



**BOUNDARY ADJUSTMENT FACILITATION
PANEL**

ANNUAL REPORT

for the

2004-2005

FINANCIAL YEAR

Boundary Adjustment Facilitation Panel



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Ref No: 286/04

Hon Rory McEwen MP
Minister For Agriculture, Food And Fisheries
Minister For State/Local Government Relations
Minister For Forests
Level 17
25 Grenfell Street
ADELAIDE 5000

Dear Minister McEwen

I have pleasure in presenting to you the Boundary Adjustment Facilitation Panel's Annual Report for 2004-2005 as required by section 14 of the *Local Government Act 1999*.

Yours sincerely

A handwritten signature in cursive script that reads "Rosemary Clancy".

Rosemary Clancy
CHAIR

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CHAIR'S INTRODUCTION

The Boundary Adjustment Facilitation Panel [BAFP] is an independent representative body established under section 14 of the *Local Government Act 1999* [the Act] to investigate and make recommendations to the Minister for State/Local Government Relations on proposals for structural change to council external or internal boundaries.

The achievements and initiatives of the BAFP during the 2004/2005 year were:

- the BAFP met formally on one occasion. The late appointment of the members in January 2005 meant that no meetings were held in the first 6 months of the reporting cycle;
- one joint Council initiated proposal for a boundary alteration was determined.

There has been a continued small amount of interest by residents and councils in the capacity for residents to make public initiated submissions for boundary alterations between adjoining councils under section 28 of the Act. The City of Port Adelaide Enfield advised residents from the Broadview Sefton Park area in September 2004, that it would not be formulating its own proposal under the Act in response to the public initiated submission. The BAFP has now received a submission from the residents for its consideration.

The Panel Members and the Executive Officer provided guidance and assistance to residents, Council elected members and staff concerning the processes involved with the development of submissions.

I would like to take the opportunity to thank the Panel Members, the Executive Officer and Project Staff for their ongoing support and contributions during my term as Chair.



ROSEMARY CLANCY
CHAIR

BOUNDARY ADJUSTMENT FACILITATION PANEL

ROLE AND STRUCTURE

ROLE

The Boundary Adjustment Facilitation Panel [BAFP] is an independent representative body established under section 14 of the *Local Government Act 1999*¹ [the Act] to -

- consider proposals for the making of proclamations submitted by Councils and members of the public and to make recommendations to the Minister for State/Local Government Relations on the basis of those proposals;
- assist Councils and members of the public in the development, formulation and implementation of proposals and submissions;
- consider other matters relevant to the structural change provisions of the Act.

MEMBERSHIP

Members were appointed by Her Excellency the Governor in Executive Council on 13 January 2005 for a term expiring on 31 December 2006 -

- Rosemary Clancy (Chair)
- Councillor Leslie Birch
- Councillor John Legoe
- Councillor Ann Irving

A profile of each member is contained in Appendix A

MEETINGS

Meetings of the BAFP are held in the Office of Local Government, 7th Floor, Roma Mitchell House, 136 North Terrace, Adelaide.

The BAFP held one formal meeting during the 2004/2005 financial year which was open to the public.

STAFFING ARRANGEMENTS

In accordance with section 21 of the Act, the BAFP, by arrangement with the Executive Director, Office of Local Government, made use of the services, facilities and staff of that Office.

Executive and administrative support was provided by -

- Mr Colin Hore (Executive Officer)
- Ms Jennie Wilkinson (Project Officer)

¹ the Local Government Act 1999 is committed to the Minister for State/Local Government Relations

FINANCIAL

In accordance with Department of the Premier and Cabinet Circular No 16, members are entitled to the following remuneration for their membership on the BAFP:

- Chairperson: \$190 per four hour session
- Members: \$160 per four hour session

Councillor Legoe is also entitled for reimbursement of travel costs incurred.

During the 2004/2005 period, no agents, consultants or contractors were engaged by the BAFP nor did it incur any direct expenditure or other costs.

Payments of member sitting fees, travel costs, executive and administrative support and operational expenses are met from the Office of Local Government budget allocations.

ACHIEVEMENTS AND INITIATIVES

COUNCIL INITIATED PROPOSALS MADE PURSUANT TO SECTION 27 OF THE ACT

Proposals finalised by the BAFP in 2004/05 year were:

- District Council of The Copper Coast at Copper Cove marina, Wallaroo.

Proposals under consideration:

- Nil

District Council of The Copper Coast

District Council of The Copper Coast submitted a proposal to alter the seaward boundary of the Council to incorporate the new shoreline created by the construction of Copper Cove marina at Wallaroo.

Development of the marina has required protective seawalls, dredged channel, marina moorings, boat-ramp and trailer park to be constructed on the former seabed beyond the original low water mark. Alteration to the coastal boundary will enable the Council to exercise its statutory roles and functions in relation to that area.

For some time, a decision on the proposal had been held in abeyance, pending the completion of negotiations between the Council and the State Government (Transport SA) concerning the granting of a lease over portions of the land to be included in the Council's area. These negotiations were protracted due to the discovery of soil contamination in part of the area to be leased.

The BAFP sought the views of the Council and Transport SA concerning finalisation of the boundary alteration and the ongoing negotiations. Council asked that the boundary alteration proceed and Transport SA wanted a delay