

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**

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.
- 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**

INFRASTRUCTURE AND PLANNING

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.

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.

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.

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.

This issue was also raised by Moree Plains Shire and Wagga Wagga City Councils – see Appendix A

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.
- 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

This issue was also raised by Ryde City Council – see Appendix A

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.

This issue was also raised by Inner West and Central Coast Councils – see Appendix A

Document tendered by

CR LINDA SCOTT

Received by

ANDREW RATCHFORD

Date: 11 / 12 / 19

Resolved to publish Yes / No

Covered by resolution 25

Willoughby City Council – Flexibility in procurement

That Local Government NSW requests the NSW Government to cater for contemporary practices by introducing greater flexibility in procurement for local councils through adopting similar provisions as those available for State Government agencies, including:

- Adopt the Procurement Innovation Stream model of supporting Small and Medium Enterprises (SMEs), to engage SME suppliers through direct negotiation on short-term contracts to test the capability of goods and services to meet current and emerging business needs valued up to \$1 million for innovative solutions or outcomes-based trials.

Bayside Council – Tendering thresholds

That Local Government NSW lobbies the NSW Government to review the tendering thresholds specified in Section 55 of the *Local Government Act 1993*, with a view to moving from a current model of setting a common threshold for all councils, to a more flexible model of thresholds based on the size of council. For example, as grouped by the Local Government Remuneration Tribunal in their determinations.

Covered by resolution 32

Moree Plains Shire Council – Insurance and burned out houses

That Local Government NSW makes representations to the Insurance Council of Australia to request that its membership provides as a standard part of building insurance policies cover for site clearance in the absence of proposed reconstruction of a building.

Wagga Wagga City Council – Management of dilapidated buildings

That Local Government NSW and member councils advocate for the better ability to manage dilapidated buildings.

Covered by resolution 33

Ryde City Council – Combustible cladding

That Local Government NSW, in the interests of public safety and certainty, calls upon the NSW Government to publicly release details of the more than 600 "high-risk" buildings that contain combustible cladding.

Covered by resolution 34

Inner West Council – Phase out the use of private certifiers

That Local Government NSW calls upon the NSW Government to phase out the use of private certifiers over the next three years and return certification to local government to eliminate the conflict of interest inherent in private certification of development.

Central Coast Council – Review of private certification

That Local Government NSW calls on the NSW Government to:

- a) Amend current legislation to return the function of building certification to councils on a fee for service basis.
- b) Release a consultation paper, on returning building certification functions to councils, by June 2020 for implementation by June 2021.
- c) Work with the building industry to transition to the new regime.

Covered by resolution 35

Lane Cove Council – Building and Development Certifiers Bill 2018

That Local Government NSW requests the NSW Government to:

1. Finalise the Building and Development Certifiers Bill, which has not progressed since September 2018.
2. Select as the preferred method of selection of Private Certifiers, whereby respective councils have a pool of Certifiers that residents can utilise, with council retaining overarching control of the process.

Hunters Hill Council – Reform of complying development certification

That Local Government NSW writes to and engages with the Minister for Planning and Public Spaces, advocating reform of Complying Development and the role of Private Certifiers, consistently with the recommendations of Michael Lambert's Independent Review of the Building Professionals Act 2005, including:

1. Legislative amendments to include a consolidated statement of the role and functions of certifiers;