



DIRECTOR SUSTAINABLE DEVELOPMENT SERVICES SUPPLEMENTARY REPORT

14th August 2007

DSDS6 SUPP.	LEASE OF CROWN RESERVE 96901, LOT 298 DP722758 SOUTH KEMPSEY FOR WUTUMA ABORIGINAL KEEPING PLACE PART RESERVE 69870 FILE: T6-00-407 KEO	{Folio No. *}
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SUMMARY:

Reporting on a request from the Wutuma Aboriginal Keeping Place Corporation Inc. for a 20 year lease on Lot298 DP722758 Crown Part Reserve 69870, South Kempsey Park for the development of the Wutuma Aboriginal Keeping Place.

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DESCRIPTION:

Council is the trustee of Crown Reserve 96901, South Kempsey Park. During the 1980's Council and the Department of Lands agreed to the part lease of the reserve for the development of an Aboriginal Keeping Place.

In 1988 Council approved an amendment to the Kempsey Local Environmental Plan thereby creating Part Reserve 69870. [\(Appendix E – Page G12\)](#)

In December 2006 the Wutuma Committee submitted an application for grant funding from the Department of Transport and Regional Services (DOTARS), Sustainable Regions Program to commence development of Stages 1 and 2 of the site.

In order to progress the application a long term lease of the part lot Crown Reserve 69870 is required. Council as trustee of the reserve has been requested to approve a 20 year lease for the Wutuma site on the corner of Lord and Middleton Streets South Kempsey. [\(Appendix F – Page G13\)](#)

In February 2007 the Department of Lands reaffirmed their approval for the use of the site for the purposes of the Keeping Place, as per the Development Application lodged in December 2000.

The department also advised the following:

1. The maximum lease term is 20 years
2. If the term (or option) will exceed 3 years the lease has to be registered with the Land Titles Office.

3. If the term (or option) will exceed 5 years, advertising of notice of intention to give consent to the lease is required.
4. That the lease is prepared by the applicant.
5. Council determines the commercial lease arrangements.

REPORT IMPLICATIONS:

- *Environmental*

Nil

- *Social*

The establishment of the Wutuma Keeping place will provide opportunities for cultural and business development within the indigenous community. Business development and growth will be supported and employment opportunities may be realised. The Wutuma Keeping Place has been a long term project, with the concept incorporating artefacts, a gallery for local artists, bush tucker and function centre. The development of the site has whole of community benefits.

- *Economic (Financial)*

The development of the Wutuma Keeping Place provides employment and financial opportunities for the community.

- *Policy or Statutory*

Nil

RECOMMENDATION:

That Council advertise its intention to grant and a 20 year lease for the Wutuma Aboriginal Keeping Place on Part Lot298 DP722758, Part Crown Reserve South Kempsey and calls for submissions.

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R B Pitt

DIRECTOR SUSTAINABLE DEVELOPMENT SERVICES