



## District Council of Elliston Community Land Management Plan

### Category 2 — Recreational and Sporting

#### **Property Details**

Community Land Register Item 1—11

#### **Ownership Details**

Community Land Register Item 12

#### **Purpose for which land is held**

Recreation, Sports Grounds and Community Facilities help to unite and strengthen communities by providing safe and functional facilities.

Many of the facilities are for organised sports managed by clubs and organisation under lease or licence. Venues are also popular for informal recreation, many have playgrounds and provide a variety of experiences for people of all ages.

Facilities should be protected and improved where appropriate, for current and future generations.

#### **Reason why Management Plan is required**

- The land has been specifically modified or adapted for the benefit of the community
- Act of Parliament or Trust
- Lease/Licence
- Business Purposes

#### **Objectives for the management of the land**

- To promote recreational pursuits with organised formal and informal sporting and non-sporting activities.
- To assist in meeting the sporting needs of the community and visitors.
- To foster and develop proactive participation by the local community.
- To identify potential hazards in a timely manner to minimise Council exposure to complaints, compensation claims and litigation.
- To, where appropriate, grant leases and grant or accept easements and or rights of way over the land.



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#### Policies and proposals for management of the land

Ensure consistency with the objectives set out in the District Council of Elliston's corporate documents and any other council or government policies where applicable

**Strategic Plan**

**Public Consultation Policy**

**Development Plan**

**Development of Roads on Reserves Policy**

**Asset Management Plan**

**Street Planting Policy**

Any other council or government policies where applicable.

#### Department for Environment and Water

- Dedicated land may only be used for purposes consistent with that for which it was dedicated, and no other purpose. A change of land use will require the resumption of the land and re-dedication for a purpose consistent with the new use.
- The granting of a lease/licence over dedicated land requires approval from the Minister if native title has not been extinguished and the lease will cause any development (within the meaning of the *Planning, Development and Infrastructure Act 2016*). That the Council is satisfied that the lease would not detract from any existing public use and enjoyment of the land, would not prevent the land being used for the purpose for which it was dedicated and would not otherwise be improper or undesirable.
- The Doctrine of Fixtures applies to dedicated land. Any buildings or other improvements erected on the land determined to be fixtures will be the property of the Crown unless the Minister has expressly stated in writing that the improvements shall be deemed to be severed from the land.
- Easements required over dedicated land may only be granted by the Minister pursuant to the *Crown Lands Act, 1929*.
- The clearance of native vegetation (including grasslands) must not occur without the prior approval of the relevant Minister and the Native Vegetation Council.

#### Performance Targets

See Schedule

#### Performance Measures

See Schedule

**Adopted by Council:**

**Date: 21 April 2020**

**Resolution: 2020.85**



## District Council of Elliston Community Land Management Plan

### Category 2 — Recreation and Sporting

#### Management Issues

*Clubrooms  
Community Buildings  
Storage  
Kiosk  
Ovals  
Courts  
Golf Course  
Swimming Pool  
Sporting Infrastructure  
Fencing  
Lighting  
Bowling Greens  
Car Park  
Driveways  
Footpaths*

#### Objectives and Proposals

To provide buildings and facilities for sporting and community organisation use.

The buildings and facilities are to be leased / licenced to an appropriate incorporated body and must be available for use by patrons and visitors of the club, as deemed appropriate by the lessee /licensee.

Leases / Licences will be determined in accordance with Council policy.

#### Performance Targets

To ensure all facilities have current agreements in place and that responsibilities and use thereof is clearly incorporated within individual licence agreements.

To ensure all tenants meet the terms and conditions of the agreement.

#### Performance Measures

Ensure terms of leases / licences are adhered to through conducting regular inspections and / or assessments in accordance with Council policy and maintenance plans / schedules.

Periodic reviews of agreements to ensure terms and conditions are met.