

25 July 2018

His Worship the Mayor & Councillors

**Notice of Policy Committee Meeting of Bathurst Regional Council -  
Wednesday, 1 August 2018**

I have to advise that a **Policy Committee Meeting** will be held in the Council Chambers on Wednesday, 1 August 2018 commencing at 6.00 pm.



D J Sherley  
**GENERAL MANAGER**

## **BUSINESS AGENDA**

### **POLICY COMMITTEE**

**TO BE HELD ON WEDNESDAY, 1 AUGUST 2018**

**1. 6:00 PM - MEETING COMMENCES**

**2. APOLOGIES**

**3. REPORT OF PREVIOUS MEETING**

\* MINUTES - POLICY COMMITTEE MEETING - 4 JULY 2018

**4. DECLARATION OF INTEREST**

To assist the Councillors and committee members in their correct consideration of business before them at the meeting, please give consideration to Section 451 of the Local Government Act, in relation to Declaration of Interest at meetings.

**5. RECEIVE AND DEAL WITH GENERAL MANAGER'S AND DIRECTORS' REPORTS**

\* DIRECTOR CORPORATE SERVICES & FINANCE'S REPORT

\* DIRECTOR ENGINEERING SERVICES' REPORT

**6. GENERAL BUSINESS**

**7. DISCUSSION FORUM - DEVELOPMENT APPLICATION SUBMISSIONS**

**8. DISCUSSION FORUM OTHER**

**9. MEETING CLOSE**

## MINUTE

### 1 MEETING COMMENCES

**Present:** Councillors Hanger (Chair), Aubin, Christian, Fry, Jennings, Morse, North.

## MINUTE

### 2 APOLOGIES

MOVED: Cr I North SECONDED: Cr A Christian

**RESOLVED:** That the apology from Crs Bourke and Rudge be accepted and leave of absence granted.



**REPORT OF PREVIOUS MEETING AND MINUTES**

POLICY COMMITTEE

## **1 MINUTES - POLICY COMMITTEE MEETING - 4 JULY 2018 (07.00064)**

**Recommendation:** That the Minutes of the Policy Committee Meeting held on 4 July 2018 be adopted.

**Report:** The Minutes of the Policy Committee Meeting held 4 July 2018, are **attached**.

**Financial Implications:** N/A

### **Bathurst Community Strategic Plan - Objectives and Strategies**

- Objective 6: Community leadership and collaboration Strategy 6.4

### **Community Engagement**

- Inform To provide the public with balanced and objective information to help them understand the problem, alternatives opportunities and/or solutions.

## MINUTE

- 3 Item 1 MINUTES - POLICY COMMITTEE MEETING - 4 JULY 2018 (07.00064)  
MOVED: Cr W Aubin SECONDED: Cr I North

**RESOLVED:** That the Minutes of the Policy Committee Meeting held on 4 July 2018 be adopted.

**MINUTES OF THE POLICY COMMITTEE**  
**HELD ON 4 JULY 2018**

**MEETING COMMENCES**

**1 MEETING COMMENCES 6:00 PM**

**Present:** Councillors Hanger (Chair), Aubin, Bourke, Christian, Fry, Jennings, Morse, North, Rudge.

**APOLOGIES**

**2 APOLOGIES**  
**MOVED** Cr I North and **SECONDED** Cr B Bourke

**RESOLVED:** That the late arrival of Cr Christian be accepted and leave of absence granted.

**REPORT OF PREVIOUS MEETING**

**3 Item 1 MINUTES - POLICY COMMITTEE MEETING - 6 JUNE 2018 (07.00064)**  
**MOVED** Cr I North and **SECONDED** Cr J Rudge

**RESOLVED:** That the Minutes of the Policy Committee Meeting held on 6 June 2018 be adopted.

**DECLARATION OF INTEREST**

**4 DECLARATION OF INTEREST 11.00002**  
**MOVED** Cr J Rudge and **SECONDED** Cr M Morse

**RESOLVED:** That the Declaration of Interest be noted.

**RECEIVE AND DEAL WITH GENERAL MANAGER'S AND DIRECTORS' REPORTS**

**Director Corporate Services & Finance's Report**

**5 Item 1 POLICY UPDATE - FINANCE - INVESTMENT OF SURPLUS FUNDS**  
**(16.00001, 41.00089)**  
**MOVED** Cr I North and **SECONDED** Cr J Jennings

**RESOLVED:** That Council

- (i) place the draft Finance - Investment of Surplus Funds Policy on public exhibition for a period of not less than 28 days and invite the public to make submissions; and

- (ii) if no submissions are received, adopt the amendments to the Finance - Investment of Surplus Funds Policy and update the Policy Manual.

**6 Item 2 POLICY - FINANCE - BORROWING (16.00001, 41.00089)**  
**MOVED** Cr I North and **SECONDED** Cr J Rudge

**RESOLVED:** That Council

- (i) place the draft Finance - Borrowing policy on public exhibition for a period of not less than 28 days and invite the public to make submissions; and
- (ii) if no submissions are received, adopt the Finance - Borrowing Policy and update the Policy Manual.

**GENERAL BUSINESS**

**7 HERITAGE REFERENCE GROUP (20.00123)**

**Cr Rudge** - the group are looking at issuing awards to businesses who comply with Council signage.

**8 Item 2 HISTORY/HERITAGE GATHERING - SATURDAY 28 JULY 2018 (20.00123)**

**Cr Rudge** - the group will hold an initial meeting in Council Chambers. This is like minded groups meeting to discuss Heritage and History matters.

**9 Item 3 STREET LIGHTING (28.00014)**

**Cr Rudge** - spoke to concerns with lighting and noted work occurring with LED lighting.

**10 Item 4 STREET CLEANING, KEPPEL STREET (25.00039)**

**Cr Rudge** - previously raised this matter and queried whether cleaning has recommenced.

**The Director Engineering Services** advised the cleaning regime has recommenced and noise problems appear to be resolved.

**11 Item 5 NEW DEVELOPMENTS IN HERITAGE CONSERVATION AREA (20.00143)**

**Cr Rudge** - noted concerns with development, need to balance preserving heritage and promoting Bathurst. Noted; DCP's, heritage advisor needs, pre-lodgement meetings, etc.

**12**      **Item 6 CARILLON (04.00021)**

**Cr Rudge** - congratulated the Carillon Group on the grant received from the State Government of \$300,000.

**13**      **Item 7 SOLAR ROADWAY (13.00065)**

**Cr Jennings** - asked Council to check out this technology and keep an eye on it. Perhaps use at Mount Panorama.

**14**      **Item 8 TOURISM (07.00116)**

**Cr Jennings** - with the issues between China and USA may open up opportunities for Bathurst, eg Education. The Orange Region Tourism Group are interacting with China, could we contact Orange and see if Bathurst can be involved.

**15**      **Item 9 HERITAGE LISTED CITY (20.00142)**

**Cr Jennings** - have previously raised this matter, could advice be provided where this is at?

**16**      **Item 10 KEY DECISIONS OF COUNCIL (11.00005)**

**Cr Jennings** - would like to see a summary of key decisions being made on a user friendly platform for the community.

**17**      **Item 11 BURNT OUT VEHICLES (30.00005)**

**Cr Aubin** - who is responsible for the removal of burn out vehicles.

**The Director Environmental, Planning & Building Services** advised that after following due process, then Council would be the removal authority.

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**This is page 3 of Minutes of the Policy Committee held on 4 July 2018**

**18**      **Item 12 CARILLON (04.00021)**

**Cr Morse** - State Government has provided \$300,000 to the Carillon project. Acknowledged contribution of Director Corporate Services & Finance into this process, also Planning and Engineering Departments.

**19**      **Item 13 BRC WEBSITE (08.00008)**

**Cr Morse** - are there any plans to upgrade the website?

**The Director Corporate Services & Finance** advised no funding currently available.

**20**      **Item 14 FOOTPATH - BROWNING STREET - REAL ESTATE SIGNS (23.00045)**

**Cr Fry** - sent through a picture to Council which showed how the footpath is blocked, includes a toilet and other objects. Can we get the signs removed?

**The Director Environmental, Planning & Building Services** spoke to powers in place to address these issues, will review this matter.

**21**      **Item 15 GEORGE PARK - AFL (04.00042)**

**Cr Fry** - people are driving over the grass and getting close to the ovals, it is degrading the area. Is there a plan to put up barricades?

**The Director Engineering Services** will review this matter.

**22**      **Item 16 SOLAR PANELS (13.00065)**

**Cr Fry** - support proposal to get more solar panels in. Particularly at Mount Panorama. Referred to Photon Energy proposal and possible power purchase arrangement.

**The Director Corporate Services & Finance** noted bulk energy purchased through CENTROC tender agreements. Photon can engage in this purchasing process.

**23**      **Item 17 TROLLEY BAYS (28.00006)**

**Cr Christian** - can Council build these?

**The Director Engineering Services** advised if funding is available, then yes.

**24**      **Item 18 CODE OF MEETING PRACTICE (11.00005)**

**Cr North** - can we hold a Working Party to discuss public access periods on the first and third Wednesdays, to include timing and what can be raised.

**25**      **Item 19 HILL STREET, ROCKLEY (25.00315)**

**Cr North** - just past the school can we look at making a turning circle and possibly widen the street.

**26**      **Item 20 LOW LEVEL BRIDGE (25.00007)**

**Cr North** - is it possible to look at a barrier on both sides of the walkway?

**The Director Engineering Services** advised the matter will be reviewed.

**MEETING CLOSE**

**27**      **MEETING CLOSE**

The Meeting closed at 6.25 pm.

**CHAIRMAN:** \_\_\_\_\_



**MINUTE**

**4     DECLARATION OF INTEREST 11.00002**

Nil.

**DIRECTOR CORPORATE SERVICES & FINANCE'S REPORT AND  
MINUTES**

POLICY COMMITTEE

1 AUGUST 2018

## **1 REPORT OF AUDIT AND RISK MANAGEMENT COMMITTEE - 27 JUNE 2018 (07.00096)**

**Recommendation:** That the recommendations of the Audit & Risk Management Committee Meeting held on 27 June 2018 be adopted.

**Report:** The minutes of the Bathurst Regional Council Audit and Risk Management Committee Meeting held on 27 June 2018 are shown at **attachment 1**.

**Financial Implications:** Nil.

### **Bathurst Community Strategic Plan - Objectives and Strategies**

- Objective 6: Community leadership and collaboration Strategy 6.4

### **Community Engagement**

- Inform To provide the public with balanced and objective information to help them understand the problem, alternatives opportunities and/or solutions.

## MINUTE

### **5 Item 1 REPORT OF AUDIT AND RISK MANAGEMENT COMMITTEE - 27 JUNE 2018 (07.00096)**

**MOVED: Cr I North SECONDED: Cr J Jennings**

**RESOLVED:** That the recommendations of the Audit & Risk Management Committee Meeting held on 27 June 2018 be adopted.

## **2 MOUNT PANORAMA MOTOR RACING CIRCUIT - RESIDENT ACCESS - FULL TRACK HIRE POLICY (18.00150, 41.00089)**

**Recommendation:** That Council:

- (a) Adopt the Mount Panorama Motor Racing Circuit - Resident Access - Full Track Hire Policy, as amended; and
- (b) Rescind the Mount Panorama - Resident Ticketing Policy and remove it from the Policy register.

**Report:** Council, at its meeting of 5 July 2017, considered a number of submissions made in relation to the draft Mount Panorama Motor Racing Circuit - Resident Access - Full Track Hire Policy (the Policy) where Council resolved:

*"That Council defer the matter for discussions with representatives of the Mount Panorama Residents Committee".*

A copy of the report of 5 July 2017 and attachments is provided at **Attachment 1**.

Since this meeting, the local government elections were held which delayed the opportunity for this matter to be progressed.

Following the elections, a Councillor Briefing was held on 8 November 2017 where, in part, Councillors were briefed on the Policy and its objectives. A meeting with Councillors was held with representatives from the Mount Panorama Residents Committee on 28 February 2018. A copy of the report of this meeting is provided at **Attachment 2**.

Subsequent to this meeting, more detailed information on the residents' proposed amendments to the Policy was received from Mr P Burgett and Mr N Swan. A copy of this document is provided at **Attachment 3**. It should be noted that whilst this information was provided separately by both Mr Burgett and Mr Swan, the information provided was identical.

### **Submission - Mr P Burgett and Mr N Swan**

The following is provided in response to the proposed amendments raised in this submission.

- (a) **Definition of Traditional Motor Racing Events (TMRE) and Non-Traditional Motor Racing Events (NTMRE)**

It is apparent from this submission, and the submissions previously considered by Council, that there is some confusion over the intent of defining TMRE and NTMRE. The intent of these definitions was to separate these events which are captured under the Mount Panorama Motor Racing Act 1989 (the Act) and/or the Mount Panorama Motor Racing Regulation 2015 (the Regulation) from those events that are not captured under this legislation.

To eliminate any further confusion, the term "TMRE has been removed from the Policy and replaced with "Motor Racing Events" (MRE) and has been defined to be motor racing events "...as defined by the Act and Regulation". Further, the term NTMRE has been replaced with Non-Motor Racing Events (NMRE) and has been defined to include all other events other than those listed as MRE.

The recommended amendments arising from this suggestion is presented in the amended draft Policy at **Attachment 4**.

(b) "Background" - additional wording

The proposed additional wording contained in the submission is, in part, seeking to include specific clauses of the Act and Regulation within the Policy. As the Policy already notes the presence of the Act and Regulation, it is not required to repeat the content of the Act and/or Regulation into Council's Policy.

The submission is also seeking to elaborate on the term "access". As this term is further detailed elsewhere in the Policy, it is not necessary to duplicate this information under this section.

(c) Resident Communication

The submission is seeking greater engagement with the residents in the planning of each event.

Whilst the merit of this request is acknowledged, the track schedules of the four existing MREs very seldom change from year to year. However, it would be appropriate for a meeting as suggested to occur in instances where a new event is being introduced, or an existing event's track schedule changes such that it significantly alters the resident access provision from the previous year.

Accordingly, the following clause is recommended for inclusion into the Policy:

*"Should a new MRE be introduced, or an existing MRE's schedule be changed to the extent that resident access is significantly altered, a meeting involving the event promoter, Bathurst Regional Council and the Mount Panorama Residents Committee be held at least 30 days prior to the event to discuss resident access matters".*

(d) Resident Notifications

The submission is seeking to reduce the notification period for each event's Resident Information Letter, and to alter the wording associated with the school bus arrangements.

In response to the notification period, Council's preference would be to leave the current period at "no later than 30 days", as this is consistent with other clauses within the Policy. However, Council could alter this notification period as part of the consideration of this report.

With regard to the wording associated with school bus arrangements, the details of the school bus pick-ups and drop-offs for each event (as applicable) are specified in the Resident Information Letter issued prior to each event. Accordingly, there isn't a need for the wording in the Policy to be altered, however, Council could alter this wording as part of the consideration of this report.

(e) Race Track Closure Times (TMRE)

The submission is seeking to alter (reduce) the track closure times prior to the commencement of each day's events, for working days, and for specific events.

Track closure times were extensively discussed in the previous report presented to Council in July 2017 (attachment 1). As mentioned in the July report, as the Mount Panorama Circuit is a public road, there is a significant amount of time required to set-up and pack-up the circuit for each day of an event. Accordingly, it would be inappropriate to specify a time limit for the closing (or re-opening) of the road in relation to the activities for each day.

In relation to the request to alter the commencement of the track closure from 7.00 am to 7.30 am, this matter was also discussed in the July 2017 report. The existing Policy sets this time at 7.00 am and this review of the Policy is not recommending that this be changed.

A review of the track schedules for the previous year's MREs, has confirmed that each event complies with the existing Policy, however, if this commencement time was adjusted as requested, then the scheduling of two MREs would need to be amended. Should Council wish to alter this closure, it needs to be noted that the MREs that are the subject of existing long-term contracts, may not be affected by this alteration.

In relation to the submission's request to alter track closure/opening times for "working days" this is not supported as the secondary/alternate access was constructed by Council to maintain access to residents during these times.

With regards to the submission's proposed amendment that any variations to these general principles be by "agreement between BRC and Residents", the Policy has been amended to replace this sentence with:

*"Any planned variations that exceed these general principles will require separate consultation with Bathurst Regional Council and the Residents Committee".*

(f) Race Track Closure Times (NTMRE)

The submission is seeking to alter (reduce) the track closure times of NTMRE (now proposed to be known as NMRE).

This matter was raised and discussed in the previous report presented to Council in July 2017 (**Attachment 1**). The existing Policy set these times at 7.00 am to 6.00 pm, and this review of the Policy is not recommending that these times be changed.

A review of the previous year's track schedule for each of the existing NMREs has confirmed that each event complies with the existing Policy, however, if these times were adjusted as requested, then the scheduling of all NMREs would need to be amended. Should Council wish to alter these times, it needs to be noted that the NMREs that are the subject of existing long-term contracts may not be affected by this alteration.

(g) Secondary Access for Residents

The submission is seeking the inclusion of specific works into the Policy.

Whilst Council has already acknowledged its intention to complete these works, as resources allow, the listing of specific works and projects is outside the objective of the Policy.

The submission is also seeking the removal of any reference to the word "alternate".

This term has been retained in the Policy as an acknowledgement that not every resident currently has a direct legal secondary access. For example, some residents access the secondary access via a neighbouring property.

(h) Resident ticketing

The submission is seeking to reduce the minimum time for the delivery of resident passes, residents be provided with "Paddock Passes", and increase the number of vehicle passes allocated to each residence.

The existing Policy sets the minimum time for the delivery of resident passes of 30 days which is consistent with the other notifications contained within the Policy. Accordingly, it is Council's preference that this remains unchanged. However, Council could alter this period as part of the consideration of this report.

With regards to the provision of "Paddock Passes" as no residence requires these to maintain access to their property, this is outside the objective of the Policy and as such should not be referenced in the Policy.

The existing Policy was last reviewed in February 2015 and sets the provision of vehicle passes at 6 per residence. The current review of the Policy is recommending this amount be increased to 10 passes per residence as this is consistent with the practice for previous events. It is considered that 10 passes is sufficient, however, Council could alter this amount as part of the consideration of this report.

(i) Emergency Access and Contact Procedures

The submission is seeking greater detail to be included in the Policy pertaining to Emergency responses.

The existing Policy already stipulates the requirement for emergency access and contact arrangements, etc to detailed in the Residents Information Letter for each event. Accordingly, it is not necessary for these details to be replicated in the Policy, as they may differ between events. The content of this suggestion has been retained to ensure that future Resident Information Letters address this request.

(j) Review of Resident Access Policy

The submission is seeking to stipulate the frequency that this Policy is reviewed, and the level of engagement required when completing reviews.

Council's practice is to review all policies over a 2 to 3 year cycle, and the Local Government Act 1993 outlines the level of engagement required when reviewing a policy. Accordingly, the inclusion of this clause is not required.

Other amendments

In addition to the recommended amendments already mentioned in this report, a number of other minor amendments have been made to further add clarity to the Policy. These amendments, together with the earlier referenced amendments, have been highlighted in the proposed Policy provided at **Attachment 4**.

It is noted that a number of amendments have been proposed to the Policy arising from this report, and that each amendment has not materially altered the draft policy that was placed on public exhibition. Therefore, further exhibition of the Policy is not required.



## Mount Panorama - Resident Ticketing Policy

In reviewing the Policy it has been noted that the "Mount Panorama - Resident Ticketing Policy" is a duplicate policy, as the content of the Resident Ticketing Policy is included in the Resident Access Policy. Accordingly, this report recommends the rescinding and removal of the Resident Ticketing Policy. A copy of the Resident Ticketing Policy is provided at **Attachment 5**.

**Financial Implications:** There are no financial implications should Council resolve in accordance with the recommendations of this report.

## **Bathurst Community Strategic Plan - Objectives and Strategies**

- Objective 2: A smart and vibrant economy Strategy 2.5

### **Community Engagement**

- Inform To provide the public with balanced and objective information to help them understand the problem, alternatives opportunities and/or solutions.
- Involve To work directly with the public throughout the process to ensure that public concerns and aspirations are consistently understood and considered.
- Consult To obtain public feedback on alternatives and/or decisions

**MINUTE**

**6 Item 2 MOUNT PANORAMA MOTOR RACING CIRCUIT - RESIDENT ACCESS - FULL TRACK HIRE POLICY (18.00150, 41.00089)**  
**MOVED: Cr W Aubin SECONDED: Cr I North**

**RESOLVED:** That Council:

- (a) Adopt the Mount Panorama Motor Racing Circuit - Resident Access - Full Track Hire Policy, as amended; and
- (b) Rescind the Mount Panorama - Resident Ticketing Policy and remove it from the Policy register.

Yours faithfully

A handwritten signature in black ink, appearing to read 'A Jones', written over a large, hand-drawn oval shape.

A Jones  
**DIRECTOR**  
**CORPORATE SERVICES & FINANCE**

# DIRECTOR ENGINEERING SERVICES' REPORT AND MINUTES

POLICY COMMITTEE

1 AUGUST 2018

## **1 INCLUSIVE PLAY PRINCIPLES - BATHURST PARKS (11.00006)**

**Recommendation:** That Council:

- (a) Consider the incorporation of inclusive design principles when planning for new community parks and playgrounds, or when upgrading existing playspaces.
- (b) Engage Council's specialist playspace consultant to review the existing design that has been developed for Stage 2 of the Bathurst Adventure Playground
- (c) Modify the design, if necessary, in order to provide playspace opportunities and playground equipment which meet best practice principles of inclusivity, regardless of age or ability.
- (d) Replace the liberty swing with play structures that provide inclusive play for all members of the community.

**Report:** In January 2018, Council's Manager Recreation was invited to join the NSW Government's "Everyone Can Play" Advisory Group which had been established to support the development of Inclusive Playspace Guidelines for NSW. The Advisory Group involved up to 55 members comprised of local government representatives, landscape architects and designers, professional bodies, playground manufacturers, academics, industry advocates and community members. The purpose of the Advisory Group was to assist in the establishment of guidelines, based on the principles of universal design, to enable parks and playground facilities to be designed and constructed for the enjoyment of all members of the community. The fundamental direction for playground facility design into the future is to ensure that all playspace facilities have the ability to be inclusive and usable regardless of the user's age or ability. Best practice in design and installation of equipment with a playground should consist of play equipment and associated park features that promote inclusive play and involvement for all people and does not separate, isolate or exclude certain members of the community, especially based on their ability.

Inclusive play spaces offer the opportunity for all children to play alongside one another utilising and having access to the same equipment. This supports the physical, social and cognitive development of all children, and benefits everyone, regardless of their ability.

Children with disabilities benefit from opportunities to participate and feel accepted as part of the community, whilst enjoying the benefits of active play, including social skills and health. At the same time, children without disabilities learn valuable lessons about their world, including that everyone has similarities and differences. Children develop concepts related to tolerance, diversity and acceptance. Inclusive play environments provide a wider range of play materials and activities allowing all children to interact with the play environment, rather than selected groups.

It should be noted that inclusive play opportunities does not mean the provision of play equipment to cater just for people in wheel chairs. Inclusive play design principles are aimed at meeting needs for all members of the community, regardless of their ability. By applying these principles, playgrounds and parks can accommodate a multitude of users, including those that may have disabilities such as autism, mental and social development issues, amputees, paraplegia, depression or anxiety, just to name some examples.

It is believed that providing appropriate community facilities that have been developed for inclusive community participation provides the following benefits:-

- Opportunity for Children's relationships and friendships to continue outside the setting.
- Connections between children at play fosters connections between parents and families through play encounters at community play spaces.
- Opportunities arise for communication, building relationships and gaining a greater sense of connectedness and understanding.
- Greater openness to, and appreciation of, diversity emerges. Encounters between people of different backgrounds and circumstances or needs are based on familiarity.
- Greater social cohesion.
- Contributing towards aims of a fairer society in which people all have a part to play.
- More people able to actively participate in their communities in different ways.

In recent years, Council has been considering and implementing inclusive design concepts when planning for new community recreation spaces within Bathurst. For example, the Adventure Playground and the proposed stage 2 design incorporates a variety of play elements specifically for disabled access and play. However, inclusive play principles deal with far more than just playground equipment. It is necessary to also consider location, access and supporting ancillary infrastructure, amongst other factors, in addition to play items. Consideration of inclusive design principles is just as important for carers, parents and senior members of the community. It is therefore recommended that when designing for new parks / playgrounds, Council considers and incorporates, as funding permits, inclusive best practice principles that are to be developed under the NSW Government's soon to be released Inclusive Playspace Guidelines.

### **Stage 2 Bathurst Adventure Playground**

Council would be aware of the strong community desire to construct the second stage of the Bathurst Adventure Playground in Victoria Park, Bathurst. Full detailed design drawings and specification documents have already been developed and adopted by Council, which have set the extent of the landscape works and its various playspace elements and park infrastructure items to be installed. Council would also be aware that tenders have been called on two occasions in recent years for the construction of the Adventure Playground Stage 2 project, however on both those occasions Council declined to accept any of the submitted tenders due to a low number of competitive submissions and excessive prices received. It was considered that Tenders for the Stage 2 works be recalled at a future stage when the construction industry in NSW slowed to the extent that would provide better competitive tendering and more interest from suitable landscape companies willing to bid for the construction of the adventure playground stage 2 project.

Funding provision has now been indicated within the current management plan for the 2019/20 financial year in order to undertake the Stage 2 works as per Council's adopted design. A copy of the general design layout is shown at **attachment 1**. Essentially, the Stage 2 works have been designed to incorporate a water playspace area as well as a play area for older children, incorporating the same theme as the existing site to ensure continuity.

The Stage 2 design will also continue to be classified as all abilities access playspace and incorporate features representative of Bathurst's heritage, and providing a range of various play items. For example, play elements are to include a parkour area in the form of Chifley Cottage, continuation of the dinosaur theme in water play areas and landscape play gardens. The design of Stage 2 will also incorporate a car park area that will reduce the congestion experienced on the Hope Street side of Victoria Park.

It should be noted that the design of the Stage 2 works has specifically been created to compliment and extend onto the original playground and has been specifically tailored to ensure that it can cater for a wide diversity of age groups. As with Stage 1 works, Stage 2 has also been designed as an all abilities playground and will cater for a cross section of people with various abilities. Council would be aware that the Bathurst adventure playground has been listed as one of the best adventure playgrounds in NSW due to the forethought provided at the initial design stage to provide a facility that incorporated opportunity for it to be used by many user groups, including people with disability. The current Adventure Playground facility already has play equipment and play spaces within the park specifically installed for people with various disabilities, installed in a way that also provided inclusivity for children of all abilities. Photos of such playspaces / equipment that are already installed within the Bathurst Adventure Playground are shown at attachment 2. This playground has been so successful and continues to be heavily utilised by Bathurst's residents and many out of town visitors because it offers a diverse range of play, provides challenge and risk necessary for growth and development of children, and provides the necessary infrastructure for adults such as shelters, BBQ and toilet facilities to enable kids to stay and play. The playground also caters for a wide variety of people with various abilities.

One of the play space elements that is currently proposed within the Stage 2 design is the inclusion of a Liberty Swing. This piece of equipment was not originally included during the initial design phase due to the concern that it did not fit within the overall intent of the design, which is to provide opportunity for inclusive playspaces. This swing was eventually added to the design following a request from a member of the community who commenced a campaign for the supply of the playground element from a charity organisation. At the time, playground design principles were not under the review that is currently being implemented by the NSW Government to develop best practice principles and guidelines on how community playspaces should be designed and constructed within NSW.

Unfortunately, the Liberty Swing is a piece of equipment that in its very nature of design is exclusive. This sends the wrong message that people with disabilities require separate pieces of equipment to be used on their own, away from and separated from their peers. Such play structures do not offer inclusivity and are more likely to restrict the development of an appropriate play culture that breaks down barriers that disabled people are different and can't integrate together within the community.

For information, due to the dangerous nature of its design, the Liberty Swing must be enclosed and secured by a surrounding fence, which further isolates the equipment from the rest of the playground. It is also required to be locked by a key that fixes the equipment in a stationary position for a wheel chair to access it, which also needs to be used to lower a ramp. Apart from an assistant that is required to assist in entering, exiting and operating (pushing) the swing, no other persons are permitted to be on the apparatus when it is being used. In this regard, the Liberty Swing cannot be self-operated. In relation to its general use, not all people in wheel chairs would be able to use the Liberty Swing. Such ability to use the swing may be limited on the type or level of disability a person has and the actual size of the wheelchair they are in. In respect to the investment of installing this piece of equipment, it is believed that there are many other playground equipment options that are available in the marketplace that would enable far more use by people of varying abilities.

It is believed that Council has the opportunity to provide a large number of alternative play equipment choices that would comply with the NSW Government and relevant industry stakeholders and disability advocacies push to provide inclusive playspace areas for the enjoyment of all persons in our community. There is a wide choice of equipment that is currently available that meet the necessary design safety standards for community play spaces which would enable people of all abilities to play together without segregation or

ostracisation. Examples of specific items of play equipment that can offer inclusive play opportunity are shown at **attachment 3**. It is believed that these types of equipment would meet the guidelines and direction that is being developed for best practice playspace principles.

For information, discussions have been held with members of the Bathurst Regional Access Committee in respect to seeking their view on the provision of inclusive play space opportunities within the Bathurst Adventure Playground. BRAC have provided feedback to Council staff, advising of their concerns of the Liberty Swing in respect to its exclusive features. It is believed that this disability service advocacy group are very supportive of Council providing opportunity for all people, regardless of their ability, and are aware of the need for best practice design that provides inclusiveness rather than exclusiveness.

### **Proposed Actions**

It is recommended that when designing for new parks / playgrounds, Council considers and incorporates, as funding permits, inclusive best practice principles that are to be developed under the NSW Government's soon to be released Inclusive Playspace Guidelines.

It is also recommended that the Liberty Swing be removed from the existing design of the Adventure Playground Stage 2 and that it be replaced with an appropriate play structure or a number of structures that would meet the principles of an inclusive, all abilities playspace, which is in keeping with the whole intent and theme of the Bathurst Adventure Playground.

It is proposed that Council also engage the designer of the Stage 2 adventure playground design to review and modify the plan as required in order to provide acceptable play elements to replace the Liberty Swing. It is also proposed that the designer, who has extensive expertise in playspace construction principles and specialises in all ability playspace designs, reviews the existing design to ensure that all remaining design elements are up to date in respect to current play standards, new technology innovations and that the design provides inclusiveness for all members of the community. It is recommended that the modification of the Stage 2 Adventure Playground design be completed before the next financial year so that Council has the necessary construction plans and documentation to call tenders for its construction, which is currently proposed for the 2019/20 financial year.

**Financial Implications:** Council has proposed funding of \$2.7M in its projected 2019/2020 Management Plan for the construction of the Bathurst Adventure Playground Stage 2 project.

It is envisaged that the cost to modify the current design to incorporate appropriate equipment that meets the industry's direction towards inclusive playground facilities would cost in the vicinity of \$15,000. Funding for the design modification works is available within the 2018/19 Management Plan.

Following the modification of the stage 2 design to incorporating more appropriate playspace elements, the consultant will provide an amended cost estimate of the whole of the works. This will assist in ensuring that suitable funding provision is made during the preparation of the draft 2019/20 Management Plan.

### **Bathurst Community Strategic Plan - Objectives and Strategies**

- Objective 1: Our sense of place and identity Strategy 1.5
- Objective 2: A smart and vibrant economy Strategy 2.6

- Objective 4: Enabling sustainable growth Strategy 4.1, 4.3
- Objective 5: Community health, safety and well being Strategy 5.1, 5.3

### **Community Engagement**

- Inform To provide the public with balanced and objective information to help them understand the problem, alternatives opportunities and/or solutions.



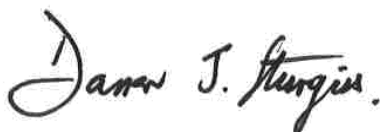
## MINUTE

**7 Item 1 INCLUSIVE PLAY PRINCIPLES - BATHURST PARKS (11.00006)**  
**MOVED: Cr I North SECONDED: Cr A Christian**

**RESOLVED:** That Council:

- (a) Consider the incorporation of inclusive design principles when planning for new community parks and playgrounds, or when upgrading existing playspaces.
- (b) Engage Council's specialist playspace consultant to review the existing design that has been developed for Stage 2 of the Bathurst Adventure Playground
- (c) Modify the design, if necessary, in order to provide playspace opportunities and playground equipment which meet best practice principles of inclusivity, regardless of age or ability.
- (d) Replace the liberty swing with play structures that provide inclusive play for all members of the community.

Yours faithfully



Darren Sturgiss  
**DIRECTOR**  
**ENGINEERING SERVICES**

**GENERAL BUSINESS**

POLICY COMMITTEE

## MINUTE

### 8 Item 1 ROADSIDE GRAZING (18.00133)

**Cr Jennings** - queried what process is followed for roadside grazing, i.e. land availability.

**The Director Environmental, Planning & Building Services** advised the process is coordinated by Local Land Services and it is then referred to Council, where it applies to local roads, for comment. Generally Council's role takes a couple of days. The review is limited to local roads and excludes land identified as high/medium biodiversity.

**MINUTE**

**9 Item 2 EGLINTON SCHOOL LAND (20.00170)**

**Cr Jennings** - queried where the matter with land is at.

**The Director Environmental, Planning & Building Services** advised will be meeting with officers of the Department of Education in September to discuss this proposal.

## **MINUTE**

### **10 Item 3 RENEW OUR LIBRARIES CAMPAIGN (21.00054)**

**Cr Jennings** - asked are we likely to support the Renew our Libraries campaign.

**The Director Cultural & Community Services** advised Council has written to the local member and a report will go to the August Council meeting.

**MINUTE**

**11 Item 4 BATHURST WINTER FESTIVAL (23.00152)**

**Cr Aubin** - congratulated the Events staff on the Bathurst Winter Festival.

**MINUTE**

**12 Item 5 OHKUMA (23.00011)**

**Cr Aubin** - advised the Council in Ohkuma is currently building a new Council building, this is good news.

**MINUTE**

**13 Item 6 LIMEKILNS ROAD WATER RESERVOIR (32.00039)**

**Cr Morse** - congratulated the Council on the commissioning ceremony.



## MINUTE

### 14    **Item 7    PIPER STREET KANGAROO ISSUE (14.00665, 13.00031)**

**Cr Morse** - noted with the current drought, kangaroos are coming into the CBD. We need an awareness campaign.

**MINUTE**

**15    Item 8    COMMUNITY EMAILS RESPONSE (08.00005)**

**Cr Morse** - asked could a response go on Council's email system to acknowledge receipt of emails.

**The General Manager** noted Council is migrating to a new platform.

**MINUTE**

**16    Item 9    PARKING FOR VISITING CARAVANS (28.00006)**

**Cr Morse** - advised there is a lack of parking spaces for caravans in the CBD.

## **MINUTE**

### **17    Item 10    FORMER TAFE BUILDING (22.01387)**

**Cr Morse** - queried what was happening with the site.

**The General Manager** advised currently awaiting Engineering report on Headmasters Residence. At this time no funding is in budget to undertake any additional works/planning.

**MINUTE**

**18 Item 11 BEN CHIFLEY DAM CATCHMENT COMMITTEE (07.00020)**

**Cr Fry** - acknowledged the work of the Ben Chifley Catchment Committee, but still need to do more. Noted Tim Cox, the coordinator, has 20 years of service, can we do a letter to acknowledge this. We should look at what further land care work that can be done.

**MINUTE**

**19**    **Item 12**    **CCTV SYSTEM (07.00106)**

**Cr Christian** - requested an update on CCTV systems.

**The Director Cultural & Community Services** advised current status of project plan, budget available and link with CBD Wi-Fi project.

**MINUTE**

**20 Item 13 HOWICK/GEORGE STREET INTERSECTION (25.00006)**

**Cr Christian** - asked where is the Howick/George Street intersection progress up to.

**The Director Engineering Services** advised plans are nearly finished, will soon be contacting adjoining businesses. Works are possible in early 2019.

**MINUTE**

**21    Item 14    ABANDONED SHOPPING TROLLEYS (28.00006)**

**Cr Christian** - have already noted a significant improvement since meeting with interested parties.



**MINUTE**

**22    Item 15    CHIFLEY DAM - AQUA PARK (2018/141)**

**Cr Christian** - visited the location this week, this is an exciting project.

**MINUTE**

**23 Item 16 FORMER MASTERS SITE (22.07151)**

**Cr Christian** - asked if anything is happening with the former Masters site.

**The Director Environmental, Planning & Building Services** noted strata subdivision has been approved, nothing is known about proposed tenants.

**MINUTE**

**24    Item 17    MOBILE SPEED CAMERAS (28.00011)**

**Cr Christian** - asked does Council have anything to do with location of mobile speed cameras.

**The Director Engineering Services** advised this is organised by RMS.

## **MINUTE**

### **25    Item 18    TURON RIVER FLOWS (31.00014)**

**Cr North** - asked had someone previously dammed the river. There are now flows in the river.

**The General Manager** advised inquiries are being made, but no reason available at this time.

**MINUTE**

**26    Item 19    EAST STREET, ROCKLEY (25.00452)**

**Cr North** - congratulated staff on the works that have been carried out at in this area. Engagement with the community has been great.

**MINUTE**

**27    Item 20    BATHURST WINTER FESTIVAL (23.00152)**

**Cr North** - noted the Winter Festival was really great, would like a merry-go-round to be available for young children.

**MINUTE**

**28    Item 21    BMX TRACK (04.00083)**

**Cr North** - noted there are two areas that seem to be gouging, can we look at fixing this up. The track repair work was good.

**The Director Engineering Services** advised works proposed for 2018/19.

## MINUTE

### 29    Item 22    HOWICK/GEORGE STREET (25.00006)

**Cr North** - spoke to traffic issues. Where are we at with infrastructure study?

**The Director Engineering Services** advised staff have received draft brief from RMS. It is anticipated tenders for the plan will be called in the near future. Advice will be provided as the project proceeds.



## MINUTE

### 30    Item 23    BULLET TRAIN - ORANGE (18.00001, 28.00009)

**Cr North** - received representation from Mr Brown at Eglinton about possible impact from Orange proposal on our train services. We need to make it clear we do not want a lesser service at Bathurst.

**MINUTE**

**31    Item 24    ENERGY EFFICIENCY (13.00065)**

**Cr North** - advised Ashley Bland has forwarded a letter regarding possible projects that could occur with Council, will provide to Council the letter for follow up.

## MINUTE

### 32 Item 25 CARDIOLOGY FOOTPATH & DEVELOPER CLOSE DOWN OF FOOTPATHS (2017/46, 07.00031)

**Cr North** - this is becoming a problem. Can we monitor this, has been raised as a matter of concern by Bathurst Regional Access Committee (BRAC) and the community. Perhaps we can do more media on this.

**The Director Environmental, Planning & Building Services** spoke to current processes in place and issues with building site and in particular the cardiology development matter .

## MINUTE

### 33    Item 26    CBD WI-FI (20.00315)

**Cr North** - asked where are we at with tenders for the CBD Wi-Fi project. Noted local businessman has not received advice on this matter.

**The Director Corporate Services & Finance** advised tenders have already been issued and works have commenced. Will investigate the issue further.

**MINUTE**

**34 Item 27 RETURN EARN - ACCESSIBILITY ISSUE (21.00143, 07.00031)**

**Cr North** - asked what was the process for this development.

**The Director Environmental, Planning & Building Services** advised currently investigating this, but understands the development is exempt.

## MINUTE

### 35 MEETING CLOSE

The Meeting closed at 6.37 pm.

**CHAIRMAN:** \_\_\_\_\_

**DIRECTOR CORPORATE SERVICES & FINANCE'S REPORT -  
ATTACHMENTS**

POLICY COMMITTEE

1 AUGUST 2018

**MINUTES OF THE AUDIT & RISK MANAGEMENT COMMITTEE**  
**HELD ON 27 JUNE 2018**

**MEETING COMMENCES**

**1 MEETING COMMENCES 1:20 PM**

**Present:** Andrew Fletcher (Chair), Mayor Graeme Hanger, Phil Burgett.

**In Attendance:** General Manager, Director Corporate Services & Finance, Leanne Smith (Intentus), Shephard Shambira (IA), Manager Financial Services

**APOLOGIES**

**2 APOLOGIES**  
**MOVED** Cr G Hanger and **SECONDED** P Burgett

**RESOLVED:** That the apologies from Crs Bourke and Cr Rudge be accepted and leave of absence granted.

Absent: Karen Taylor (Audit Office), Manager Corporate Governance.

**DECLARATION OF INTEREST**

**3 DECLARATION OF INTEREST 11.00002**  
**MOVED** P Burgett and **SECONDED** Cr G Hanger

**RESOLVED:** That the following Declaration of Interest be noted.

Mayor, Cr Hanger  
 Item #8 General Managers Report, Internal Audit and Compliance

**REPORT OF PREVIOUS MEETING**

**4 Item 1 MINUTES - AUDIT & RISK MANAGEMENT COMMITTEE - 28 MARCH 2018 (07.00096)**

**MOVED** Cr G Hanger and **SECONDED** P Burgett

**RESOLVED:** That the Minutes of the Audit & Risk Management Committee Meeting held on 28 March 2018 be adopted.



**RISK MANAGEMENT**

- 5** **Item 1 STATECOVER AND STATEWIDE PROFILES 2016/2017 (GENERAL MANAGER) (03.00010, 07.00096)**  
**MOVED** Cr G Hanger and **SECONDED** P Burgett

**RESOLVED:** That the information be noted.

- 6** **Item 2 ENTERPRISE RISK MANAGEMENT PLAN - STRATEGIC RISK REGISTER (DIRECTOR CORPORATE SERVICES & FINANCE) (07.00096)**  
**MOVED** Cr G Hanger and **SECONDED** P Burgett

**RESOLVED:** That

- (a) the information be noted
- (b) the Director Corporate Services & Finance's presentation on Fraud Controls be noted.

**INTERNAL AUDIT REPORTS & COMPLIANCE**

- 7** **Item 1 INTERNAL AUDIT PROGRAM - STATUS REPORT (INTERNAL AUDITOR) (07.00096)**  
**MOVED** P Burgett and **SECONDED** Cr G Hanger

**RESOLVED:** That

- (a) the information be noted.
- (b) the independent members work with the Internal Auditor regarding amendment to the program
- (c) the independent members work with the Internal Auditor with detailed internal planning and scope of reviews.

- 8** **Item 2 INTERNAL AUDIT REVIEW REPORT - CORPORATE RISKS REGISTER**

**REVIEW - RISK #7 (INTERNAL AUDITOR) (07.00096)****MOVED** Cr G Hanger and **SECONDED** P Burgett**RESOLVED:** That the information be noted.**9** **Item 3 INTERNAL AUDIT REVIEW PLAN - CORPORATE RISKS REGISTER REVIEW - RISK #18 (INTERNAL AUDITOR) (07.00096)****MOVED** Cr G Hanger and **SECONDED** P Burgett**RESOLVED:** That the information be noted.**10** **Item 4 ACL SOFTWARE - PROGRESS REPORT (INTERNAL AUDITOR) (07.00096)****MOVED** Cr G Hanger and **SECONDED** P Burgett**RESOLVED:** That

- (a) the information be noted
- (b) Council review options with existing users and provide an update to the members of the Committee.

**11** **Item 5 QUARTERLY BUDGET REVIEW - MARCH 2018 AND OPERATING PLAN ACTIONS REVIEW - APRIL 2018 (DIRECTOR CORPORATE SERVICES & FINANCE) (07.00096)****MOVED** P Burgett and **SECONDED** Cr G Hanger**RESOLVED:** That the information be noted.**12** **Item 6 BATHURST 2040 COMMUNITY STRATEGIC PLAN (GENERAL MANAGER) (03.00180)****MOVED** P Burgett and **SECONDED** Cr G Hanger**RESOLVED:** That the Committee note the Bathurst 2040 Community Strategic Plan.

**13      Item 7 ARMC - PURPOSE AND FUNCTION CHECKLIST (GENERAL MANAGER) (07.00096)**

**MOVED** P Burgett

and **SECONDED** Cr G Hanger

**RESOLVED:** That

- (a) the information be noted
- (b) Independent members to provide the General Manager with feedback, out of session.

**14      Item 8 CENTROC BOARD MEETING 24 MAY 2018 (GENERAL MANAGER) (07.00017)**

**MOVED** P Burgett

and **SECONDED** A Fletcher

**Cr Hanger declared a non-pecuniary interest in this item and remained in the Chamber.**

**Reason: Nephew is mentioned in the report.**

**RESOLVED:** That the report on the CENTROC Board Meeting held 24 May 2018 at Parliament House, Sydney be noted.

**COMMITTEE MEMBER REPORTS**

**15      Item 1 NSW AUDITOR GENERAL UPDATE FOR LOCAL GOVERNMENT AUDIT, RISK AND IMPROVEMENT COMMITTEE CHAIRS (CHAIRPERSON) (07.00096)**

**MOVED** A Fletcher

and **SECONDED** P Burgett

**RESOLVED:** That the information be noted.

**GENERAL BUSINESS**

**16      Item 1 SITE VISIT OF COUNCIL FACILITIES (DIRECTOR CORPORATE SERVICES & FINANCE) (07.00096)**

**MOVED** P Burgett

and **SECONDED** Cr G Hanger

**RESOLVED:** That the information be noted

**ACTIONS**

**17** **Item 1 STATUS OF ACTIONS FROM PREVIOUS MEETINGS (07.00096)**  
**MOVED** P Burgett and **SECONDED** Cr G Hanger

**RESOLVED:** That

- (a) the information be noted.
- (b) Director Corporate Services & Finance to liaise with Orange and Dubbo to finalise OCM report
- (c) note a planned joint meeting of the three Councils' ARMC has been proposed by Dubbo for 10 August 2018.

**MEETING CLOSE**

**18** **MEETING CLOSE**

The meeting closed at 3.02 pm

**1 MOUNT PANORAMA MOTOR RACING CIRCUIT - RESIDENT ACCESS - FULL TRACK HIRE POLICY (18.00150, 41.00089)**

**Recommendation:**

That Council:

- (a) Adopt the Mount Panorama Motor Racing Circuit - Resident Access - Full Track Hire Policy; and
- (b) Rescind the Mount Panorama - Resident Ticketing Policy and remove it from the Policy Register.

**Report:**

Councillors would recall, from the Policy Committee held on 5 April 2017, where it was resolved that Council:

- "(a) Place the updated Mount Panorama Motor Racing Circuit - Resident Access - full Track Hire Policy on public exhibition for 28 days; and*
- (b) If no submissions are received, adopt the Mount Panorama Motor Racing Circuit - Resident Access - Full Track Hire Policy. (Cr Bourke/Cr Coote)".*

In accordance with this resolution a copy of the Mount Panorama Motor Racing Circuit - Resident Access - Full Track Hire Policy (see copy at **attachment 1**) was placed on public exhibition from 24 April 2017, with submissions closing 23 May 2017. In addition to Council's normal exhibition practices, a copy of the Policy, together with instructions on how to make a submission, were provided to each Mount Panorama residence.

Council has received six (6) submissions in relation to the Policy, including one (1) petition signed by seventeen (17) individuals, representing sixteen residences. A copy of each submission has been provided as an attachment to this report.

As noted in the report of 5 April 2017, as part of the process of reviewing this Policy, comments were sought from: Department of Sport and Recreation, Confederation of Australian Motorsport (CAMS), Mount Panorama Residents Committee, Supercars Australia and Yeehah Events.

**Submission 1 - P & L Burgett - attachment 2**

In brief, this submission raises concerns in relation to:

- (i) the definition of an event;
- (ii) the quality and accessibility of the secondary/alternate access;
- (iii) track closure times during events; and
- (iv) resident meetings in the lead up to an event.

In response:

- (i) in reviewing the current Policy (last adopted February 2015) there was a need

identified to introduce a "Definitions" section to assist with removing interpretational differences and ambiguity. Where available the definition of key terms in the Policy correspond with the equivalent term in the Mount Panorama Motor Racing Act 1989 (the Act). Where a key term exists in the Policy that does not have a corresponding term in the Act, then where possible the intent of the Act has been applied.

The term "Traditional Motor Racing Events" (TMRE) is a term that has been used in the Policy since its inception, however, does not appear to have ever been clearly defined. Accordingly, the Policy defines TMRE as being one of the five meetings permitted under the Act. Hence, for a TMRE to occur, it must comply and be permissible under the Act.

- (ii) Council acknowledges that whilst each residence has a secondary/alternate access, not all accesses are via a legal road or a right of way. It is further acknowledged that some secondary/alternate accesses are only facilitated by an agreement between adjoining neighbours.

The Policy includes a paragraph which responds to this concern in stating that Council will continue to improve secondary/alternate access arrangements to the residents. This not only refers to the provision of secondary/alternate access, but also to the accessibility of the access that is provided.

- (iii) The general track closure times contained in the revised Policy are the same as those presented in Council's current adopted Policy. The revised Policy however provides a list of three specific exemptions for the Bathurst 12 Hour event, Bathurst 6 Hour event and the Bathurst 1000 which are not included in the current adopted Policy.

The general track closure times referenced in this submission were current when the Policy was first developed in 2008. However, these track closure times changed when the Policy was previously adopted in February 2015.

Council may alter the general track closure times contained in the Policy as part of the consideration of this report. Should Council wish to alter the general track closure times as contained in the revised Policy, then it needs to be noted that the events that are the subject of existing long-term contracts, would not be affected by this alteration.

- (iv) The current, and revised Policy provide for a minimum of two (2) residents meetings each calendar year. These meetings have generally been held in the week leading up to the Bathurst 12 Hour event and the Bathurst 1000 event.

The timing of these meetings (ie in the week of the event) have been co-ordinated at this time, as this aligns when the event organisers are in Bathurst.

With the growth of the Bathurst 6 Hour event, consideration is being given to holding a similar meeting prior to next year's event. This additional meeting is currently permissible under the existing and revised Policy.

### **Submission 2 - E & O Bennetts - attachment 3**

This submission does not outline the number of reservations that the authors have with the Policy. However, it is noted that the authors of this submission also signed the petition which is discussed later in this report.

### **Submission 3 - N Lucas - attachment 4**

This submission does not elaborate as to why the author finds the Policy to be even more unsatisfactory than the Policy of 2014. However, it is noted that the author of this submission also signed the petition which is discussed later in this report.

#### **Submission 4 - P & D Harper - attachment 5**

In brief, this submission raises the following matters for consideration:

- (i) The Challenge Bathurst event should not be considered a TMRE;
- (ii) Track closure times should be restricted to 9 am to 5 pm similar to Phillip Island, Winton and Wakefield Park, and track closure times should be only 30 minutes prior to the first scheduled event;
- (iii) The quality and accessibility of the secondary/alternate access;
- (iv) Resident ticketing for Non-Traditional Motor Racing Events (NTMRE).

In response:

- (i) The Challenge Bathurst event has been listed as a current TMRE as the event must comply and be permissible under the provisions of the Act.
- (ii) As mentioned in response to an earlier submission, the general track closure times contained in the revised Policy are the same as those presented in the current adopted Policy. Comparing the Mount Panorama Circuit to Phillip Island, Winton and Wakefield Park is not an ideal comparison as, for the majority of the year, Mount Panorama is a public road and not a closed permanent circuit, like the examples which have been listed in the submission.

As the Mount Panorama Circuit is a public road, there is a significant amount of time required in the set-up and pack-up for each day of an event. For example, the public road needs to be closed to allow for the safe deployment of flag marshals, recovery vehicles, fire marshals and the completion of track safety inspections. In addition, time needs to be provided for the closure of all residents' entrance gates. With the exception of the closing of gates, the above deployments etc all occur before 9 am at the closed permanent circuits listed in the submission.

Council may alter the general track closure times contained in the Policy as part of the consideration of this report. Should Council wish to alter the general track closure times as contained in the revised Policy, then it needs to be noted that the events that are the subject of existing long-term contracts, would not be affected by this alteration.

- (iii) A response to the quality and accessibility of the secondary/alternate access has been raised in this report.
- (iv) The provisions for resident ticketing for NTMRE as contained in the revised Policy are the same as those presented in the current adopted Policy. The intent of this clause is to ensure Resident Access is maintained irrespective of whether the event is a TMRE or NTMRE.

#### **Submission 5 - N Swan - Chairman, Mount Panorama Residents Committee - attachment 6**

This letter was presented to Council prior to the commencement of the exhibition. With the permission of Mr Swan, this letter has been included as a submission.

In brief, this submission identifies a number of failings of the Policy, including:

- errors of fact;
- lack of definitions;
- contradictions;
- omissions; and
- lack of empathy

However, the submission does not identify specifically where in the Policy these issues occur.

It should be noted that, in obtaining Mr Swan's permission to include this letter as a submission, Mr Swan indicated that he would be lodging a more detailed submission as well. It is further noted that Mr Swan signed the petition which is discussed later in this report.

### **Submission 6 - Mount Panorama Residents Committee - attachment 7**

This submission raises a number of matters for consideration, each of which are discussed separately below:

- (i) ***Our suggestions were completely ignored and therefore we have had zero input into this policy.***

Response:

- (i) This statement is not correct. An early draft version of the Policy was provided to the Residents Committee in August 2016 for comment. In December 2016 the Residents Committee provided a number of comments and suggested alterations to the draft Policy. A number of the amendments suggested by the Residents Committee have been incorporated in the current revised Policy which was placed on exhibition.

- (ii) ***Our main suggestion was that the road should not be closed more than 20 minutes before the scheduled start of an official race or practice session.***

Response:

- (ii) As mentioned in a response to an earlier submission, the set up required before the commencement of racing would not be able to be completed within 20 minutes.

Council may alter the general track closure times contained in the Policy as part of the consideration of this report. Should Council wish to alter the general track closure times as contained in the revised Policy, then it needs to be noted that the events that are the subject of existing long-term contracts, would not be affected by this alteration.

- (iii) ***The road be opened as soon as practical at the completion of an even (sic).***

Response:

- (iii) It is recommended that this wording not be included in the Policy, instead the current wording which specifies an exact time should be retained. It should be noted that practice has been for the road to be re-opened as soon as practical.



- (iv) We have never been asked for consent although the Act actually calls for resident consent.**

Response:

- (iv) Section 4 of the Act designates the land that is the subject of the Act. There are no privately owned residences that are included in the designated area see **attachment 8**. Accordingly "resident" consent is not required under the Act.
- (v) This extra time is time which the professional events don't need and the amateur events don't want.**

Response:

- (v) As mentioned in response to an earlier submission, the general track closure times contained in the revised Policy are the same as those presented in the current adopted Policy.

There is nothing in this Policy which requires a track hirer to completely use the entire track closure period. Should a hirer only wish to use a lesser time period, then the road would only be closed for the lesser period.

The intent of the Policy is to set the maximum period for which the road can be closed.

Council may alter the general track closure times contained in the Policy as part of the consideration of this report. Should Council wish to alter the general track closure times as contained in the revised Policy, then it needs to be noted that the events that are the subject of existing long-term contracts, would not be affected by this alteration.

- (vi) Much of the Policy is likely to be based on the untruthful statement that all residents have secondary access.**

Response:

- (vi) The nature and quality of the secondary/alternate access has already been responded to elsewhere in this report.

- (vii) Widening of the tunnel could be considered.**

Response:

- (vii) Whilst not a Policy matter, the widening of the tunnel could be considered for inclusion in future capital works programs.

- (viii) Why change the Policy.**

Response:

- (viii) Council received a letter from the Residents Committee in June 2016 requesting a complete review of the Policy. Following a subsequent meeting in August 2016 with Mr Swan, the then Mayor requested a review of the then adopted Policy.

- (ix) Reinstate the track closure times that were prescribed as a general principle in**

***the 2008 Resident Access Policy.***Response:

- (ix) The general track closure times have already been discussed elsewhere in this report.

Council may alter the general track closure times contained in the Policy as part of the consideration of this report. Should Council wish to alter the general track closure times as contained in the revised Policy, then it needs to be noted that the events that are the subject of existing long-term contracts, would not be affected by this alteration.

- (x) ***Facilitate resident consultation with promoters and track hirers as part of the planning of each event.***

Response:

- (x) The co-ordination of resident meetings has already been discussed in response to an earlier submission in this report.

- (xi) ***The actual document fails to disclose the obvious conflict of interest and this procedural omission should nullify the policy.***

Response:

- (xi) The objective of the Policy is to ".....provide clear guidelines and direction to promoters and Mount Panorama Circuit hirers of their obligations to Bathurst Regional Council and to the residents of Mount Panorama when hiring the Mount Panorama Circuit".

The submission does not elaborate any further on the "obvious conflict of interest". However despite this, the legislative controls imposed by the Act and the accompanying Regulations, together with this Policy, would mitigate any conflict of interest, should one exist.

- (xii) ***Safety issues due to increased usage.***

Response:

- (xii) The Policy contains a clause which requires promoters/hirers to provide Emergency Contact Procedures. The specific details for each Emergency procedure(s) will differ for each event, accordingly, this specific information is provided separately to the residents in the lead up to each event.

The provision of statistics concerning dangerous safety conditions, etc is outside the scope of this Policy. However, for the information of the Councillors, a report of all incidents is submitted to the relevant authorities following the conclusion of each event.

- (xiii) ***Policy document is incomplete.***

Response:

- (xiii) A response to concerns over the lack of definitions has been provided in response to an earlier submission in this report.

The Policy lists four events (TMRE) as these events are the subject of existing long-term contracts.

**(xiv) Ticketing.**Response:

*(xiv) Council acknowledges the disruption that ticketed events cause to the residents. Hence, the Policy provides that each residence will be allocated 13 Resident General Admission Tickets and 10 Resident Vehicle Passes per event. The Policy maintains the provision for Residents to request additional vehicles passes if required.*

**Conclusion**

Prior to adopting the revised Policy, Council should consider each submission that has been received. As contained within this report, a response has been provided for each of the matters for consideration as raised by each submission.

After reviewing each submission, it is the recommendation of this report that the revised Policy, as exhibited, be adopted unchanged.

Should Council wish to alter the general track closure times as contained in the revised Policy, then it needs to be noted that the events that are the subject of existing long-term contracts, would not be affected by this alteration.

**Financial Implications**

Nil.

**Bathurst Community Strategic Plan - Objectives and Strategies**

- |   |          |      |
|---|----------|------|
| ● Objective 23: To encourage a supportive and inclusive community.  | Strategy | 23.7 |
| ● Objective 30: To identify the needs of the community and encourage and support communication, interaction and support within the community. | Strategy | 30.5 |

**Community Engagement**

<b>POLICY:</b>	MOUNT PANORAMA MOTOR RACING CIRCUIT – RESIDENT ACCESS – FULL TRACK HIRE
<b>DATE ADOPTED:</b>	Director Corporate Services & Finance Report #1 Policy 5 April 2017 Council 19 April 2017 Minute Book No.  Director Corporate Services & Finance's Report #3 Policy 4 February 2015 Council 18 February 2015 Minute Book No. 11958
<b>ORIGINAL ADOPTION:</b>	Director Corporate Services & Finance's Report #9 Council 10 December 2008 Minute Book No. 10564
<b>FILE REFERENCE:</b>	18.00150
<b>OBJECTIVE:</b>	To provide clear guidelines and direction to promoters and Mount Panorama Circuit hirers of their obligations to Bathurst Regional Council (BRC) and to the residents of Mount Panorama when hiring the Mount Panorama Circuit.

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## 1. Definitions

In this Policy, unless the context otherwise requires:

**"Act"** means the Mount Panorama Motor Racing Act 1989 (NSW) or such other Act or legislation as may replace the Act.

**"BRC"** means Bathurst Regional Council.

**"Mount Panorama Circuit"** means the land within the local government area of Bathurst Regional as designated under the Act.

**"NTMRE (Non-Traditional Motor Racing Events)"** means events other than those listed as TMRE (Traditional Motor Racing Events).

**"Partial Closure"** means an event that does not require the closure of the entire race track.

**"Race Track"** means any part of a road or road related area within the Mount Panorama Circuit that is used for motor racing, as defined in the Act.

**"Resident"** means a person whose principal place of residence is located adjacent to the race track and whose principal means of access to that residence is from the race track.

**"Resident Access Plan"** means the Plan developed by BRC and each event promoter for the provision of a reasonable access system for the residents of Mount Panorama.

**"Secondary/Alternate Access"** means access to Mount Panorama residences via roads/tracks other than the race track.

**"TMRE (Traditional Motor Racing Events)"** means events which utilise the entire Mount Panorama Circuit. TMRE are one of the five meetings permitted under the Act and currently include:

- Bathurst 1000, held annually in October,
- Bathurst 12-Hour, held annually in February,
- Bathurst 6-Hour, held annually at Easter, and
- Challenge Bathurst, held annually in November

TMRE are long term contractual events, and form part of the regular Mount Panorama motorsport calendar. The current names of the events may change from time to time.

**"Traffic Management Plan"** means the Plan developed by the Event Promoter or BRC for the co-ordination of spectators, residents and other access to and from the Mount Panorama Circuit during an event.

## 2. Background

Mount Panorama is currently supported by the Act and permits five meetings per year. The Mount Panorama Circuit currently hosts four meetings annually.

The needs of existing residents on Mount Panorama must be considered particularly with full race track closures. These include, but are not limited to, resident access, use of private property by promoters or Mount Panorama Circuit hirers, security checks, and access for services and tradespersons.

## 3. Resident Communication

A minimum of two (2) residents meetings will be held during each calendar year, between BRC and the Residents. The purpose of these meetings is to provide a forum for updates, feedback and discussion on Mount Panorama events.

Additional meetings may be requested by BRC or the Residents and will be held at a time convenient to BRC and Residents.

Residents will be provided an updated Mount Panorama events twelve (12) month calendar in June and December of each year.

Each event may have different flexibility to meet the residents' needs and these will be presented to residents for consideration no later than 30 days prior to the event.

Residents are to be notified of any proposed new event at least 60 days prior to the event.

## 4. Resident Notifications

**No later than 60 days prior** to an event, a preliminary notice will be provided to

residents about the upcoming event.

**No later than 30 days prior** to each planned event, each Resident is to be provided with a Resident Information letter by the promoter, which has been prepared in consultation with BRC, providing details which may include, but are not be limited to:

- Access
- Secondary Access
- Car Park
- Car Pass System
- Deliveries (e.g. newspapers etc.)
- Emergencies including the access for Emergency Vehicles / Services
- Event Management Office
- Garbage Collection
- Livestock & Pets
- Mail Deliveries
- Race Program
- Race Track Closing and Opening
- Recycling
- Resident Access Plan
- School Bus Access
- Spectator Viewing
- Taxi Access
- Telephone Contacts (Promoter and BRC)
- Ticket Allocation
- Traffic Management Plan
- Travel Direction
- Tradespersons/Services Access

#### **5. Race Track Closure Times - TMRE**

For TMRE full closure of the race track shall not occur before 7:00am and must be reopened by no later than 6:00pm for resident access, unless specified elsewhere in this Policy.

For the **Bathurst 12-Hour event** full closure of the race track shall not occur before 5:30am and must be reopened by no later than 6:30pm on the day of the 12 Hour race.

For the **Bathurst 6-Hour event** full closure of the race track shall not occur before 7:00am and must be reopened by no later than 6:30pm on the day of the 6 Hour race.

For the **Bathurst 1000 event** full closure of the race track shall not occur before 7:00am and must be reopened by no later than 6:30pm on the day of the 1000km race.

The current names of events may change from time to time.

With the exception of the day of the feature race for each event, a minimum of a one (1) hour lunch break must be provided for each day of the event for Resident access which includes both opening and closing of the race track.

Any variations that exceed these general principles will require separate consultation with the Residents Committee.

#### **6. Race Track Closure Times - NTMRE**

For NTMRE requiring **full closure** of the race track, the race track shall not be closed before 7:00am and must be reopened by no later than 6:00pm on each day of the event. In addition, a minimum of a thirty (30) minutes morning break, and a one (1) hour lunch break, and a thirty (30) minutes afternoon break must be provided for each day of the event for Resident access which includes both opening and closing of the race track. Any variations that exceed these general principles will require separate consultation with the Residents Committee.

For NTMRE requiring **partial closure** of the race track, the race track closure and reopening will occur as required by the event.

#### **7. Race Track Opening During Events**

During any full race track closure for events, once the race track is open after the specified time, the race track becomes accessible to residents until the race track is closed again at the following scheduled time. Additional road barriers and traffic control may, however, still remain in position.

#### **8. Secondary/Alternate Access for Residents**

Secondary / alternate vehicular access is provided to all residents.

BRC has had an ongoing program to improve secondary/alternate access arrangements to the residents. This program will continue and residents will be updated regularly on progress being made. Ongoing maintenance of secondary/alternate access roads will be provided.

Residents not wishing to use the secondary/alternate access should wait in the resident parking area adjacent to the race track entry gates for the race track to open. When the race track is opened, Residents will be given priority to access their homes.

Access to the resident parking area will be provided via gates on the corner of Havannah Street and Lloyds Road, and be controlled by security staff or as otherwise advised.

#### **9. Resident Ticketing**

BRC has the responsibility to deliver tickets to residents 28 days prior to an event.

For TMRE, each Resident will be allocated 13 Resident General Admission Tickets and 10 Resident Vehicle Passes per household, per event.

Residents may request additional vehicle passes prior to each event. All vehicle passes are to be numbered so BRC and Event Promoters will have a record of the

property location relating to each vehicle pass. All occupants of residents' vehicles must be in possession of a valid event ticket.

For NTMRE where no spectators are involved additional resident access passes may be obtained from the event promoter on request and at the promoter's sole discretion. These will be additional to the 13 Resident General Admission Tickets and 10 Resident Vehicle Passes provided.

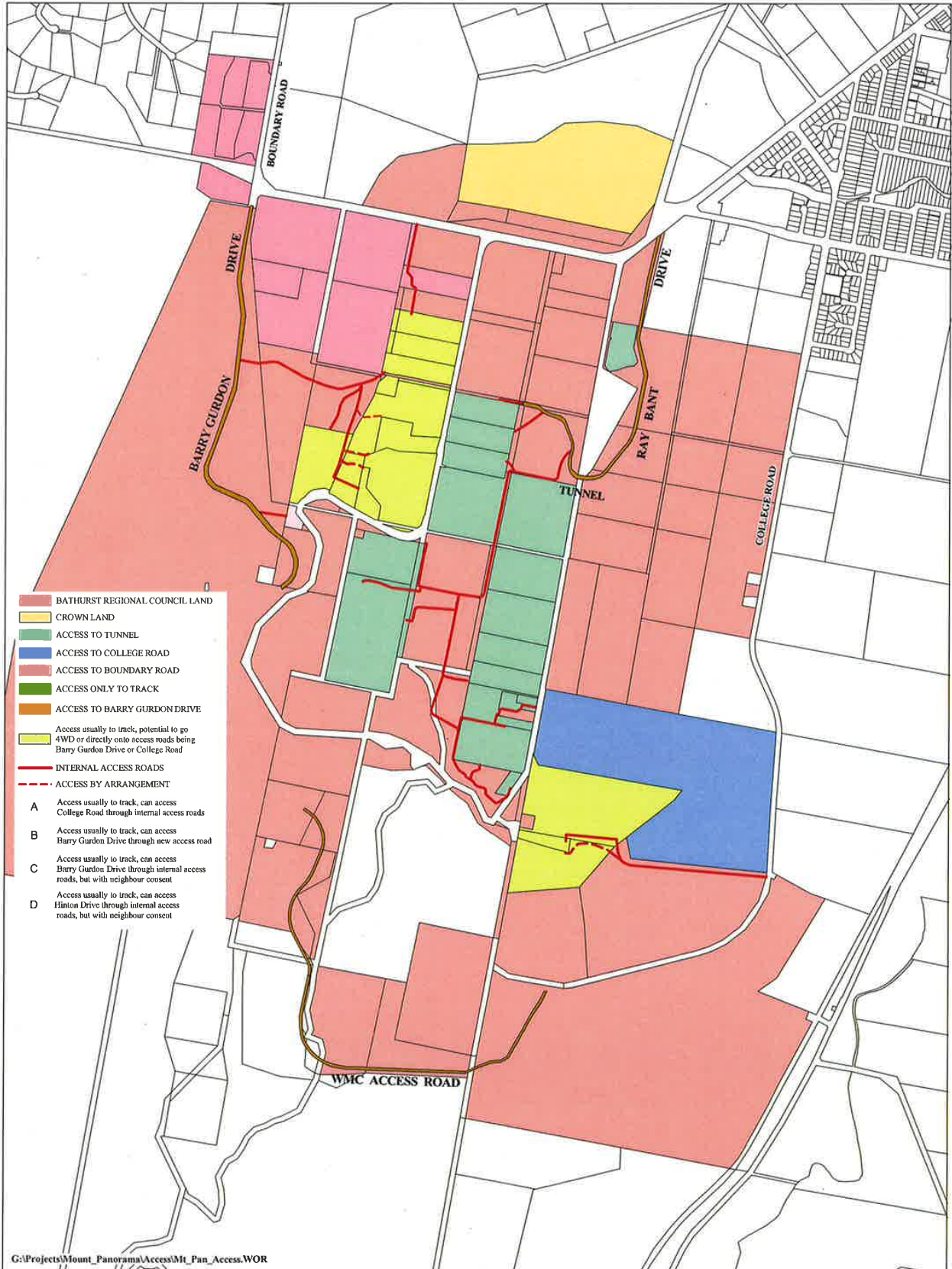
#### **10. Emergency Contact Procedures**

For each event, contact points with telephone numbers will be provided for resident use during periods when the race track is fully closed, by the promoter.

BRC will provide details of a liaison officer, including a contact telephone number should any difficulty be encountered.



## BATHURST REGIONAL COUNCIL Restricted Access Map



Bathurst Regional Council expressly disclaims all liability for errors or omissions of any kind whatsoever, or any loss, damage or other consequence which may arise from any person relying on information in this Plan

Date 23/09/2010

Note: The colours on this Plan do not indicate landuse zones under the Bathurst Regional (Interim) Local Environment Plan 2005.

"Base Maps: © Department of Lands 2006"

196 Mountain Straight  
Mt Panorama  
Bathurst NSW 2795  
22 May 2017

General Manager  
Bathurst Regional Council  
Private Mail Bag 17  
BATHURST NSW 2795

Dear Sir

**RE: RESIDENT ACCESS – FULL TRACK HIRE POLICY**

We acknowledge that an overarching policy document providing guidelines and directions to event promoters and track hirers of their obligations to Bathurst Regional Council (Council) and Mount Panorama Residents (Residents) is essential if the amenity of Mount Panorama for all stakeholders is to be maintained.

In that context the general intent of the draft policy currently on public exhibition, subject to the specific comments in this submission, covers the relevant matters of interest to the Residents.

The real issue in the Resident Access – Full Track Hire Policy (Policy) is the application of the Policy for each specific event. In that regard I raise a number of matters for consideration by Council in finalising this Policy.

**1. Race Track Closure Times**

**1.1 Event Classification and Consequential Track Closures**

The primary contentious issue is the absence of a definition of an ‘event’. The Policy refers to Traditional Motor Racing Events (TMRE) and Non-Traditional Motor Racing Events. These events are defined in the Policy but in recent years Council has extended the track closure period beyond the primary TMRE event to conduct other NTMRE which are generally conducted by other promoters and track hirers offering activities completely different to the TMRE.

We understand the commercial aspect of these arrangements and their value to Council but we are frustrated in having to accept a situation where access is being further restricted by stealth under the guise of the loose definition of an ‘event’. In 2017, Bathurst 12 Hour track closures covered a period of nine (9) days from 1 February 2017 to 9 February 2017. The TMRE associated with this track closure covered only three (3) days from 3 February to 5 February and three (3) separate NTMRE were conducted by different track hirers (or sub-hirers) on each day between 6 February and 9 February 2017.

Without arguing the discrete nature of each of these NTMRE as additional full track closures under the Mount Panorama Act (Act) the clear distinction in the nature of the TMRE and NTMRE as part of this single full-track closure dictates that each event could be considered an additional ‘full track closure’ under the Act.

Residents have accommodated this ‘access creep’ but in doing so, Residents have further sacrificed their amenity as landholders on Mount Panorama without any improvement in the alternate access arrangements to mitigate the inconvenience of the extended closures.

In our case, secondary/alternate access requires us to traverse our property down a steep slope which can be problematic for 2WD vehicles in wet weather. Once we have left our property, access is only possible through the goodwill of our neighbour co-operating with Council to



facilitate our passage through their property when the track is closed. We hasten to add that there have no problems with this arrangement but we cannot assume the arrangement would be maintained with a change of owner.

We submit that Council should consider and address the following specific access issues:

- Securing secondary/alternate access through resolution of legal access across our neighbouring property.
- Resolution of all-weather access across our property from where vehicles are normally garaged to the exit gate.
- Consideration of updating gate access across Council land to allow swipe-card access (or an alternate cost effective solution) to automatically opening and closing gates.

## 1.2 Event Track Closure Times

In 2008 the Resident Access Policy prescribed as a general principle for TMRE full-track closures, 'the circuit cannot be closed before 7.30am and must be open by 5.30pm for resident access' and in relation to NTMRE full-track closures 'the circuit cannot be closed before 8.30am and must be opened by 5.30pm'. These access times have now been standardised across both event classifications with the Policy stating 'the race track shall not be closed before 7.00am and must be re-opened by no later than 6.00pm on each day'.

We acknowledge and accept the specific exemptions to this general principle of track closure times prescribed in Clause 5 of the Policy but request Council to address the impact on resident amenity of the loss of access for TMRE of one (1) hour and MTMRE of two (2) hours.

Track use for TMRE is generally proximate to the closure of the track but we are consistently frustrated being required to use the alternate access with NTMRE when the track use is not proximate to track closure times and indeed on many occasions may not be in use by the track hirer for lengthy periods.

Residents have accommodated this 'access creep' but in doing so, we have further sacrificed our amenity as landholders on Mount Panorama without any improvement in the alternate access arrangements to mitigate the inconvenience of the extended closures.

We request that Council consider the following in responding to the general principle on track closing times:

- Re-instate the track closure times that were prescribed as a general principle in the 2008 Resident Access Policy.
- Consider and act on the access issues submitted in 1.1 above.
- Facilitate resident consultation with promoters and track-hirers as part the planning of each event undertaken between Council, promoters and track-hirers.

## 2. Resident Notifications

We understand the commercial in confidence issues connected to Council's negotiations with potential promoters and/or track-hirers and accept that 'no later than 60 days prior to an event a preliminary notice will be provided to Residents about the upcoming event' is reasonable.

The policy provides for Residents to be provided with a Resident Information Letter 'no later than 30 days prior to each planned event' from the promoter or track-hirer which is prepared in consultation with Council.

We acknowledge Council's efforts in recent times arranging a meeting with the promoter and/or track-hirer to canvass any operational issues with the particular event. These meetings generally occur in the week of the event.

Whilst these meetings are generally congenial and constructive, invariably any substantive suggestions are not able to be acted upon or implemented because of the short lead time. Even if actions are agreed by all parties, Residents' experience is that implementation does not always meet expectations, probably because of the short lead time.

We submit that these operational issues which can be event-specific would be more effectively and efficiently managed if the resident perspective was considered in the event planning phase rather than immediately before the event.

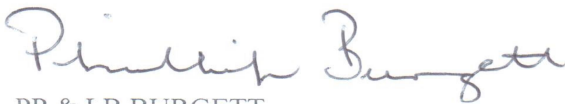
We request that Council consider the following in responding to our comments on resident notifications:

- Appoint a resident representative to the Council Committee that oversees the planning for each event.
- Re-schedule the meeting between Council, Residents and Promoter/Track-Hirer before each event to occur no later 30 days prior to each event.

The opportunity to comment on the Policy is appreciated and trust our observations will be given due consideration in Council's determination of the Policy.

Should you wish to discuss any aspect of this submission or require further information please email to [phillip.burgett@gmail.com](mailto:phillip.burgett@gmail.com) or call us on 0419 758 825.

Yours Faithfully



PP & LB BURGETT



Mt Panorama  
E & O Bennetts

to:

council, graeme.hanger, ian.north, warren.Aubin, bobby.bourke, michael.coote,  
monica.morse, greg.Westman

22/05/2017 12:08 PM

Hide Details

From: "E & O Bennetts" <obennetts@gmail.com> Sort List...

To: council@bathurst.nsw.gov.au, graeme.hanger@bathurst.nsw.gov.au,  
ian.north@bathurst.nsw.gov.au, warren.Aubin@bahurst.nsw.gov.au,  
bobby.bourke@bathurst.nsw.gov.au, michael.coote@bathurst.nsw.gov.au,  
monica.morse@bathurst.nsw.gov.au, greg.Westman@bathurst.nsw.gov.au,

History: This message has been forwarded.

RE: Policy for Adoption - Mount Panorama Motor Racing Circuit- Resident Access -  
Full Track Hire Policy

Dear Sir/Madam

We have a number of reservations about this proposed Policy in it's current form.  
Further discussion between council and residents/ resident's spokesperson is needed to resolve some  
issues.

We appreciate council's efforts with this matter.

Ellen and Owen Bennetts

[Report this message as spam](#)



Resident access Mt. Panorama

Noel lucas

to:

council

11/05/2017 11:28 AM

Hide Details

From: "Noel lucas" <nalmal@bigpond.com>

To: <council@bathurst.nsw.gov.au>,

History: This message has been forwarded.

To A Jones,

I have studied the draft for Resident access and find it even more unsatisfactory than the policy of 2014.

Sincerely,

Noel Lucas

Virus-free. [www.avast.com](http://www.avast.com)

451 Conrod Straight  
BATHURST 2795

pdharper2@bigpond.com  
02 6334 2554  
19<sup>th</sup> May, 2017

Mr A Jones  
Acting Director  
Corporate Services & Finance

Dear Sir

Thank you for the opportunity to comment on the Resident Access Policy.

1. TMRE (Traditional Motor Racing Events).

We note you have included “Challenge Bathurst” in this category. This event is not a race, it is not competitive and by any definition cannot be regarded as a motor racing event. Please review your decision.

5. Race Track Closure Times.

Mount Panorama is the only race track in Australia where residents live within the circuit itself. There are a number of other tracks, for example Phillip Island, Winton and Wakefield Park where residents live in close proximity and in every case events must start after 9.00am and finish by 5.00pm. Race organisers accept these conditions and have done so for decades.

We understand the Bathurst 1000 and the Bathurst 12 hour must start and finish outside these times but for all other events, both TMRE and NTMRE , should be limited to 9.00am to 5.00pm.

Please consider this request as residents will be able to go about their daily business with less disruption.

Track closure times should be only 30 minutes prior to the first scheduled event, not the current situation where some NTMRE often commence at least an hour after closing time.

- 2 -

8. Secondary/Alternative Access.

Despite Council's statements we understand not all residents have satisfactory access. In our case four residents utilize our access road. This involves the opening and closing of a gate on a gradient of 1 in 5. We understand some people are physically unable to do this and therefore cannot use this road. I have personally shown your Peter Benson this gate and he acknowledged the difficulty but nothing has been done to solve the problem.

9. Resident Ticketing.

We have no issues with the TMRE but why does Council continue to insist on tickets in addition to vehicle passes for NTMRE? There are no paying spectators and security staff never require tickets.

Please consider these comments in framing the policy.

Yours faithfully  
P & D Harper



99

J.Nigel Swan  
Chairman Mount Panorama Residents Committee  
160 Mountain Straight  
Mount Panorama  
Bathurst N.S.W. 2795

Mr Bob Roach  
Bathurst Regional Council  
Private Mail Bag 17  
Bathurst N.S.W. 2795

BATHURST REGIONAL COUNCIL

28 MAR 2017

REF 18.00150-06/099

24<sup>th</sup> March, 17

Dear Mr Roach,

The residents committee is dismayed and very disappointed in what you have done. You gave us a draft of the Resident Access Policy in August and asked us to comment on it. The committee submitted detailed comments. In March you delivered us your revised policy that you had suddenly and completely changed and worsened the key elements (the opening and closing times), and you failed to address the main failing about the policy:

- The errors of fact
- The lack of definitions
- The contradictions
- The omissions
- The lack of empathy, failing to understand the residents have normal lives to live and to recognise that residents are now faced with full or partial road closures for 10% of the year (currently 37 days P.A).

You are obviously NOT GENUINE in addressing the problems and unfairness contained in this policy.

Presumably you only invited input from Residents, not to genuinely change anything, but to MISLEAD the councillors and the various Ministers involved that residents had any significant input into this policy.

Because you have a clear CONFLICT OF INTEREST, you seem incapable of trying to understand the problems facing the residents and you have not tried to limit unnecessary inconvenience. The way the policy stands, it is completely biased and we actually need someone unbiased to adjudicate on it.

Yours sincerely,



Nigel Swan  
Chairman Mount Panorama  
Residents Committee.

DCSF-R ✓  
GM

115

BATHURST REGIONAL COUNCIL

22 MAY 2017



REF 18.00150-06/115

11:50PM

MOUNT PANORAMA RESIDENTS COMMITTEE SUBMISSION, REGARDING  
PROPOSED CHANGES TO THE RESIDENT ACCESS POLICY.

17.5 .2017

Here is the Mount Panorama Residents Committee submission regarding the proposed changes to the Resident Access Policy. This submission includes a petition that has been taken around to the Mt. Panorama residents. Of the 21 families that were able to be contacted , the majority of those signed readily and the majority of those that did not want to sign did so because they thought it might be better if they raised their own objections . The Committees submission is the collaboration of 4 of the committee members.

PROBLEMS:

1. The Policy has been produced unilaterally. We were sent a draft copy and asked to comment. Our suggestions were completely ignored and therefore we have had zero input into this policy .Our main suggestion was that “the road should not be closed more than 20 minutes before the scheduled start of an official race or practice session “ and “the road be opened as soon as practical at the completion of an even ” . Was completely disregarded. These statements would minimise the unnecessary inconvenience to residents and would demonstrate that somebody might care. (Note; it takes DAYS, to set up the road for racing but once it is set it only takes 10 minutes to open or close the road for racing!!).The ‘Act’ Section 5 paragraph 3 , “...that satisfactory arrangements have been made with the owners and occupiers ....”
2. Why is there no representation of residents on any committee that oversees planning for each event??? This seems very unusual and surely contrary to usual practice in this day and age and is not in keeping with observing the Mount Panorama Act, part 2 section 4 paragraph (2) ,”.....that the owners and occupiers of the land (other than land that is road or road related area) to be designated by the order have consented to the order being made)”. We have *never* been asked for consent although the Act actually calls for resident consent.
3. The policy inflicts unfair and unnecessary limitations on resident’s access to their homes. The policy only serves to further restrict resident access and therefore continues the unnecessary erosion of our ability to access our homes (access creep). This extra time is time, which the professional events don’t NEED and the amateur events don’t WANT .The proposed closure times for Non Traditional Motor Racing Events are unwarranted.

DCSF

4. Much of the policy is likely to be based on the **untruthful** statement that “all residents have secondary access “. This is not true as 6 families need to travel through a neighbours property to GET TO the secondary access and therefore they genuinely do not have guaranteed secondary access .The policy also HIDES the fact that the secondary access is NOT COMPARABLE to the normal road access. It does not point out that the secondary access is thran , awkward , poorly maintained , time consuming to use and may require a 4WD vehicle . It involves opening and closing of gates, queuing for the tunnel and it is CRUEL to expect many of the older retirees that live on Mount Panorama to use this secondary access and not be considerate of their needs .The whole secondary access needs upgrading; Resolution of Legal Access through neighbouring properties, proper all weather access through the residents property from where the vehicle is normally garaged all the way through to the exit gate and a simplified gate opening procedure, that can be easily managed by an elderly person , possibly swipe card / electronic ?. Also, perhaps widening of the tunnel could be considered.
5. **Why change the policy anyway ?** Nothing has changed with the nature of events since 2007 (the first year of the 12 hour) . No one has explained why these policy changes are being thrust upon us .The Draft Policy CONTRADICTS itself , on page 1 it states that “ long Term” contracts have been entered into . So that would have been done with the current policy in place , then WHY CHANGE . Also no one would argue as to how very successful the events held at Mount Panorama have been , so it hardly seems that further unnecessary restrictions on the residents is warranted . We acknowledge and accept the specific exemptions to this general principle of track closure time prescribed in Clause 5 of the draft policy but request Council to ; Reinstate the track closure times that were prescribed as a general principle in the 2008 Resident Access Policy , and to facilitate resident consultation with promoters and track hirers as part of the planning of each event , as the residents of Mount Panorama have been VERY SUPPORTIVE of being inconvenienced for genuine reasons over the years ( e.g. the 24 hour races of 02 and 03 , the night time practice sessions for the 12 hour races in the early 90s , photo shoots, F1 day, etc etc etc etc
6. **Problems with the Document** ;(a) Lack of disclosure; the actual document fails to disclose the obvious conflict of interest and this procedural omission should nullify the policy .We wonder if the residents of South Bathurst , the schools , the TAFE college and CSU have been considered in their loss of amenity , resulting from the increased activities at Mount Panorama. We believe the semi-autonomous government body, Homebush Motor Racing Authority (HoMRA) outlined this conflict of interest and resulting governance problems for BRC .  
(b) **Safety Issues due to increased usage**; BRC should provide all documents pertaining to safety information that may impact on people and the risk of injury to all residents and parties affected by activities on Mount Panorama . This would include Mount Panorama residents ,South Bathurst ,CSU and all institutions (affected parties).Annual progressive cumulative totals of dangerous safety conditions should be compiled and distributed to the affected parties , the Minister for Sport and Recreation ,BRC ,CAMS and any track hirers .We believe this to be part of BRC `s duty of care .



(c) Policy document is incomplete , There is no definition of an “event” , no definition of a “meeting “ , an inadequate definition of a Traditional Motor Racing Event (TRME) , so loose a definition that a footrace around Mount Panorama could be considered a Traditional Motor Racing Event ! but at least the TRME events are named yet the NTRME events aren’t named even though they have been around as long /longer than some of the TRME events . They need to be named otherwise it is open to easy “misinterpretation”

(d) Ticketing , The Mount Panorama Act allows residents the normal amenity as any other household , so trying to restrict the numbers of people is contrary to ‘the Act ‘ . Part 3 section 11 . *“Nothing in this Act or regulations limits or affects any rights of a person who is an owner or occupier of land that is part of the Mount Panorama Circuit...”*,therefore trying to limit visitors to a residence is affecting our rights.

(e) The Resident Access Policy is trying to further unnecessarily restrict the residents of Mount Panorama. It fails to understand that having families living around the road makes Mount Panorama racing circuit even more unique. The International drivers usually comment on the danger and difficulty of racing at Mount Panorama AND also the fact that families LIVE there. This is a feature of Mount Panorama and should be supported not unfairly and unnecessarily restricted.

Moving Forward , we would like these policy alterations rejected because they have been formulated unilaterally , are unnecessary and totally unsympathetic to the residents of Mount Panorama and would reflect BRC as an impersonal and uncaring council , who have failed to acknowledge that the residents of Mount Panorama have demonstrated flexibility and proven amenability to the events held on Mount Panorama and in return for this support we should be treated more sympathetically and with an understanding of the increased burden placed on residents .With the aim of **genuinely** trying to minimise inconvenience to residents . Please invite the residents to assist in making a complete policy that is satisfactory to all parties and actually has the approval of the residents which the current policy and the proposed changes to it DO NOT.

Mount Panorama Residents Committee,



PETITION

We, the undersigned residents of Mount Panorama, feel that the current Resident Access Policy is unsatisfactory and the proposed changes make it even more unsatisfactory.

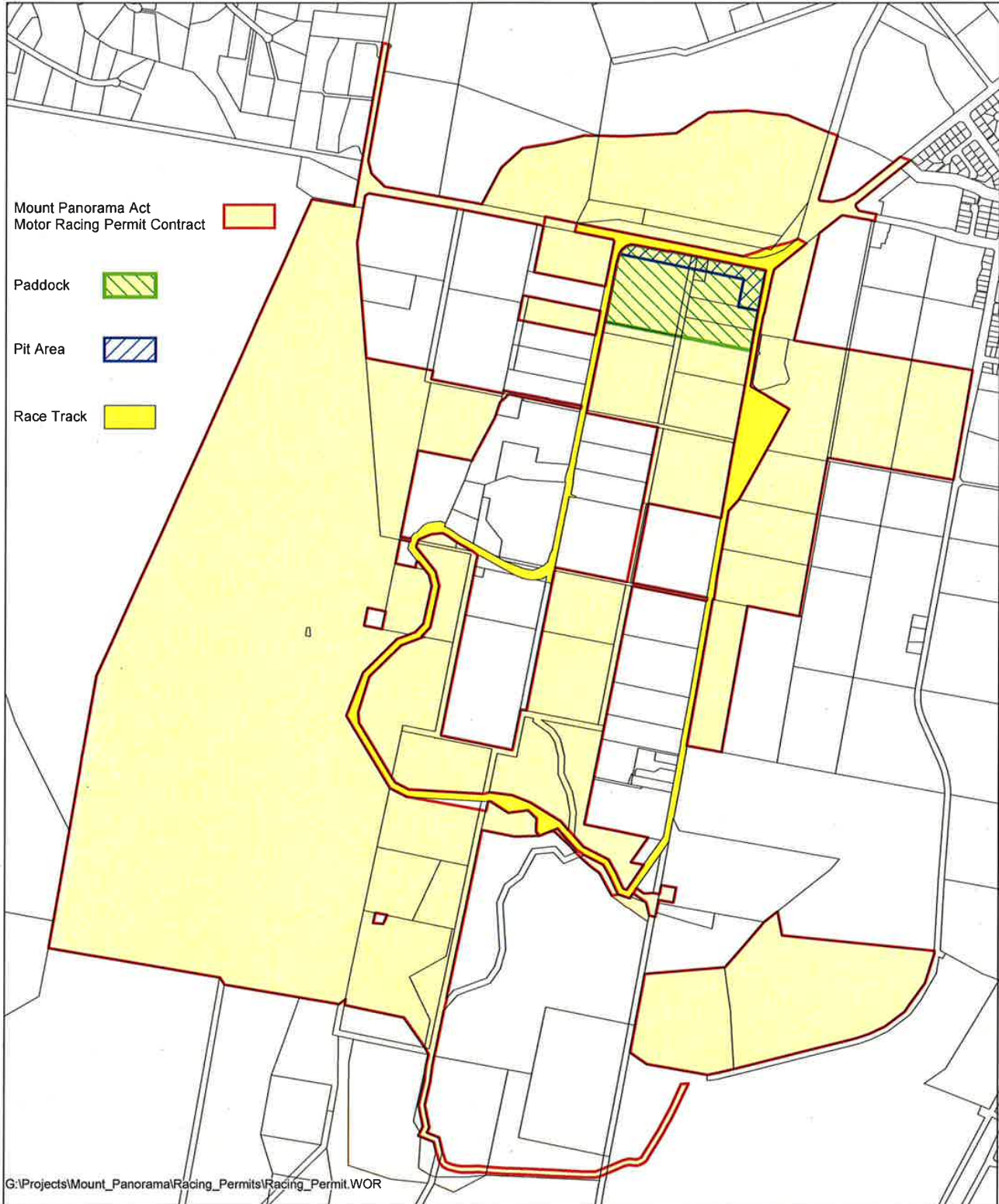
We think our enjoyment of our properties is being UNNECESSARILY compromised without evidence of any failing of the current access arrangements.

Please do not accept the proposed changes.

DATE	NAME	SIGNATURE	ADDRESS
13.5.17	Noel LUCAS	<i>[Signature]</i>	98 MT. STRAIGHT
13/5/17	RES STITT	<i>[Signature]</i>	156 MT STRAIGHT
13/5/17	Clive Cooper	<i>[Signature]</i>	108 Mountain St
13/5/17	Kevin Burgess	<i>[Signature]</i>	135 Mountain St
13-5-17	KEVIN BURGESS	<i>[Signature]</i>	179 Mountain St
13-5-17	R HOFFMANN	<i>[Signature]</i>	190 MOUNTAIN ST
13.5.17	Milk M... ..	<i>[Signature]</i>	162 MOUNTAIN ST
13.5.2017	CINDY SWAN	<i>[Signature]</i>	160 MOUNTAIN STRAIGHT
13.5.2017	Lyn Roberts	<i>[Signature]</i>	505 Conrod Straight
14.5.17	M. CLARKE	<i>[Signature]</i>	483 Conrod Straight
14.5.17	P. Harper	<i>[Signature]</i>	451 Conrod Straight
14.05.17	D Harper	<i>[Signature]</i>	451 Conrod Straight
14.05.17	C Dunne	<i>[Signature]</i>	44A Conrod Straight
14.5.17	Ellen Bennett	<i>[Signature]</i>	441 Conrod St
14/5/17	OWEN BENNETT	<i>[Signature]</i>	441 Conrod St
20/5/17	JOHN + MARY IRELAND	<i>[Signature]</i>	162 MOUNTAIN STRAIGHT
20.5.17	Graham + Marie	<i>[Signature]</i>	448 Conrod Straight

# BATHURST REGIONAL COUNCIL

Land designated as being the Mount Panorama Circuit  
per Mount Panorama Motor Racing Act 1989



Bathurst Regional Council expressly disclaims all liability for errors or omissions of any kind whatsoever, or any loss, damage or of consequence which may arise from any person relying on information in this Plan.

Date 22/06/2017

Note: The colours on this Plan do not indicate zones under the Bathurst Local Environmental Plan 1997.

Department of Lands



**2 COUNCILLORS MEETING WITH COMMUNITY GROUPS/REPRESENTATIVES - 28  
FEBRUARY 2018 (11.00019)**

**Recommendation:**

That the information be noted.

**Report:**

**Present:** Councillors Hanger (Chair), Aubin, Bourke, Fry, Jennings, Morse, North.

**Apologies:** Crs Christian, Rudge

**1. MOUNT PANORAMA RESIDENTS COMMITTEE (18.00150)**

Representatives of the Mount Panorama Residents Committee, Nigel Swan, Phil Burgett & Peter Harper met with Council to discuss the review of the Mount Panorama Motor Racing Circuit - Resident Access - Full Track Hire Policy.

Discussion included:

**Policy:**

- tabled copy of proposed alterations to the policy
- deals with resident access times, vehicle access for emergencies
- discussed financial pressures on Council and promoters
- concerned with leveraging of events, e.g. 12 hour - track still closed for 4 days after event, i.e. extended length of events, causes resident access issues

**for consideration:**

- acknowledgement of Mount Panorama Act
- standardised track closures for all events
- improved access - secondary
- resident inclusion in planning of events
- emergency access during events

**2. AH&P ASSOC - ROYAL BATHURST SHOW 2018 (18.00108)**

Representatives from the AH&P Assoc, Sam Farraway, Brett Kenworthy, Paula Elbourne and Colin McPhee met with Council to discuss the 2018 Royal Bathurst Show

Discussion included:

- spoke to excellent relationship with Council
- 2017 - successful Show, 25,000 people attended
- 2018 is the 150th Bathurst Show
- improved relationship with commercial sector of Bathurst

Request Council to consider for 2018 Show:

- possible additional support for 150th Show
- Supreme exhibit sponsorship

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Councillors/ Delegates Reports to the Council Meeting 21/03/2018 Released

GENERAL MANAGER

MAYOR

Page 1

- like to discuss alternate parking - plan B (Hereford Street)
- one off sponsorship for recognition as sponsor of fireworks
- can they borrow kids games that Council owns

Other Items for Council consideration:

- last year of the current funding agreement with Council
- pump house and other Council owned land - not included in their lease area

### **3. BATHURST EISTEDDFOD SOCIETY (18.00141)**

Representatives from Bathurst Eisteddfod Society, S Childs, R King and C Davidson met with Council to discuss the running of the 2018 Eisteddfod.

Discussion included:

- fee for use of Bathurst Memorial Entertainment Centre as venue for the Eisteddfod
- last year's fee was a large increase on previous year
- appreciate assistance from BMEC
- if large increases each year, not sustainable
- would like to discuss current fee with Council
- 2018 dates - 25 August to 14 September 2018

#### **Financial Implications**

Nil.

#### **Bathurst Community Strategic Plan - Objectives and Strategies**

- |  |          |      |
|--|----------|------|
| ● Objective 28: To plan for the growth of the region and the protection of the region's environmental, economic, social and cultural assets.                               | Strategy | 28.5 |
| ● Objective 30: To identify the needs of the community and encourage and support communication, interaction and support within the community.                              | Strategy | 30.6 |
| ● Objective 20: To provide a range of cultural facilities, programs, activities and events and to support and enhance cultural and social activities across the community. | Strategy | 20.2 |

#### **Community Engagement**

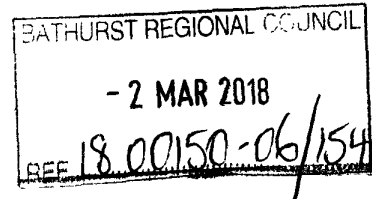
- Inform To provide the public with balanced and objective information to help them understand the problem, alternatives opportunities and/or solutions.



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J Nigel Swan  
Chairman  
Mount Panorama Residents Committee  
160 Mountain Straight  
Mount Panorama  
Bathurst NSW 2795

Mr A Jones  
Corporate Services & Finance  
Bathurst Regional Council  
Private Mail Bag 17  
Bathurst NSW 2795



2<sup>nd</sup> March, 18

Dear Aaron,

Please find enclosed a copy of the revised review of the Residents Access Policy.  
We look forward to discussing this with you.

Many thanks,

J. Nigel Swan  
Chairman  
Mount Panorama Residents Committee

DCSF/  
GM ✓ Handcopy ✓

## MOUNT PANORAMA RESIDENTS' ACCESS POLICY – PROPOSED AMENDMENTS FROM RESIDENTS

### 1. Definitions

Amend definition of Non-Traditional Motor Racing Events (NTMRE) to read:

***"NTMRE (Non-Traditional Motor Racing Events)" means events which utilise the entire Mt Panorama Circuit as one of the five meetings permitted under the Act other than those listed as TMRE (Traditional Motor Racing Events) and currently includes:***

- ***Challenge Bathurst, held annually in November***

Amend definition of Traditional Motor Racing Events (TMRE) by deleting 'Challenge Bathurst, held annually in November' to read:

***"TMRE (Traditional Motor Racing Events)" means events which utilise the entire Mount Panorama Circuit. TMRE are one of the five meetings permitted under the Act and currently include:***

- ***Bathurst 1000, held annually in October,***
- ***Bathurst 12-Hour, held annually in February, and***
- ***Bathurst 6-Hour, held annually at Easter***

### 2. Background

Insert an additional paragraph as Paragraph 2 and re-number the existing Paragraph 2 to Paragraph 3 and amend to delete the first sentence and include the Minister must be satisfied that satisfactory arrangements have been or will be made with the owners and occupiers of land (other than public land) that is part of the Mount Panorama Circuit for the use of that land for the purposes of, and in connection with, the holding of the meeting or events before granting a permit under the Act and amplify the matters to be considered in determining the Minister's satisfaction, to read:

***The Council acknowledges that nothing in the Act or the regulations limits or affects any rights of a person who is an owner or occupier of land that is part of the Mount Panorama Circuit (other than public land) arising because the person is the owner or occupier of the land.***

***The Minister must be satisfied that satisfactory arrangements have been or will be made with the owners and occupiers of land (other than public land) that is part of the Mount Panorama Circuit for the use of that land for the purposes of, and in connection with, the holding of the meeting or events before granting a permit under the Act. Matters that should be considered by the Minister include, but are not limited to, resident primary access, secondary access and emergency access arrangements, use of private property by promoters or Mount Panorama Circuit hirers, security checks and access for services and tradespersons.***

### 3. Resident Communication

Amend Paragraph 4 to include a meeting between organisers for TMRE and NTMRE events and residents, to read:

***'Each event may have different flexibility to meet the residents' needs and in recognition of this, a meeting will be arranged between the event promoter, Bathurst Regional Council and Residents at least 30 days prior to the event to present the arrangements for the event and discuss the impact on Residents.'***

#### 4. Resident Notifications

Amend Paragraph 2 to give effect to changes in timing pursuant to the foregoing proposed amendments to Clause 3, to read:

*No later than 20 days prior to each planned event, each Resident is to be provided with a Resident Information letter by the promoter, which will be prepared by BRC following the consultation meeting in Clause 3, providing details which may include, but are not be limited to:*

- Access
- Secondary Access
- Car Park
- Car Pass System
- Deliveries (e.g. newspapers etc.)
- Emergencies including the access for Emergency Vehicles / Services
- Event Management Office
- Garbage Collection
- Livestock & Pets
- Mail Deliveries
- Race Program
- Race Track Closing and Opening
- Recycling
- Resident Access Plan
- **Alternative School Bus Pick-up and Drop-off Arrangements**
- Spectator Viewing
- Taxi Access
- Telephone Contacts (Promoter and BRC)
- Ticket Allocation
- Traffic Management Plan
- Travel Direction
- Tradespersons/Services Access

#### 5. Race Track Closure Times – TMRE

Amend opening and closing times to read:

*For TMRE full closure of the race track shall **not occur more than 30 Minutes** before the scheduled commencement of on-track activities and in any case not before **7:30am** and must be reopened by no later than **6:00pm** for resident access, unless specified elsewhere in this Policy.*

*For the Bathurst 12-Hour event full closure of the race track **on normal working days (Friday) of the event shall not occur before 8.00am and must be reopened no later than 5.30pm. On the day of the 12 Hour Race full closure of the race track shall not occur before 5:15am and must be reopened by no later than 6.15pm, or as soon as practicable after the event.***

*For the Bathurst 6-Hour event full closure of the race track shall not occur before **7:30am** and must be reopened by no later than **6:00pm, or as soon as practicable after the event, on the day of the 6 Hour race.***

*For the Bathurst 1000 event full closure of the race track **on normal working days (Thursday and Friday) of the event shall not occur before 8.00am and must be reopened no later than 5.30pm. On the day of the Bathurst 1000 Race full closure of the race track shall not occur before 7:30am and must be reopened by no later than 6:00pm, or as soon as practicable after the event.***

**All full track closure times on days following a TMRE race meeting shall be in accordance with the prescribed NTMRE Race Track Closure times in Clause 6 of this policy.**

*The current names of events may change from time to time.*

*With the exception of the day of the feature race for each event, a minimum of a one (1) hour lunch break must be provided for each day of the event for Resident access which includes both opening and closing of the race track.*

**Any variations that exceed these general principles will require separate agreement between BRC and Residents.**

#### **6. Race Track Closure Times – NTMRE**

Amend opening and closing times to more closely align to those previously existing in 2008, to read:

*For NTMRE requiring full closure of the race track, the race track shall not be closed before **9.00am** and must be reopened by no later than **5:00pm** on each day of the event. In addition, a minimum of a thirty (30) minutes morning break, and a one (1) hour lunch break, and a thirty (30) minutes afternoon break must be provided for each day of the event for Resident access which includes both opening and closing of the race track. Any variations that exceed these general principles will require separate consultation with the Residents Committee.*

*For NTMRE requiring partial closure of the race track, the race track closure and reopening will occur as required by the event.*

#### **8. Secondary Access for Residents**

Delete all references to 'alternate' and amend Paragraph 2 to insert the specific expectations of Residents to meet what would be considered an acceptable level of secondary access, to read as follows:

**Secondary vehicular access is provided to all residents.**

*BRC has an ongoing program to improve **secondary access** arrangements to the residents. This program will continue **and will give priority to the following works to meet an acceptable standard of 'secondary access':***

- **Creation of legal access across neighbouring properties.**
- **Construction of all-weather access across a resident's property from where vehicles are normally garaged to the exit gate.**
- **Updating gate access across Council land to allow swipe-card access (or an alternate cost effective solution) to automatically open and close gates.**
- **Duplication of tunnel access under Conrod Straight**

*Ongoing maintenance of secondary access roads will be provided.*

*Residents not wishing to use the secondary access should wait in the resident parking area adjacent to the race track entry gates for the race track to open. When the race track is opened, Residents will be given priority to access their homes.*

*Access to the resident parking area will be provided via gates on the corner of Havannah Street and Lloyds Road, and be controlled by security staff or as otherwise advised.*

#### 9. Resident Ticketing

Amend Paragraph 4 to increase the number of Resident Vehicle Passes to 13 in line with the number of Resident General Admission Tickets, to read as follows:

*BRC has the responsibility to deliver tickets to residents **20 days** prior to an event.*

*For TMRE, each Resident will be allocated 13 Resident General Admission Tickets **including Paddock Access** and **13 Resident Vehicle Passes** per household, per event.*

*Residents may request additional **Resident General Admission Tickets including Paddock Passes** and vehicle passes prior to each event. All vehicle passes are to be numbered so BRC and Event Promoters will have a record of the property location relating to each vehicle pass. All occupants of residents' vehicles must be in possession of a valid event ticket.*

*For NTMRE where no spectators are involved additional resident access passes may be obtained from the event promoter on request and at the promoter's sole discretion. These will be additional to the **13 Resident Vehicle Passes** provided.*

#### 10. Emergency Access and Contact Procedures

Amend by including a paragraph to amplify the procedures for an emergency necessitating a 000 call, to read as follows:

***In the event of any emergency requiring Police, Ambulance or Fire assistance during the 'circuit closed' period, Residents should telephone 000. Race Control will automatically be alerted by the appropriate emergency service.***

***Race Control or other designated responsible official for each TMRE and NTMRE will be provided with a detailed emergency access plan for each property on Mt Panorama and will be required to complete a reconnaissance of the implementation of these plans prior to the event to ensure no delay is experienced in responding to an emergency.***

***Each resident will be provided with a copy of the emergency access plan for their property.***

***For each TMRE and NTMRE, a contact telephone number (security) that is monitored 24 hours a day will be provided by the promoter for all resident security issues.***

*BRC will also provide details of a liaison officer, including a contact telephone number should any other difficulty be encountered.*

#### 11. Review of Resident Access Policy

Amend to include a clause prescribing the frequency of review for this policy, to read as follows:

***The practical application of the Resident Access Policy will be considered as part of the agenda for each Residents' Meeting with Council required under Clause 3 of the Policy.***

***A formal review of the Resident Access Policy in consultation the Residents will be completed every three (3) years.***

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<b>POLICY:</b>	MOUNT PANORAMA MOTOR RACING CIRCUIT - RESIDENT ACCESS - FULL TRACK HIRE
<b>DATE ADOPTED:</b>	<b>DRAFT</b>
<b>LAST ADOPTED:</b>	Director Corporate Services & Finance Report #3 Policy 4 February 2015 Council 18 February 2015 Minute Book No. 11958
<b>ORIGINAL ADOPTION:</b>	Director Corporate Services & Finance's Report #9 Council 10 December 2008 Minute Book No. 10564
<b>FILE REFERENCE:</b>	18.00150
<b>OBJECTIVE:</b>	To provide clear guidelines and direction to promoters and Mount Panorama Circuit hirers of their <u>resident access</u> obligations to Bathurst Regional Council (BRC) and to the residents of Mount Panorama when hiring the Mount Panorama Circuit.

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## 1. Definitions

In this Policy, unless the context otherwise requires:

**"Act"** means the Mount Panorama Motor Racing Act 1989 (NSW) or such other Act or legislation as may replace the Act.

**"BRC"** means Bathurst Regional Council.

**"Mount Panorama Circuit"** means the land within the local government area of Bathurst Regional as designated under the Act.

**"~~NTMRE (Non-Traditional Motor Racing Events)~~"** means events other than those listed as ~~TMRE (Traditional-Motor Racing Events)~~.

**"Partial Closure"** means an event that does not require the closure of the entire race track.

**"Race Track"** means any part of a road or road related area within the Mount Panorama Circuit that is used for motor racing, as defined in the Act.

**"Regulation"** means the Mount Panorama Motor Racing Regulation 2015 (NSW) or such other Regulation or legislation as may replace the Regulation.

**"Resident"** means a person whose principal place of residence is located adjacent to the race track and whose principal means of access to that residence is from the race track.

**"Resident Access Plan"** means the Plan developed by BRC and each event promoter for the provision of a reasonable access system for the residents of Mount Panorama.

**"Secondary/Alternate Access"** means access to Mount Panorama residences via roads/tracks other than the race track.

**"~~TMRE (Traditional Motor Racing Events)~~"** means motor racing events, as defined by the Act and Regulation, which utilise the entire Mount Panorama Circuit. ~~TMRE~~ are one of the five meetings permitted under the Act and currently include:

- Bathurst 1000, held annually in October,

- Bathurst 12-Hour, held annually in February,
- Bathurst 6-Hour, held annually at Easter, and
- Challenge Bathurst, held annually in November

MRE are long term contractual events, and form part of the regular Mount Panorama motorsport calendar. The current names, and timing of the events may change from time to time.

"**Traffic Management Plan**" means the Plan developed by the Event Promoter or BRC for the co-ordination of spectators, residents and other access to and from the Mount Panorama Circuit during an event.

## 2. Background

Mount Panorama is currently supported by the Act and Regulation and permits five meetings per year. The Mount Panorama Circuit currently hosts four meetings annually.

The needs of BRC and existing residents on Mount Panorama must be considered particularly with full race track closures. These include, but are not limited to, resident access, use of private property by promoters or Mount Panorama Circuit hirers, security checks, and access for services and tradespersons.

## 3. Resident Communication

A minimum of two (2) residents meetings will be held during each calendar year, between BRC and the Residents. The purpose of these meetings is to provide a forum for updates, feedback and discussion on Mount Panorama events.

Should a new MRE be introduced, or an existing MRE's schedule be changed to the extent that resident access is significantly altered, a meeting involving the event promoter, BRC and the Mount Panorama Residents Committee be held at least 30 days prior to the event to discuss resident access matters.

Additional meetings may be requested by BRC or the Residents and will be held at a time convenient to BRC and Residents.

Residents will be provided with an updated Mount Panorama events twelve (12) month calendar in June and December of each year.

Each event may have different flexibility to meet the residents' needs and these will be presented to residents for consideration no later than 30 days prior to the event.

Residents are to be notified of any proposed new event at least 60 days prior to the event.

## 4. Resident Notifications

**No later than 60 days prior** to an event, a preliminary notice will be provided to residents about the upcoming event.

**No later than 30 days prior** to each planned event, each Resident is to be provided with a Resident Information letter by the event promoter, which has been prepared in consultation with BRC, providing details which may include, but are not be limited to:

- Access
- Secondary Access
- Car Park
- Car Pass System
- Deliveries (e.g. newspapers etc.)
- Emergencies including the access for Emergency Vehicles / Services
- Event Management Office

- Garbage Collection
- Livestock & Pets
- Mail Deliveries
- Race Program
- Race Track Closing and Opening
- Recycling
- Resident Access Plan
- School Bus Access
- Spectator Viewing
- Taxi Access
- Telephone Contacts (Event Promoter and BRC)
- Ticket Allocation
- Traffic Management Plan
- Travel Direction
- Tradespersons/Services Access

### 5. Race Track Closure Times - ~~TMRE~~

For ~~TMRE~~ full closure of the race track shall not occur before 7:00am and must be reopened by no later than 6:00pm for resident access, unless specified elsewhere in this Policy.

For the **Bathurst 12-Hour event** full closure of the race track shall not occur before 5:30am and must be reopened by no later than 6:30pm on the day of the 12 Hour race.

For the **Bathurst 6-Hour event** full closure of the race track shall not occur before 7:00am and must be reopened by no later than 6:30pm on the day of the 6 Hour race.

For the **Bathurst 1000 event** full closure of the race track shall not occur before 7:00am and must be reopened by no later than 6:30pm on the day of the 1000km race.

The current names of events may change from time to time.

With the exception of the day of the feature race for each event, a minimum of a one (1) hour lunch break must be provided for each day of the event for Resident access which includes both opening and closing of the race track.

Any planned variations that exceed these general principles will require separate consultation with BRC and the Residents Committee.

### 6. Race Track Closure Times - ~~NTMRE~~

For ~~NTMRE~~ requiring **full closure** of the race track, the race track shall not be closed before 7:00am and must be reopened by no later than 6:00pm on each day of the event. In addition, a minimum of a thirty (30) minutes morning break, and a one (1) hour lunch break, and a thirty (30) minutes afternoon break must be provided for each day of the event for Resident access which includes both opening and closing of the race track. Any variations that exceed these general principles will require separate consultation with BRC and the Residents Committee.

For ~~NTMRE~~ requiring **partial closure** of the race track, the race track closure and reopening will occur as required by the event.

### 7. Race Track Opening During Events

During any full race track closure for events, once the race track is open after the specified time, the race track becomes accessible to residents until the race track is closed again at the following scheduled time. Additional road barriers and traffic control may, however, still remain in position.



## 8. Secondary/Alternate Access for Residents

Secondary / alternate vehicular access is provided to all residents.

BRC has had an ongoing program to improve secondary/alternate access arrangements to the residents. This program will continue and residents will be updated regularly on progress being made. Ongoing maintenance of secondary/alternate access roads will be provided.

Residents not wishing to use the secondary/alternate access should wait in the resident parking area adjacent to the race track entry gates for the race track to open. When the race track is opened, Residents will be given priority to access their homes.

Access to the resident parking area will be provided via gates on the corner of Havannah Street and Lloyds Road, and be controlled by security staff or as otherwise advised.

## 9. Resident Ticketing

BRC has the responsibility to deliver tickets to residents 28 days prior to an event.

For ticketed events~~TMRE~~, each Resident will be allocated 13 Resident General Admission Tickets and 10 Resident Vehicle Passes per household, per event.

Residents may request additional vehicle passes prior to each event. All vehicle passes are to be numbered so BRC and Event Promoters will have a record of the property location relating to each vehicle pass. All occupants of residents' vehicles must be in possession of a valid event admission ticket.

For NTMRE non-ticketed events where no spectators are involved additional resident access passes may be obtained from the event promoter on request and at the promoter's sole discretion. ~~These will be additional to the 13 Resident General Admission Tickets and 10 Resident Vehicle Passes provided.~~

## 10. Emergency Contact Procedures

For each event, contact points with telephone numbers will be provided for resident use during periods when the race track is fully closed, by the event promoter.

BRC will provide details of a liaison officer, including a contact telephone number should any difficulty be encountered.

[INSERT BATHURST REGIONAL COUNCIL – RESIDENT ACCESS MAP]

<b>POLICY:</b>	MOUNT PANORAMA – RESIDENT TICKETING
<b>DATE ADOPTED:</b>	Director Corporate Services & Finance’s Report #1 Policy 5 December 2012 Council 6 February 2013 Minute Book No. 11477
<b>ORIGINAL ADOPTION:</b>	Director Corporate Services Report #1 Policy 1 December 2004, Council 8 December 2004 Minute Book No. 9416 (former BCC Policy)
<b>FILE REFERENCE:</b>	18.00150
<b>OBJECTIVE:</b>	To establish a ticket allocation level to residents during race times at Mount Panorama.

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That Council advise all residents of Mount Panorama that as a matter of Policy all land owners will be allocated 13 tickets per household per race.

## **DIRECTOR ENGINEERING SERVICES' REPORT - ATTACHMENTS**

POLICY COMMITTEE

1 AUGUST 2018

**Bathurst Extension  
ADVENTURE PLAYGROUND STAGE 1**

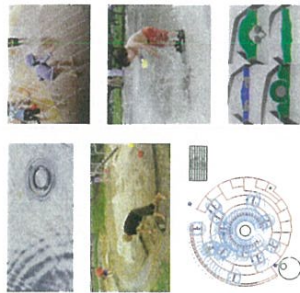
**Prehistoric cave and hill**  
A companion mound to the slide mound allowing for views and including a primitive shelter



**Pigging patch**  
A messy digging area with sculptures of pre-historic mud loving creatures



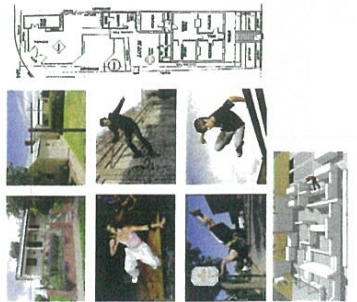
**Natural water play**  
An arrangement of gate valves, pumps, diggers, special concrete & an archimedes screw for water manipulation and play



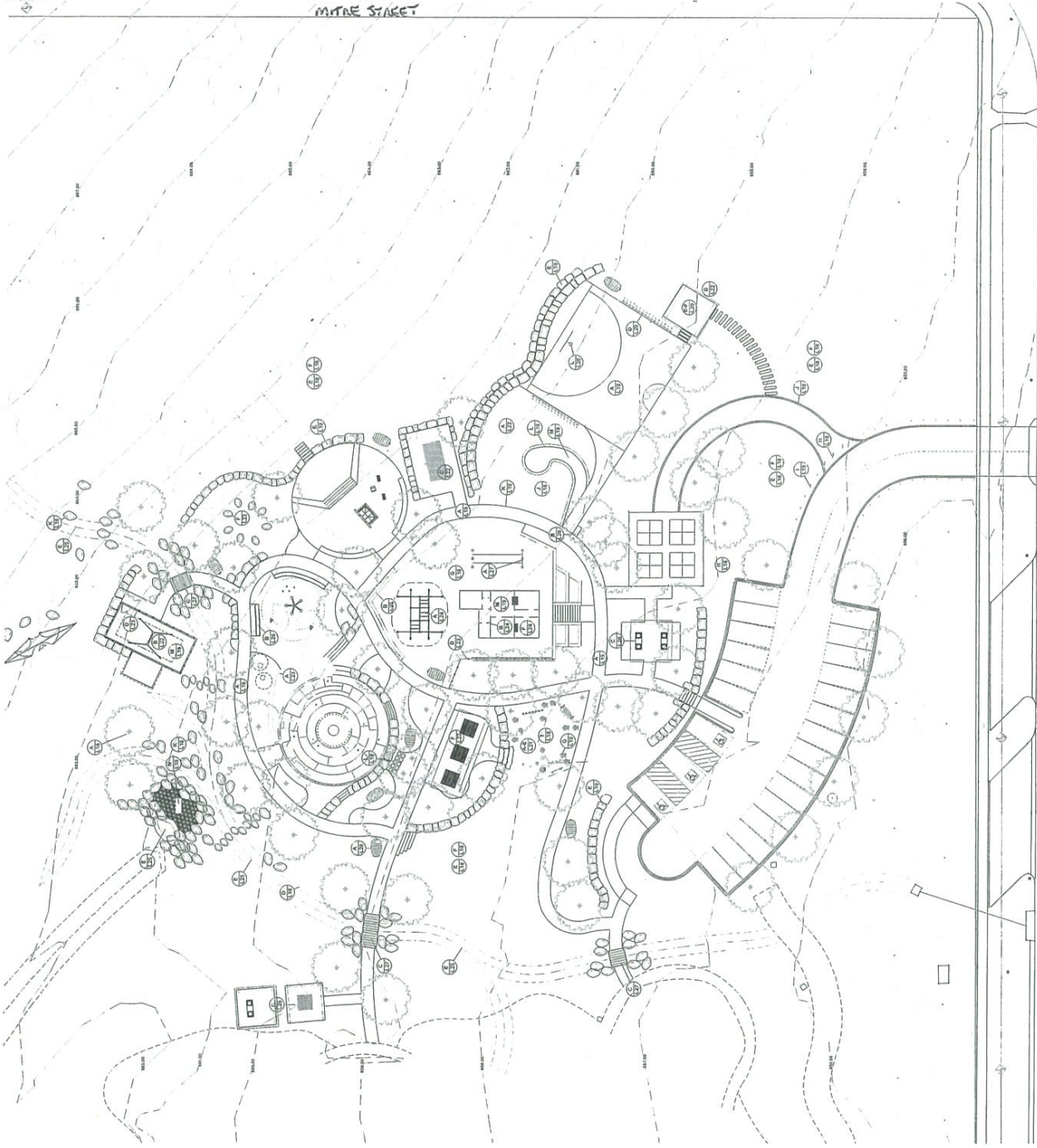
**Hardcourt**  
Hardcourt with basketball and netball and handball courts on existing helpad



**Chifley House parkour**  
A modern take on a historical home whereby the floorplan of Chifley House is used to establish a parkour circuit with jumps, slides, and other obstacles connected with outdoor parkour equipment including Gibbon swing (trellis), pyramid climber, and a wall of climbing equipment. The circuit is set on turf. Hidden throughout the house are all of famous sayings by Ben Chifley to be discovered when playing



Intermediate water play



DURHAM ST



0 5 10m  
Scale 1:200

A contemplative space with iconic rock placement, swale, misting under the bridge and epipelagic creekline ... with hanging Pterocarpus in the tree tops



**Viewing**  
A view across the space from the amphitheatre, or the paler seats in amongst the shabby trees



**Labyrinth den**  
A companion ring of dinosaur eggs for sitting and socialising over seen by the labyrinth sculpture



**Street skate**  
A series of ramps, rails, jumps, stairs, fun boxes and & graded challenges for skateboards, roller blades and skaters or a range of abilities



**Giant basket swing**



**Liberty swing**



Project: Bathurst Extension	
Client: Bathurst Regional Council	
Title: F.C.P. Bathurst Extension-040115	
Version: 8	
Drawn: B. McCann	
Scale:	
McCann Architects 100-102 Pitt St Sydney NSW 2000 Phone: 61 2 9550 1111 Fax: 61 2 9550 1111 www.mccannarchitects.com.au	

**ELEMENTS INCLUDED WITH THE BATHURST ADVENTURE  
PLAYGROUND STAGE 2 DESIGN**

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- 24 space car park – including disabled car park areas
- Concrete hand ball court
- Concrete ½ Basketball Court
- Piggling patch sandpit
- Disabled wheel chair liberty swing
- Street skate zone incorporating rails, grind boxes & other skate obstacles
- Giant basket swing
- Children’s mouse wheel play structure (rotating cylinder style equipment)
- Climbing monkey bar style play structure
- Music sound playing elements including chimes, bells, drums,
- Ben Chifley cottage replica parkour play structure
- Elaborate water feature play zone incorporating water maze, cannons, tipping buckets etc
- Shade sails
- Extensive landscape works including rock boulder retaining walls, fencing, steps and feature mounding
- Extensive garden bed works, including tree and shrub plantings, and lawn installation
- Automatic irrigation system installation
- Feature sculpture works including, dinosaur eggs, hanging pterodactyl, Labyrinthodont lizard and a range of other creatures.
- 3 x double BBQs
- Drinking fountains
- 4 x shelters
- Various concrete path networks
- Numerous seating, benches and picnic tables



# **ATTACHMENT 2**

## **PHOTOS OF EXISTING INCLUSIVE PLAY ITEMS**

### **BATHURST ADVENTURE PLAYGROUND**































# **ATTACHMENT 3**

## **PHOTOS OF POSSIBLE INCLUSIVE PLAY ITEMS FOR**

## **STAGE 2 BATHURST ADVENTURE PLAYGROUND**







