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**From:** Troy Wilkie <[Troy.Wilkie@minister.nsw.gov.au](mailto:Troy.Wilkie@minister.nsw.gov.au)>  
**Sent:** Thursday, 21 October 2021 1:38 PM  
**To:** Jerome Boutelet <[Jerome.Boutelet@minister.nsw.gov.au](mailto:Jerome.Boutelet@minister.nsw.gov.au)>  
**Subject:** Re: Park N Pay objections

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Resolved to publish Yes / No

Thanks. Just to check - are all 25 councils listed the total number of councils part of the mandate as it currently stands? And what's the difference with the highlighted ones?

On 21 Oct 2021, at 12:00 pm, Jerome Boutelet <[Jerome.Boutelet@minister.nsw.gov.au](mailto:Jerome.Boutelet@minister.nsw.gov.au)> wrote:

Thanks Troy –

1. Armidale Regional Council
2. Ballina Shire Council
3. Blue Mountains City Council
4. Byron Shire Council
5. Bayside Council
6. City of Canada Bay Council
7. City of Parramatta Council
8. City of Sydney Council
9. Eurobodalla
10. Georges River Council
11. Hornsby Shire Council
12. Inner West Council
13. Ku-ring-gai Council
14. Lane Cove Council
15. Lismore City Council
16. Newcastle City Council
17. North Sydney Council
18. Orange City Council
19. Penrith Council
20. Randwick City Council
21. Strathfield Council
22. Tamworth Regional Council
23. Waverley Council
24. Wollongong City Council
25. Woollahra Municipal Council

Jerome Boutelet  
Senior Adviser  
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**From:** Troy Wilkie <[Troy.Wilkie@minister.nsw.gov.au](mailto:Troy.Wilkie@minister.nsw.gov.au)>  
**Sent:** Thursday, 21 October 2021 10:23 AM  
**To:** Jerome Boutelet <[Jerome.Boutelet@minister.nsw.gov.au](mailto:Jerome.Boutelet@minister.nsw.gov.au)>  
**Subject:** RE: Park N Pay objections

Thanks for your time on the phone just now. As discussed I think we can fix much of OLG's issues with the following actions:

1. Grants being made available for councils to cover the admin cost for councils;
2. Changing the penalty so it does not apply to councils; and
3. Looking at the list of councils (34) to look at how many are rural and regional and see how we best target councils and exempt others.

Anything you have on long term funding would also be of use.

Let me know how you go with this.

Kind regards

**Troy Wilkie | Senior Policy Adviser**  
Office of the Hon Shelley Hancock MP  
Minister for Local Government  
T: 02 8574 5400 | M: 0405 797 281 | [troy.wilkie@minister.nsw.gov.au](mailto:troy.wilkie@minister.nsw.gov.au)

**From:** Troy Wilkie <[Troy.Wilkie@minister.nsw.gov.au](mailto:Troy.Wilkie@minister.nsw.gov.au)>  
**Sent:** Thursday, 21 October 2021 9:46 AM  
**To:** Jerome Boutelet <[Jerome.Boutelet@minister.nsw.gov.au](mailto:Jerome.Boutelet@minister.nsw.gov.au)>  
**Subject:** Park N Pay objections

Hi Jerome

I've had a chance to talk with our department (OLG) and at this point they're recommending opposing the Park n Pay Cab Sub. I'm hoping we can make some adjustments to change that.

From their perspective they believe councils will be upset by the current proposal, give that:

- While the objective of providing open, real time data about parking availability would be beneficial to local councils and communities, the proposal to mandate that councils provide this data through stand-alone Park'nPay legislation has had a lack of consultation with councils and lacks of data about the costs to councils.
- The proposal to penalise councils for not participating in the scheme is going to be strongly opposed. It is inappropriately heavy-handed and sends a poor message to local government, a sector which operates parking as a community service, not for profit.
- Park'nPay will be of zero interest or benefit to rural councils and communities and many smaller regional councils and communities where parking is not an issue. To these communities it is just an added regulatory burden.



- A start date of 1 July 2021 will be seen as too soon. It does not take into account how councils operate, how long it may take to plan, audit parking spaces, negotiate with operators, gather and provide the data in an appropriate format.
- Consultation with local government on a Park'nPay scheme that incentivises participation over time is a much better way to get council support and use of Park'nPay.

They are also of the opinion that:

- Mandatory Park'nPay is a huge leap from a 2019 pilot, to several councils choosing to use the app, to mandating it for councils. This will not be welcomed by local councils
- Park'nPay will be of no use to rural or smaller regional councils where parking is not an issue. For them it is just another regulatory burden. It should not be a legislative requirement.
- Charging councils a fine for not participating is inappropriately heavy-handed. It sends a poor message about collaboration on parking issues.
- This is to be standalone legislation adding to regulatory burden on councils
- There has been no consultation on this mandatory proposal. LGNSW and metropolitan councils were at a summit where information about the Park'nPay pilot was presented, not consulted on, as a voluntary scheme. The only regional/rural council in attendance was Tamworth.
- Incentives and collaboration is a better approach. We would suggest talking to LGNSW about how to incentivise councils. A starting point could be a MoU that councils can sign up to, designed in consultation with LGNSW/councils plus subsidising the costs of the parking meter administrative transaction councils currently pay to operators.
- Operators of parking meters and car parks are also likely to object to this. Competitive neutrality and commercial in confidence issues may prevent successful operation and how this will be addressed is not clearly explained
- There is no information about the costs and benefits for councils. Costs will include obtaining and maintaining the data in a format that can be uploaded to the spreadsheet. The assumption by DCS that the costs are minimal does not reflect a good understanding of how councils work. Parking footprints change over time, particularly in growth areas. This will be an ongoing cost and regulatory burden to councils
- Advice from DCS is that councils would only be required to provide data for on street parking, and only where they have meters contracted by a contractor which already collect the data, and therefore and there is little/no cost to councils. However, there has been no survey and there is no understanding about how many car parks there are, how many on street car spaces there are, or what the cost to councils is.
- There is no explanation about how Park'nPay will be funded into the future after the Digital Restart Funding finishes. It would seem likely that Treasury will suggest that this be an administrative cost on councils/other parking operators or users
- There is no information about the pilot evaluation or positive experience of the councils that chose to sign up (Liverpool, Willoughby, Burwood, Hunters Hill, Northern Beaches, Port Stephens, Mosman, Central Coast, Cumberland and Armidale (in relation to its Airport) in addition to the original pilot through Property NSW in The Rocks) .

OLG have suggested that a collaborative approach via an extension of the pilot or developing an MoU and incentives to sign up.

Based on our conversation I understand that legislation is ultimately preferred by your MO, so I'm hoping we can pivot to an 'opt in' model, with resourcing and incentives to participate? We don't see this as relevant to regional and rural councils at this time, so at least being able to have them not join should they not want to would be a better outcome.

Kind regards

**Troy Wilkie | Senior Policy Adviser**

Office of the Hon Shelley Hancock MP

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## Jerome Boutelet

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**From:** Anurag Rai <anurag.ra@customerservice.nsw.gov.au>  
**Sent:** Friday, 15 October 2021 5:46 PM  
**To:** Jerome Boutelet  
**Subject:** FW: Mandating the provision of parking operator data for Pak'nPay

FYI

**From:** Wendy Forrester <Wendy.Forrester@olg.nsw.gov.au>  
**Sent:** Friday, 15 October 2021 4:54 PM  
**To:** Anurag Rai <anurag.ra@customerservice.nsw.gov.au>  
**Cc:** tina.baldock@olg.nsw.gov.au  
**Subject:** Mandating the provision of parking operator data for Pak'nPay

Hi Anurag,

It was great to talk to you. Thank you for your time. I certainly understand the Park'nPay model much more after speaking to you.

As discussed, I will have a chat with my Director and Manager (who I have copied into this email) and we will provide more formal OLG advice back to Siobhan and Audrey on the draft Cabinet Submission.

However, while it is fresh in my mind I am just flagging that we are likely to have concerns with the proposals in their current form, not least because:

- It is a huge leap from a 2019 pilot, to several councils choosing to use the ap, to mandating Park'nPay.
- A mandatory approach will not be welcomed by local councils
- Incentives and collaboration is a better approach (eg. subsidising the costs of the parking meter administrative transaction councils currently pay)
- There has been no consultation on this mandatory proposal
- Without more explanation there appears to be a competitive neutrality issue
- Charging councils a fine for not participating seems inappropriate and sends a very poor message to the sector
- There is no information about the costs and benefits for councils.
  - As you explained it, councils would only be required to provide data for on street parking, and only where they have meters contracted by a provider which already collect the data, and therefore and there is little/no cost to councils. This isn't clear.
- There is no explanation about how Park'nPay will be funded into the future after the Digital Restart Funding finishes. It would seem likely that this will be a cost on councils/other parking operators or users?
- There is no information about the pilot evaluation or positive experience of the councils that chose to sign up (Liverpool, Willoughby, Burwood, Hunters Hill, Northern Beaches, Port Stephens, Mosman, Central Coast, Cumberland and Armidale (in relation to its Airport) in addition to the original pilot through Property NSW in The Rocks).
- IF the Minister is dead set on legislation, an opt in model with resourcing and incentives to participate would be better

Perhaps attachments to the Cabinet Submission explaining the model and its costs and benefits and experience of participants would be useful?

I note that Minister Dominello plans to write to councils next week to seek their views on Pay'nPark and we would be grateful if you feel able to share this letter with us, or at least let us know when it is sent.

Thanks for your time and have a great weekend.



Wendy

**Wendy Forrester | Principal Policy Officer**

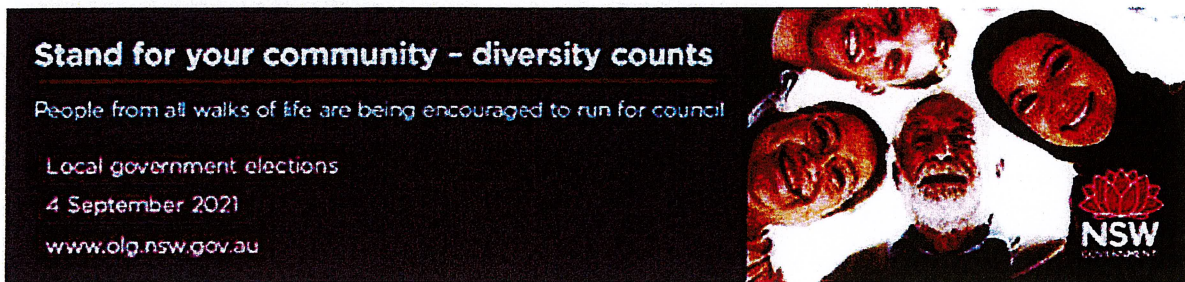
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