

29 March 2019

The General Manager
Tweed Shire Council
PO Box 816
MURWILLUMBAH NSW 2484

Dear Mr Green

**RE: Proposed rationalisation of the management of Crown lands
at Jack Evan Boat Harbour, Tweed Heads**

I refer to the correspondence and discussions between Tweed Shire Council (Council) and Department of Industry – Crown Lands (department) relating to the proposal for the preparation of a Plan of Management (POM) for the Crown lands at Jack Evans Boat Harbour Precinct (Precinct).

The department has reviewed Council's request for clarification on the matters resolved at its meeting dated 19 July 2018 and provide our response below;

1. Council is not able to prepare a POM under the provisions of the Crown Land Management Act 2016 (CLM Act) for reserves which are not under a Reserve Trust of which Council is appointed to manage.

Currently, under the provisions CLM Act, Tweed Heads Jack Evans Boatharbour Reserve Trust (Trust), remains in place as a transitional trust until 1 July 2019, when it will be abolished and Council will be directly appointed as Crown Land Manager of the current managed reserves.

Council must be the appointed Crown Land Manager of the identified Crown lands in the Precinct before it may consider the preparation of a POM under the provisions of the Local Government Act 1993.

2. Any proposed POM for Council managed reserves should be prepared under the provisions of the Local Government Act 1993.
3. Aboriginal Land Claim 24855 was lodged by the New South Wales Aboriginal Land Council on 6 May 2010 over Lot 702 DP 720453 and Lot 703 DP 877250 and as at today's date has yet to be determined.

As you are aware, the department and Office of Local Government have resources available for Councils to assist with the transition from Reserve Trust Manager to Crown Land Manager and the preparation of POMs. These resources can be found at the following link <https://www.olg.nsw.gov.au/crownland>.

The department would like to meet with Council to discuss available options regarding the Crown lands that are within the Precinct but, not under the care, control and management of the Trust. Discussion of these options will enable the progression of the rationalisation of the management of these Crown lands.

Could you please make arrangements for Council to provide a list of available dates in May 2019.

The department looks forward to receiving the proposed meeting dates as soon as possible.

Should you require any further information or clarification in relation to this matter I have arranged for Libby Welldon, Property Management Project Officer, to be available. Mrs Welldon can be contacted by phone on 02 6591 3580 or by email at libby.welldon@crowland.nsw.gov.au.

Yours sincerely



Shannon Powell
Acting Area Manager North Coast