imports to ensure they meet the legislative certificate ratings required for installation on buildings.
- c) In the interests of safety, and to provide certainty to homeowners and investors, the NSW government must release the details surrounding the 600 plus high risk buildings already identified as being at risk and at the same time as outlining measures it will take to rectify the combustible cladding problem

Amendment becomes the motion

Carried

Document tendered by
CR LINDA SCOTT
Received by
ANDREW RATCHFORD
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increase in the gradual equalisation process, in the case where the difference in rates are significant in the pre-merger areas.

Decision:
Carried

28 Central Tablelands County Council Developer contributions for LWUs

That Local Government NSW advocates that local water utilities (LWUs) regulated under the *Water Management Act 2000* be afforded the same flexibility in recovering contributions from developers toward the cost of water and sewer works as applies to metropolitan utilities regulated under the *Water Industry Competition Act 2006*. In particular:

1. LWUs should have the flexibility to recover the cost of existing and new infrastructure (calculated under the utility's Development Servicing Plan):
 - a) entirely from developers of new developments;
 - b) entirely from all existing and new customers; or
 - c) from a combination of both (eg through a cap less than the full developer charge).
2. The manner and extent of the disclosure of any cross-subsidy should be at the discretion of the LWU, in both cases without the LWU being in breach of the Best Practice Guidelines for Water and Sewerage and, therefore, without it impacting on their eligibility for grant funding.

Decision:
Carried

29 Blue Mountains City Council Delayed implementation of development consents

That Local Government NSW writes to the NSW Minister for Planning to seek regulatory reform of the NSW planning system to address the delayed implementation of development consents, which currently permit development some 28 or more years after the consent was secured, without obligation to review against contemporary planning and environmental standards or the views of the present community.

Decision:
Carried

30 Port Macquarie-Hastings Council Addition to Section 5 of the LGNSW Building Regulation and Certification Position Statement

That Local Government NSW amends Section 5 of the Building Regulation and Certification Position Statement (of the LGNSW Policy Platform), by adding the following new clause:
5.7 - More affordable access to the full suite of Australian Standards for the local government sector and requests the NSW Government supports that access.

Decision:
Carried

34 Northern Beaches Council

Return of certification to councils

That:

1. Local Government NSW encourages the NSW Government to conduct a review of its policy that allows private accredited certifiers to issue development certificates.
2. This review strongly consider a gradual return of development certificates, construction certificates and complying development certificates to councils, and that the principal certifying authority for developments are gradually returned to council in the relevant local government area.

Note from Board

LGNSW's current policy is to call for stronger regulation of private certification, rather than for removing private certification all together and returning it to councils. If carried, this would be a new policy position for LGNSW.

Decision:

Carried

35 LGNSW Board

Private certification – conflicts of interest

That Local Government NSW calls on the NSW Government to identify how it intends to address unresolved conflict-of-interest concerns highlighted in the 2018 Options Paper; and to undertake a review, in consultation with local government, of alternative solutions to address conflicts of interest with private certification. The review should include consideration of:

1. Introducing a system whereby certifiers are allocated from a register rather directly engaged by the applicant or builder;
2. Random appointment of certifiers from a panel or by some other method that significantly reduces the conflict of interest issues inherent in the current system; and
3. Councils having a pool of Certifiers that residents can use, with council retaining overarching control of the process.

Decision:

Carried

36 Bayside Council

Fire safety practitioners

That Local Government NSW lobbies the NSW Government to increase the qualifications for competent fire practitioners and include continual development and training requirements.

Decision:

Carried

37 Bega Valley Shire Council

Consistent definition of tiny houses

That Local Government NSW calls on the NSW Government to amend the *Local Government (Manufactured Home Estates, Caravan Parks, Camping Grounds and Moveable Dwellings) Regulation 2005* to include a definition of tiny houses in NSW planning legislation, to offer a flexible, legitimate housing model.