

APPENDIX 1

[REDACTED]
3/2/2019

SCANNED
04 FEB 2019

ADELAIDE HILLS COUNCIL
RECEIVED
04 FEB 2019

Mr A Aitken
CEO AHC
PO Box 44
Woodside SA 5244

Dear Mr Aitken

I acknowledge receipt of AHC's email and attached letter of January 31. I am extremely disturbed by its contents, particularly the drawing out of the response date to my request for information under FOI, from February 15, 2019 to March 7 2019.

I view this action as a further instance of the Council's obfuscation and obstruction as far as my seeking information which is quite readily available, and some of which I first sought by way of letter and/or email as far back as August 2018 following my attendance at the AHC's Community Forum at Montacute on August 7.

I have made the Council aware of the fact I will be requesting an Internal Review of Council decision relating to the decision made on August 28, 2019. This decision granted consent for an application for road closure for the conduct of motor car racing on public roads for the Shannon 2018 Event.

You are further aware that I took some action which preceded my advice to Council that I would be seeking an IRCD. I was in contact with the Events Administrator and the Director of Community Capacity pointing out my concerns particularly with respect to the F & E Policy and its shortcomings, and also other matters pertaining to the matter of road closure which was an agenda item for Council meeting on August 28, 2018. I also took the steps to attend the Council meeting at Woodside on August 14 2018, addressed the meeting in the Public Forum segment, and provide the Mayor and each of the councillors present with a document. The document made it clear why the Council should carefully consider the issue of public road closures for the conduct of motor car racing activities, especially when much information required to for a considered decision was not yet to hand. I was informed by the Director of Community Capacity that he had come by a copy of my document.

I took all the steps, as set out by the Council's IRCD Policy, to avoid having to go through the IRCD process, and to have my complaints addressed. In contrast, Council persisted with its pre-determined course of action and presented a report, item 12 of the August 28, 2018 meeting agenda, which recommended support for granting consent for road closure, despite the fact that Council did not have sufficient information from the event organisers to make a good, just and fair decision.

I took the further step of requesting "Deputation" rights to address the Council at the August 28, 2018 meeting. I set out my case why consent for road closure should be withheld, at least until more information was available. I made the point that basic rights were denied every time a public road was closed without a compelling reason.

I made it clear that other options were available; the F & E Policy was deeply flawed; and that not all residents, who should have been consulted/informed about the forthcoming event, were contacted, as well as the fact that speeding on public roads always contravenes the stated law and is counter to proper road safety practice. My efforts were to no avail. The councillors present, with the exception of one, voted to support the resolution as presented in the report. What disturbed me at the time was that no proper debate about such an important issue actually occurred. There was no cost/benefit analysis, there was no discussion of alternative possibilities, there was no inquiring of the Council's engineer, if the roads to be closed, could be deemed to be suitable for unlimited speeding, or questioning of the environment and heritage officer if such an activity was consistent with existing policy. In fact only three councillors rose to ask, what can only be described as mundane, questions of the event organiser.

Once the decision was made on August 28, 2018, I made an application under FOI to access a 'Voice recording' of that meeting. I gave, as one of my reasons for requiring this, my intention to request an IRCD and as another reason, Council's minutes being so limited in content, as to be unhelpful in making my case for an IRCD. Council was unable to meet my request because of some technical problem. **This was the first** in what has now become a **chain of reasons** that have prevented the Council from providing me with access to information needed by me to make a strong case for IRCD.

Council has known since September 7, 2018 of my intention to request an IRCD and has been aware that I needed certain information from it. Contrary, to being helpful and supportive, contrary to using its "best endeavours" and contrary to: **Our Commitment to You** "We aim to consistently deliver excellent service. We do this by being available, helpful, empathetic, responsive and reliable" in my matter of getting help with my IRCD I have found repeated obstruction. I ask, 'Why is this so'?

In the latest instance to date, of having a problem with meeting my FOI request, as was the case before, I am informed that, "if I am not happy with the decision" I can apply to the Ombudsman and/or SACAT. Council knows, full well, that neither of these actions are straightforward and that the Ombudsman usually requires steps to be taken to try to resolve issues at the 'local' level before his office is involved. Apart from this, it delays any outcome still further, which is contrary to the aims of having decisions reviewed as soon as possible after they are taken.

What your letter to me has not done, and which I would have expected it to do, is to address **two** important issues. The first is why some of the items I sought cannot be made available by, or even before, February 15? If Council needs the extra time, as determined by you, it is quite reasonable that some of the material I seek (remember I have requested for some of this to be made available as far back as August 2018) should be made progressively available, rather than all the items together at some later date.

The second and more crucial important issue is that which deals with the AHC's Internal Review Policy. Surely, you are fully aware, of the important aspects of this policy. There are altogether some eleven (11) 'points' or headings in this policy which runs into several pages. What is of significance, and is now very relevant, is the contents on pages 5 & 6. These pages deal with: **7 Procedure:** Item 7.1.4 is the one that comes into play as does Item 7.2 . Rather than quote these, I will leave matters as they are, and ask you and the Council to reflect further on what has happened to date with respect to all that has occurred since August 7 2018.

Item 7.2 especially 7.2.1 make it clear that I should be afforded assistance. Surely an item of assistance would have been to draw my attention to the fact my request for IRCD needs to be submitted within six (6) months from the date of the decision. The close-off date would therefore be **February 28, 2019**. My FOI request, which should, and could have been finalised by February 15, if Council used its "best endeavours" as communicated to me on at least two occasions, will now not be completed until **March 7, 2017** which is some seven (7) days after the last date for submitting my request for IRCD.

Further, your letter made no attempt to "empathise" with the predicament that all this places me in, by offering to extend the date by which I could submit my request. If you and Council act in the fair manner that is required and expected of you, then, just as you determined that "it is not practicable to deal with your application in that time period," then you and Council could have concluded that an extension for me to submit was equally warranted and that twenty (20) days would have been appropriate.

Where is the procedural fairness that should have come into play and patently has not?

I am appalled that this issue has developed to the degree that it has. You and the Council have done yourselves a disservice that could have easily been settled long ago by having a constructive discussion to achieve better decision-making. This has been my motivating factor all along. Such an offer of a discussion has never been put to me or to others on the issue of public road closures for the conduct of car racing.

I am including, with this letter, a preliminary request for IRCD. This is to ensure that I meet the required deadline for submission. I want to make it quite clear that I will be submitting a more detailed and forceful request on receipt of the information that I am awaiting from my January 16, 2019 request and those from any previous occasion going back to August 2018.

I request that this letter, and your email attached letter to me, are both made available to the Mayor and each of the councillors representing the Ranges and Valleys wards.

Yours sincerely



Joe Frank

Adelaide Hills Council - Request for S270 Internal Review of Council Decision Form



Customer Details

Customers Name: EBERWARD FRANK Date: 3.2.2019

Residential Address: [REDACTED]

Postal Address: _____
(if different) _____

Telephone: [REDACTED] (M) _____

E-mail: joe.frank@ [REDACTED]

Details of Council Decision

Date of Council Decision: August 28, 2018

Council Decision: Council consents to the application for road closures for the conduct of the Shannon 2018 Event

Reasons for requesting review: _____
In making its decision the Council failed to take into consideration a number of factors including:-
A detailed cost/benefits analysis
The denial of everyone's right to use public roads
The use of a Festival & Events policy which is flawed

Your interest in the matter: To have the decision fully reviewed and to ensure that in future decisions for road closure for racing car events are based on evidence.

Signed: [Signature] Date: 3.2.2019

Emma Moore

From: Joe Frank <joe.frank@[REDACTED]>
Sent: Sunday, 12 July 2020 11:13 PM
To: Mail; John Gardner
Subject: Emails received from AHC July 2 & July 10

Follow Up Flag: Follow up
Flag Status: Flagged

Dear Mr Aitken,

The July 2 email states: 'specific matters' 'clearly and succinctly' 'issues' 'outcomes'. It is most disturbing to me if there is no one on the Council staff to whom my letter of June 1 was directed, or among the councillors, who also received it, who is able to discern from the contents, what I perceived to be serious deficiencies in the manner of arriving at the decision regarding Agenda Item 12.4. I shall present, under separate headings, issues for staff; who had any involvement in communicating with the Adelaide Rally organisers or were involved in any way in preparing and presenting the contents of the Agenda Report (for the May 26 meeting) which dealt with the the Adelaide Rally and decisions relating to it and issues for councillors.

Issues for staff

- *Governments do not have private interests. They govern in the public interest.* You have put private interests ahead of public interests without explaining why.
- *Roads are a public infrastructure maintained by public money.* You have prioritised private interests over the public interest by relegating the public's right of access and use its roads to a lower level without explaining why.
- *You have failed to apply the principles of 'social licence' which need to be considered in situations such as denying access to public roads.* All enterprises that, by their proposed activities, have the potential to adversely impact on the community, need to be granted a social licence by that community. This did not happen because you did not demand it. You probably do not understand the issue.
- *You did not present a detailed cost/benefit, risk/benefit analysis in the agenda report.* You accepted the 'spin' put to you by the event organizer without further research. Such analysis warrants more than a balance sheet in \$.

Your entire agenda report and the recommendations to councillors for decision is based on:

- Input from event organizer - he obviously promotes what he wants and not the public best interest
- Festival&Events policy - this is flawed. Nowhere does it mention anything about the rights of people
- Section 33 of Road Traffic Act - this states what can be done legally but not what must or ought be done
- Responses from public - only a small sample are invited to give a response. You use, as the 'default' position, that those who do not respond are not opposed, or are 'in favour' by not responding. This is false analysis. People do not have to say or write that they want their rights and freedoms respected. That is a given.

For these reasons alone your agenda report is **unbalanced**, even biased against road users. You are employed to provide information to councillors to enable them to make just and fair decisions. You are not employed to favour the case for the event organizer.

Your recommendations to councillors for decisions need to be 'open-ended' and not directing or pre-empting. They are the decision-makers, not you. You are usurping their role.

Issues for councillors

- *You were elected to represent your constituents* and not make decisions that favour private gain over public interest
- *You are the decision-makers.* You need to make yourself fully informed about **all** the issues that are involved and not only those presented to you in the agenda reports. You are under no obligation to accept any recommendation that is put to you in the agenda report.
- **Governments exist to govern in the public interest.** You need to question whenever called upon to to make a decision, whether greater priority is given to the totality of the public interest or to private gain. For the past twenty years or so, the AHC councillors have always prioritised private interests ahead of public interests with regards to consent for road closures. This is against your charter.
- *Use of public roads, use of public services, use of public funds by private interests is a classic case of 'rent-seeking'.* As councillors, as the elected representatives of your constituents you are obliged to oppose this for obvious reasons.
- *You have an obligation to explain to all your constituents the reasons for supporting or opposing or abstaining from any decision you are called upon to make.* This is easily done. The AHC has a website with a home page. You can post your justifications there and if at present this is not possible insist that you have a democratic obligation to do this. You can also contribute to *Hills Voice* and another option is to post your reports on the notice boards in AHC service centres/libraries/community centres for your constituents to read. Another option is to invite your constituents to provide their email addresses to you and your reports can be forwarded that way.

There is much else I could provide but the email of July 2 suggests I should not tax the mental capacity too much. If the items I have put are actioned and become part of the procedure and process that deals with consent for road closure so that there is equal treatment for all parties that have an interest then there will be a just outcome.

Finally, I need some clarification relating to Resident Services Standards and Complaints. When I last viewed this on July 11, I read "*We will respond to emails and letters within 7 days of receipt.*" There are no further qualifications stated. Yet the email from AHC of July 10 informs me that my correspondence dated June 30 and July 6 will have a response provided by July 31!?! Am I entitled to an explanation why there exists this discrepancy? Situations such as this confirm further for me that my perception of bias by me of the AHC's treatment of me is well-founded.

Please make this communication available to the Mayor, to each of the councillors and to such staff to whom it can relate.

Kind regards

Joe Frank

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From: Joe Frank <joe.frank@>
Sent: Sunday, 26 July 2020 11:03 AM
To: aitken@ahc.sa.gov.au; SACAT:SACAT <SACAT@SACAT.sa.gov.au>; morialta@parliament.sa.gov.au
Subject: Review of Decision

Good morning Mr Aitken

On July 21, 2020, I forwarded a letter to Mayor Wisdom some of the contents of which also had pertinence to you. I assumed, in all probability, the Mayor would bring this letter to your attention. More recently I forwarded an email to each of the councillors and the Mayor calling for a review of decisions made and even a rescinding of these where they related to the consent of temporary road closures to allow car racing events to occur.

The argument posited by me on previous occasions why it is **wrong** to close off a public space, a road, to allow a private activity to get priority of use, still holds as strongly as ever and has never been successfully countered by any refutation from the AHC, or anyone else. But recent events have lent greater force to my argument and the need for a reappraisal.

When the Minister, who issued the Executive Order on which the road closure depends, has his integrity publicly called into question, then the responsible action is to review those decisions. Failure to do so is a dereliction of responsibility and accountability.

I now await your reply to this email within the seven day period that Council sets. Depending on Council's decision I shall be giving notice of requesting an Internal Review of Council Decision of the two events for which consent has been provided.

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Kelley Jones

APPENDIX 2

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APPENDIX 3

Council Policy

Internal Review of Council Decisions



COUNCIL POLICY

 <p>Adelaide Hills COUNCIL</p>	INTERNAL REVIEW OF COUNCIL DECISIONS
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Policy Number:	GOV-01
Responsible Department(s):	Community Capacity
Other Relevant Policies:	<i>Complaint Handling Request for Service Unreasonable Complainant Conduct</i>
Relevant Procedure(s):	<i>Complaint Handling</i>
Relevant Legislation:	<i>Local Government Act 1999</i>
Policies and Procedures Superseded by this policy on its Adoption:	<i>Internal Review of Council Decisions Policy 28.4.17, Item 14.10, 69/17</i>
Adoption Authority:	Council
Date of Adoption:	26 November 2019
Effective From:	9 December 2019
Minute Reference for Adoption:	Item 12.4, 281/19
Next Review:	No later than November 2023 or as required by legislation or changed circumstances

INTERNAL REVIEW OF COUNCIL DECISIONS POLICY

1. INTRODUCTION

The purpose of this policy and procedure document is to provide guidelines for how Council will deal with formal requests for internal reviews of Council decisions (including decisions by its employees and other people acting on behalf of Council).

The Adelaide Hills Council recognises the importance of transparency in Council decision-making and the need to provide a fair, objective and consistent process for the review of Council decisions.

In preparing this policy and procedure document Council has had regard to the guideline procedure developed by the South Australian Ombudsman as a result of that Office's audit of Local Government Internal Review of Council Decision Procedures in November 2016.

2. LEGISLATIVE FRAMEWORK

There is a legal requirement for Council to develop and maintain policies, practices and procedures for the review of Council decisions and requests for services. The following provisions of the *Local Government Act 1999* apply to this policy:

Section 270(1) states that a council must establish procedures for the review of decisions of:

- The council;
- Employees of the council;
- Other persons acting on behalf of the council.

Section 270(2) states that the procedures must address at least the following matters:

- The manner in which an application for a review may be made
- The assignment of a suitable person to reconsider a decision under a review
- The matters that must be referred to the council itself for consideration or further consideration
- Notification of the progress and outcome of an application for a review
- The timeframes within which notifications will be made and procedures on a review will be completed
- In the case of applications relating to the impact that any declaration of rates or service charges may have had on ratepayers, to ensure that these applications can be dealt with promptly and, if appropriate, addressed through the provision of relief or concessions under the Act.

Section 270(8) states that a council must, on an annual basis, initiate and consider a report that relates to:

- The number of applications for review made under this section
- The kinds of matters to which the applications relate
- The outcome of applications under this section
- Such other matters as may be prescribed by the regulations.

3. DEFINITIONS

For the purposes of this policy and procedure the following definitions apply.

Act means *the Local Government Act 1999*.

Decision of Council is a formal decision of the Council or a Council Committee, a decision of an employee of Council made under delegation or decisions of another person acting on behalf of Council.

CEO refers to the Chief Executive Officer (including their delegate) of the Adelaide Hills Council

Applicant is a person who lodges a request for the review of a decision.

Merits Review is a process by which a person or body, other than the original decision maker, reconsiders the facts, law and policy aspects of the original decision and determines the correct or preferable decision.

Process Review is a review of the correctness of the procedures followed in making a decision.

A **frivolous** request for a review of a decision includes, but is not limited to, requests that lack seriousness, sense or are submitted without an apparent purpose.

A **vexatious** request for a review of a decision includes, but is not limited to, requests made without sufficient grounds or that are submitted only to cause disruption, delay or annoyance

Sufficient interest means the applicant must have an interest in the subject matter, over and above that of the general public

4. POLICY STATEMENT

Council (including Committees, employees of Council and a person acting on behalf of Council) makes decisions every day which impact on members of the community. It is imperative that these decisions are fair and objective. Equally, there should be an avenue to enable a person to review council's decisions.

An internal review of a Council decision is available under section 270(1) of the Act. This is a mechanism that enables the Council to reconsider the decision making process and all the evidence relied on to make a decision, including new evidence if relevant. The aim of this policy is to ensure a fair, consistent and structured review process for any party dissatisfied with a Council decision. This policy does not and is not intended to exclude other rights and remedies available at law.

An internal review of a Council decision will examine the correctness of the procedures followed in making the decision and, in accordance with this Policy, may also examine the merits of the decision itself.

Council also has processes in place for dealing with customer complaints and requests for service. As a general rule, Council will encourage use of these processes in the first instance as they offer the potential for more immediate informal resolution. Council will attempt to resolve complaints about the actions of the council, employees of the council, or other persons acting on behalf of the Council under its Complaint Handling Policy.

Reasonable requests for the provision of a service by the Council or for the improvement of a service provided by the council are dealt with under the Request for Services Policy.

The formal internal review of a Council decision process is generally a last resort in the complaint handling process, but may also be used in situations which are not able to be resolved by other means. While Council encourages the use of other resolution mechanisms, it is an applicant's right to use the formal internal review process in the first instance if that is their preference.

Pursuant to section 270(7) of the Act, a formal request for review does not prevent a complaint being made to the Ombudsman at any time. However, as a general rule, the Ombudsman prefers that matters be addressed by Council in the first instance.

5. MATTERS OUTSIDE THE SCOPE OF THE POLICY AND PROCEDURES

This Policy and Procedure will apply to all applications or requests for review of a Council decision, except for where an alternative statutory process for a review or appeal exists in other legislation.

Examples of other legislation containing statutory review or appeal processes include (but are not limited to):

- External review and appeal processes under the Development Act 1993
- External or internal reviews of decisions made under the Freedom of Information Act 1991
- A decision to issue an expiation notice under the Expiation of Offences Act 1996
- Reviews of orders made under Section 254 of the Local Government Act 1999
- Reviews of prohibition, destruction or control orders made under the Dog and Cat Management Act 1995
- Appeals against litter or nuisance abatement notices under the Local Nuisance and Litter Control Act 2016

Applicants wanting a review of a council decision should check if a specific statutory appeal or review process applies to their matter before proceeding with an application. Matters that fall outside the statutory appeals procedures will be considered for the conduct of a section 270 review on a case-by-case basis, depending on the merits of the individual application.

The purpose of this policy and procedure is to fill the gaps in the law where a complainant otherwise has no statutory right of review.

6. PROCEDURE

The following procedure will apply to any request for a review of a decision of Council:

6.1 Making an application

The review of a Council decision commences at the point where a formal request for a review of a Council decision is received.

- A formal request for a review of a decision must:
 - Be in writing, ideally using the *Internal Review of Council Decisions Application* available on Council's website

- Be addressed to the CEO (or in the case where the matter is about a decision made by the CEO, the matter will be referred to the Mayor for consideration by the elected Council and this Policy be read accordingly)
 - Provide full details of the decision for which the applicant is seeking a review (including how the decision impacts on their rights and/or interests) and set out clearly and succinctly the reasons for applying for the review
 - Be lodged within six (6) months of the original decision being made (with discretion provided to the CEO to allow a longer time limit to apply in particular cases. This will be assessed on a case-by-case basis).
- There is no fee payable for a review of a Council decision.
 - It is essential that no one is excluded from lodging an application for review because of any difficulties they may have in representing themselves. Council staff will offer assistance where appropriate and provide it on request, including assistance in documenting the reasons for applying for the review in writing. Where necessary, access should be provided to interpreters, aids or advocates to assist applicants.

6.2 Acknowledging an application

- The CEO will formally acknowledge in writing all requests for a review of a Council decision within five (5) working days of receiving the request and advise the applicant of the expected timeframe within which a determination will be made in respect of their request for review.
- The CEO will consider all requests for a review and may refuse to assess such an application pursuant to section 270(4) of the Act if:
 - The request is made by an employee of the Council and relates to an issue concerning the employee's employment
 - It appears that the request is frivolous or vexatious
 - The applicant does not have a sufficient interest in the matter – this will be determined on a case-by-case basis.

6.3 Undertaking the review

- Applicants will be treated equally, in accordance with good administrative practice. Council's procedures are designed to ensure that:
 - Every applicant has the opportunity to make an application for review of a decision covered by this procedure
 - An unbiased assessment is undertaken
 - Reviews will be completed as quickly as possible, while ensuring that they are dealt with at a level of authority that reflects their level of complexity
 - Decisions are based on sound evidence
 - Applicants receive information about the outcome of the review
 - Applicants will be afforded procedural fairness.
- The CEO will assess all applicable requests for a review of a Council decision (except those which will be referred to the elected Council) and determine what action, if any, should be taken (including whether an external investigation is necessary).

- The CEO may elect to appoint another officer or external advisor for assessment and/or preparation of a report to assist in the review process. The person appointed to assist with the review must be independent of the original decision being reviewed (i.e. have no prior involvement in the matter). An external advisor may be recommended where the decision under review is complex and/or raises legal questions.
- The CEO will refer a review of a Council decision to Council where the decision being reviewed was made by the elected Council or a Committee. A review of decisions made by the CEO will also be referred to the elected Council in accordance with this Policy.
- The CEO may also decide to refer a review of a Council decision to the elected Council where:
 - The decision being reviewed relates to civic or ceremonial matters
 - The decision being reviewed is in the opinion of the CEO likely to be of interest to the wider community
 - The CEO otherwise considers, in their discretion that the matter warrants consideration by Council.
- Where a review of a Council decision is referred to the Council, the CEO will prepare a report to Council which will include all of the relevant information about the decision being reviewed.
- Where a request for review has been referred to Council the applicant will be advised of the date that the report will be presented to Council and will be given the opportunity to provide a written or verbal submission in relation to the report for Council's consideration.
- In most cases, Council will use its best endeavours to ensure that requests for review will be considered and determined within 20 business days. However, in more complex cases, or if the decision is to be reviewed by Council, Committee or an external provider a review may take longer. In the event that a review exceeds 20 days, the applicant will be provided with periodic updates on the progress of the review until the review is finalised.
- Except for in extremely limited circumstances, a merits review will be conducted. In those instances where a merits review will not be conducted, a process review will be undertaken and the applicant will be advised of this at the time the review is commenced.

6.4 Natural Justice

- Those that may be affected by a decision will be accorded natural justice, which includes the principles of procedural fairness. As part of the review process all parties with an interest in the matter will have the opportunity to make a written submission expressing their point of view and responding to issues raised, including the provision of any relevant information.
- In undertaking a review, the CEO or Council will review the decision in question to ensure that the original decision maker complied with the following procedural requirements and made the best possible decision in the circumstances having regard to the following:
 - The decision maker had the power to make the decision
 - The decision maker considered all matters which were relevant to the making of the decision at the time and did not take into account matters which were not relevant, as well as any additional relevant information or material provided by the applicant.

- The decision maker did not exercise a discretion or power in bad faith, for an improper purpose, or while subject to duress or the influence of another person
 - The decision maker had no conflict of interest, bias or perceived bias
 - The decision maker ensured that findings of fact were based on evidence
 - The decision was reasonable
 - The decision maker considered any relevant legislation, policies or procedures
- The details of any request for review will be kept confidential in so far as it is necessary, practicable and appropriate for conducting an effective review process.
 - The applicant will be informed in writing of the outcome of the review (even including where a determination is made that the decision under review be upheld).
 - Adequate reasons will be recorded for all internal review determinations.

6.5 Applications under this policy relating to Rates

- This procedure applies to applications that relate to the impact that any declaration of rates or service charges may have had on ratepayers.
- Council or the CEO will give priority to such applications and consider the impact of rates and services on ratepayers and the provisions available to ratepayers for rate relief or concessions as set out in the Act (e.g. remission or postponement of payment, issuing of fines and interest, particular land use categorisation).
- Specific review mechanisms exist in the Local Government Act 1999 to try the validity of a rate or service charge. This Policy does not apply to such a decision.

6.6 Remedies

- Where the review of a decision under this Policy results in the applicant's contention(s) being upheld, an appropriate remedy will be determined that is reasonable in all the circumstances.
- The remedy chosen will be proportionate and appropriate to the outcome of the review and may include (but is not limited to):
 - Varying or revoking the original decision
 - Returning the situation to its original status (such as not pursuing the construction of something, not implementing the original decision, etc)
 - The provision of an explanation
 - Offering to enter into formal mediation
 - The offering of an apology or admission of fault
 - A change to Council policy, procedure or practice
 - The correction of Council records.
- Where appropriate, the any findings of an internal review will be considered in making improvements to Council's existing policies, practices and procedures.

7. DELEGATION

7.1 The Chief Executive Officer has the delegation to:

- Approve, amend and review any procedures that shall be consistent with this Policy; and
- Make any formatting, nomenclature or other minor changes to the Policy during the period of its currency.

8. AVAILABILITY OF THE POLICY

8.1 This Policy will be available for inspection at the Council's Offices during ordinary business hours and via the Council's website www.ahc.sa.gov.au. Copies will also be provided to the public upon request, and upon payment of a fee in accordance with the Council's Schedule of Fees and Charges.

Adelaide Hills Council - Request for S270 Internal Review of Council Decision Form

Customer Details

Name: Date

Residential Address:

Postal Address:

(if different)

Telephone: (M).....

Email:

Details of Council Decision

Date of Council Decision:

Council Decision:

.....

.....

.....

Reasons for requesting review:

.....

.....

.....

How the decision impacts your rights and/or interests:.....

.....

.....

.....

Signed: Date:.....

Printed Name:.....

APPENDIX 4

Tracy Riddle

From: Joe Frank <joe.frank@[REDACTED]>
Sent: Friday, 14 August 2020 4:40 PM
To: Tracy Riddle
Subject: Submission relating to IRCD
Saved: 0

ATTENTION: Tracy Riddle

I have previously lodged with the Adelaide Hills Council (AHC) a preliminary or provisional request for an Internal Review of Council Decision (IRCD) relating to the decision made on August 2, 2018 concerning the provision of consent for Temporary Road Closures (TRC's) to enable the Adelaide Rally to be staged later in 2018.

I indicated at the time of lodging my request that I would be submitting a more detailed application once I had received information I requested from the AHC, either directly, or by FOI process. This process has now run its course (13/8/2020) and I am required to provide my further input by close of business on 14/8/2020.

I shall do this under duress, since I received my final information on August 13, but only became aware of it when I opened my computer at 7.30 am on August 14. Whilst this information did not provide me access to two documents, one dealing with Risk Management and the other Safety Measures, which was important information I had sought to present in my request for IRCD, I gained the knowledge of the relationship that exists between the AHC and Soon Marketing Pty Ltd the business that undertakes, under the business name of Adelaide Rally, the application for the consent for TRC and the provision of such other information and material required by the AHC.

I now know that the AHC did not have the knowledge, at the time the August 28, 2018 decision was made, of the names of the businesses with which it was dealing, when it came to the matter of road closures for racing car rallies conducted on sealed roads. It first became aware of this information on August 3 2020 through documents it pursued and contacts it made as a result of a SATAC hearing on 31/7/2020, which required it to provide that information at the time of the hearing. Because the AHC was unable to comply, it was granted an extension, with my concurrence, to provide this information to SATAC, by August 10.

I want it known that any additional information I am presenting below relates entirely to my request for IRCD made on August 28 2018 and is not to be regarded as pertaining to any other Council decision.

I now request an IRCD of the decision of August 28, 2018, as expressed above, to address, consider, and respond to the material I presented in my provisional application of February 3, 2019, numerous pieces of correspondence forwarded to the AHC from August 2018 onwards that deal with the matter of TRC for racing car events, an this additional material now presented.

NEW ITEMS FOR CONSIDERATION IN MY REQUEST FOR IRCD OF AUGUST 28 2018

- The AHC does not have, or appear to have, in a way readily identifiable by a constituent, a policy or statement, either 'free-standing' or embedded in other policies or documents, which identifies the human rights it acknowledges it needs to respect and consider when making decisions. How can it make just and fair decisions which impact on civil rights and freedoms unless there is some recognition of these as realities and their application.
- Further, how can it justify and provide supportive/explanatory statements where a decision restricts or sets aside any rights and freedoms.
- Following on from the point above, how does the AHC deal with contending or conflicting rights, e.g. the right to access one's road and the need to have it temporarily closed for necessary maintenance work to ensure safety for all users? There are endless other examples I could provide.
- Since the AHC is a governing institution or authority, it can reasonably be expected that its senior personnel (employed staff not elected members) have some familiarity with the "*Siracusa Principles*"** or have ready access to legal expertise when this is required in planning, policy formulation and decision-making, as well as application of policy. That being the case it can be reasonably be expected, by any constituent that these principles guide decisions, and when they do not that an explanation is provided accordingly.* Since I am advised that a legal entity is to conduct the IRCD on behalf of the AHC, I shall not elaborate further on this. They should have a detailed understanding of what these Principles entail.
- Does the AHC accept that to make the best possible decisions (its charter) which are in the best interests of its constituents it needs to avail itself of the best relevant information and thus base its decisions and actions on evidence which supports those decisions and actions and not some arbitrary determination, or input from parties that have direct, or indirect, benefit from decisions and actions or simply repeating what it did the previous year.
- Does the AHC hold the view that all public roads are 'public spaces' to which people have ready access rights, and rights of use if they abide by the conditions of use which apply?
- Does the AHC further accept that no permits or authority is required to make use of public roads (by almost anyone), and that by the making of further payments (rates, fuel excise, registration charges) and obtaining additional authority (driving licence, CTPI) one obtains enhanced 'rights' of road usage. Does it accept that issues such as these must be considered when determining whether to implement TRC?
- Does the AHC accept that it is the elected representatives that are charged with making the TRC decision. In practice they are not provided with enough information, or time to do this and as a result they endorse the pre-determined Council staff recommendation which is, usually with TRC, restricted to just two options, "recommended" and "not recommended". Reasons why the latter or any other option should not be the decision are so given as to make it clear that the project would be jeopardized from being implemented.
- There is a complete imbalance in the Agenda provisions relating to the TRC decision between making a case that is supportive of TRC and which is supportive of the interests that are opposed to such decisions. The Council has an obligation to present, prior to decision, the widest possible coverage of opinions, views and interests of all the parties that will be affected by that decision. It has not done this in all the years that it has been required to make decisions related to TRC for car racing events. This is because of the way it has managed the process. It has restricted opportunity to provide "public input" to those whom it designates "residents" and only those residents who reside along sections of road intended for closure, or who reside along other roads that feed into the sections deemed for closure. No other road user or any member of the public is given the opportunity to express objection or support. Most of course will not even know about the event (people from well-outside the district, interstate travellers, overseas tourists)
- The AHC has "locked itself into a bind". It has, without restriction, (there was one occasion, but it rescinded this) provided consent for TRC on each occasion it received an application. Should it have decided otherwise in 2018 it would have to provide a detailed explanation justifying such a decision, to its constituents, to the public but particularly to the event promoter who stands to suffer some financial loss and could make a claim against the AHC for restitution.
- The AHC, to the best of my knowledge, has not informed applicants who sought consent for TRC, that even if they met all the conditions, approval would not be automatic and approval might come on the form of some changes having to be made

- The AHC introduced a Festival & Events Policy (F & E P) to overcome what had been ad hoc and arbitrary decision-making. This was as a result of public pressure. It was a positive step but the policy was flawed because it failed to elucidate principles and values to guide applicants, decision-makers and those of the public who sought fairness. Despite a review and some insignificant changes, the policy is heavily biased to favour applicants and their desires over objectors who want civil rights and freedoms to be foremost.
 - It makes use of a dubious assessment tool that equates a "low level" of objections as being equivalent therefore to a "high level" of approval. This ignores firstly that those who can object is a very restricted number and the closures tend to be partly based on roads not serving more heavily/densely populated locations not being selected for that reason and secondly by implementing the "default" position/interpretation that not going to the trouble of lodging an objection (not with the Council but with the event organizers) implies an agreement with TRC. This faulty interpretation totally overlooks the fact that no one has to state that they want their civil rights and freedoms respected and protected. That is self-evident, or should be, to any administration. Not taking the opportunity to respond MUST be interpreted as expressing "keep the roads open", put "public civil rights" ahead of "private desires" to speed on public roads, prioritize the needs and rights of regular road usage over the absurd, selfish desires of those who need to speed and want legal sanctioning to do so.
- We thus have the absurdity, which the AHC has never given due consideration, that racing/speeding in excess of the posted speed limits, and which is always not legal, is approved by authorities, including the AHC, not by temporarily suspending a law, but by temporarily not enforcing it in certain locations. This bizarre situation has never been explained, adequately or otherwise to the constituents let alone the wider road using public.
- There has never been a genuine debate, whether in Council meetings (inadequate time) or in special forums, for the Council to inform itself of public sentiment. There has never been any form of valid survey to determine the public interest, yet decisions are freely engaged in and presented as though they meet with public approval.
- The AHC, either intentionally or by default has placed private interests ahead of its mandate and protect public intertests. This became apparent at the SACAT hearing on August 13. Item 10 of Respondent's Further Submission makes this unequivocally clear. The Council has through its past dealings with Soon Marketing Pty Ltd and its present association sent a clear signal to that enterprise that as long as they proceed as they have in the past they will have their applications for TRC supported. The Council has an "obligation" to do this otherwise its argument that there is a market for the intellectual property (IP) which Soon purchases from the owner of that IP, would not exist.

I could provide more more issues to be taken into consideration when conducting the IRCDD. If these and what I have provided on previous occasions are engaged with, are addressed then I believe the IRCDD should bring about a fair outcome. Let me reiterate that this IRCDD input relates only to the decision of August 28 2018.

Finally, I have not presented any of the detail relating to the **Siracusa Principles**. I have the expectation that the appointed reviewer conducting the IRCDD will, in applying procedural fairness/due process principles, apply those elements of these principles which are relevant when conducting the review. Should it be necessary I can provide links to detailed online information about the Siracusa Principles

Kelley Jones

APPENDIX 5

Elle Spyrou

From: Joe Frank <joe.frank@[REDACTED]>
Sent: Monday, 10 August 2020 10:54 AM
To: Tracy Riddle; aaitken@[REDACTED]
Subject: Re: FW: Your letter of August 5 (KJ 200337)

Dear Ms Riddle

This situation is becoming quite ridiculous. I referred you to the **fifth paragraph** which is quite explicit about my attendance at the Council meeting on August 28 2018 and speaking during my 10 minute deputation. Please re-read for yourself and respond. My email said nothing about the letter of February 3 2019. Why are you introducing this diversion to the matter at hand?

Whilst you now have introduced items from February 2019 let me refer you to AHC's letter to me dated February 15 and particularly the final paragraph on page 2 of that letter as well as the second paragraph from top of page on page 4. These paragraphs are quite explicit about my procedural rights. I now direct you to a letter dated March 5 (attachment to email March 6). On the second page of that letter third paragraph from the signature is a repeat of the statement from February 15. I quote: *"To reiterate my advice in my 15 February 2019 correspondence, once you have had an opportunity to consider the outcome of the FOI determination (and any contingent appeals actions) and framed any further views you have on the matter, I suggest that you contact me so that I can progress with the investigation process."* This statement, as I understand it does not set a deadline, nor does it prevent me from "framing further views". Just because K J are now engaged does not change the intent of that statement one iota.

I hope we can get to a stage where my rights in this matter are fully recognized and respected. When this occurs things can progress and procedural fairness will be accorded.

Kind regards

Joe Frank

On 10/08/2020 9:52 am, Tracy Riddle wrote:

Dear Mr Frank

The information you refer to is a direct quote from your letter of 3 February 2018 (first paragraph, second page), requesting an internal review of the Council decision to authorise certain road closures associated with the 2018 Shannon's Classic Adelaide Rally.

Regards

Tracy

Tracy Riddle

Lawyer

Kelley Jones

T. 08 8113 7106 | M. 0431 867 523

Level 6/19 Gilles Street Adelaide SA 5000 | GPO Box 2024 SA 5001

kellyjones.com.au

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From: Joe Frank <joe.frank@[REDACTED]>
Sent: Monday, 10 August 2020 12:22 AM
To: Tracy Riddle <triddle@kellyjones.com.au>; aaitken@ahc.sa.gov.au; OMB:Ombudsman <Ombudsman@ombudsman.sa.gov.au>
Subject: Your letter of August 5

Dear Ms Riddle

I had intended to include this matter in my previous email forwarded to you so I present it now.

In your letter, an attachment to the August 5 email, the fifth paragraph following the heading **2018 Shannon's Classic Adelaide Rally** is as follows:"During that deputation, you advised why you considered the Council's consent for road closure *'should be withheld, at least until more information was available.'*" That quote implies that they were the exact words I spoke that evening at the Council meeting on August 28 2018. Now it is a fact that I was advised by the CEO of the AHC that I could not be provided with a sound recording of that meeting because there was a systemic failure of their equipment. This means that someone, from the Council, would have recorded with either an electronic device or handwritten notes the content of all or some of what I had to say and possibly other items.

When the voice recording could not be provided I asked the CEO if I could receive information, not of the entire meeting but of that portion that related to the *consent decision*, in another form. The advice was that this could not be acceded to. I am now faced with a situation that I have to question the response about the failure of the recording system or that the information could not be provided in another way.

You clearly received, from a Council member, information that enabled you to put to me what I actually said at that meeting, yet the Council could not/would not do the same for me. I leave these thoughts with you because they have a significant bearing on all that transpired thereafter.

Kind regards

Joe Frank

Elle Spyrou

From: Joe Frank <joe.frank@[REDACTED]>
Sent: Monday, 10 August 2020 12:22 AM
To: Tracy Riddle; aaitken@[REDACTED] OMB:Ombudsman
Subject: Your letter of August 5

Dear Ms Riddle

I had intended to include this matter in my previous email forwarded to you so I present it now.

In your letter, an attachment to the August 5 email, the fifth paragraph following the heading **2018 Shannon's Classic Adelaide Rally** is as follows:"During that deputation, you advised why you considered the Council's consent for road closure *'should be withheld, at least until more information was available.'*" That quote implies that they were the exact words I spoke that evening at the Council meeting on August 28 2018. Now it is a fact that I was advised by the CEO of the AHC that I could not be provided with a sound recording of that meeting because there was a systemic failure of their equipment. This means that someone, from the Council, would have recorded with either an electronic device or handwritten notes the content of all or some of what I had to say and possibly other items.

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You clearly received, from a Council member, information that enabled you to put to me what I actually said at that meeting, yet the Council could not/would not do the same for me. I leave these thoughts with you because they have a significant bearing on all that transpired thereafter.

Kind regards

Joe Frank

Elle Spyrou

From: Joe Frank <joe.frank@[REDACTED]>
Sent: Sunday, 9 August 2020 11:43 PM
To: aaitken@[REDACTED] OMB:Ombudsman; Tracy Riddle;
morialta@parliament.sa.gov.au
Subject: Email received from AHC July 27

Dear Mr Aitken

I am directing this correspondence to you because you are ultimately responsible for all decisions made and all correspondence forwarded, relating to, me by the AHC.

The correspondence of June 3, forwarded on your and the Mayor's behalf, advises me that my claims to being maligned, slandered and denigrated lacked substance on the basis of what I presented. **I presented a copy** of the copy of an email received by me on April 17. You and others had a copy of the same email as early as April 6. I have since provided the AHC with a statutory declaration to support the authenticity of my statements made relating to that email and further had an officer from the Ombudsman's office, Ms Sarah Wishart, Manager - Intake and Assessment sight the email copy I received and document that she did so.

There should be no doubts now about the accuracy or authenticity of any of the statements I made to the AHC about this email and its contents and **how I perceive them**. The contents essentially relate to me apart from the supportive words directed at Ms Charlton.

By invoking the utilisation of the UCC policy against me there is the direct implication that I am an unreasonable person, that I am a persistent complainant and that my actions put a strain on the AHC's resources. She regards my letters and emails as 'bombardment' but does not actually engage with the content of these or comment on the validity or otherwise of what I have to say. This is denigrating by any measure. She asserts that 'we' (Council?) have 'many other issues facing our community that require our (Council?) attention.' This implies that my actions are taking Council's attention away from 'other' presumably more worthy matters. She does not provide a single example of what does not get attention because of my actions. She concludes with "I think he is either completely unaware of what is happening in the world or he doesn't care as he is too absorbed in his own complaining." She has absolutely no evidence to support any of these remarks. She has never bothered to discuss with me what my worldview is or the values and principles on which I base my conduct. Her comments are but a shallow prattle of an ill-informed, frustrated representative of the people. It is this which is disparaging, slanderous and maligning.

You, Mr Aitken, or whoever undertook whatever investigation was undertaken once the email became "hot", failed in your task. Had the councillor made these remarks in a council meeting or in any other public forum with the self-same people present who were copied in to receive the email, would you have come to the same conclusion? I think not. The bit about "not engaging in hypothetical discussion" is absolutely comical. Everytime consent is granted for road closures the decision hinges on what are "hypothetical claims" made of benefits that will accrue. It is double-standards such as this which makes people lose trust in their Council and lose respect for the leadership.

The correspondence of July 27 has three instances informing me of no further responses or correspondence. On which AHC policy does this decision depend? As a ratepayer I hold the view that there exists a mutual obligation between the Council and me. I need to have explained to me why my payment of the required rates no longer entitles me to receive answers and replies when I submit matters of concern to me. Is there a statement in the Local Government Act to that effect?

Finally I strongly object to the use of the word "allegedly" as used when there was never any uncertainty about the claims I made. It is now 28 weeks since you came into the possession of the email and 24 weeks since you received my first communication regarding this. All I ever get are statements if I am dissatisfied I can escalate the matter to a higher level. That Mr Aitken is not an instance of good management and as CEO, the onus rests with you.

Kind regards

Joe Frank

Elle Spyrou

From: Joe Frank <joe.frank@[REDACTED]>
Sent: Sunday, 9 August 2020 1:30 PM
To: aaitken@[REDACTED] Tracy Riddle; OMB:Ombudsman;
morialta@parliament.sa.gov.au
Cc: Jan-Claire Wisdom
Subject: Where to from Here?

Greetings Mayor Wisdom and CEO Aitken of the Adelaide Hills Council (AHC)

So now it has come to this!

The entity, the institution known as the AHC, now has to resort to putting matters pertaining to me (apart from such mundane things as Rate Notices and other minor matters) in the hands of an external body, a legal firm, because it can no longer manage to do this within its own vast resources. This situation has come about because of a failure of leadership on the part of each of you. If you can offer me an alternative explanation please share it with me, the councillors and the Council staff, as well as the rate paying constituency of the AHC.

A situation now exists, and has existed for a considerable time, at least from my point of view, that the AHC considers me to be troublesome, a public nuisance, an adversary, an opponent who has to be dealt with using the intimidatory measures that legal firms employ as well as a threat of me having to meet its legal costs. If the Council's view is otherwise please share this with me, the councillors and Council staff.

At least, when Council manages concerns I put to it, I am guided by and I quote: "We aim to deliver excellent service. We do this by being available, helpful empathetic, responsive and reliable". I have no such assurances from Kelledy Jones (KJ) who serve the best interests of whoever engages them and pays their fees.

I have always worked on the principle of **mutual obligation** in my dealings with the AHC. I meet my obligations and have a legitimate expectation that it meets its.

My expectations have never been any more than the AHC making the best possible decisions, using the best available information, evidence and resources it can muster when dealing with my concerns and all the issues confronting it across the entire council area. I hold the view, supported by a statement supplied to me by the Local Government Association (LGA), that the first priority of local government is to its constituency (residents, ratepayers etc) and not to the national or state authorities. I further hold the view, that local government, like all the levels of government, has **no private interests, but exists for the public interest** which it is mandated to honour and serve. Where a situation might arise which could involve a conflict of interests the **public interest** must always take priority over any private interest.

I also hold the view, that, whenever a decision is made (or policy is adopted and action is taken), the civil rights and freedoms of its constituency and also the wider public must be considered so that these are not restricted or limited. If the Council entertains a different view to that expressed by me, please share it.

I am also an adherent of the concept of "*critical friend*" which emerged in educational theory but has now been more widely applied in many fields of administration. A close examination of my correspondence and my spoken words will reveal that I have always openly expressed my concerns over Council actions and signalled my intentions should the responses I receive fail to engage with or address the concerns. I have never had the expectation that Council does what I want, only that its decisions take into consideration all the factors that need to be considered. Only when I had to conclude that this was not the case did I escalate my matter to a higher level where this was appropriate. An alert, insightful reader, would have understood my actions as being those of a "*critical friend*".

I am now confronted with a deadline of August 14 to submit material to KJ when I am awaiting an outcome from a SACAT assessment on August 13. Is this reasonable? I am further confronted with misconceived statements from KJ that my use of the word "review" implies a formal request of an Internal Review of Council Decision. As a result of this interpretation (my consulting of a thesaurus and several dictionaries suggests that 'review' has a multiplicity of meanings) the Council and/or KJ are combining an existing request for IRCD with a foreshadowed one. This is totally **out of order** and denies me my procedural right to request a totally separate IRCD to deal with more recent decisions.

I always justify my point of view with reasoned argument. The reason why the actual and the supposed or assumed request for IRCD cannot be conflated as being alike or similar is not so much that they deal with similar matters and decisions, but that we have a different body of people who have made those decisions and who have made their decisions under different circumstances. The actual proposals that came before Council are also sufficiently different to be dealt with as separate matters. If KJ are not capable of understanding this then, might I suggest, they be relieved of their involvement.

Please make this communication available to each of the councillors from each of the two wards as well as to Council staff who have been involved with matters pertaining to me at any time. It should be obvious that you need to get in touch with KJ so that my matter is managed better than has been the case to date.

Kind regards

Joe Frank

Elle Spyrou

From: Joe Frank <joe.frank@[REDACTED]>
Sent: Thursday, 6 August 2020 7:16 PM
To: Tracy Riddle
Subject: Re: s270 Review - Shannon's Classic Adelaide Rally (KJ 200337)

Dear Ms Riddle,

Thank you for your communication. I must confess that when I wrote that the Mayor and councillors should 'review' their decision of granting consent for temporary road closures to enable car racing events to occur, I should have used the word "**re-consider**" the decision. However in the sense that I did use "**review**", since it was addressed only to the Mayor and councillors and not to the Adelaide Hills Council (or the CEO) which would have been the correct protocol had I sought an Internal Review of Council Decision (IRCD) as per its Policy with regards to this, it is a considerable leap of understanding to interpret my use of "review" as implying IRCD. There is nothing in what I wrote that allows anyone to reasonably conclude that I was seeking an Internal Review of Council Decision. I am confident that a totally independent assessment would agree with my position.

A check of any past correspondence from me to the AHC, which dealt with an IRCD (as per the policy statement of the AHC), makes it clear that I use the complete expression, IRCD, when that is what I am talking about, and not just the word "review".

You are correct in informing me that I did receive access to certain documents that I sought under FOI. However this fact in no way should compel me to have to submit further material related to my request for IRCD, as the information was provided. I reserve my procedural right to submit my complete application for IRCD when I have **all the material that I am rightfully entitled to**. That is a reasonable position to hold. The AHC needs to make a case why it requires me to act otherwise. I regard all this as further evidence for me to be more convinced about my perception of bias of the AHC towards me. The entire dragging out of the process rests with the way the AHC has managed this matter and I refuse to accept any responsibility for this.

It makes no difference whether the deadline is set by Kelledy Jones or by the Council. I shall seek the Ombudsman to determine the validity of a deadline before the SACAT assessment is concluded, and have him determine what would be a reasonable deadline by which I need to complete my application for IRCD.

Kind regards

Joe Frank

On 6/08/2020 5:40 pm, Tracy Riddle wrote:

Dear Mr Frank

We refer to your email below.

As advised in our correspondence of 5 August 2020, by letter of 3 February 2019 you requested an internal review of the decision of the Council, made at its meeting of 28 August 2018, to approve road closures for Agenda item 12.1 *Shannons Adelaide Rally Support for Road Closure*.

The Council accepted your application for a review and, at your request, held it open, to enable certain processes to be completed with regards to an application you had made under the *Freedom of Information Act 1991*, for access to certain documents. You have since been provided with certain documents, subject of your request, and the request is now becoming so dated that it will become increasingly difficult to proceed with it in any meaningful way.

Further, your correspondence of 12 July 2020 and 26 July 2020, regarding the decision made by the Council at its meeting of 26 May 2020, on Agenda item 12.4 *Support for Road Closures - 2020 Shannon's Adelaide Rally*, is both reasonably and appropriately, also to be regarded as a request for an internal review of a Council decision. Indeed, you have specifically stated so in your email of 26 July 2020:

More recently I forwarded an email to each of the councillors and the Mayor calling for a review of decisions made and even a rescinding of these where they related to the consent of temporary road closures to allow car racing events to occur. (our emphasis)

Ultimately, as a transparent, accountable public authority, it is for the Council to determine whether it considers that its obligations under section 270 of the *Local Government Act 1999* have been triggered. Based on your prior correspondence and, in particular, your email of 26 July 2020, the Council is of the view this has now occurred.

Accordingly, unless you **specifically advise us in writing**, that you **do not** wish to proceed with your requests for an internal review of these decisions, the Council intends to progress the same to conclusion.

However, please carefully note, if you choose to confirm with us that you do not wish to progress these reviews, the Council **does not** intend to revisit the requests again, and will consider both requests to be closed.

Without a response from you to this effect, the Council intends to progress the internal review of these decisions and, in doing so, you are invited to provide any further information or documentation that you may wish to rely on for the purposes of this review. If you do wish to provide further information, please ensure that it is received by us by close of business on **Friday 14 August 2020**.


For the avoidance of doubt, if we do not receive any response from you, this will not preclude us from undertaking the reviews in reliance upon the information which we have been provided by the Council, inclusive of your correspondence regarding these decisions.

Regards

Tracy

Tracy Riddle

Lawyer

The logo for Kellady Jones is displayed in white text on a black rectangular background. The text "Kellady Jones" is written in a bold, sans-serif font.

T. 08 8113 7106 | M. 0431 867 523

kelledyjones.com.au

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From: Joe Frank
Sent: Thursday, 6 August 2020 11:01 AM
To: Tracy Riddle
Subject: Re: s270 Review - Shannon's Classic Adelaide Rally (KJ 200337)

Dear Ms Riddle

Once again you are "jumping the gun" before you and Kelledy Jones have been acquainted by the AHC with **all the facts**. The AHC clearly has not informed you that my application for IRCD made August 28 2018 was a preliminary one to ensure that I met the 6 months deadline. I made it clear I would be submitting an enhanced application *once I received all the information which I requested*. I had to resort to applying under FOI to get this. Not all was made available which led me to seeking the Ombudsman's determination. Because I had concerns with that determination, which in my view was questionable, I applied to SACAT (at my considerable expense) for it to review the matter. That is currently ongoing mainly because the AHC could not provide answers to SACAT's questions.

I will not be held to an August 14 date as you requested. I am entitled to submit my final request for IRCD when I am ready to do so. All delays to date have been because the Council has been less than forthcoming since the decision of August 28 2018.

Finally, I have little confidence in you or anyone from Kelledy Jones managing/conducting the IRCD dating to August 28 2018. **I have not yet formally lodged a request for IRCD from May this year.** That will be lodged by me once the August 28 2018 matter has been finalized. My reason for lack of confidence is clear. You are receiving information from an organisation, the senior management of which, by the manner of its decision-making, has caused me to form an unshakeable perception of bias towards me. That has developed over a considerable period of time but was fully confirmed with the manner of the handling of the Cr Gill email.

Might I suggest you discuss this communication, in detail, with the AHC which has the responsibility for any IRCD. The AHC, once again, uses the strategy of supplying "partial information" and resorting to "selective omission" to enhance its case.

I believe that I need to deal with the AHC and not a legal firm with respect to this issue.

Yours sincerely

Eberhard Frank

On 5/08/2020 6:35 pm, Tracy Riddle wrote:

Dear Mr Frank

Please find **attached** a letter in relation to your applications under section 270 of the *Local Government Act 1999* for an internal review of certain decisions of the Council relating to the 2018 and 2020 Shannon's Classic Adelaide Rally.

Regards

Tracy

Tracy Riddle

Lawyer

The logo for Kelledy Jones, featuring the name in a bold, white, sans-serif font centered on a solid black rectangular background.

T. 08 8113 7106 | M. 0431 867 523

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APPENDIX 6

Mr A Aitken
CEO AHC, PO Box 44
Woodside SA 5244

ADELAIDE HILLS COUNCIL
RECEIVED

19 NOV 2019

SCANNED
19 NOV 2019

Dear Mr Aitken

On November 5, I and I suppose many other "Owner/Occupiers", would have received a letter (copy enclosed) similar to mine or relating to their particular locations.

A quick glance at the letter shows that there is no individual author, although contact can be made by email to "admin", should anyone want or need to do this. I assume this letter conforms to the requirements as set out in the AHC's Festival & Events policy and was forwarded with the full support of the AHC.

A more careful and detailed reading provides some factual and essential information such as date and day of closure, approximate time of closure and the names of roads to which the closure notice applies.

I find two statements somewhat confounding. The first is paragraph 5 on the first page. It is not clear to me what "well back from the roadside entails". There are instances where a person's property and the roadside are no more than two metres distant. Does that mean that a person is potentially some at risk if they ate on their property?

The other occurs on the second page with reference to the "closure start" which is to the west of Bishop's Cherries yet access to that venue will be facilitated. It is not clear to me how this will occur and particularly for someone who seeks access from the east since both Lobethal and Deviation roads are subject to closure.

There are two other terms contained in the letter which are far from clear cut. I refer to "emergency situation" in paragraph 7 and "Important Information" in paragraph 8. Who determines what entails an emergency situation or important information? In both instances, if one is required to elaborate to whoever receives the contact, that could entail a serious invasion of privacy. One should not have to deem some form of "emergency" if one wants to assert one's right of access to a public road and one's right of freedom of movement. There are normally only ever curtailed when there is some form of emergency or established essential need or purpose.

The rest of the letter is nothing more than marketing drivel to divert attention from what, in reality, is actually their right of access to their roads and right of freedom of movement to be curtailed to enable a very small number to use the public roads as race tracks.

Nowhere in the letter is there an apology to all those affected by the selfish few who indulge themselves in their hedonistic pursuits.

The letter's contents raise several concerns which need explanation. If the car racing (called "rally") has a small 'competitive element' (I presume this means racing and using the road in a manner normally deemed illegal) and if it is primarily focussed on 'touring' (I presume

this means using the road whilst adhering to normal use conditions for that road) then why do the road closures have to extend to about 4 hours. Surely the touring element does not need 'closed road conditions' There is no explanation for this anomalous situation. The small competitive (racing) element should not warrant road closure conditions in excess of one hour.

A close analysis demonstrates that a number of parties to this event are considerably *conflicted* by virtue of the fact that they are complicit in actively denying the rights of all road users to give special, select and privileged conditions (sole access to and use of some roads) to a small number. They actively lend their support to the racing activity. As a result their credibility is in tatters.

Those that fall into this category are the Minister for Roads and DPTI, the Minister for Tourism, the Minister for Sport, the Commissioner of Police and SAPOL, the Member for Morialta and the Adelaide Hills Council.

The Minister for Roads bears the responsibility, together with the DPTI, of ensuring that our roads are accessible, in a good state of repair and available to the public unless there are essential and over-riding circumstances. He is empowered to issue control orders for road closure but should only use these powers when absolutely no other alternative is available. He is conflicted when he issues an order for closure to allow roads to be used as venues for racing car events.

The Commissioner and SAPOL are conflicted because part of their duties is to ensure that roads are safe places for the public to use. They use their expertise to educate and encourage the public and also need to enforce the legal code of road usage. Yet we are told that the closures are "facilitated by SA police", to enable the roads to be used as racing tracks. This is in total contradiction of their role towards safer use of roads. This year and in the past couple of weeks SA has an exceptionally high accident and death rate on our roads. Supporting the conduct of car racing on our roads leaves SAPOL without credibility.

The Member for Morialta represents an electorate in which most of the car racing on roads occurs and which has the most closures. He has not determined, from his electorate overall, or from those directly impacted by the closures, which is more than just the residents living along closed sections, what he should be doing. He is conflicted by his inaction.

The Adelaide Hills Council is conflicted because it bases its consent for the road closures to enable car racing to occur on just one legal instrument – section 33 of the Road Traffic Act. The report which goes before the councillors, and which proposes certain recommendations, lacks the information to enable them to make a fair and balanced decision. They are not informed of the fundamental right that all road users have to access and use their roads and this **precedes** the power of the minister to issue orders for road closures. **If this right did not exist in the first place, why would the Minister need to be provided with the powers to issues orders for road closures?** He needs to override people's rights on such occasions when this is absolutely necessary, and not for any 'event' that might be proposed. The Council is conflicted because it supports the very narrow and private interests of the few at the expense of the many. Not only that, but it does not treat

people equally without providing justifiable reasons for such actions. It has never sought the views of the constituents it is meant to administer and represents, it works from a F & E policy which is flawed, and it has never suggested alternatives to the proposals that come before it relating to car racing on roads.

I would appreciate your response by addressing the points in this letter. Thank you.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Joe Frank', written in a cursive style.

Joe Frank, [REDACTED] 18/11/2019



ADELAIDE RALLY
ADVANCED NOTICE TO RESIDENTS WITHIN THE VICINITY OF
TEMPORARY ROAD CLOSURES

28/10/2019

Dear Owner/Occupier
Re: Motoring Event

The Adelaide Rally with the support of the South Australian Tourism Commission and Local Councils, will run The Shannons Adelaide Rally in the Adelaide Hills nearby to your property this year.

The Shannons Adelaide Rally is a nostalgic, classic themed motoring event and is based on the Classic Adelaide Rally of 1995-2005 which was an iconic South Australian Major Event of international note.

This event is televised nationally and gains global media exposure. The rally has a small competitive element and is primarily focused on touring, tourism, vibrancy and cultural diversity.

There are temporary road closures facilitated by S.A Police on sections of road within your vicinity of up to 5 hours long as part of this event. Please see details of the road closures overleaf.

You must not enter the road closure area and must remain well back from the roadside during the entire closure periods detailed overleaf. Spectating information is available at www.adelaiderally.com.au/adelaide-rally

This event is run under the jurisdiction and rules of The Confederation of Australian Motor Sport and carries the appropriate insurances and permits. Organisers have been working with local and state government from the initial planning stages through approval and now to delivery of the event.

During the closure. It is important also to note that if you have an **emergency situation, you must call 000** as normal, as the event is in communication with all emergency services and emergency services personnel will be in close proximity to the event on the day.

If you need to communicate important information call rally headquarters on 0418 834 311 (only manned during event operating times).

If you do not reside on the affected property and have a tenant on site, please forward this information to them.

Pre-event information can be found at www.adelaiderally.com.au or contact us via Email admin@adelaidemotorsportfestival.com.au

Stage 26 – Carey Gully

Roads Closed:

Lobethal Rd, Deviation Rd

Closure Start:

Lobethal Rd and Fernglen Rd intersection (NOTE: Access for Bishops Cherries will be facilitated)

Closure Finish:

Boundary Drive (Southern End) and Deviation Rd intersection

Intersections along Stage:

Steer Rd

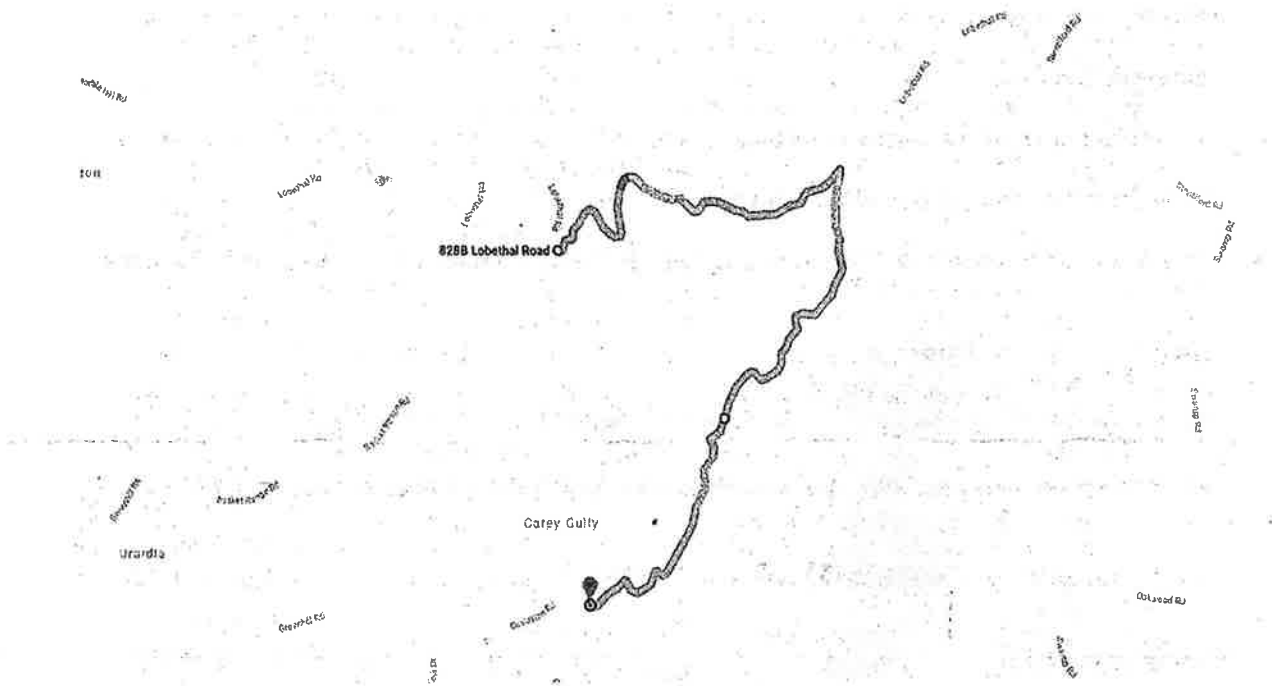
Lobethal Rd/Deviation Rd

Boundary Rd

Boundary Drive

Day: Saturday 7th December

Approximate Road Closure Times 8:45am until 12:30pm



Tracy Riddle

From: JOE <joe.frank@[REDACTED]>
Sent: Wednesday, 18 December 2019 11:47 PM
To: Mail
Subject: Acknowledgement of/response to item dated Dec 4

ATTENTION: Mr D Waters Director Community Capacity

I acknowledge receipt of your letter of December 4, responding on behalf of the CEO.

There are two reasons why I feel compelled to follow-up on the contents of your letter.

The AHC, in approving and providing its consent for road closure to enable car racing to occur on our public roads, will have satisfied itself that the promoters of the event have met **all the conditions** that it required as per its policies and legal requirements. This implies that it had to hand all the information it required to make the necessary decision to grant approval and consent. That being the case, there is **no valid reason** why my concerns could not be addressed by you and why I was informed to direct my concerns to the racing (rally) organisers. It is the Council that has authority in these matters.

The second reason why it was inappropriate for you to direct me to seek a response from the organisers should have been clear to you. You will recall that I responded in great detail and in a very cogent and reasoned manner to the initial letter sent out by the Motoring Event Organisers dated 24/4/2019. Instead of getting a response which addressed the concerns I raised, the response I received advised me that my letter was forwarded to the AHC. I do not even know if it was read in full.

When I received the mail out from the event organisers dated 28/10/2019 I made the considered decision to send my response directly to the AHC having experienced what happened previously. The AHC is not meeting its responsibility when it delegates issues that it should be dealing with, to another party. For that reason I request, for a second time that the concerns I raised in my letter to the CEO on November 18 receive an appropriate response. I request further that this communication is made available to the Mayor and each of the councillors from each of the two wards. Thank you.

Failing this I shall direct my concerns to the Ombudsman and seek his adjudication of this matter because I cannot see it falling within any of Council's policies.

Regards

Joe Frank

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Tracy Riddle

From: Tracy Riddle
Sent: Monday, 21 September 2020 12:21 PM
To: Tracy Riddle
Subject: Acknowledgement of/response to email dated 18.12.19

Saved: 0

From: Rebecca Shepherd
Sent: Thursday, 19 December 2019 4:24 PM
To: 'joe.frank@bigpond.com'
Subject: Acknowledgement of/response to email dated 18.12.19

Dear Mr Frank

Thank you for your email addressed to David Waters on 18 December 2019, I am responding on David's behalf as Acting Director Community Capacity whilst he is away on annual leave, returning in mid-January.

As stated in David's letter to you of 4 December 2019 we believe that the issue for us to respond to, is your objection to the Council's decision to consent to the closure of roads for the rally and as such believe we have dealt with this previously. I do not believe we can provide any further information that will satisfy you on this matter.

Yours sincerely

Rebecca Shepherd
Acting Director Community Capacity

Rebecca Shepherd – Acting Director Community Capacity
Adelaide Hills Council | PO Box 44 Woodside SA 5244
t: 08 8408 0551 | **f:** 08 8389 7440 | **e:** rshepherd@ahc.sa.gov.au | **w:** www.ahc.sa.gov.au

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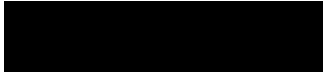


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Direct line: 8408 0516
File Ref: 09.67.34
IC19/2448

15 February 2019

Mr E Frank



E: joe.frank@

Dear Mr Frank

I refer to your correspondence to Andrew Aitken dated 3 February 2019 (received 4 February 2019) and my acknowledgement email of 11 February 2019.

Firstly I would like to acknowledge the formal receipt of your application for the Internal Review of a Council Decision regarding resolution number 196/18 for the *Shannons Adelaide Rally Support for Road Closure*. I will return to the management of your application later in this letter.

In relation to the contents of your 3 February 2019 letter there are a number of comments made to which I wish to provide a response.

Processing the FOI Application

In paragraph two you opine that the extension for the processing of your Freedom of Information (FOI) application is a *'further instance of the Council's obfuscation and obstruction as far as my seeking information which is quite readily available'*. Your comments imply, if not directly state, that the extension deliberate attempt to deny you of information.

My sense is that these comments are driven by a lack of understanding of the provisions of the *Freedom of Information Act 1991* (FOI Act), to which I will provide a brief overview. Applications made under the FOI Act are subject to a strict and milestone driven legislative process. A determination of an application must be made in 30 days of the application unless (again strictly legislated) certain provisions apply. One of these provisions relates to large applications, the processing of which would result in an unreasonable diversion of the agency's resources to meet the 30 day timeframe. As was clearly advised in the 31 January 2019 correspondence to you, your application deals with over 100 documents, a large number of which require (mandatory) consultation with the originator regarding their suitability for release in accordance with the exemption provisions of the FOI Act.

As such Council's actions in this regard have been entirely consistent with strict provisions of the FOI Act and responsible in terms of the use of resources to process this one, of a number of, applications that it processes. Therefore the suggestion that Council is deliberately obstructing your application is both incorrect and unjustified.

I note in paragraph 10 that you take issue with the suggestion of raising concerns with the Ombudsman and/or SACAT. While I acknowledge that working through these agencies is time-consuming, it is Council's standard practice to advise applicants of the options available if they are dissatisfied with Council's actions. Rather than being regarded as a point of criticism, I would hope that this is perceived to be a proactive and supportive initiative.

In paragraph 11, you suggest that the documents could be released progressively. While that may be entirely logical to someone unfamiliar with the provisions of the FOI Act, it is not feasible as a determination (under the Act) must be made in relation to the whole FOI application prior to release of any documents and the determination itself cannot be made until the exemption status of each and every document is established (following the third party consultation). In addition to these legislative obligations, from a practical perspective the vast majority of the documents captured in this application require consultation and therefore only a small number of documents could even be released if a progressive release process was an option.

As a final point on your comments regarding the FOI process, while you see it to be very much interrelated to the Internal Review process, I must be clear that FOI applications are processed strictly under the provisions of the FOI Act and are not affected or bound by, the provisions of s270 of the *Local Government Act 1999* or Council's *Internal Review of Council Decision Policy* (Internal Review Policy). As such correspondence relating to your FOI application, should not be expected to demonstrate any empathy in relation to your intending Internal Review application, as you have indicated was your expectation in paragraph 14 of your correspondence.

Internal Review of Council Decision Application Timeframe

Throughout your correspondence you have identified your intention to lodge an Internal Review application and I, as the coordinator of that function, have been very aware of that intention if your efforts to resolve the matter via the complaints handling process were not successful.

On this basis, I am concerned that you have expressed the belief that Council would unreasonably enforce the 6 month application deadline in relation to this matter when your intention was clearly known and part of the delay was caused by the delays in the FOI processing.

To the contrary, Council is very understanding of your intention to review the information that will emerge from the FOI process to further inform your Internal Review application justification. To this end consistent with clause 7.2 of the Internal Review Policy, I intend to advise the investigator that you may be progressively providing information to the investigation process. We will need to draw some parameters around this flexibility however to avoid a protracted investigation period and hence a delay in a final review decision (and implementation of any actions that may arise from the Internal Review). This is something that we can explore once the determination on your FOI application is made in March 2019 (and any contingent appeals actions are completed).

Management of the Internal Review Application

While you have some familiarity with the Internal Review of Council Decision process based on previous dealings and your reference, in your 3 February 2019 correspondence, to elements of the Policy, I provide the following for clarity.

My role is as your Internal Review Contact Officer whereby I will be available to explain the procedure for conducting the internal review, outlining timeframes and key actions, keeping you informed of the progress of the application and reporting to Council as required under the Policy.

My first task was to conduct a preliminary investigation of the matter to determine the exact decision(s) that you are requesting to be reviewed and the actions that may have already been taken to try to resolve the matter. This involved a desktop review of the information that Council holds regarding the matter.

On the basis of this preliminary investigation, I have concluded that the matter:

- relates to a Council decision (made by the Elected Council at its 28 August 2018);
- is not a matter outside of the scope of the Internal Review Policy;
- has progressed through Council's normal complaint handling process without resolution;
- does not appear to be frivolous or vexatious; and
- is one in which you (as the applicant) have sufficient interest.

On the basis of my conclusion resulting from the preliminary investigation, I intend to engage (with the Mayor's concurrence) Mr Ray Pincombe to conduct the Internal Review Investigation. Mr Pincombe is a former local government executive with considerable experience and expertise in administrative reviews and investigations. Mr Pincombe, as an external consultant, is used to promote an unbiased and objective assessment of the Internal Review matter. However I must clarify that, as he is engaged by Council, he is not independent of Council (nor is he required to be under the Act or the Internal review Policy).

In terms of timeframes for the undertaking of the internal review, there are a number of factors that will impact on the timely completion (21 business days, as per clause 7.4.2 of the Policy), as follows:

- as contemplated above, due to the delays in the release of information potentially relevant to the internal review, resulting from your FOI application, the investigation process is unlikely commence in earnest before mid-late March 2019;
- as the Elected Council was the original decision-maker it will also be the Reviewer (for the purposes of the Policy) and the consideration of the investigation report will need to be programmed into the agenda for the next available Council meeting following the completion of the investigation report (which may be up to four weeks); and
- given the potential complexity of the matter, the investigation process itself (involving potentially the consideration of over 100 documents) may be of extended duration.

While I encourage you to allow Council the opportunity to consider this matter under its Policy, nothing prevents you from raising the matter with the Ombudsman and/or taking legal action in the interim.

Once you have had an opportunity to consider the outcome of the FOI determination (and any contingent appeals actions) and framed any further views that you have on the matter, I suggest that you contact me so that I can progress with the investigation process.

As requested in your correspondence I can advise that I will provide Council's 31 January 2019 correspondence, your 3 February 2019 correspondence and a copy of this response to all Council Members.

Should you have any queries in the interim, please contact me on 8408 0516.

Yours sincerely

A handwritten signature in black ink, appearing to read 'L Miller', written in a cursive style.

Lachlan Miller
Executive Manager Governance & Performance



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Direct line: 8408 0516
File Ref: 09.67.34
IC19/9758

3 December 2019

Mr E Frank

E: joe.frank@ [REDACTED]

Dear Mr Frank

I refer to your correspondence dated 3 February 2019 applying for an Internal Review of a Council Decision in relation to the 28 August 2018 decision to approve road closures associated with the 2018 Shannon's Classic Adelaide event.

In the above correspondence you advised that you were seeking information under the Freedom of Information (FOI) Act and that upon receipt of the information you would be submitting '*a more detailed and forceful request*'.

In my response of 15 February 2019 I advised that Council would permit the progressive submission of information to the Internal Review investigation process resulting from timing associated with FOI Determinations (and any contingent appeals).

Since my above response, nine months has elapsed and Council has not received any further information to substantiate your application for the Internal Review.

Given the extended duration of this delay and that it is now over 14 months since the decision seeking to be reviewed was made, I intend to end Council's consideration of the application for an Internal Review.

If you believe that there are valid grounds for the Internal Review to continue please provide a response, setting out these grounds, by 31 December 2019. If you do not provide a response within that time, I will close the file on this matter.

Yours sincerely

A handwritten signature in black ink, appearing to read 'L Miller', written over a white background.

Lachlan Miller
Executive Manager Governance & Performance



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www.ahc.sa.gov.au

Direct line: 8408 510
File Ref: FOI 14 - 2018/2019
IC19/939 OC19/1250

31 January 2019

Mr E Frank



E: joe.frank@

Dear Mr Frank

I refer to your application made under the *Freedom of Information Act 1991* (the FOI Act) of 16 January 2019 for access to sound recording of Council meeting 27 November 2018 and numerous other items related to 2018 Shannon Car Rally.

The statutory 30 (calendar) day deadline to deal with your application is due to expire on 15 February 2019. Pursuant to section 14A of the FOI Act, I have determined that it is not practicable to deal with your application in that time period. Therefore I have determined to extend the time in which this agency has to deal with your application by a period of 20 calendar days, making the due date 7 March 2019. I have outlined below detailed reasons why I have extended the time period to deal with your application.

Reasons for the extension

Under section 14A(1)(a) an application may be extended if it seeks access to a large number of documents or necessitates a search through a large quantity of information, and dealing with the application within the 30 calendar days would unreasonably divert the agency's resources from exercising its functions.

After consultation with the Events team, they have provided me with over 100 emails all requiring close examination to determine if they are within the scope of your application and if the emails require third party consultation.

Under section 14A(1)(b) an application may be extended if the application is for access to documents which require consultation that is not reasonably practicable to complete within 30 calendar days.

If you are unhappy with this determination to extend the time limit, you are entitled to exercise your rights of review or appeal. As this determination is made by the principal officer of this agency you may apply for external review to the Ombudsman, or alternatively, you can apply to the South Australian Civil and Administrative Tribunal (SACAT). An application for external review or an appeal must be made within 30 calendar days after you receive this determination.

For more information about seeking a review, please contact the Ombudsman SA on (08) 8226 8699 or SACAT on 1800 723 767.

Should you require any further information please contact Council's Freedom of Information Officer, Geraldine Watkins on 08 8408 0510 or gwatkins@ahc.sa.gov.au.

Yours sincerely



Andrew Aitken
Chief Executive Officer



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mail@ahc.sa.gov.au
www.ahc.sa.gov.au

Direct line: 8408 0479

6 March 2020

Joe Frank

joe.frank@

Dear Joe

I acknowledge and refer to your emails of 27 February 2020, 28 February 2020 and 1 March 2020. I am responding on behalf of Andrew Aitken, Pam Williams and Peter Bice to whom you have sent correspondence.

I write to clarify the status of your Internal Review regarding resolution number 196/18 for the *Shannons Adelaide Rally Support for Road Closure* (Internal Review). I will also respond to some of the points raised in your correspondence and communicate Council's position regarding further contact with you regarding the *Unreasonable Complainant Conduct Policy* (the UCC Policy).

In preparing this letter to you, I have:

- Reviewed your recent correspondence relating to your Internal Review and the *Unreasonable Complainant Conduct Policy*.
- Made enquiries with relevant officers within Council.
- Considered our responses to your previous correspondence.

Correspondence related to your Internal Review

- On 3 December 2019, Lachlan Miller wrote to you signalling our intention to close the file regarding your Internal Review.
- On 12 December 2019, you wrote to the CEO Andrew Aitken about the letter you received and requested a meeting with Lachlan Miller.
- On 13 December 2019, you also wrote to Lachlan Miller.
- On 20 December 2019, Steve Watson wrote to you to confirm that your Internal Review would be held open to allow the Ombudsman's Office to complete its final report on the related Freedom of Information Application.
- On 3 December 2020, you wrote to the CEO Andrew Aitken regarding the letter sent to you on 3 December 2019.
- On 3 January 2020, Lachlan Miller replied to your emails responding to the questions in your email of 12 December 2019 and offered to meet with you as per your request in that email.
- On 10 January 2020, you wrote to Acting CEO Peter Bice regarding the email sent to you by Lachlan Miller on 3 January 2020. You stated that you were seeking a meeting over the contents of the 3 December 2019 email.

- On 13 January 2020, Pam Williams acknowledged your email.
- On 20 January 2020, you emailed Pam Williams to query the timeframe given in her acknowledgement.
- On 20 January 2020, Pam Williams wrote to you to confirm that a response would be forthcoming by 6 February 2020.
- On 4 February 2020, Pam Williams contacted you to arrange a suitable time for you to meet with the CEO to discuss the issues you had raised in your previous emails.
- On 19 February 2020, you met with the CEO and myself and had the opportunity to raise your views and concerns on a range of matters including the Internal Review.
- On 27 February 2020, you wrote to Pam Williams requesting a response to your email of 10 January to the Acting CEO Peter Bice.
- On 28 February, you wrote to the CEO Andrew Aitken regarding the meeting on the 19 February 2020.

Status of your Internal Review

I consider that the meeting on the 19 February was an opportunity for you to raise your views and concerns with the CEO. As such, I consider it a satisfactory response to the emails sent by you as outlined above, in particular, the email sent by you on 10 January 2020 to the Acting CEO Peter Bice. Thus, I do not intend to respond to the other questions and statements in the emails sent by you, that are outlined above.

I take this opportunity to clarify the status of your Internal Review. As communicated in the email from Steve Watson on 20 December 2019 and affirmed by the CEO Andrew Aitken in the meeting on 19 February 2020, Council will hold open your Internal Review to allow the Ombudsman's Office to complete its final report on the related Freedom of Information Application.

At this time, Lachlan Miller is still your Internal Review Contact Officer. You may continue to contact him for assistance on this matter.

Correspondence related to the Unreasonable Complainant Conduct Policy

- On 18 December 2019, you wrote to the CEO Andrew Aitken about the *Unreasonable Complainant Conduct Policy* requesting complaint handling statistics.
- On 9 January 2020, I replied to your request on behalf of the CEO and communicated that I had determined that we were unable to provide the information you sought.
- On 14 January 2020, I received a call from you regarding the Policy and amongst other matters, explained why it was recommended to Council for adoption.

- On 15 January 2020, you lodged a Freedom of Information application regarding complaint handling statistics. The determination and related documents were sent to you on 11 February 2020.
- On 16 January 2020, you wrote to me about the UCC Policy. I determined the central issue in your email was a complaint about the UCC Policy and your perception that consultation should have been undertaken before it was adopted. I acknowledged your complaint on 21 January 2020.
- On 11 February, I wrote to you communicating the outcome of your complaint. I concluded that there had been no apparent administrative error in not undertaking public consultation on the Policy and further explained why the UCC Policy had been recommended to Council.
- On 12 February you wrote to me regarding your opinion on the UCC Policy.
- As stated earlier, you met with the CEO and myself on 19 February where you had the opportunity to discuss your concerns regarding the UCC Policy.
- On 28 February 2020, you wrote to the CEO Andrew Aitken as stated earlier and included further questions on the UCC Policy.
- On 1 March, you wrote to me regarding your feedback on the UCC Policy.

Further Contact regarding the UCC Policy

As outlined above, Council has considered and determined your request for complaint handling statistics and assessed and finalised your complaint about the UCC Policy. Your recent correspondence regarding the UCC Policy both in your letter to the CEO on 28 February and to me on 1 March 2020 raise substantially similar issues that have already been addressed in my responses to you on 14 January 2020 and 11 February 2020. They relate directly to the underlying disagreement you have with Council about the adoption of the UCC Policy on 26 November 2019.

I therefore do not believe anything can be achieved by further communicating with you regarding your views on the UCC Policy. You may be unhappy with this position, but Council does not intend to respond to future correspondence on this matter.

Yours sincerely



Jess Charlton
Coordinator Service Strategy & Innovation
Adelaide Hills Council



PO Box 44
Woodside SA 5244
Phone: 08 8408 0400
Fax: 08 8389 7440
mail@ahc.sa.gov.au
www.ahc.sa.gov.au
Direct line: 8408 0479

24 March 2020

Dear Mr Frank

I acknowledge and refer to your email of 9 March 2020 addressed to me commenting on a range of matters. I also refer to your email of 16 March 2020 addressed to Andrew Aitken about your contact with the Member for Morialta regarding road closures. Andrew has asked me to respond to that email on his behalf. I am responding to the central issues raised in both of your emails as outlined below.

Correspondence relating to your Internal Review

I note your further comments on the correspondence between you and Council regarding the Internal Review of resolution number 196/18 for the *Shannons Adelaide Rally Support for Road Closure* (Internal Review). I confirm as per the letter of 6 March 2020 that Council will hold open your Internal Review to allow the Ombudsman's Office to complete its final report on the related Freedom of Information Application. We're satisfied that we've responded to your correspondence on this matter adequately and will not be responding to the issues you're raising now.

Unreasonable Complainant Conduct Policy

I refer to the letter sent to you on 6 March 2020 and confirm Council's position that your request and subsequent complaint has been dealt with to our satisfaction. I confirm that I do not believe anything can be achieved by further communicating with you regarding your views on the Policy and respectfully ask that you please stop emailing me about this matter.

How we deal with Requests and Complaints

I acknowledge this may not have been previously communicated and refer you to our Request for [Request for Services](#) and [Complaint Handling](#) Policies on our website which explain how we define and manage requests and complaints. I have summarised the definitions below.

A Request for Service is:

An application to have Council or its representative take some form of action to provide or improve a Council service. This includes:

- Requests for action



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- Routine enquiries about Council services
- Requests for approval
- Requests for the provision of services
- Reports of failure to comply with laws regulated by Council
- Requests for explanation of policies, procedures and decisions

A *Complaint* is an expression of dissatisfaction with a product or service delivered by the Council that has failed to reach the standard stated, implied or expected.

As per these definitions, your email of 18 December 2019 requesting complaint handling information was classified as a Request for Service. Your email of 16 January 2020 communicated your dissatisfaction with the policy and the consultation process and was therefore classified as a complaint.

Your contact with the Member for Morialta

You have written to us providing commentary about your meeting with Mr Gardner, road closures and Council decision-making processes. As you can imagine, Council receives a lot of correspondence so to make sure we deal with all of them fairly, we may ask people to clearly identify the request and/or complaint and the outcome they are seeking.

Please summarise the information provided in your email of 9 March 2020, clearly identifying the central issues of complaint or requests for action that can be dealt with by the Council. We require this as a precondition to taking any further action on this matter.

Yours sincerely

A handwritten signature in blue ink, appearing to read 'Jess Charlton', is written over a faint, light blue circular stamp or watermark.

Jess Charlton
Coordinator Service Strategy & Innovation
Adelaide Hills Council

Kate Hosford

From: Joe Frank <joe.frank@[REDACTED]>
Sent: Monday, 30 March 2020 8:58 AM
To: Mail
Subject: Complaint against the AHC

Follow Up Flag: Follow up
Flag Status: Flagged

Good morning Mr Aitken

On December 3 2019, I received a communication from Mr Miller in relation to my existing request for IRCD. Subsequent to this I made repeated requests to be provided with an explanation why it was necessary for Mr Miller/the AHC to send out that communication.

I have received 'responses' from a number of different AHC staff, the latest being from Ms Jess Charlton (24/3/2020), but not one of these has provided to me an explanation why the December 3 2019 communication needed to be forwarded, and why a response from me, in relation to it, was necessary.

Ms Charlton's latest response claims "We're satisfied that we've responded to your correspondence on this matter adequately and will not be responding to the issues you're raising now". (my emphasis not hers)

Since I believe I am entitled to the explanation I am seeking and have not been provided with any reason why this is not possible, I am now lodging a formal complaint against the AHC with respect to this. I shall seek an external review by the Office of the Ombudsman/SACAT of this matter. I have been extremely reasonable and patient for an extended period to be provided with an explanation. I am now informed none will be forthcoming hence my action in involving an external party.

There is a second matter of complaint. I requested, under FOI provision, to be provided with information relating to complaints, specifically those categorised as "unreasonable complaints behaviour/conduct" received by the AHC since 2012. The AHC responded by providing a figure of the total number of complaints received each year from 2012 onwards. I was informed the information I sought was not available.

I have since requested the same information because I cannot accept that the AHC does not have such records. It would be a dereliction of someone's responsibility if this information just does not exist. I have waited patiently to be informed and am now told by Ms Charlton "that your request and subsequent complaint has been dealt with to our satisfaction". (my emphasis not hers). My satisfaction, is, apparently, of no importance here, only that of the Council matters.

Since the AHC will not provide what I am seeking, which is a reasonable request, I shall place the matter in the hands of the Office of the Ombudsman/SACAT for an external review.

Finally, and this is not a matter of complaint, there is the matter of my request for IRCD. I expect to receive a final determination from the Ombudsman of his review of the FOI complaint I lodged with him, soon. It is awaiting this matter that has been delaying further action on my part.

I now need to know, or should have been informed some time ago, of the exact format of the IRCD that will operate once my final submission has been received. My last communication received informed me that Mr Pincombe will not conduct the IRCD. My IRCO, has not informed me of anything since then in 2019. In fact, since receiving my communication of December 3 2019 from Mr Miller, (not as my IRCO but as EMG&P) I have no confidence in him discharging his duties as my IRCO in a fair manner.

Please make this communication available to the Mayor and each of the councillors. Thank you.

Kind regards

Joe Frank

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Enquiries: Ms Ella Rolls
Telephone: 8226 8699
Ombudsman reference: 2020/01587

Mr Eberhard Frank

By email: joe.frank@[REDACTED]

Dear Mr Frank

Your complaint about the Adelaide Hills Council (the council)

I refer to your complaint under the *Ombudsman Act 1972* made to my Office on 1 April 2020. Your complaint raises two issues. The first issue relates to a letter you received on 3 December 2019 about an internal review with the council. The second issue relates to your efforts to obtain documents from the council regarding the council's Unreasonable Complainant Conduct policy (**the UCC policy**).

Whenever this Office receives a complaint, the matter is assessed as to whether the complaint comes within my jurisdiction, and if so, whether I should exercise my discretion to commence an investigation. I have assessed your complaint and, although it is within my jurisdiction, I have determined that an investigation is not necessary or justified in the circumstances. I explain how I arrived at this decision below.

My enquiries

In my enquiries, my Office:

- assessed the information provided by you
- obtained information from the council
- considered the council's *Internal Review of Council Decisions Policy* (IR policy)
- considered the council's UCC policy
- prepared this letter to you.

My assessment of your complaint

Issue 1

By way of background, I note the following:

- on 3 February 2019 you submitted a request for an internal review of a council decision which was made by the elected body on 28 August 2018
- you also sought information from the council under the *Freedom of Information Act 1991* (**the FOI Act**). As you did not receive all of the information you requested, you applied to my Office for an External Review under the FOI Act
- you wish to use information obtained under the FOI Act to support your request for an internal review
- from 3 February 2019 until the present date, your internal review has been on hold, pending you providing further submissions to the council.

On 3 December 2019 Mr Lachlan Miller, Executive Manager Governance and Performance, wrote to you regarding your internal review. Mr Miller stated:

I refer to your correspondence dated 3 February 2019 applying for an Internal Review of a Council Decision...In the above correspondence you advised that you were seeking information under the...FOI Act and that upon receipt of that information you would be submitting '*a more detailed and forceful request*'.

In my response of 15 February 2019 I advised that Council would permit the progressive submission of information to the Internal Review investigation process resulting from timing associated with any FOI Determinations (and any contingent appeals).

Since my above response, nine months has elapsed and Council has not received any further information to substantiate your application for the Internal Review.

Given the extended duration of this delay and that it is now over 14 months since the decision seeking to be reviewed was made, I intend to end Council's consideration of the application for an Internal Review.

If you believe that there are valid grounds for the Internal Review to continue please provide a response, setting out these grounds, by 31 December 2019.

Following receipt of the letter of 3 December 2019, you communicated further with the council. The essence of your responses was that you were offended that Mr Miller would propose to discontinue the internal review, and you wished for the internal review to remain on hold, pending the completion of the External Review which was then underway.

On 20 December 2019 the council wrote to you advising that your internal review would be held open. In the course of my assessment, enquiries were made with the council. The council confirmed your internal review still remains open. The council awaits further particulars from you to support your request for an internal review.

You have made the following complaint in relation to the letter of 3 December 2019:

- Mr Miller did not have the authority to act in this way. According to the council's Internal Review Policy, only a meeting of the Council can arrive at a decision to close the file, or you can withdraw your complaint
- any delay in the matter of the internal review proceeding was caused entirely by the council and not by you
- to demand from you reasons why the file should not be closed was 'entirely out of order'
- Mr Miller happens to be the Internal Review Contact Officer appointed to support you with your application and keep you informed of its progress. His letter of 3 December 2019 places him in a compromised or conflicted position.

I do not consider that the council's IR policy specifically deals with this issue. It is specified that a complaint must be made within six months of the decision being complained of. You submitted your complaint just within the six month time limit, but indicated in your request for an internal review that you would be putting in further submissions to support your request, pending the completion of the FOI process.

The council's IR policy does not outline all possible outcomes. For example, you make reference to having the ability to withdraw your complaint if you choose. The IR policy makes no reference to complainants having the right to withdraw a complaint. Nevertheless, from an administrative perspective, this is something that occurs from time to time.

It does not appear that the letter of 3 December 2019 was contrary to the IR policy.

Given the internal review is still ongoing, I do not consider that further enquiries into this issue are necessary or justifiable.

Issue 2

You complain that the council has failed to provide you statistical data about historical unreasonable complaints. You feel that the council should provide you with this data in order to justify its decision to adopt an Unreasonable Complainant Conduct Policy.

By way of background, I note the following:

- on 26 November 2019, the council adopted the UCC policy
- on 18 December 2019 you made an informal request for information from the council regarding the complaints it had received from 2012 to present, specifically seeking details of complaints that were categorised as being 'unreasonable complainant conduct'
- on 9 January 2020 the council advised you that this information could not be provided
- on 15 January 2020 you submitted a request for access to information under the FOI Act
- the council provided its determination on 10 February 2020. The determination states that council is unable to supply the information you requested (apart from the total number of complaints per year) because council has not categorised historical correspondence according to the definitions of the UCC policy or the categories requested, and that council's current Records Management System does not have the capability to produce reports to match your specific request criteria
- on 19 February 2020 you had a meeting with the council CEO and council Coordinator Service Strategy and Innovation, during which you raised your concerns with the UCC policy
- on 28 February 2020 and 1 March 2020 you wrote to the council with further concerns about the UCC policy
- on 6 March 2020 the council wrote to you advising:

As outlined above, Council has considered and determined your request for complaint handling statistics and assessed and finalised your complaint about the UCC policy. Your recent correspondence regarding the UCC Policy...raise substantially similar issues that have already been addressed in my responses to you on 14 January 2020 and 11 February 2020. They relate directly to the underlying disagreement you have with Council about the adoption of the UCC Policy on 26 November 2019.

I therefore do not believe anything that can be achieved by further communicating with you regarding your views on the UCC Policy. You may be unhappy with this position, but Council does not intend to respond to further correspondence on this matter.

I note that prior to 26 November 2019, the council did not have a policy which dealt with unreasonable complainant conduct. It follows, therefore, that between 2012 and 26 November 2019, the council did not apply its UCC policy to its complaints, and complaints were not categorised as either 'reasonable' or 'unreasonable'.

It appears you are seeking to have the council retrospectively apply its UCC policy to each of its 1628 historical complaints; make a determination about whether, if the UCC policy had existed at that time, the complaint would have been considered to be unreasonable under the UCC policy; collate that data; and provide it to you.

The council has indicated it is not willing to do this as it is not an acceptable use of the council's resources. I do not think the council is acting unreasonably by declining to reassess over 1600 historical complaints.

I note that your basis for seeking this information is that you feel the council should provide you with 'evidence' to justify why it needed to adopt the UCC policy.

I comment that Ombudsman SA encourages all government agencies and local councils to adopt an Unreasonable Complainant Conduct policy. This is a matter of good practice and equitable complaint handling. Regardless of whether or not an agency has previously received 'unreasonable' complaints, all agencies should have this policy in place.

Outcome of my enquiries

In light of my assessment above and on the basis of the evidence available, it does not appear to me that the council has possibly acted in a way that is unlawful, unreasonable or wrong within the meaning of the Ombudsman Act. Accordingly, I do not consider that further enquiries into your complaint by my Office are necessary or justifiable at this time.

I understand that this may not be the outcome you wanted, but on the evidence currently available to me, I do not think further enquiries would achieve a different result.

I intend to end my consideration of your complaint at this time, unless you are able to identify an error in my assessment of the matter. If you think you are able to identify such an error, I ask you to contact my Office by **1 May 2020** with your reasoning. If you do not contact my Office within that time, I will close the file.

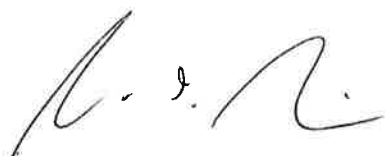
The Ombudsman Act imposes certain obligations¹ on my Office and others, including complainants and officers in an agency, to keep information about my assessment confidential.

However, if I consider that disclosure of that information is in the public interest, then I may authorise or require its disclosure.

In my opinion, there is a public interest in disclosure of my decisions under the Ombudsman Act. Therefore, once I have closed the file, I authorise disclosure of this letter by the parties as they see fit.

I have sent a copy of this letter to the council.

Yours sincerely



Wayne Lines
OMBUDSMAN SA

24 April 2020

Cc Mr Andrew Aitken
Chief Executive Officer
Adelaide Hills Council
By email: mail@ahc.sa.gov.au

¹ *Ombudsman Act 1972* section 26.

SCANNED

RECEIVED

09 JUN 2020

09 JUN 2020

Fellow Persons

Now that you have discharged your duty in consenting to road closures for a motor car racing event on our roads, I urge you to deeply reflect on your action and since the meeting was recorded, to listen to your individual and common contributions relating to Mr Possingham's deputation and to item 12.4.

As a group you have utterly and successfully turned a very simple and straight forward issue into a hotchpotch of inanities. You were called upon to make a decision about just two things, **people and roads**. Although these are separate entities, for you to arrive at a purposeful decision you needed to clearly understand the relationship between them and the decision you needed to make. You failed in coming to this understanding.

Firstly, **people**. We all have **needs**, those essential things that enable us to function and survive as individuals and as members of society. They are few in number but of equal importance. Amongst these is the **need for freedom**. We recognize this need by enshrining our freedoms in **rights** and in a free society we accord those freedoms/rights equally to all people. As well as needs, we also have desires; a plethora of wants that make life more worthwhile and which vary from individual to individual but many of which are common to most of us.

Now, to **roads**. These are our most important, valuable, and most used public infrastructure. They are ours, and we all have an equal right of access and right to use our roads. You, as individuals and as a group failed to understand this when making your decision. Certain 'residents' and 'businesses' seemed to get special consideration from everyone else. Why?

The issue that confronted you, about which you had to make your decision, was **two groups wanting to use the same stretches of road at the same time for incompatible purposes**. There is nothing complex about this. It is very straight forward. You failed to put your role into this context.

The **first group** comprises all road users; people who exercise their right to use their roads as *needed*, and who accord the same right to all other road users. These people abide by the normal conditions of road use. You failed as individuals and as a group to recognize this and bring it up. This group has a substantive right to their roads. They do not have to apply for permission or seek consent. Their right is a given, it is self-evident. You failed to understand this as it did not come up in your discussions.

The **second group** comprises the event promoter, the event applicant, and the fraternity of car racing people who are represented by the promoter. These people *want* exclusive rights to use our public roads for a purpose which is outside the design or safety capacity of the roads and which transgresses the normal rules by which the roads are to be used. They have a procedural right to have their case fairly assessed and considered but nothing beyond that. You failed to understand this and bring it up in your discussions.

To my mind, you appeared, both as individuals and as a group, to accord equal rights to each group in their claim to access particular stretches of road. In fact, the report prepared by Council staff, which comprised item 12.4 only presented the claim by the event promoter. It totally ignored the

claim by the great mass of road users. Who in the Council represented their claims? Is this how a free, democratic, representative form of government should act? I always believed that local government needed to represent the interests of all constituents and not those of sectional or exclusive groups. You, as individuals and as a group failed to do this.

Not one of you, or the collective group, explained cogently why it put the interests of a group which needed exceptional treatment and which resulted in the other group to lose its freedom and rights of road use, first. What you succeeded in doing is making an arbitrary decision, rather than one based on reason, good sense, fairness justice, equality and upholding freedoms and rights.

Not one of you talked about the underlying principles and values that guide you and the Council in dealing with issues that are in contention. All I can do, is, form an educated guess, about the values that are brought to bear. Good practice and good decision-making should be underpinned by clearly stated principles and values. You failed in not doing this.

What I heard from some of you were concerns about road closures and their effects on cherry growers, the Gorge Wildlife Park and other sundry enterprises, and how the car racing event would bring customers to the Cudlee Creek Hotel, the Bridgewater Mill and sundry restaurants, coffee places and various businesses. The contradictions here seemed to escape you. In one instance road closures cause harm in another they bring prosperity! This is muddle-headed thinking. Council should not be in the business of picking winners and losers – that is exactly what your decision has done. This is another failure.

I now invite each of you to address each of the points I put before you. I am happy to have some or all of them refuted with facts, truths and evidence. I expect to receive 13+ responses or if a collective response is in order, I would welcome that. Might I suggest that responses are displayed in public places, in Council centres and in 'Hills Voice', together with this letter. What the community needs to do is to have a proper and open debate of this issue, at various centres, for the public to air its views.

The problem has arisen because of ill-considered use of Section 33 of the Road Traffic Act and Council's very poorly framed and worded Festival and Events Policy. These two items give cause for promoters to believe that consent will be granted rather than consent being highly problematic, not automatic, and subject to certain Council imposed conditions.

There are two further matters that were brought up at the meeting. The first of these is the erroneous idea that if Council does not consent to what is requested, the State government will step in with its Major Events Policy and we lose control. We do not have control now because we do everything that is asked of us. We do not even defer the decision to give us more time to better consider all the issues.

If the only way this kind of event can be sanctioned is by the use of the blunt instrument of what is essentially an autocratic action, the Major Events Policy, then this should be put to the test.

The other matter which is extremely concerning, which was raised, was the idea of Council and car racing events promoters entering into some type of longer term contact of sorts, to have the right to roads of their choice, without annual applications. This is alarming. Councillors were not elected to treat our roads as commodities, sections of which can be apportioned off, to the highest bidder, or made available to the best offer. They must not be subject to be hired out or leased off as are some other items of public infrastructure. Our roads belong to the people. This has been the case historically and is the case now. We paid for their construction and pay for their ongoing maintenance. We must never enter into any arrangement which results in the people losing control

over their roads. They must be available to us at all times. The only imposed restrictions must result from grater needs leading to **greater good**. You have failed to recognize this.

Thank you for reading this and deliberating over what has been put. We have bungled over granting consent for road closure to allow car racing to proceed for some twenty or more years now. It is not the same event as it was when it first began in the late 1990's, but it still adversely impacts on all road users, and is still only viable with taxpayer funded support. Only one thlrđ of the event is 'competitive', that is, involves racing. The remaining two thirds is 'touring', whatever that means. Yet the length of road closures and roads selected has not much changed. As councilors and staff you have failed in not addressing these changes.

Joe Frank

1/6/2020

Emma Moore

From: Jess Charlton <jcharlton [REDACTED]>
Sent: Tuesday, 23 June 2020 3:33 PM
To: 'Joe Frank'
Subject: TRIM: Correspondence from the Adelaide Hills Council

Dear Mr Frank

Re: Feedback on Road Closure Approval – Council Meeting 26 May 2020

I refer to your correspondence, received 9 June 2020, where you have provided feedback on a decision made by Council on 26 May 2020. I am replying on behalf of the CEO.

We have classified your letter as feedback on a Council decision and determined that a formal response from the Administration is not required.

Your correspondence has been forwarded to Council Members for their information.

Kind Regards, Jess

Jess Charlton

Coordinator Service Strategy & Innovation

Work Days: Monday, Tuesday, Thursday and Friday

[REDACTED]
w ahc.sa.gov.au

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PO Box 44 Woodside SA 5244

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Emma Moore

From: Joe Frank <joe.frank@[REDACTED]>
Sent: Tuesday, 23 June 2020 6:30 PM
To: Jess Charlton
Subject: TRIM: Re: Correspondence from the Adelaide Hills Council

Follow Up Flag: Follow up
Flag Status: Flagged

ATTENTION: Mr A Aitken CEO AHC

Thank you for the email from the AHC in response to my letter of June 9. I understand from the response that the Council now classifies communication. Can you please refer me to the Council's website where I can get the full details relating to communication classification. From the response, I gather there are at least two classifications, 'feedback' and 'warranting a formal response.' Is feedback further classified as 'solicited' and 'unsolicited', and if so into which category does my letter fall? I await you reply.

Kind regards

Joe Frank

On 23/06/2020 3:33 pm, Jess Charlton wrote:

Dear Mr Frank

Re: Feedback on Road Closure Approval – Council Meeting 26 May 2020

I refer to your correspondence, received 9 June 2020, where you have provided feedback on a decision made by Council on 26 May 2020. I am replying on behalf of the CEO.

We have classified your letter as feedback on a Council decision and determined that a formal response from the Administration is not required.

Your correspondence has been forwarded to Council Members for their information.

Kind Regards, Jess

Jess Charlton

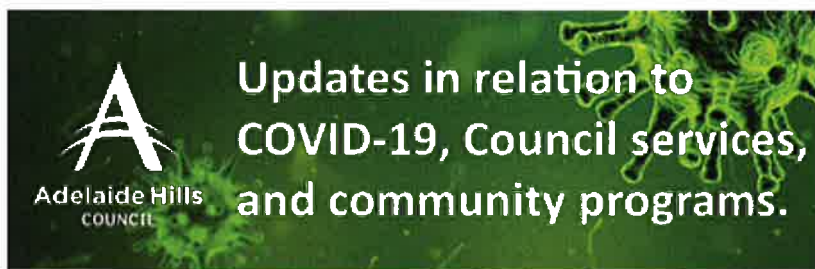
Coordinator Service Strategy & Innovation

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Visit me at: 63 Mount Barker Road, Stirling SA 5152

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Emma Moore

From: Jess Charlton <jcharlton [REDACTED]>
Sent: Thursday, 2 July 2020 11:49 AM
To: 'Joe Frank'
Subject: TRIM: RE: Correspondence from the Adelaide Hills Council

Dear Mr Frank

Our Request for Service Policy provides guidance on requests, complaints and feedback received by Council. It is available on our website here <https://ahc.sa.gov.au/ahc-council/Documents/Reports-Strategies-Policies-Plans/Policy-Corporate-Governance/COUNCIL-POLICY-Request-for-Services-2019.pdf>.

Your letter dated 1 June 2020 regarding the decision to approve road closures was largely addressed to the elected body. We have therefore appropriately directed your feedback to Council members who may provide a response to you if desired.

However, if there are specific matters that can be properly addressed by the Administration, we ask you to clearly and succinctly define the issues in your complaint, the outcome you are seeking and further summarise the information you have provided that may be relevant to any complaint.

Kind regards, Jess

Jess Charlton
Coordinator Service Strategy & Innovation
Work Days: Monday, Tuesday, Thursday and Friday

[REDACTED]
w ahc.sa.gov.au

Visit me at: 63 Mount Barker Road, Stirling SA 5152
PO Box 44 Woodside SA 5244

From: Joe Frank
Sent: Tuesday, 23 June 2020 6:30 PM
To: Jess Charlton
Subject: Re: Correspondence from the Adelaide Hills Council

ATTENTION: Mr A Aitken CEO AHC

Thank you for the email from the AHC in response to my letter of June 9. I understand from the response that the Council now classifies communication. Can you please refer me to the Council's website where I can get the full details relating to communication classification. From the response, I gather there are at least two classifications, 'feedback' and 'warranting a formal response.' Is feedback further classified as 'solicited' and 'unsolicited', and if so into which category does my letter fall? I await your reply.

Kind regards

Joe Frank

On 23/06/2020 3:33 pm, Jess Charlton wrote:

Dear Mr Frank

Re: Feedback on Road Closure Approval – Council Meeting 26 May 2020

I refer to your correspondence, received 9 June 2020, where you have provided feedback on a decision made by Council on 26 May 2020. I am replying on behalf of the CEO.

We have classified your letter as feedback on a Council decision and determined that a formal response from the Administration is not required.

Your correspondence has been forwarded to Council Members for their information.

Kind Regards, Jess

Jess Charlton

Coordinator Service Strategy & Innovation

Work Days: Monday, Tuesday, Thursday and Friday

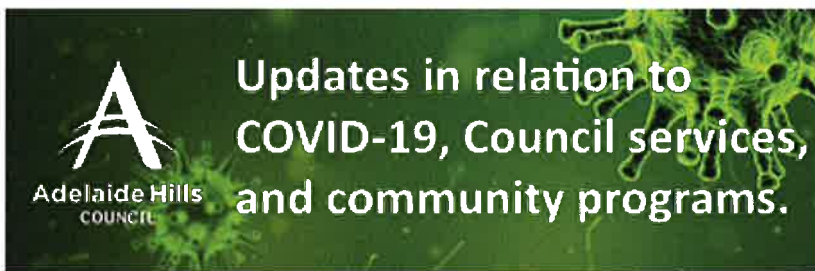
p 08 8408 0479

e jcharlton@ahc.sa.gov.au

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Emma Moore

From: Jess Charlton <jcharlton [REDACTED]>
Sent: Monday, 20 July 2020 10:05 AM
To: 'Joe Frank'
Subject: TRIM: Acknowledgement of correspondence of 12 July 2020

Dear Mr Frank

I write to acknowledge your correspondence of 12 July 2020 titled 'Emails received from AHC July 2 and July 10'.

We are reviewing the information provided. A response will be provided to you by 7 August 2020.

Yours sincerely, Jess

Jess Charlton
Coordinator Service Strategy & Innovation
Work Days: Monday, Tuesday, Thursday and Friday

[REDACTED]
w ahc.sa.gov.au

Visit me at: 63 Mount Barker Road, Stirling SA 5152
PO Box 44 Woodside SA 5244

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Emma Moore

From: Jess Charlton <jcharlton [REDACTED]>
Sent: Monday, 20 July 2020 11:45 AM
To: 'Joe Frank'
Subject: RE: Acknowledgement of correspondence of 12 July 2020

Dear Joe

We aim to respond to correspondence within 7 days which may include an initial acknowledgement or a detailed response, depending on the nature of the correspondence. In this instance, we have acknowledged your email but given the nature and detail of your email, it will take us longer to review the information you have provided and prepare a response.

I hope that helps to clarify for you.

Kind regards, Jess

Jess Charlton
Coordinator Service Strategy & Innovation | Community Capacity
Work Days: Monday, Tuesday, Thursday and Friday

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www.ahc.sa.gov.au

Visit me at: 63 Mount Barker Road, Stirling SA 5152
PO Box 44 Woodside SA 5244

From: Joe Frank
Sent: Monday, 20 July 2020 10:57 AM
To: Jess Charlton
Subject: Re: Acknowledgement of correspondence of 12 July 2020

Dear Ms Charlton

What has happened to the AHC's Standard of Service Delivery with respect to responding to letters and emails within 7 days? Or am I not entitled to this service, or have I misunderstood the statement?

Kind regards

Joe Frank

On 20/07/2020 10:05 am, Jess Charlton wrote:

Dear Mr Frank

I write to acknowledge your correspondence of 12 July 2020 titled 'Emails received from AHC July 2 and July 10'.

We are reviewing the information provided. A response will be provided to you by 7 August 2020.

Yours sincerely, Jess

Jess Charlton

Coordinator Service Strategy & Innovation

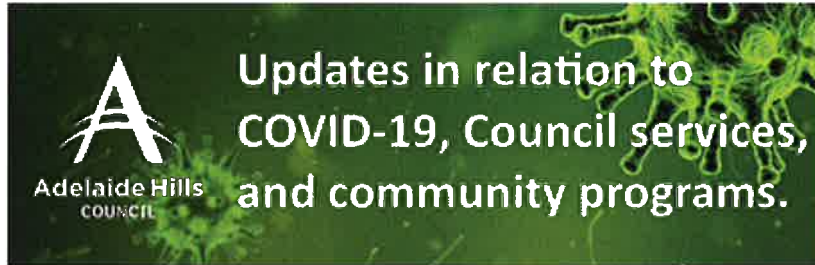
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APPENDIX 7



ADELAIDE RALLY
• 2020 •

ROUTE



The Shannons Adelaide Rally route is in draft stage pending approvals. The draft itinerary is at right. The event takes in a series of closed road stages up to 19 kilometres long. There are up to 30 stages planned. The closed road stages are highly technical, serpentine and challenging hillclimb style roads. Many of these sections are taken from iconic Classic Adelaide Rally stages of old, such as Basket Range, Norton Summit, Gorge, Corkscrew, Chain of Ponds and more.

New additions and some not seen for some time are: Snake Gully, Chain of Ponds Plus, Heysen, Mt George, Lobethal, Leawood Gardens, Myponga, Morialta, Castambul, Sturt Valley.

The 2020 route has been designed to deliver good access for local community traffic whilst reducing resident impact. The overall touring distance of the event is under 700kms. The furthest closed road stage from Adelaide is 58km away. The entire closed road course can be recce'd in one day. Competitive distance is near 175km.

WEDNESDAY 25th NOVEMBER - COMP' ONLY
Scrutineering + Documentation from 9am
Competition Drivers' Briefing 10am(TBC)

- SS1 - Scott Bottom (non competitive)
- SS2 - Greenhills
- SS3 - Wickhams Hill Down
- REGROUP Pennys Hill**
- SS4 - Willunga Hill
- SS5 - Myponga
- SS6 - Willunga Hill Down
- REGROUP Pennys Hill**
- SS7 - Wickhams Hill Up
- SS8 - Retort Hill
- SS9 - Bradbury

THURSDAY 26th NOVEMBER - TOURS START

- SS10 - Snake Gully
- SS11 - Anstey Hill Short 1
- SS12 - Chain of Ponds Plus 1
- SS13 - Corkscrew
- REGROUP Foxfield Oval**
- SS14 - Anstey Hill Short 2
- SS15 - Chain of Ponds Plus 2
- PRIMA TOUR LUNCH & FINISH Bridgewater**
- LUNCH Gumeracha**
- SS16 - Lobethal
- REGROUP Nairne**
- SS17 - Kanmantoo
- REGROUP Strathalbyn**
- SS18 - Doctors Creek Long

FRIDAY 27th NOVEMBER -

- SS19 - Norton Summit
- SS20 - Stafford Ridge
- REGROUP Cudlee Creek**
- SS21 - Marble Hill
- SS22 - Norton Summit 2
- LUNCH - Foxfield Oval**
- SS23 - Morialta
- SS24 - Heysen
- REGROUP Stirling Oval**
- SS25 - Ironbank
- SS26 - Sturt Valley
- SS27 - Eagle on the Hill
- GOUGER STREET PARTY**

SATURDAY 28th NOVEMBER -

- SS28 - Mt Lofty
- SS29 - Basket Range
- SS30 - Carey Gully
- SS31 - Mt George
- LUNCH - Bridgewater**
- SS32 - Summit Rd
- SS33 - Leawood Gardens
- SS34 - Athelstone
- FINISH - LOCATION (TBC)**





APPROXIMATE ROAD CLOSURE TIMES:

9:30am to 1:15pm

SS29 **Basket Range**

Closure Start:

Approximately #376 Lobethal Rd, Ashton

Closure Finish:

Cnr Lobethal Road and **Basket Range Road**

Stage Road(s)

Lobethal Road

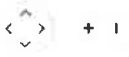
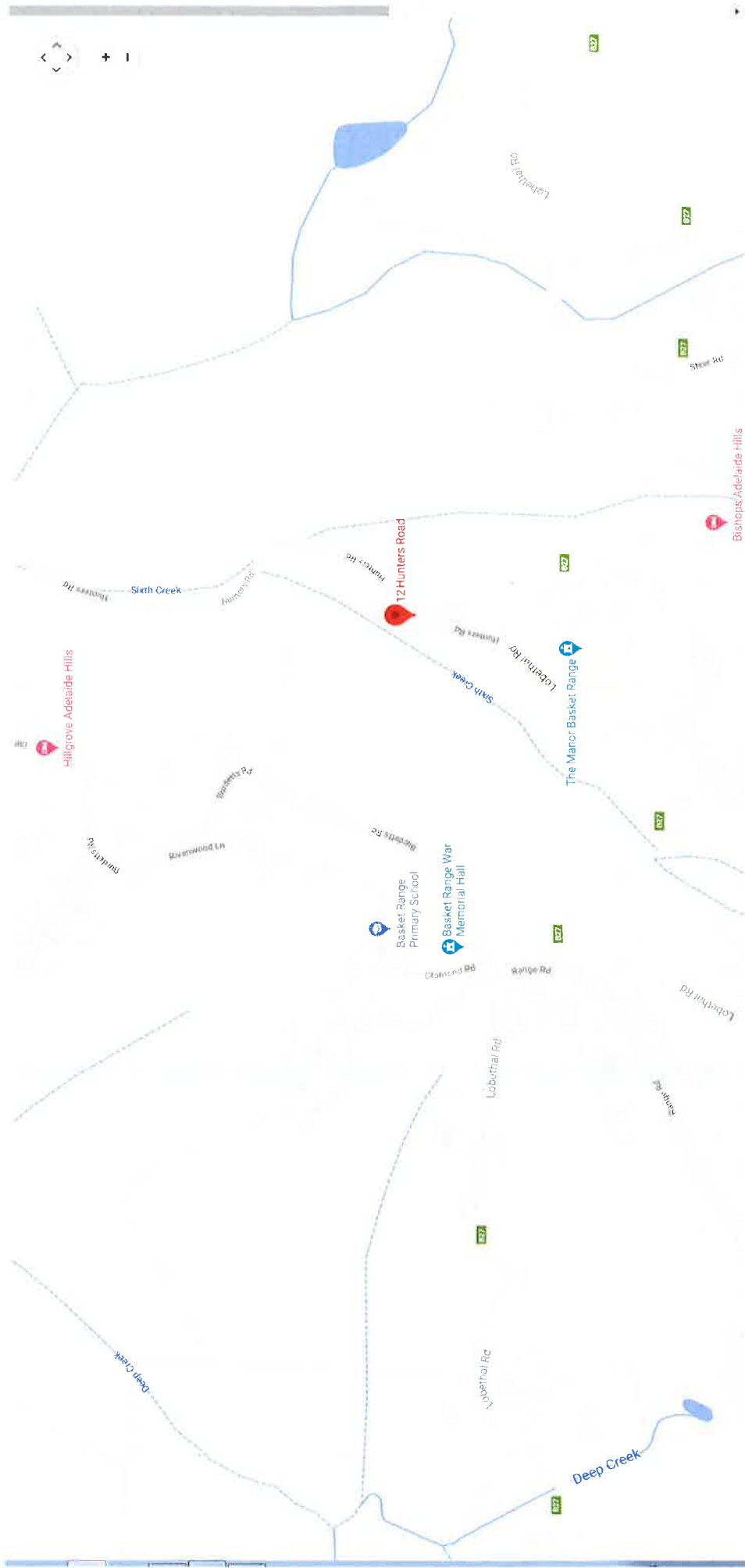
Intersections along Stage:

Range Road, Burdetts Road (all have access and egress)

Approximate Road Closure Times:

10:00am to 1:30pm

APPENDIX 8



Hillgrove Adelaide Hills

12 Hunters Road

Basket Range Primary School
Basket Range War Memorial Hall

The Manor Basket Range

Bishops Adelaide Hills

Deep Creek

Deep Creek

APPENDIX 9

**ADELAIDE HILLS COUNCIL
MINUTES OF SPECIAL COUNCIL MEETING
TUESDAY 14 AUGUST 2018
36 NAIRNE ROAD WOODSIDE**

In Attendance:

Presiding Member: Mayor Bill Spragg

Members:

Councillor	Ward
Councillor Ron Nelson	Manoah
Councillor Ian Bailey	Marble Hill
Councillor Kirrilee Boyd Councillor Nathan Daniell Councillor John Kemp	Mt Lofty
Councillor Lynton Vonow Councillor Andrew Stratford	Onkaparinga Valley
Councillor Linda Green Councillor Malcolm Herrmann	Torrens Valley

In Attendance:

Andrew Aitken	Chief Executive Officer
Terry Crackett	Director Corporate Services
Peter Bice	Director Infrastructure & Operations
Marc Salver	Director Development & Regulatory Services
David Waters	Director Community Capacity
Lachlan Miller	Executive Manager Governance & Performance
Pam Williams	Minute Secretary

1. COMMENCEMENT

The special council meeting commenced at 8.18pm.

2. OPENING STATEMENT

“Council acknowledges that we meet on the traditional lands of the Peramangk and Kaurna people and we recognise their connection with the land.

We understand that we do not inherit the land from our ancestors but borrow it from our children and in this context the decisions we make should be guided by the principle that nothing we do should decrease our children’s ability to live on this land.”

**ADELAIDE HILLS COUNCIL
MINUTES OF SPECIAL COUNCIL MEETING
TUESDAY 14 AUGUST 2018
36 NAIRNE ROAD WOODSIDE**

3. APOLOGIES/LEAVE OF ABSENCE

3.1. Apology

Cr Jan Loveday & Cr Jan-Claire Wisdom

3.2. Leave of Absence

Nil

3.3. Absent

Nil

4. DECLARATION OF INTEREST BY MEMBERS OF THE COMMITTEE

Nil

5. PUBLIC FORUM

Mr Joe Frank re lawful use of roads and rallies

6. BUSINESS OF THE MEETING

6.1. SAROC Nomination

Moved Cr John Kemp
S/- Cr Lynton Vonow

185/18

Council resolves that the report be received and noted.

Carried Unanimously

7. CLOSE SPECIAL COUNCIL MEETING

The meeting closed at 8.35pm.

APPENDIX 10

COUNCIL POLICY

 <p>Adelaide Hills COUNCIL</p>	<h2>FESTIVALS AND EVENTS</h2>
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Policy Number:	COM-11
Responsible Department(s):	Community and Customer Service
Relevant Delegations:	None
Other Relevant Policies:	Public Consultation Policy Public Notification Policy Liquor Licensing Policy
Relevant Procedure(s):	None
Relevant Legislation:	Local Government Act 1999 Road Traffic Act 1961 Liquor Licensing Act 1997 and Codes of Practice Development Act 1993 Development Regulations 2008 Food Act 2001
Policies and Procedures Superseded by this policy on its Adoption:	Festivals and Events Policy 08/10/13 Item 13.4, 179 Equitable Commercial Trading Opportunities at Council Operated Event 02/06/09, Item 10.13, 190
Adoption Authority:	Strategic Planning & Development Policy Committee
Date of Adoption:	12 April 2016
Effective From:	26 April 2016
Minute Reference for Adoption:	Item 12.1, 10
Next Review:	No later than April 2019 or as required by legislation

FESTIVALS AND EVENTS

1. INTRODUCTION

The Adelaide Hills Council (AHC) recognises that festivals and events typically form part of the fabric of life in a region and can:

- Build community spirit, increase local interest and participation, strengthen local values and tradition and encourage volunteerism.
- Provide opportunities for recreation, fun, entertainment, celebration and education.
- Enhance the local economy by attracting and keeping visitors in the region longer.
- Build on and profile local attractions, products, history, culture and the environment.
- Be important to tourism development and improve destination awareness.
- Contribute to a positive external image of the Adelaide Hills Council communities.

This Policy contains the following sections:

Background:

1. Introduction
2. Objectives
3. Definitions

Strategic:

4. Policy Statement
 - Council's Role
 - Process Expectations

Operational:

5. Event Application Process
 - Eligibility for Council Support
 - Assessment Criteria
6. Cost Recovery
 - Community Consultation and/or Notification
 - Damages
7. Cancellation of Event
8. Fees and Charges
9. Delegation
10. Appendices

2. OBJECTIVES

The objectives of the Festivals and Events Policy are to:

- Clearly outline the Council's role in assessing and supporting events in the region.
- Provide event organisers with comprehensive and helpful instruction as to preparing event proposals that impact on the region.
- Build community spirit, increase local interest and participation, strengthen local values and tradition, and encourage volunteerism.
- Provide opportunities for recreation, fun, entertainment, celebration and education.
- Contribute to a positive external image of the Adelaide Hills communities.
- Provide economic benefit to the community.

3. DEFINITIONS

The definitions relate to the organisation, structure and type of event. This Policy governs Council's approach to all events within the district, irrespective of whether they are held on Council land, community land or private premises. It also governs Council's approach to events held adjacent to the district which will have effects within the Council boundary for example traffic flow or noise.

"Community Events" means those events which create and foster a positive community spirit through participation, volunteerism and co-operation and provide opportunities for recreation, entertainment, celebration and education. These events are typically held by not-for-profit organisations to celebrate or remember significant events or to fundraise for community initiatives or charitable purposes. Examples: RSL Dawn Service, Uraidla Show, Lights of Lobethal Festival, Christmas pageants.

"Community-Council Collaborative Events" means those events which are a collaboration of community groups and Council, working together to create an event for the benefit of the broader community. The events may be recurrent in nature. These events may be reviewed annually by a Council Committee and/or as part of Council's budget deliberations. Examples: Australia Day events, Lobethal Outdoor Movie Night, GumaROCKa!.

"Commercial Events" means events conducted for the purpose of marketing, promoting or selling a service or product, or for providing entertainment for profit. Examples: live performance or concert, trade show, product promotion.

"Event Organiser" means the individual or group responsible for the planning and execution of an event. This person will be the main contact for Council in relation to the event.

"Level of Support" means the level of support for the event in the community. It is assessed by Council and will depend upon the event. For example, when residents are not directly impacted (e.g. where their driveways are not blocked) a **high level of support** from the community may be able to be inferred from past experience and feedback. Conversely, a street closure affecting local access might require proof of at least 75% support (or no more than 25% opposition) from those affected locals depending on factors such as time, duration and extent of impact to be deemed to have a **high level of support**.

“Private Events on Council or Community Land” means events held for private purposes that generate no revenue to the organiser. The event is generally not granted or guaranteed exclusive use of any public area. Examples: wedding ceremony, family picnic, birthday celebration.

“Public Events on Private Land” means events open to the public (with or without an admission charge) that are held entirely on private land. These events may require the organisers to advise Council for development approval under State Development Laws, a Liquor Licence, public liability insurance, food supplier registration with Council, a Pyrotechnics Licence, and/or a Roadside Trading Permit in certain cases.

“Reasonable” means a generally accepted level of suitability within a context.

“Significance” means a level generally determined relative to Council’s experience of events, the conditions, and the relevant community. It will in the first instance be assessed by Council staff.

4. POLICY STATEMENT

Council’s Role

Council-operated events are defined as events that Council initiates, event manages, and carries the full responsibility and risk management for.

Where commercial trading opportunities exist at a Council-operated event, those opportunities will be provided to local traders to help showcase their products and build recognition of local brands and offerings. Where attendee demand is likely to be unmet by local traders, vendors from outside the district may be permitted.

The role of Council in the development of all other events in the Adelaide Hills region is dependent on the size and type of event being proposed, as well as any legislative requirements.

Council will undertake any or all of the following actions in accordance with case-by-case requirements:

- Receive applications, assess and provide guidance and support within the policy expectations.
- Provide feedback, complaints support, promotion, and waste management assistance as required.
- Notify event organisers of additional steps to satisfy Council or legislative requirements.

Process Expectations

Event organisers should note the following outline of expectations around seeking event approval and/or support. These steps are detailed in the remainder of the policy.

- The event organiser is to communicate intention for event to Council, culminating in a written application form
- Council is to process application form
 - Assess event criteria
 - Assess eligibility for support
 - Identify whether event requires additional guidelines
 - Identify whether event requires development approval

- Confirm provision of necessary plans and paperwork
- Council is to provide feedback or approval to event organiser
- Additional meetings or discussions may occur if deemed necessary

To ensure suitable time for processing requests and working through any necessary elements, it is requested that applications are submitted to Council **no less than three months prior to the event** in question. Events that fall under **exceptional categories** are listed in the policy appendices. These appendices should be consulted for specific deadlines as they **may be longer than three months**.

In the case that an event has arisen with less than three months' notice, event organisers should call the Council in the first instance to discuss the plans and expedite assistance if possible. Support cannot be guaranteed if sufficient notice is not provided, however Council will work with event organisers for best possible outcomes.

When Council becomes aware of an event occurring within the three months' notice period that has not sought any support, staff will make contact with event organisers to gain an understanding of the event and identify any ways in which the Council can assist with guidance and/or support.

Council commits to consider event applications as soon as possible after receipt, and to have completed their assessment within one to three months of receipt **provided all supporting documents are submitted as needed** within this timeframe. This timeframe does not include those events that require development approval. Event Organisers should expect confirmation of receipt of application within two working days of submission, after which all applications will generally be processed chronologically by event date.

5. EVENT APPLICATION PROCESS

Event applications will be assessed in the first instance by the Communications and Events Officer and approval will be determined either by, or through, that staff member. Event applications that include any of the following elements may be referred to Council for decision via a Council report.

- Potential to attract a large crowd e.g. outdoor concerts
- Potential for significant sensitivity, controversy or opposition to be generated
- Requirement for road closures
- Request for significant Council sponsorship (financial or in-kind)

In the event that a Council report is necessary, the event organiser may attend the relevant Council meeting to provide further information and assist Council in its decision making process.

Specific guidelines apply to certain types of events, irrespective of how they are structured or organised. These guidelines are set out in the policy appendices and should be considered in conjunction with the policy if relevant.

- Guideline No. 1 for Competitive Motoring Events
- Guideline No. 2 for Non-Competitive Motoring Events
- Guideline No. 3 for Events Involving Animals
- Guideline No. 4 for Sporting Events
- Guideline No. 5 for Artistic, Cultural and Performance Events

Eligibility for Council support

Council support (financial or in-kind) may be available under either of the following circumstances:

- The event is established, supported, organised, financed and/or managed by the Council.
- The event is proposed by non-Council groups and is not for commercial gain, or private or exclusive interest.

Council support for events is generally in the form of event management, event planning advice, and in-kind support, which may include publicity and promotion, road closures, rubbish removal, or the favourable negotiation of hire fees for the use of Council facilities or equipment. Financial support is usually through applications for Community Grants where part or all funds are used to finance an event.

Council will consider requests for support on a case-by-case basis.

Assessment criteria

The criteria for assessing applications for Council's support are based on the needs and expectations of the community as reflected in the Adelaide Hills Council Strategic Plan.

Key Issue 1.2	Community participation
Key Issue 1.3	Provision of services or programs for community access
Key Action 1.3.2	Engagement of young people
Key Issue 1.4	Promotion, support and celebration of culture, arts and heritage across the region
Key Action 1.4.1	Supporting volunteers, groups and participants in heritage, culture and the arts
Key Action 1.4.3	Recognising and promoting the Aboriginal culture of the Hills area
Key Issue 1.5	Participation in activities that promote and enhance lifelong learning
Goal 2.0	Education and participation in events focussed on thriving natural systems, energy efficiency, waste management, and conservation
Key Issue 3.1	A strong, diverse and sustainable local economy
Key Action 3.3.2	Branding, marketing and promotion of the Adelaide Hills as a tourism destination
Key Action 3.3.5	Supporting, facilitating and promotion of major and unique events to regional and wider audiences
Key Action 3.3.6	Development of programs and projects that promote the district's tourism economy

In addition to aligning with at least one of these topics, events will be assessed around the following considerations:

Community impact

- The likely impacts of events such as noise, nuisance, safety, availability and consumption of alcohol, number of patrons and road closures
- The balance of events across the region
- The commitment to public notification and letter-box drops pre-event

Economic impact

- Potential for significant fundraising for projects within the community
- Potential to attract additional visitors and economic activity within the region

Environmental impact

- A minimal impact on the natural environment by embracing sustainability principles and waste minimisation practices

Timing

- Proposed timing of the event in relation to existing events and the availability of tourism resources, accommodation etc.
- Increase in events during the shoulder and low tourism seasons (May to September)
- Safety arrangements and risk management undertaken for events during the Fire Ban Season

Council support for events will normally be offered when organisers can demonstrate that one or more of the assessment criteria has been met, and other considerations are met favourably. Events that fall under exceptional categories (see policy appendices) must also meet all relevant guidelines for their type of event. Where community consultation is required, Council may insist on the event organiser providing detail about the method of community engagement (pre- or post-event), so that they are satisfied that a balanced and comprehensive approach is being undertaken.

An **Event Organisers Toolkit** has been developed in conjunction with this policy to outline the necessary steps and paperwork required by Council to assess an application. This will include:

- A complete event application
- Evidence of \$20m public and product liability insurance
- Relevant applications for consent to liquor licences and roadside trading (if applicable)
- Road closure requirements and traffic management plans (if applicable)
- Community consultation and/or notification plans

The toolkit also outlines additional work recommended by Council for a safe and successful event. Event Organisers may be asked to provide evidence of these steps for Council's consideration when assessing an application. This may include (but is not limited to) an Event Management Plan, Risk Management Plan, and Emergency Response Plan.

Council's Communications and Events Officer is able to assist event organisers with working through the toolkit.

6. COST RECOVERY

Community consultation and/or notification

Some event organisers may request resident contact information for the purposes of consultation and communication where the proposed event will impact on local residents (e.g. road closures). In the interests of equity for all concerned, and encouraging quality community consultation,

Council will not charge for the provision of targeted resident databases (up to 100 addresses) for this purpose.

Damages

The event organiser takes full responsibility for any damage to public property that occurs as a consequence of their event. The costs associated with repairing such damage will be the responsibility of the event organiser, however repair work should be undertaken in consultation with Council.

7. CANCELLATION OF EVENT

If an event is cancelled for unavoidable reasons such as inclement weather, the event organiser is responsible for the notification to Council and the general public. The event organiser will be responsible for any costs attributed to the cancellation of the event.

8. FEES AND CHARGES

Fees will generally not apply to community events. Council reserves the right, however, to charge an administration fee for commercial events, commensurate with the scale of the event and the staff time required to assess the application.

The Council's Fees and Charges Register contains specific fees and charges applicable under this policy, which may include:

- Fees for commercial trading at Council-operated events
- Fees for closing roads
- Application fees for commercial events

9. DELEGATION

The Chief Executive Officer has the delegated power under this Policy to implement decisions of Council relating to staging an event in accordance with Section 36(1) (c) of the Local Government Act 1999.

The Chief Executive Officer may sub-delegate such powers and functions in accordance with Section 44 and 101 of the Local Government Act 1999. This means that the Chief Executive Officer or a sub-delegate have the authority to make any decisions relating to events except in specific circumstances outlined in this Policy.

10. APPENDICES

- (1) Event Guideline No.1 – For Competitive Motoring Events (CAMs Licenced)
- (2) Event Guideline No 2 – For Non-Competitive Motoring Events (Non CAMs Licenced)
- (3) Event Guideline No 3 – For Events Involving Animals
- (4) Event Guideline No 4 – For Sporting Events
- (5) Event Guideline No 5 – For Artistic, Cultural and Performance Events

Appendix 1
Event Guideline No.1
For Competitive Motoring Events
(CAMs Licenced)



Guideline No.1 for Competitive Motoring Events (CAMs Licenced)

Adelaide Hills Council Festivals and Events Policy

These Guidelines are to be read in conjunction with the Festivals and Events Policy

An Event Application must be completed for these events. Details of the application process can be discussed with Council's Communications and Events Officer.

Council Decision

Competitive Motoring ("Motorsport") Events that involve full or partial road closures will be subject to a formal Council decision on every occasion. The Council may, however, provide in-principle support for an event to occur in a number of consecutive years, subject to conditions which will apply over the duration of that support.

Frequency of Road Closures

Each Motorsport Event Application received by Council will be assessed on a case by case basis in regards to road closures. If the applicant can demonstrate that there is a high level of support (or low level of opposition) in relation to a road closure, or that the section of road to be closed has a low impact on the community, then repeated use of that road may be approved. Organisers should, however, ensure that routes used for regular events are substantially changed each year.

The potential national and international exposure of a Motorsport event will also be taken into consideration alongside community support when assessing the impact of multiple or repeated road closures. South Australian Tourism Commission support will be highly considered among a range of considerations.

Planning and Notice of Road Closures

For events requiring road closures Council commits to providing approval for dates up to two months from notification, but retains the right to refuse the event subject to receiving the completed event application form and confirmed road closure proposal. Notice of **intention to run the event** requires a minimum of six months' notice, with formal application received with a minimum of three months' notice.

Event organisers for events that involve road closures must make viable, alternative traffic detour information (including maps) available to Council and the community before the event is conducted. Preliminary information about these arrangements is required at the time of submitting the event application. A route should be reconsidered if there is the potential for significant impact on usual local services (e.g. product deliveries or school bus services).

Events that receive consent for road closures must arrange standard warning and detour signage to be placed in appropriate locations for at least two weeks before the event occurs.

Practice Prohibited

Motorsport event organisers must instruct event participants that practising on the designated road before the event in competition cars is prohibited. The exception is where the event involves legal road vehicles and that practice occurs informally under normal road rules and conditions.

Resident Surveys

Where the proposed roads to be closed have not previously been subject to resident surveys about closures, event organisers must undertake a preliminary survey of all affected residents*. Results of this survey must be supplied to Council before a final decision will be made.

Relevant up-to-date resident contact information and a resident form letter will be supplied to the event organiser as soon as possible after a preliminary assessment of the event application has occurred. It is recommended that all motorsport event organisers conduct resident surveys using the Council letter provided and, if deemed necessary by Council or the event organiser, the event organiser will arrange public meetings for further public consultation. Any resident feedback received directly to Council will be forwarded to the event organiser to address.

Feedback from all forms of community consultation is required to Council a minimum of four months ahead of the event.

Motorsport event organisers requiring the closure of a specific route more than once every two calendar years must survey all affected residents after each event and demonstrate that all reasonable concerns expressed have been properly addressed before the application is lodged for the following event. A detailed list of resident contact details and their feedback needs to be kept and provided to Council as required.

*For the purposes of resident surveys in relation to road closures, an “affected resident” includes (but is not limited to) any resident who will be denied road access to their property during the closure period, whether their access point is on the competition route itself or on an adjoining road rendered inaccessible by the closure. Event organisers will also consider other residents with property boundaries adjoining or adjacent to the route and include them in the survey process if they could reasonably expect to be inconvenienced by the road closure and/or the conduct of the event.

Appendix 2
Event Guideline No.2
For Non-Competitive Motoring Events
(Non CAMs Licenced)



Guideline No.2 for Non-Competitive Motoring Events (Non-CAMs Licenced)

Adelaide Hills Council Festivals and Events Policy

These Guidelines are to be read in conjunction with the Festivals and Events Policy

An Event Application must be completed for these events. Details of the application process can be discussed with Council's Communications and Events Officer.

Council Decision

Non-Competitive Motoring Events (car shows, classic car convoys etc.) that involve full or partial road closures require a formal Council decision on every occasion. The Council may, however, provide in-principle support for an event to occur in a number of consecutive years, subject to conditions which will apply over the duration of that support.

Frequency of Road Closures

Each Non-Competitive Motoring Event Application received by Council will be assessed on a case by case basis in regards to road closures. If the applicant can demonstrate that there is a high level of support (or low level of opposition) in relation to a road closure, or that the section of road to be closed has a low impact on the community, then repeated use of that road may be approved. Organisers should, however, ensure that routes used for regular events are substantially changed each year.

The potential national and international exposure of a Motorsport event will also be taken into consideration alongside community support when assessing the impact of multiple or repeated road closures. South Australian Tourism Commission support will be highly considered among a range of considerations.

Planning and Notice of Road Closures

For events requiring road closures Council commits to providing approval for dates up to two months from notification, but retains the right to refuse the event subject to receiving the completed event application form and confirmed road closure proposal. Notice of **intention to run the event** requires a minimum of six months' notice.

Event organisers for events that involve road closures must make viable, alternative traffic detour information (including maps) available to Council and the community before the event is conducted. Preliminary information about these arrangements is required at the time of submitting the event application. A route should be reconsidered if there is the potential for significant impact on usual local services (e.g. product deliveries or school bus services).

Events that receive consent for road closures must arrange standard warning and detour signage to be placed in appropriate locations for at least two weeks before the event occurs.

Appendix 3
Event Guideline No.3
For Events Involving Animals



Guideline No.3 for Events Involving Animals

Adelaide Hills Council Festivals and Events Policy

These Guidelines are to be read in conjunction with the Festivals and Events Policy

An Event Application must be completed for these events. Details of the application process can be discussed with Council's Communications and Events Officer.

Events that involve animals as the main attraction of the event will require a formal Council decision if such an event is held on Council or community land.

Events that include entertainment activities which involve the use of animals, where the activities have the potential to cause harm or distress to those animals, may require a formal Council decision to determine whether or not to support such an event.

Organisers of events involving animals must comply with all RSPCA recommendations and standards as a minimum in order to minimise or prevent the harm or distress suffered to animals.

Events involving animals should also demonstrate appropriate consideration for:

- Transport, handling and containment of animals
- Waste removal, handwashing and sanitation requirements.

Wildlife and Conservation Establishments

These guidelines do not apply to events or activities that involve animals when they are held at permanent wildlife and conservation establishments within the Council area.

Permanent wildlife and conservation establishments remain subject to existing legislation governing all of the above areas.

Appendix 4
Event Guideline No.4
For Sporting Events

Guideline No.4 for Sporting Events

Adelaide Hills Council Festivals and Events Policy

These Guidelines are to be read in conjunction with the Festivals and Events Policy

An Event Application must be completed for these events. Details of the application process can be discussed with Council's Communications and Events Officer.

Road-based Events (including cycle races, marathons, and other walking/running events)

Events that involve road closures will be subject to Council formal decision on every occasion.

For events requiring road closures Council commits to providing approval for dates up to two months from notification, but retains the right to refuse the event subject to full application detail. **Notice of intention to run the event** requires a minimum of six months' notice.

Event organisers for events that involve road closures must make viable, alternative traffic detour information (including maps) available to Council and the community before the event is conducted. Preliminary information about these arrangements is required at the time of submitting the event application. A route should be reconsidered if there is the potential for significant impact on usual local services (e.g. product deliveries or school bus services).

Events that receive consent for road closures must arrange standard warning and detour signage to be placed in appropriate locations for at least two weeks before the event occurs.

Venue-based Events (in ovals, showgrounds or halls)

Venue-based events that also require road closures are subject to the same guidelines as road-based events.

Sporting Events that involve Motorsports should refer to Guidelines 1 and 2 for additional considerations.

Appendix 5
Event Guideline No.5
For Artistic, Cultural and Performance Events

Guideline No.5 for Artistic, Cultural and Performance Events

Adelaide Hills Council Festivals and Events Policy

These Guidelines are to be read in conjunction with the Festivals and Events Policy

An Event Application must be completed for these events. Details of the application process can be discussed with Council's Communications and Events Officer.

Event organisers should, wherever possible, utilise local facilities and/or venues for their event. It is also strongly recommended that event organisers engage the local community for support and volunteers. Wherever possible, local business and/or community groups should be approached to provide food and drink.

Security requirements must be considered when:

- A large crowd is expected to attend the event
- The event requires a new or extended liquor licence

Events that involve road closures will be subject to Council formal decision on every occasion.

For events requiring road closures Council commits to providing approval for dates up to two months from notification, but retains the right to refuse the event subject to full application detail. Notice of intention to run the event requires a minimum of six months' notice.

Event organisers for events that involve road closures must make viable, alternative traffic detour information (including maps) available to Council and the community before the event is conducted. Preliminary information about these arrangements is required at the time of submitting the event application. A route should be reconsidered if there is the potential for significant impact on usual local services (e.g. product deliveries or school bus services).

Events that receive consent for road closures must arrange standard warning and detour signage to be placed in appropriate locations for at least two weeks before the event occurs.

Artistic, Cultural and Performance Events that involve Motorsports should refer to Guidelines 1 and 2 for additional considerations.

APPENDIX 11

**ADELAIDE HILLS COUNCIL
ORDINARY COUNCIL MEETING
Tuesday 28 August 2018
AGENDA BUSINESS ITEM**

Item: 12.1.

Originating Officer: Anisa Cadd, Events Administrator

Responsible Director: David Waters, Director Community Capacity

Subject: Support for Road Closures – Shannons Adelaide Rally 2018

For: Decision

SUMMARY

The purpose of this report is to seek the Council's consent to a proposed road closure order for the conduct of the 2018 Shannons Adelaide Rally 2018 (formerly known as the Classic Adelaide Car Rally).

The Rally is proposed to run on sealed roads within the Adelaide Hills Council District between Wednesday 28 November and Saturday 1 December 2018. The event is organised by Tim Possingham of Soon Marketing in partnership with the Sporting Car Club of SA.

For the Shannons Adelaide Rally to run successfully throughout the Adelaide Hills, a number of full road closures are required. Before a road closure order can be issued by the Commissioner of Police, consent must be obtained from the applicable local council(s). The full list of proposed closures is included under Section 3 of this report (Analysis). Several stages are proposed to be closed twice during the day for a maximum total duration of 8 hours with a 15-45 minute break for resident access/egress. No road closures are intended to run longer than 4.5 hours without a break for resident access/egress.

RECOMMENDATION

Council resolves:

- 1. That the report be received and noted.**
- 2. That, in relation to the Shannons Adelaide Rally 2018, Council's support of the event is contingent on the organisers, to the satisfaction of the Chief Executive Officer:**
 - a. Providing evidence of satisfactory insurance to cover any damage to 3rd party property caused by the event;**
 - b. Providing confirmation that affected business owners are aware of the road closures;**
 - c. Providing written confirmation to confirm that the concerns raised by affected residents have been addressed and that arrangements for egress and regress from those properties can be managed within the event;**
 - d. Written confirmation from the organisers that they will erect advance notices of road closures on the affected roads, at least 3 weeks prior to the event.**

3. That subject to the requirements of 2. being undertaken, Council provides consent for road closure orders in relation to the Shannons Adelaide Rally 2018, to be held between Wednesday 28 November and Saturday 1 December 2018 as follows:

Wednesday 28 November

- a. **Stage 4 – Summit Road**
Approximate closure 3:00pm-6:30pm
Summit Road - from Greenhill Road, Summertown to Cleland Wildlife Park entrance, Crafers.

Friday 30 November

- b. **Stage 16 & 20 – Chain of Ponds**
Approximate closure 9:15am-1:15pm & 1:45pm-5:30pm
North East Road - from Fidlers Hill Road, Millbrook to Tippet Road, Chain of Ponds.
- c. **Stage 17 & 21 – Mt Bera Reverse**
Approximate closure 9:45am-1:30pm & 2:00pm-5:45pm
Gorge Road - from Cudlee Creek Road, Cudlee Creek to North East Road, Gumeracha.
- d. **Stage 18 & 22 – Castambul**
Approximate closure 10:00am-1:45pm & 2:30-5:45pm
Gorge Road, Corkscrew Road & Montacute Road – from Torrens Hill Road, Cudlee Creek to 503 Gorge Road, Montacute.
- e. **Stage 23 – Gorge Road**
Approximate closure 2:30pm-6:55pm
Gorge Road – from Range Road South and Greenhill Road intersection to Torrens Hill Road and Gorge Road Intersection.

Saturday 1 December

- f. **Stage 24 – Mt Lofty**
Approximate closure 8:30am-12:30pm
Greenhill Road and Summit Road – from Greenhill Recreation Park, Greenhill Road Council boundary to Cleland Wildlife Park entrance, Crafers.
- g. **Stage 29 – Mt Lofty Short**
Approximate closure 1:00-4:45pm
Greenhill Road and Summit Road – from Yanagin Road and Greenhill Road intersection to Cleland Wildlife Park entrance, Crafers.
- h. **Stage 25 & 30 – Ironbank**
Approximate closure 9:30am-1:15pm & 1:45pm-5:30pm
Morgan Road and Scott Creek Road – From Evans Drive, Heathfield to Ironbank Road, Ironbank.
- i. **Stage 26 & 31 – Stirling**
Approximate closure 9:45am-1:45pm & 2:00pm-5:45pm
Sturt Valley Road and Ironbank Road – From Evans Drive, Ironbank to Longwood Road, Heathfield.
- j. **Stage 28 – Basket Range Reversed**

Approximate closure 10:15am-2:15pm

Lobethal Road – From 376 Lobethal Road, Ashton to Basket Range Road, Basket Range.

k. Stage 27 – Old Basket Range Reversed

Approximate closure 10:00am-2:00pm

Lobethal Road and Deviation Road – From Fernglen Road to Boundary Drive (South).

l. Stage 32 – Norton Summit

Approximate closure 2:15pm-6:30pm

New Norton Summit Road – From Glen Stuart Road, Magill to Lobethal Road, Norton Summit.

4. **That the Chief Executive Officer be authorised to negotiate and execute the agreements identified in 2. and sign all necessary documentation to give effect to these agreements.**
 5. **That the Chief Executive Officer be authorised to consider and respond to requests for consent to minor changes to the timing and extent of the road closures listed in this resolution.**
-

1. GOVERNANCE

➤ **Strategic Management Plan/Council Policy**

Goal 1	People and business prosper
Strategy 1.3	We will work towards making the Adelaide Hills the favoured tourism destination in the State.
Goal 2	Activities and opportunities to connect
Strategy 2.6	We will seek to bring events to our district that have social, cultural, environmental and economic benefits.

Council's Strategic Plan recognises that events are an important contributor to economic and social prosperity. They offer an opportunity to bring communities together, welcome visitors to the area, and build community spirit.

The Council's *Festivals & Events Policy* contains a specific appendix with guidelines for Competitive Motoring Events wherein road closures are considered by Council on a case by case basis.

Consideration of road closures is a matter of good governance. Some events rely on road closures to proceed. If Council does not consent to road closures, the event may be jeopardised. It follows that the Council needs to consider the impact of the road closures on the community and balance that against the benefits of the event going ahead.

➤ **Legal Implications**

Section 33 of the *Road Traffic Act 1961* (the Act) allows the Minister to declare events to be events to which the Section applies, and then to declare road closures, part closures and exemptions to the Road Rules for that event.

The Minister has delegated this power to the Commissioner of Police (as well as to Council for local roads).

In the case of Shannons Adelaide Rally 2018, SA Police will issue the applicable road orders.

However, and importantly, subsection 33(2) of the Act states “An order to close a road under subsection (1) can only be made with the consent of every Council within whose area a road intended to be closed by the order is situated.”

While the Chief Executive Officer has delegation to act under subsection 33(2), the Chief Executive Officer’s practice is to only use that delegation for regular and non-controversial events.

➤ **Risk Management Implications**

The consent to full road closures for the Shannons Adelaide Rally 2018 will assist in mitigating the risk of:

Conflicts between event participants, residents, business owners and road users leading to injuries and/or property/vehicle damage and/or financial loss to those affected parties.

Inherent Risk	Residual Risk	Target Risk
Extreme (4B)	High (4C)	Medium (4E)

The residual risk rating takes into consideration the provision of organisers’ risk management plans, public liability insurance and on-site traffic marshals, with the event run adverse to expectation, and action taken to mitigate resident and business concerns following public consultation. The target risk rating is with full road closures as requested and the event run as intended.

➤ **Financial and Resource Implications**

There is no financial cost to the Adelaide Hills Council for the delivery of this event, which is part funded by the South Australian Tourism Commission.

An amount of staff time has been dedicated to working with the event organiser in the interests of achieving good outcomes for the community. This has been accommodated within normal operational resourcing.

➤ **Customer Service and Community/Cultural Implications**

The Shannons Adelaide Rally will have a direct effect on some residents, businesses and visitors through the closure of several roads over the four day event. In line with the Council's Festivals and Events Policy, people on roads which are closed, or on roads which have no other access but onto closed roads, were given the opportunity to comment on the proposal. Their feedback on the road closures as detailed in the Engagement/Consultation segment of this report.

The business community is also affected by increased tourists to the area during the event, and the organisers have included local businesses and community groups in planning to ensure they receive maximum benefit from this influx.

There has been some negative feedback regarding the road closures and the organisers have said they are working with the concerned parties to mitigate their concerns including shortening the second run of the Mt Lofty stage detailed in Section 3 Analysis.

➤ **Environmental Implications**

There is potential for the event to impact the environment of residents and businesses as follows:

- Noise nuisance;
- Litter from spectators; and
- Damage to roads, trees and other flora and fauna.

The cars involved in the Rally are required to meet certain noise standards and, while there will be some level of noise associated with the event, it will be limited. In addition to this, it has been confirmed that the official event media and organisers are not utilising any helicopters for the event, reducing air noise. Drones may be utilised for part of the rally in those areas with less tree coverage (and therefore greater exposure to the participants) and will be operated by a licenced operator within Confederation of Australian Motorsport regulations and Civil Aviation Safety Authority requirements. Local news helicopters cannot be regulated by event organisers, however it is expected that if any attend the event, they will remain at height.

➤ **Engagement/Consultation conducted with Council Committee, Regional Subsidiary, Advisory Group, the Administration and Community**

Event organisers have been in contact with Adelaide Hills Council staff about a November/December 2018 event since the conclusion of the event in 2017.

Council Committees: Not Applicable

Council Workshops: Not Applicable, however, the organisers of the event made a deputation to the Council at its meeting held on 26 June 2018.

Advisory Groups: Not applicable

Administration: Coordinator Communications and Events

Manager Civil Services
Manager Economic Development

Community:

The organisers have undertaken consultation with affected residents which, for the purposes of the *Festivals and Events Policy*, are those properties that lie directly along the proposed rally routes, or along roads that exit exclusively onto a proposed race route. A Council approved consultation letter as contained in **Appendix 2**, was sent in June to the ratepayers of these properties by event organisers and encouraged feedback about the proposal to be submitted before 17 July 2018.

SA Police have also been engaged and are currently in the process of assessing the proposition and negotiating logistical support.

Council Members will be aware of the unsolicited submission made by a resident from Basket Range through his address in the Public Forum section of the Special Council Meeting held on 14 August 2018. The resident contends that “people’s rights” have not been properly taken into consideration in the Council’s *Festivals and Events Policy*. He argues that people have substantive rights to use public roads at all times, unless there are extenuating circumstances. He further contends that because there is no compelling case to do so, there should be no road closures for this event permitted at Basket Range. The resident is aware that his road is not directly affected by the proposed closures, but maintains his objection.

2. BACKGROUND

The Shannons Adelaide Rally 2018 is a predominantly nostalgic, classic themed motoring event that is supported by The South Australian Tourism Commission. The event is based on the Classic Adelaide Rally of 1995-2005. This event was run as the Classic Adelaide Rally in 2015 and 2016 and underwent a name change in 2017, primarily due to the growing involvement of international car brands interested in launching and showcasing modern vehicles.

This event will be a run under the jurisdiction and rules of CAMS (Confederation of Australian Motor Sport) and carries the appropriate insurances and permits.

The Council’s *Festivals & Events Policy* contains a specific appendix with guidelines for Competitive Motoring Events. These guidelines provide for road closures to be considered by Council on a case by case basis. The Policy requires six months’ notice of the event, as well as provision of reasonable traffic detour information including maps. Standard warning and detour signage is to be placed in appropriate locations at least two weeks before the event is conducted.

Community consultation needs to be conducted four months ahead of the proposed event.

The potential national and international exposure of a Motorsport event will be taken into consideration alongside community support when assessing the impact of multiple or repeated road closures.

The Shannons Adelaide Rally actively works to minimise impact to residents and accommodate resident complaints/requests. Routes are rotated annually, minimising repeated resident exposure. Of the roads proposed for the 2018 route, 50% were not used in 2017. These roads were used in 2016 with the exception of Mt Bera Stage which has not been used for over 3 years.

Following consultation with the Stirling Business Association the organiser has moved the lunch stop on Saturday 1 December to the Stirling oval in order to minimise disruption to traders in Mt Barker Road, Stirling.

3. ANALYSIS

For motorsport events covering a number of roads across multiple council areas, the road closure order is normally made by a sub-delegate of the Commissioner of Police, who acts under ministerial delegation. The Council's role, albeit a critical one, is limited to providing or withholding consent to the road closure. The actual order is not made by the Council.

Operational staff have advised that they have no general objections to the route proposed, and that no significant wear or damage is expected to the sealed roads. Any significant, accidental damage to the roads, boundaries, public or private property will be covered by the event's insurance with the Confederation of Australian Motor Sport (CAMS).

Temporary closure of roads during the rally is requested to ensure the safety of event participants and the public in the area at the time. The event organiser is working with Council staff to communicate how they are mitigating issues with affected residents. The organisers have made route, race format and timing changes where possible in response to staff and resident feedback.

The Shannons Adelaide Rally has reported that the event is deliberately designed to benefit small towns and regional areas, with planned rest stops for crews to spend on fuel and food. It is not possible to ascertain the dispersal of benefits throughout the region, however based on anecdotal evidence the event is being supported and catered for by local businesses. For example, Deviation Road is planning to leverage the event by providing spectators a stop at the cellar door to view the event.

Road closure requests:

Wednesday 28 November

a. Stage 4 – Summit Road

Approximate closure 3:00pm-6:30pm.

Summit Road - from Greenhill Road, Summertown to Cleland Wildlife Park entrance, Crafers.

Friday 30 November

b. Stage 16 & 20 – Chain of Ponds

Approximate closure 9:15am-1:15pm & 1:45pm-5:30pm

North East Road - from Fidlers Hill Road, Millbrook to Tippet Road, Chain of Ponds.

- c. Stage 17 & 21 – Mt Bera Reverse**
Approximate closure 9:45am-1:30pm & 2:00pm-5:45pm
Gorge Road - from Cudlee Creek Road, Cudlee Creek to North East Road, Gumeracha.
- d. Stage 18 & 22 – Castambul**
Approximate closure 10:00am-1:45pm & 2:30-5:45pm
Gorge Road, Corkscrew Road & Montacute Road – from Torrens Hill Road, Cudlee Creek to 503 Gorge Road, Montacute.
- e. Stage 23 – Gorge Road**
Approximate closure 2:30pm-6:55pm
Gorge Road – from Range Road South and Greenhill Road intersection to Torrens Hill Road and Gorge Road Intersection.

Saturday 1 December

- f. Stage 24 – Mt Lofty**
Approximate closure 8:30am-12:30pm
Greenhill Road and Summit Road – from Greenhill Recreation Park, Greenhill Road Council boundary to Cleland Wildlife Park entrance, Crafers.
- g. Stage 29 – Mt Lofty Short**
Approximate closure 1:00-4:45pm
Greenhill Road and Summit Road – from Yanagin Road and Greenhill Road intersection to Cleland Wildlife Park entrance, Crafers.
- h. Stage 25 & 30 – Ironbank**
Approximate closure 9:30am-1:15pm & 1:45pm-5:30pm
Morgan Road and Scott Creek Road – From Evans Drive, Heathfield to Ironbank Road, Ironbank.
- i. Stage 26 & 31 – Stirling**
Approximate closure 9:45am-1:45pm & 2:00pm-5:45pm
Sturt Valley Road and Ironbank Road – From Evans Drive, Ironbank to Longwood Road, Heathfield.
- j. Stage 28 – Basket Range Reversed**
Approximate closure 10:15am-2:15pm
Lobethal Road – From 376 Lobethal Road, Ashton to Basket Range Road, Basket Range.
- k. Stage 27 – Old Basket Range Reversed**
Approximate closure 10:00am-2:00pm
Lobethal Road and Deviation Road – From Fernglen Road to Boundary Drive (South).
- l. Stage 32 – Norton Summit**
Approximate closure 2:15pm-6:30pm
New Norton Summit Road – From Glen Stuart Road, Magill to Lobethal Road, Norton Summit.

The longest consecutive road closure runs for 8 hours with a 15 minute break in between.

Consultation Summary

As detailed in **Appendix 3**, the event organiser has advised Council that a total of 10 responses were received as part of the resident consultation, five of which were negative, three which requested further information and two in support of the event. Based on these figures, less than 1% of all affected residents have expressed opposition to the event.

In response to the feedback received, Stage 29 – Mt Lofty Short was reduced in length, halving the total time of road closures affecting residents of Yarabee Road and Yanagin Road, Greenhill.

Under the Council's *Festivals & Events Policy*, Council's position is to consider support to road closures in consecutive years where a high level of community support is evident. This is interpreted in the Policy as being the case where there is less than 25% opposition.

4. OPTIONS

Council has the following options:

- I. Receive the report and resolve to consent for the road closures contemplated in this report (Recommended).
- II. Resolve not to provide consent for the road closures contemplated in this report. Should the Council not consent to some or all road closures proposed for this event, significant parts of the event, or the event in its entirety, would be unable to proceed as intended (Not Recommended).

5. APPENDICES

- (1) Shannons Adelaide Rally - event application information
- (2) Shannons Adelaide Rally - resident consultation letter Stirling
- (3) Shannons Adelaide Rally - resident consultation feedback report 2018.

Appendix 1

*Shannons Adelaide Rally – Event Application
Information*



Shannons Adelaide Rally 2018

Application for Motorsport Rally in the Adelaide Hills Council region

**Application from The Sporting Car Club of South Australia and
Rally One P/L**

Event Overview	3
Part A	4
Proposed Road Closures	5
Traffic Management	19
Operational Elements	20
Part B	22

Event Overview

The Shannons Adelaide Rally 2018 is a predominantly nostalgic, classic themed motoring event that is supported by The South Australian Tourism Commission. The event is based on the Classic Adelaide Rally of 1995-2005 which was an Iconic South Australian Major Event of International note.

This event was run as the Classic Adelaide Rally in 2015 and 2016 and underwent a name change in 2017, primarily due to the growing involvement of Marques such as Ferrari, Aston Martin, Audi and BMW which launch brand new vehicles to the public via the event.

The event will be televised nationally, promoted heavily and shall showcase the region, its produce and it's people. Although the event has a speed limited competitive element it is primarily focused on touring, tourism, vibrancy and cultural diversity.

This event aims to allow spectators to get up close to both drivers and their vehicles through creating dedicated lunch and rest points throughout the rally route. Further, given the events large spectator following, it provides significant opportunity to increase local business by targeting spectators and competitor service crews between stages.

This event will be a run under the jurisdiction and rules of CAMS (Confederation of Australian Motor Sport) and carries the appropriate insurances and permits.

Changes since 2017 event

The Adelaide Rally 2018 continues to maintain a low resident impact as has been seen in recent years. This is achieved by implementing a mix of short and long closed road sections held mostly in areas with low resident numbers. This format provided better detouring options in 2017 around the shorter closures and will continue to be used in 2018.

The event has now expanded to a four day event

The event is delivered by a South Australian based company called Rally One Pty Ltd

A lunch stop in Stirling at the Stirling Oval is planned for Saturday 1st December

Part A

Public Consultation Brief

Public consultation will commence via postal mailout when affected residents postal addresses are received. A sample letter is attached ([Attachment C](#))

Proposed Dates

Wednesday 28th November to Saturday December 1st (18 stages within the Adelaide Hills Council Region that involve just 11 road closures over the 3 days. This being a reduced number of closed road stages compared to 2017

Road Closure Proposal

Please see the following maps and information in relation to the proposed road closures

Note: Only Stages within the Adelaide Hills Council Region are listed in this document.

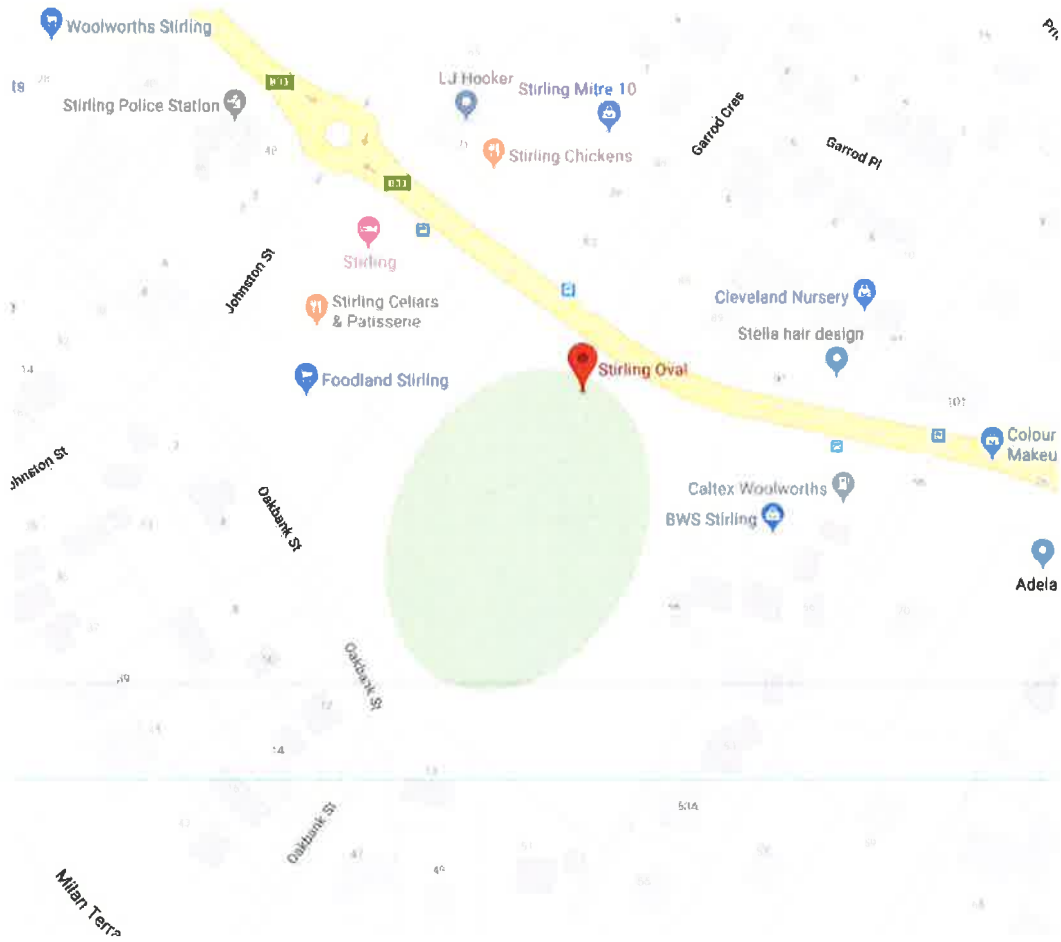


Community Event

Stirling Oval

Road Closed:
None

Day: Saturday 1st December





Stage 4 – Summit Rd

Road Closed:
Summit Road

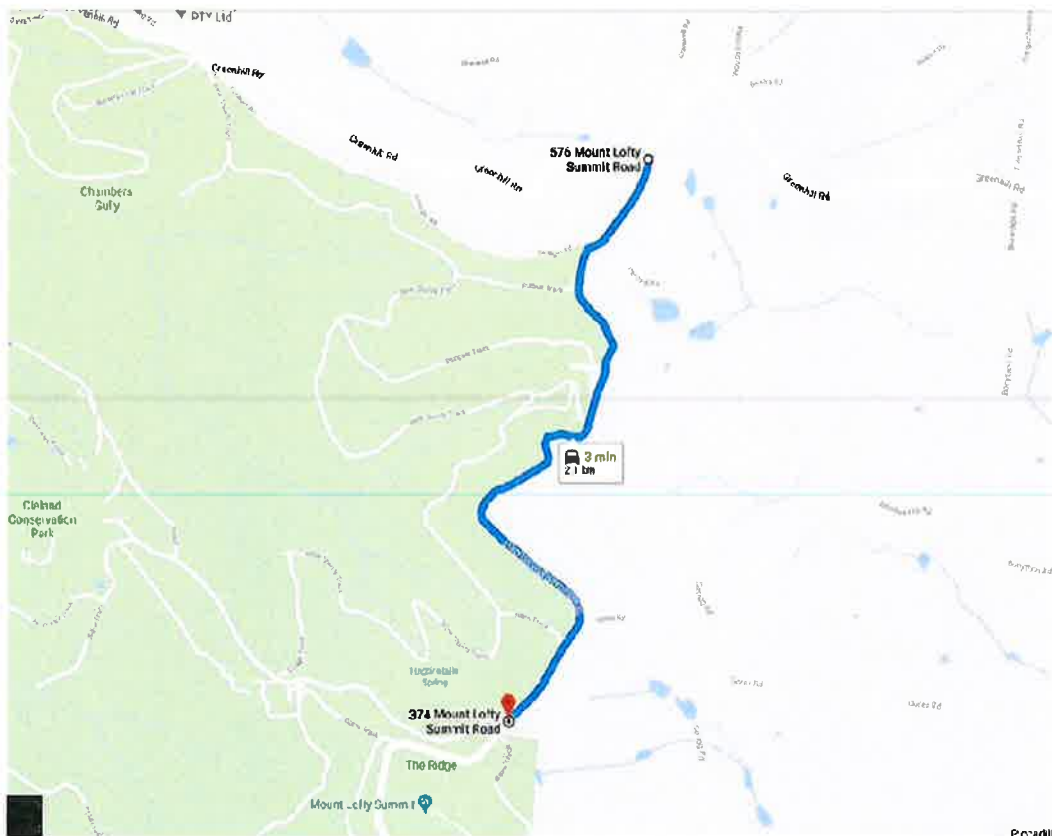
Closure Start:
Greenhill Rd

Closure Finish:
Cleland Wildlife Park Entry Road

Intersections along Stage:
Gores Rd, Sprigg Rd

Day: [Wednesday 28th November](#)

Approximate Road Closure Times 3:00pm -6:30pm





Stage 16 and 20 – Chain of Ponds

Run Twice During the day

Road Closed:

North East Rd

Closure Start:

Fiddlers Hill Rd

Closure Finish:

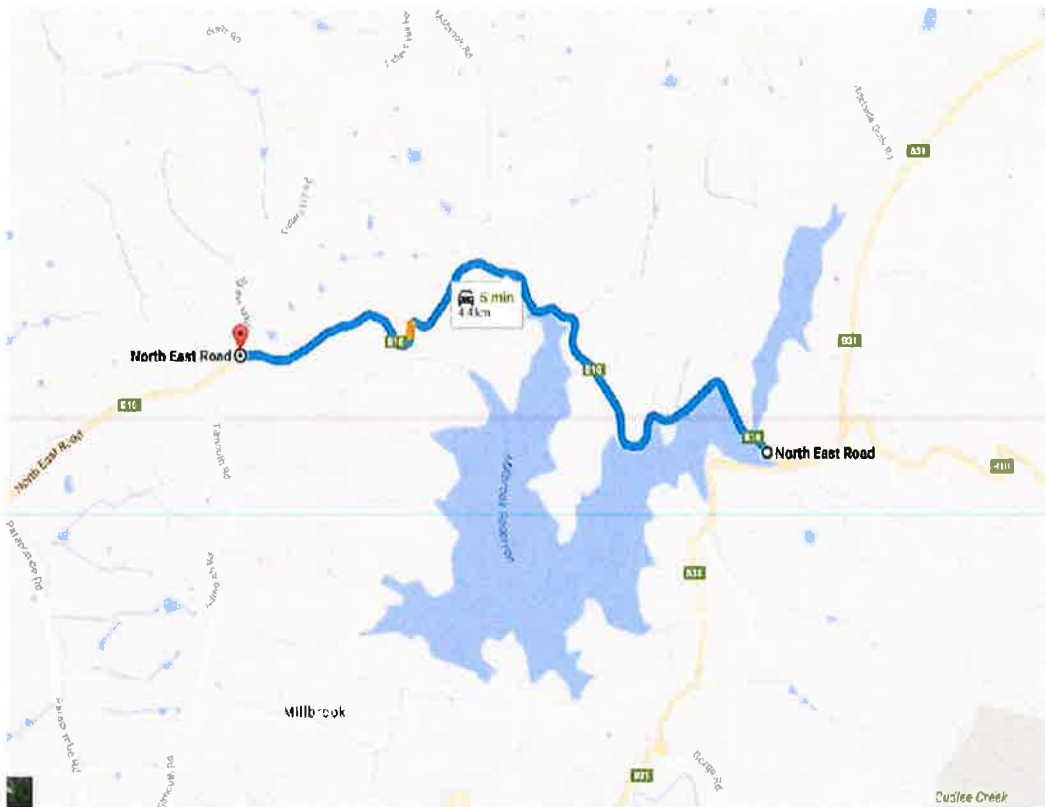
Tippett Road

Intersections along Stage:

Millbrook Road

Day: **Friday 30th November**

Approximate Road Closure Times : 9:30am -1:15pm & 1:45pm and 5:30pm





Stage 17 & 21 – Mt Bera Reverse

Run Twice during the day

Road Closed:

Gorge Rd

Closure Start:

Cudlee Creek Rd and Gorge Rd Intersection

Closure Finish:

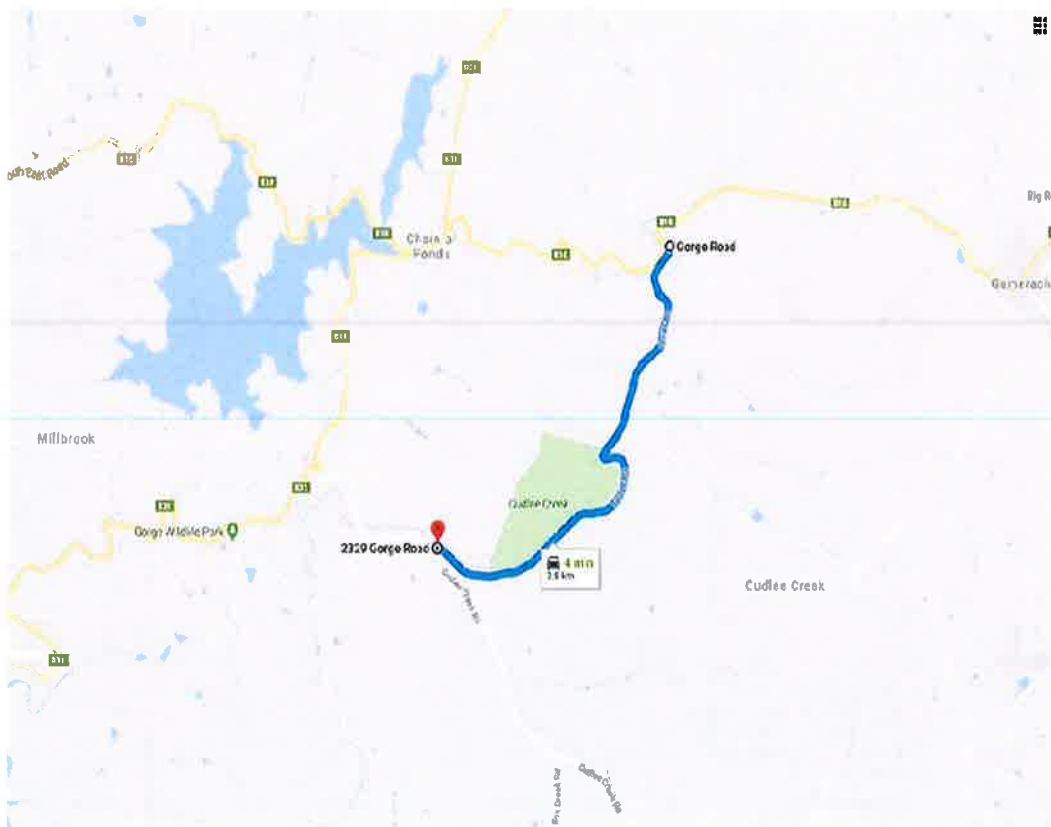
Gorge Rd and North East Rd Intersection

Intersections along Stage:

Retreat Valley Rd

Day: **Friday 30th November**

Approximate Road Closure Times **TBC**: 9:45am until 1:30pm
2:00pm until 5:45pm





Stage 18 & 22 – Castambul

Run Twice during the day as Castambul 1 and 2

Road Closed:

Gorge Rd, Corkscrew Rd, Montacute Rds

Closure Start:

Torrens Hill Rd /Gorge Rd Intersection

Closure Finish:

Montacute Rd Cnr Maryvale Rd

Intersections along Stage:

Smiths gully Rd

Institute Rd

Church Rd

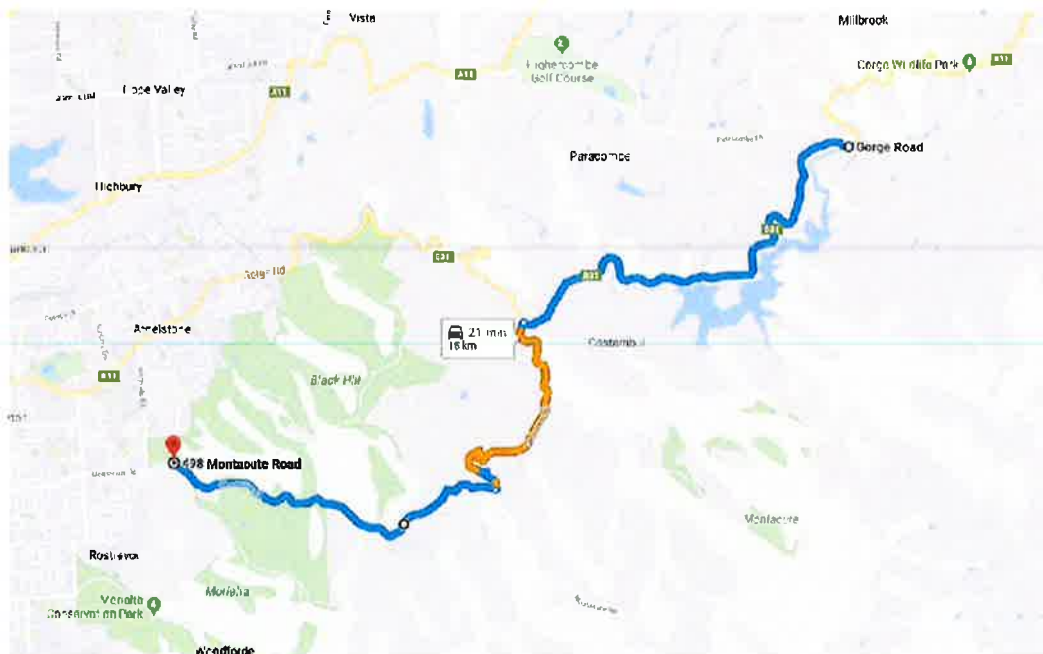
Valley Rd

Gorge Rd

Batchelor Rd

Day: **Friday 30th November**

Approximate Road Closure Times **TBC:** 10:00am to 1:45pm & 2:30pm until 5:45pm





Stage 23 – Gorge

Road Closed:
Gorge Rd

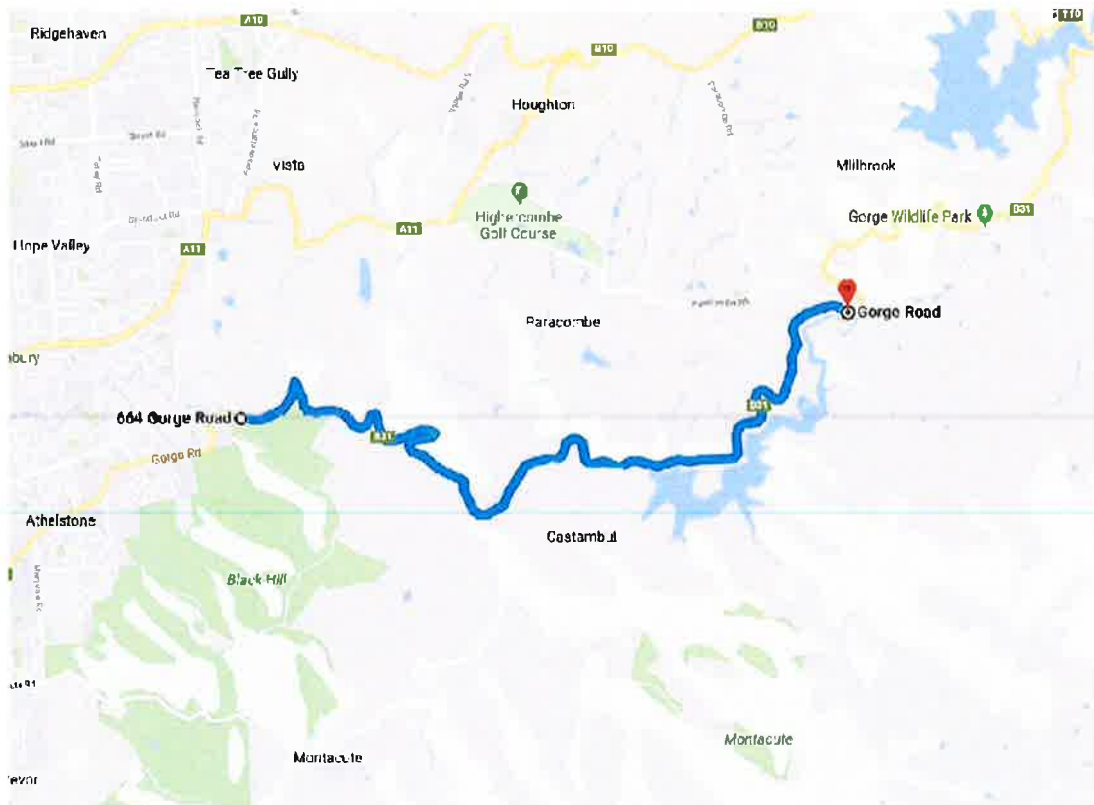
Closure Start:
#664 Gorge Rd Athelstone

Closure Finish:
Torrens Hill Rd /Gorge Rd Intersection

Intersections along Stage:
Pinkerton Gully Rd
Corkscrew Rd
Batchelor Rd

Day: Friday 30th November

Approximate Road Closure Times 2:30pm until 6:55pm





Stage 24– Mt Lofty

Road Closed:
Greenhill Rd and Summit Rd

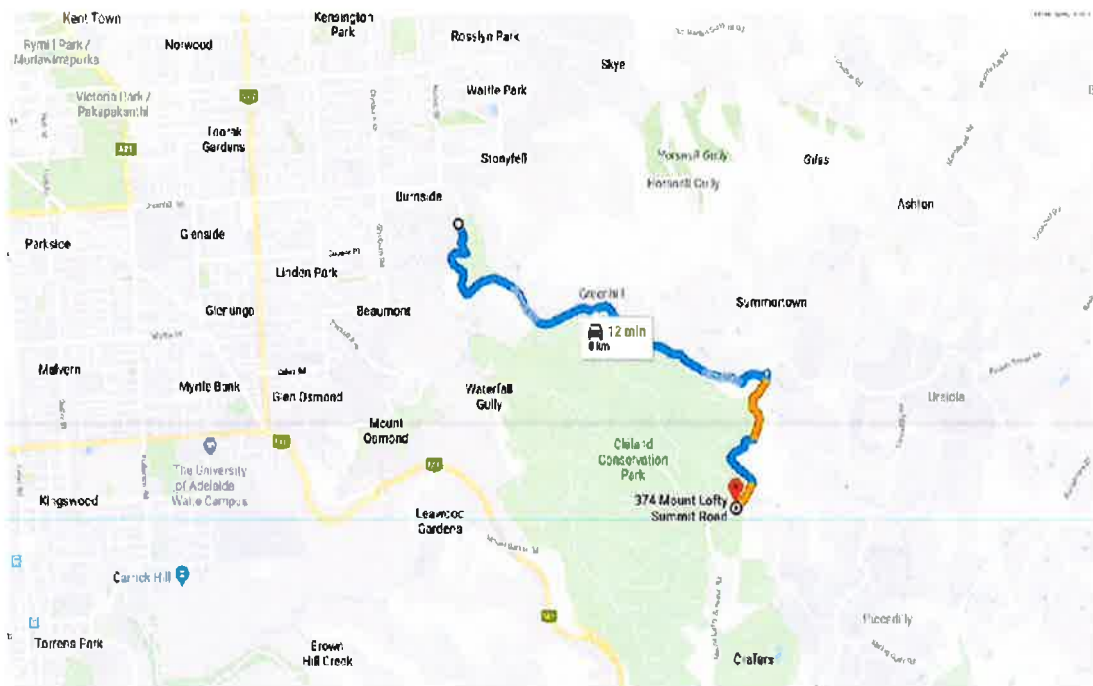
Closure Start:
661 Greenhill Rd

Closure Finish:
Summit Rd and Cleland Wildlife Park entrance intersection

Intersections along Stage:
Yarrabee Rd, Yanagin Rd, Greenhill Rd, Sprigg Rd, Gores Rd

Day: Saturday 1st December

Approximate Road Closure Times 8:30am to 12:30pm





Stage 25 and 30 – Ironbank

Run Twice during the closure as Ironbank #1 and #2

Roads Closed:

Morgan Rd and Scott Creek Rd

Closure Start:

Morgan Rd and Ironbank Rd Intersection

Closure Finish:

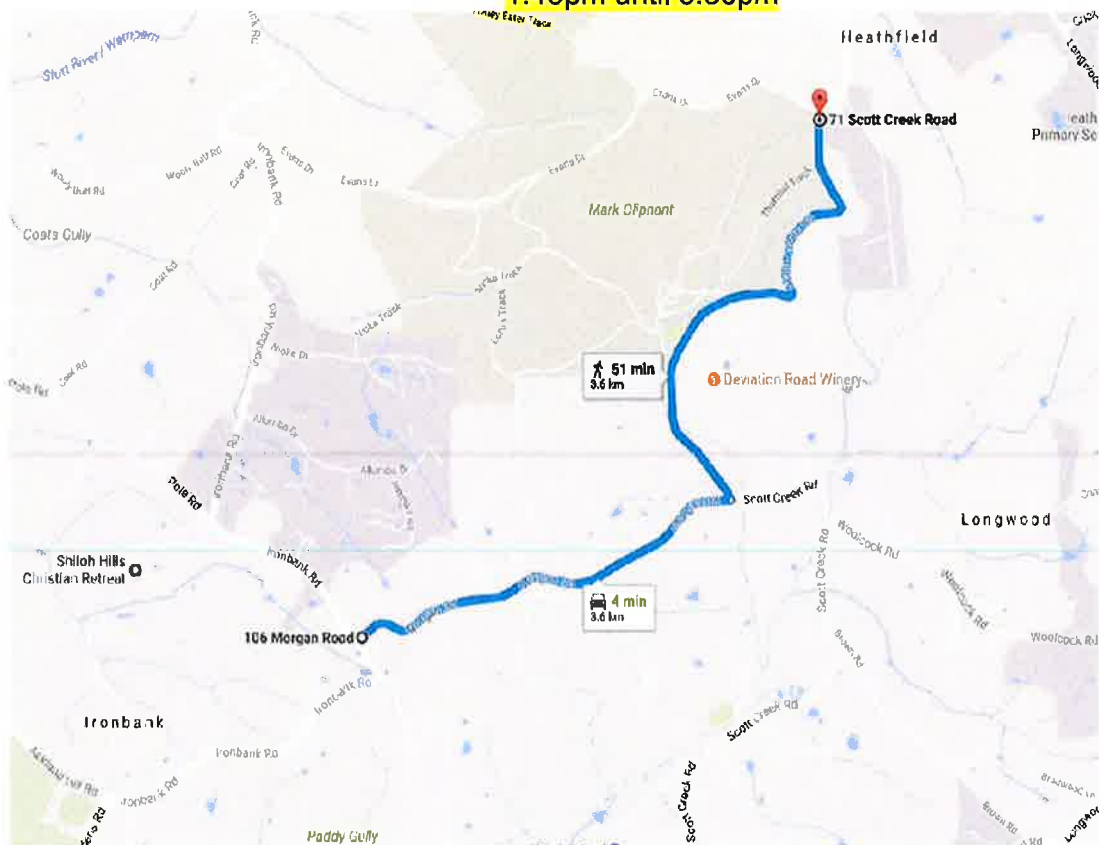
Evans Drive and Ironbank Rd Intersection

Intersections along Stage:

Scott Creek Rd and Ironbank Rd Intersection

Day: Saturday 1st December

Approximate Road Closure Times 9:30am – 1:15pm & 1:45pm until 5:30pm





Stage 26 and 31 – Stirling

Run Twice during the closure as Stirling #1 and #2

Roads Closed:

Sturt Valley Rd and Ironbank Rd

Closure Start:

Evans Drive and Ironbank Rd Intersection

Closure Finish:

Sturt Valley Rd & Longwood Rd Intersection

Intersections along Stage:

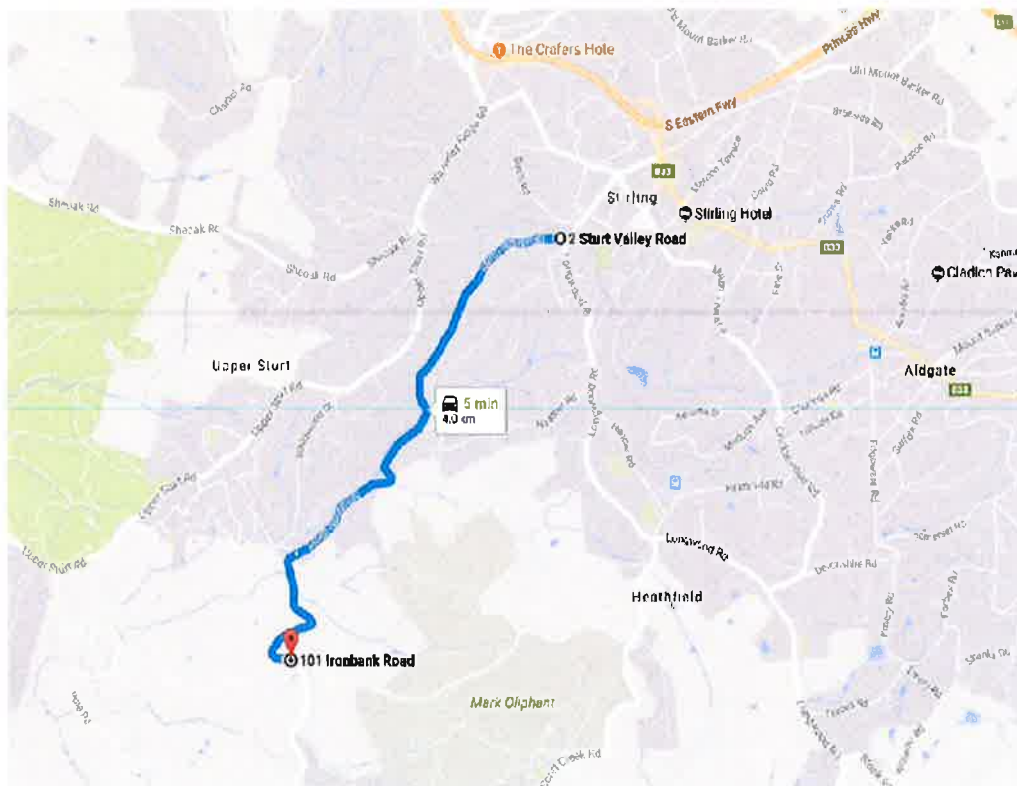
Wooly Butt Rd

Sturt Valley Rd / Ironbank Rd Intersection

Heather Rd

Day: **Saturday 1st December**

Approximate Road Closure Times **9:45am until 1:45pm**
2:00pm until 5:45pm





Stage 27 – Old Basket Range Reversed

Roads Closed:

Lobethal Rd Deviation Rd

Closure Start:

Boundary Drive (Southern End) and Deviation Rd Intersection

Closure Finish:

Lobethal Rd and Fernglen Rd Intersection

Intersections along Stage:

Steer Rd

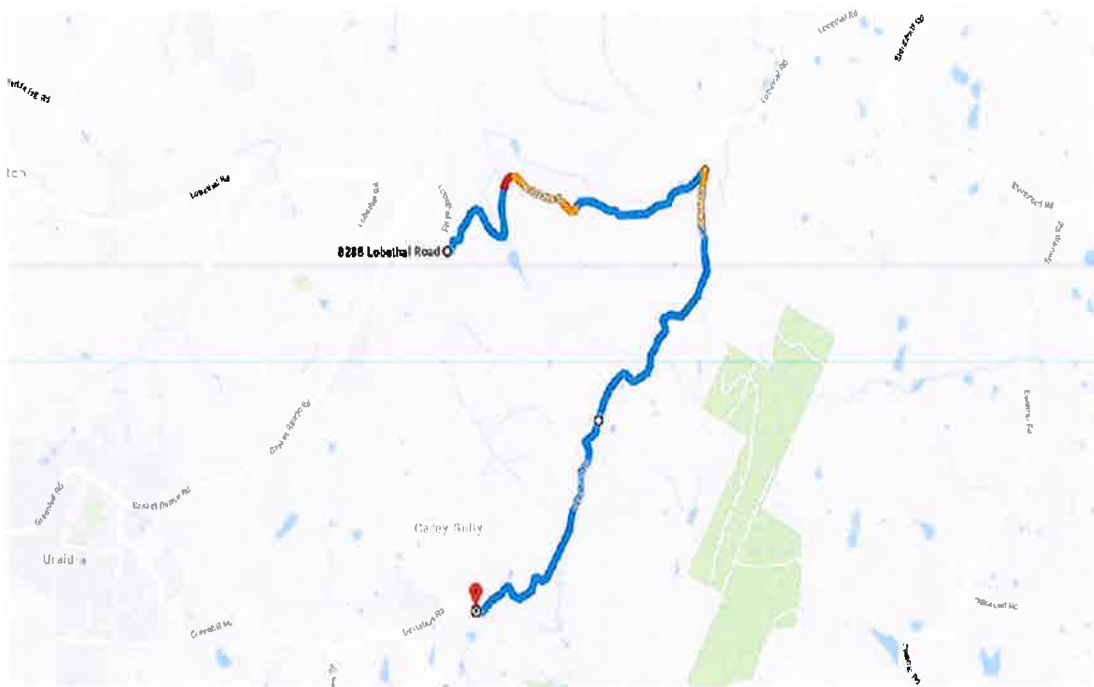
Lobethal Rd- Deviation Rd

Boundary Rd

Boundary Drive

Day: **Saturday 1st December**

Approximate Road Closure Times **10:00am until 2:00pm**





Stage 28 – Basket Range Reversed

Road Closed:
Lobethal Rd

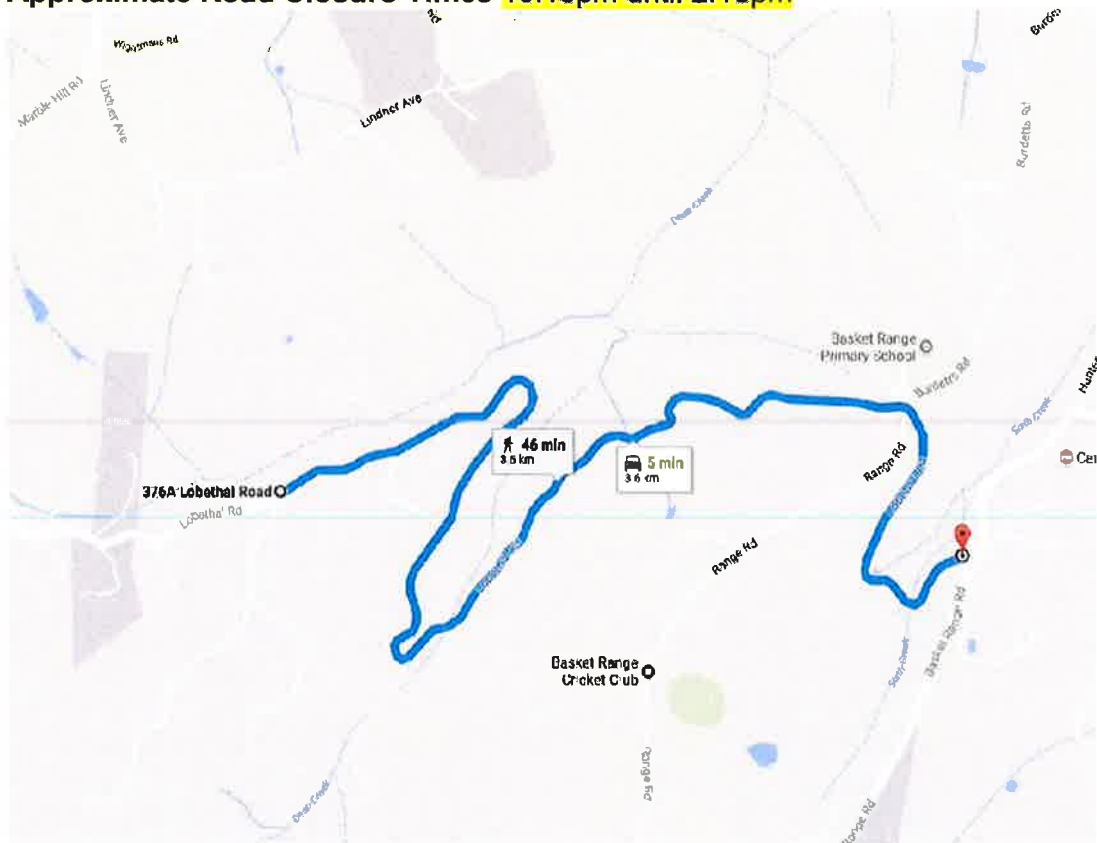
Closure Start:
Basket Range Rd and Lobethal Rd Intersection

Closure Finish:
Approximately #374 Lobethal Rd, Ashton

Intersections along Stage:
Range Road
Burdetts Road
(all of the above have access and egress)

Day: Saturday 1st December

Approximate Road Closure Times 10:15pm until 2:15pm





Stage 29– Mt Lofty Short

Road Closed:
Greenhill Rd and Summit Rd

Closure Start:
Cnr Yanagin and Greenhill Rds

Closure Finish:
Summit Rd and Cleland Wildlife Park entrance intersection

Intersections along Stage:
Greenhill Rd/Summit Rd Intersection, Sprigg Rd, Gores Rd

Day: Saturday 1st December

Approximate Road Closure Times 1:00pm to 4:45pm





Stage 32– Norton Summit

Road Closed:
New Norton Summit Rd

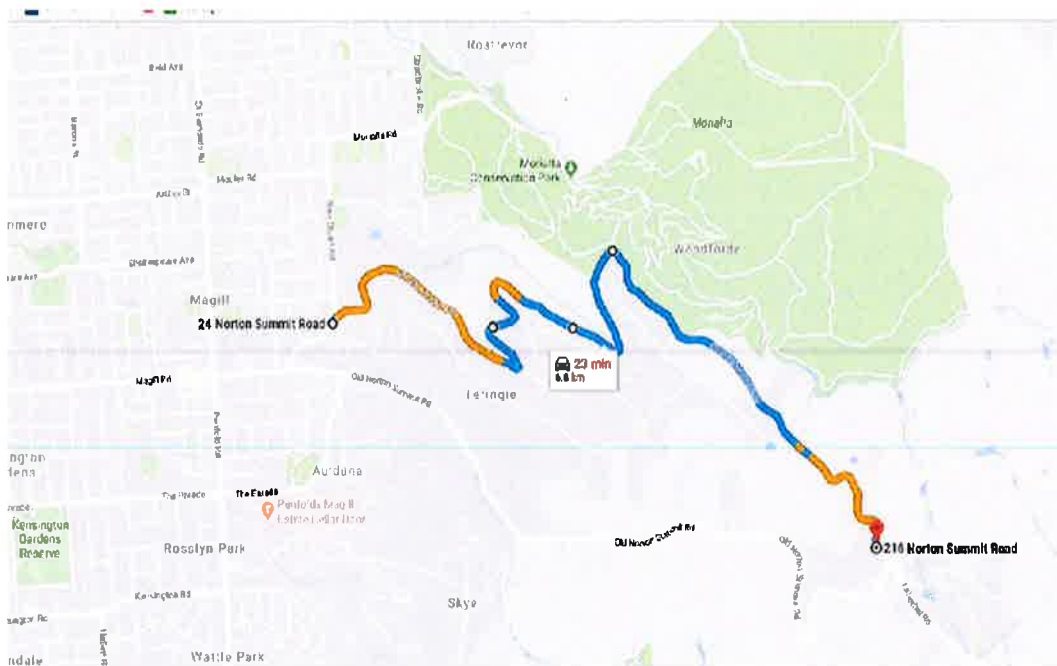
Closure Start:
Cnr Coach House Drive and Norton Summit Rd Intersection

Closure Finish:
Lobethal Rd and Norton Summit Rd Intersection (Scenic Hotel)

Intersections along Stage:
Teringie Drive
Valley Drive
Ridgeland Drive
(all of the above have access and egress)

Day: Saturday 1st December

Approximate Road Closure Times 2:15pm until 6:30pm





Traffic Management

Traffic Marshals

Traffic Marshals will be positioned at intersections along every stage. The responsibility of the marshal is to monitor spectator behavior, maintain crowd control and further, monitor traffic control at the designated spectator points. The traffic marshals have direct communication with Rally Headquarters

Event Organisers

Adelaide Motorsport Festival (Overarching event organisers)
Deb Briggs – General Manager – Sporting Car Club of S.A
Ph. 83734899
gm@sportingcarclub.com.au

Rally Subcontractor and Clerk of Course of the Rally:
Ivar Stanelis 0418834311 - ivar@rallysa.com.au



Operational Elements

Access for Emergency Services and Residents

Emergency services, namely Fire, Medical and Emergency recovery will be positioned within close proximity of the closed road section.

With prior approval through rally control, emergency services will be provided access along all existing road routes.

Emergency Response Procedure

Fire, Medical and Emergency recovery vehicles will be positioned in close proximity to the closed road section. This allows for rapid access and fast response times.

Pre Event Activities

The Sporting Car Club of South Australia does not condone competitors practicing on the roads prior to the event. Those found to be breaking road rules will be Penalised and/or Disqualified from the event.

Resident Access

Residents along the closed road section have the ability to seek access within the road closure times upon application for legitimate exceptional circumstances. The application will be assessed by organisers and where permissible access will be organized with the resident. Applications for access need to be made prior to **October 28th 2018** so as to allow for the modification of running schedule to accommodate the resident needs.

Access will be granted along existing road routes.



Trespassing and Driveways

All stage marshals will be briefed prior to the commencement of the event. Within this briefing the policing of spectators, including directing spectators to the designated vantage points will be covered. Also included will be instructions on the traffic management and directing cars away from resident driveways.

A spectating guide will be published on the website. The spectating guide attempts to drive spectators towards the organized Lunch Stops such as the Stirling Lunch Stop

Post Event Clean Up

The organisers are committed to maintaining the quality of the roads and verges following the event so as to maintain future relations with local council and residents to ensure future prosperity of the land and the event.

Property Damage

The organisers are committed to making sure that no damage will occur to property within their control. In the event that a resident or the council experiences damages cause directly by the event, a review will take place to ensure timely action to resolve the damages. The event has property damage coverage as part of its insurance policy.

Contact Details

Adelaide Motorsport Festival (Overarching event organisers)
Deb Briggs – General Manager – Sporting Car Club of S.A
Ph. 83734899
gm@sportingcarclub.com.au

Tim Possingham – Council and Community Liaison in relation to the Adelaide Rally
tim@soonmarketing.com.au

Rally Subcontractor and Clerk of Course of the Rally:
Ivar Stanelis 0418834311 - ivar@rallysa.com.au

CAMS Event Organising Permit Number: # 818/0112/01



Part B

CAMS (Confederation of Australian Motorsport) Event Organising Permit number

818/0112/01

Community Engagement Plan

The organizer will send out a mailout via Australia Post to all residents and businesses that fall within the directly affected road sections in the Adelaide Hills Council region. This will advise people of the intentions of the event and request feedback.

The organiser to post a full schedule of road closures on the www.adelaidemotorsportfestival.com.au website.

The organisers will review any negative feedback from the council or the residents and to create a community consultation solution.

Proponent's risk management plan

Organiser to supply **TBA**

General community support for the proposal

This will be gauged by the amount of feedback the event receives.

To date there has been exceptionally low negative feedback (3 recorded pre event in 2016) of 711 affected residents. There were 4 positive reports pre event in 2016.

In 2017 there were 2 negative responses received from 403 directly affected residents representing .49 of 1 percent having a negative view of the event.

A current feedback report has been sent to council for the 2018 event



The attitudes of all property owners affected by the proposal

This will be monitored, reported and acted on as part of the consultation process. Council will receive a pre-event report and a post event report detailing issues and attitudes of residents.

Economic benefit of the proposal to Council's area and the economy of the State

The event has great potential for overall state and local council benefits in regards to exposure via Social Media, Print Media and our one hour television program that will feature post event. Furthermore, there will be large flow on effects such as photos from the event along the stages on the web for years to come.

Rally events bring millions of dollars into South Australia each year. The events are deliberately designed to benefit small towns and regional areas, with planned rest stops where crews spend on fuel and food. Interstate and capital city spectators are also drawn into these regions, providing a boost to local tourism. Event organisers work closely with government departments, municipal councils, service clubs, transport groups, local businesses and residents along the stage routes to ensure their perspectives are well understood and considered in all stages of planning. These rallies are reliant on local community support and, recognising this, organisers place high value on supporting community priorities in return.

The entire event delivers an estimated economic benefit to the state of in excess of \$4.0 million. Without the support of each council region the benefit to the state as a whole could not be achieved.

Traffic management arrangements that will be adopted if the proposal is approved

Organiser to supply pending approval and further consultation with SAPOL.

Consideration that has been given by the proponent to minimise the impact of the proposal on local, business and tourist traffic and considerations of alternative routes



The stages within the Adelaide Hills council region are primarily run at a time that does not affect peak tourist traffic times, nor does it lock in any tourist venues or limit access to tourism focused venues at peak times. Careful consideration has been made to develop a spectator friendly zone within the council region to deliver benefit back to the community and bring cultural diversity and vibrancy to the region.

The proponents experience in delivering similar events

Rally One Pty Ltd has had years of experience running highly successful sporting events. This includes Classic Adelaide 2007, 8, 9, Rally S.A (17 years), Adelaide Rally 2017. Other regional Rallies and sections of the Sydney to London Rally.

Arrangements that will be in place to make good any damage to Council or private infrastructure and to clean-up the route at the conclusion of the event

Stage Teams are briefed on clean up procedures after the stage is finished and prior to road opening. A post event report will detail any damage to council infrastructure which needs to be rectified. A sweep and recovery car also note damage along the route and effect temporary repairs as required. Arrangements will be made post event to pay for the damage to infrastructure by the insured organiser.

The environmental impact of the proposal and measures proposed to be taken to minimise the impact on the environment.

The greatest environmental risk is through spectator damage to bushland. We attempt to mitigate the risk by providing alternative areas for spectators to see the cars up close such as the Stirling Lunch Stop. Under the event technical regulations, vehicles are allowed to run Ethanol blended fuels and modern electric vehicles are encouraged to enter particular categories of the event.

Arrangements that are in place with Police and Emergency Services

As part of the approval process for road closures and CAMS event permits these things are in place. Organisers also present to ESMECC (Emergency Services Major Event Coordination Committee) in August 2018 and liase with all services leading up to and on event.



Measures to be taken by the proponent to protect public safety and public property

As per CAMS regulations under the permit.

Measures to be taken by the proponent to prevent damage to Council's infrastructure

As per CAMS regulations under the permit

How the event supports the community and what charitable benefits are associated with the event;

The event has in the past made a charitable donation to community groups in exchange for volunteers that may wish to play an active role in the event. The event supports the wider community through broader reaching benefits of tourism, vibrancy and its festive nature. The event is owned by a registered not for profit being the Sporting car Club of S.A

Compelling positive aspects associated with the event.

The Adelaide Rally is an internationally recognised event. The event attracts international participants from as far away as Ireland . The event is supported by South Australian Tourism Commission. This brings a large amount of exposure via television (1 hour TV special), social media, print media and other channels of publicity. Being involved in this event will not only provide exposure through these channels, but your local council will also be associated with a world renowned event.

Certificate of Currency for Public Liability Insurance

TBA Certificate of Insurance. (Attachment B)

ENDS

Appendix 2

*Shannons Adelaide Rally – Resident Consultation Letter
Stirling*



ADELAIDE RALLY
Wednesday 28th to Saturday December 1st 2018

**COMMUNICATION TO RESIDENTS WITHIN THE VICINITY OF
PROPOSED ADELAIDE HILLS TEMPORARY ROAD CLOSURES**

DATE 23/6/2018

Dear Owner/Occupier

Re: Proposed Motoring Event

I am writing to inform you that the Sporting Car Club of South Australia (Est 1934) wishes to run an event named the Shannons Adelaide Rally in the Adelaide Hills Region during the period Wednesday 28th to Saturday December 1st 2018

A road within your vicinity has been selected to host a closed road section within the proposed rally route. (see proposed closed road map overleaf)

The Adelaide Rally 2018 is a predominantly classic themed motoring event that is supported by The South Australian Tourism Commission. The event is based on the Classic Adelaide Rally of 1995-2009 which was an iconic South Australian Major Event of international note.

The event will be televised nationally, features visiting media and will showcase the region, its produce and its people.

The event has a competitive side reserved for approximately a third of the field, though it is primarily focused on touring, tourism, vibrancy and cultural diversity.

In some cases there are two short road closures per day to facilitate access for residents in between the running of the event stages. Please pay particular attention to the timings shown overleaf.

This will be a fully sanctioned event run under the jurisdiction and rules of the Confederation of Australian Motor Sport (CAMS) and carries the appropriate insurances and permits. It is compliant with Adelaide Hills Council Major Events guidelines.

A community event in Stirling on Saturday 1st December will bring spectators and national media to the region as well as valuable flow on effects in tourism and economic benefits.

We are accepting written feedback in relation to the proposed road closures via email and post prior to **Tuesday 17th July**. If you do not reside on the affected property, and have a tenant on site please forward this information to them.

**WE WILL KEEP YOU INFORMED OF THE PROPOSED TEMPORARY ROAD CLOSURES VIA
POST PRIOR TO THE EVENT**

Please send feedback to admin@adelaidemotorsportfestival.com.au or
Att'n Rally Coordinator C/O Sporting Car Club of S.A.
51 King William Rd, Unley 5061.

Stage 26 and 31 – Stirling

Run Twice in the same direction during the closure as Stirling #1 and #2

Roads Closed:

Sturt Valley Rd and Ironbank Rd

Closure Start:

Evans Drive and Ironbank Rd Intersection (*Note , Evans Drive is open to traffic)

Closure Finish:

Sturt Valley Rd & Longwood Rd Intersection

Intersections along Stage:

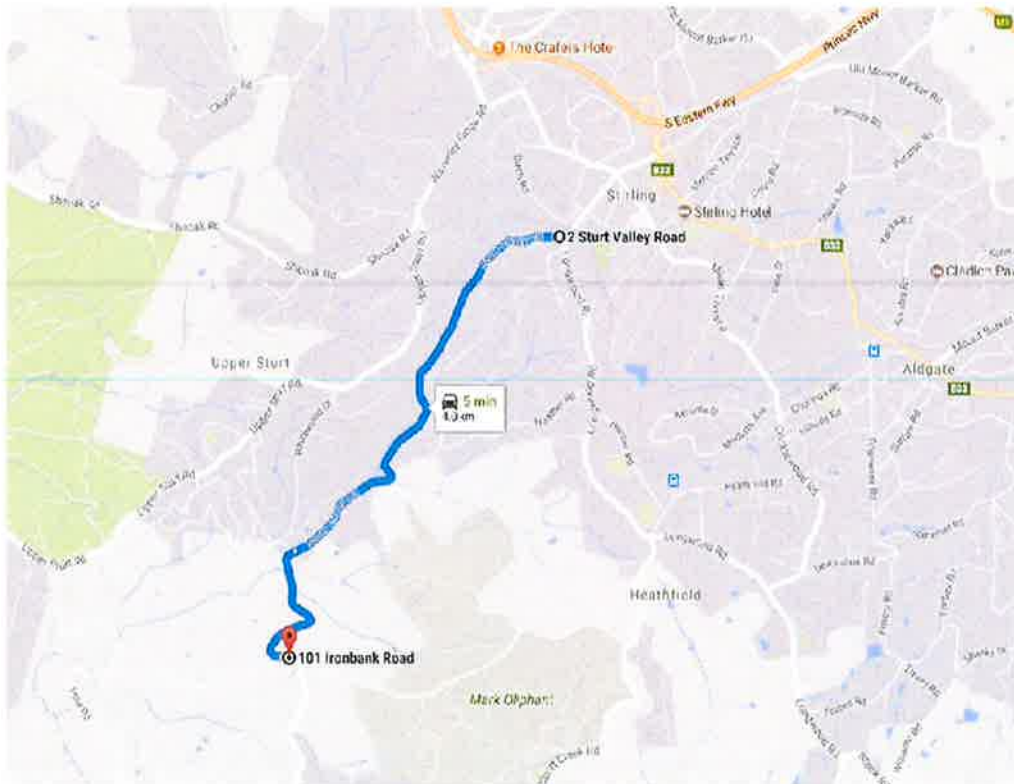
Wooly Butt Rd

Sturt Valley Rd / Ironbank Rd Intersection

Heather Rd

Day: **Saturday 1st December**

Approximate Road Closure Times **9:45am until 1:45pm & 2:00pm until 5:45pm**



Appendix 3

Shannons Adelaide Rally – Resident Consultation Feedback Report



ADELAIDE RALLY
November 28- December 1st 2018
Community Consultation Report for AHC
18/7/2018

Attention Anisa Cadd

Re: Community Consultation Feedback Report

Anisa,

As discussed over the past 12 Months, the Sporting Car Club of South Australia wishes to hold a significant part of the 2018 Adelaide Rally within the Adelaide Hills Council Region once again. This would involve 12 temporary road closures within the region, some of which are closed twice and a Lunch Stop at Stirling. A significant part of the approval process involves community consultation.

The consultation methodology and timeline used thus far has involved:

- Meetings throughout the period December 2017- Current to keep council staff up to date about the event and road proposed road closures.
- Formulation of a proposed route using previous feedback, concerns and benefits (Done in the first quarter of 2018)
- Consultation with Council on the proposed route (Done Mid 2018)
- Finalisation of a route to put to new public consultation
- Formulation of community consultation letters and language in conjunction with AHC staff
- Consultation with Stirling Business Association regarding a potential Community event at Stirling separate to the road closures.
- Refining of the proposed Community event in Stirling which was moved to Stirling oval after consultation with SBA.
- Finalisation of proposed road closures to fit with other regions and their feedback as well as event timeline constraints and peripheral events.
- 21 Days of direct community consultation to affected residents ending July 17th 2018
- Finalisation of the route and final recommendation to council.

Final route taking into account resident impact.

The final route includes 50% of the roads used this year that were not used in 2017. These were used in 2016 with the exception of Mt Bera Stage which has not been used for over 3 years. The rotation of roads is once again a focus for us to deliver variety to the event each year but also reduce year on year exposure to affected residents.

With the lunch stop on Saturday being located at Stirling it was decided to maintain the stages of Ironbank and Stirling being in closest proximity to the community event to maximise visitation to the area. This way people can see the cars up close at Stirling and also just a short drive away, view them on the closed road stage.

We have continued to use short stages for the majority of the event in 2018 in an effort to provide increased detours to the community in places such as Ironbank where traffic can flow between Cherry Gardens/ Ironbank and Heathfield / Stirling areas via the detours of Evans drive. This proved to be incredibly effective in 2017 during the running of Stirling and Ironbank stages.

The integration of longer stages of Chain of Ponds, Gorge and Castambul are predominantly lined by SA Water and National Park, meaning that there are significant reductions in the number of affected residents on these long stages when compared to events held some years ago.

We have also examined previous negative and positive feedback and have selected roads with historically low negative feedback. The number of residents consulted was increased to 738 from 388 in 2017, mainly due to increasing the consultation boundaries to just outside the affected residents area and better data provision from AHC.

By the Numbers: Feedback reports - Negative / Positive in AHC region

738 Directly affected residents were contacted

10 Were compelled to make an enquiry or comment

5 Negative Responses (0.6% of those canvassed)

Of the 5 negative responses two contained broad based negativity for the event and the other 3 contained constructive content relating to closure timings and positions.

3 Responses seeking further information about the event

2 Positive response

We received one extremely negative response which was not specific to the road closure in question. The letter attacks the language used in the AHC approved mailout, makes claims about the use of a declining energy source (assume petrol) and references the rally as a 4 day race where people indulge in an "obsolescent fantasy". The letter was received via email with a supposed Yarrabee Rd Address being the address of the affected resident.

There were two other letters received from people living on the Mt Lofty Stage. These focused on the length of time of the closure and one suggested moving the start or finish point to facilitate access to Yarrabee Rd.

It should be noted that when Mt Lofty Stage was run in 2015, there were 3 positive and 1 negative forms of feedback reported making it the stage that had the highest slant towards positive to negative feedback of any stage in the event. In 2016 there was no feedback received at all.

In response to the recent negative feedback, we are now examining the possibility of shortening the course for the second running of the Mt Lofty Stage due to run in the afternoon such that there is access for Yarrabee and Yanagin Rds. This will less than halve the closure time for nearly all the affected residents on the closure. Please see the Maps below that show the proposed revised route for Mt Lofty#1 and Mt Lofty #2

MT Lofty Run #1 Below



MT Lofty Run #2 Below with access to Yanagin and Yarrabee Rds Greenhill



We also received negative feedback that was broadly negative of motoring events from a Deviation Rd resident on the Old Basket Range Stage

There was one negative response from residents on the Montacute Rd section of the Castambul Stage received. This being a Cherry Farmer who has a pick-your-own business. This resident also sent feedback in 2016 and was presented with an offer to have a stall at the 23,000 strong Adelaide Motorsport Festival alongside other food vendors, at no cost, but declined the offer. We have

MT Lofty Run #1 Below



MT Lofty Run #2 Below with access to Yanagin and Yarrabee Rds Greenhill



We also received negative feedback that was broadly negative of motoring events from a Deviation Rd resident on the Old Basket Range Stage

There was one negative response from residents on the Montacute Rd section of the Castambul Stage received. This being a Cherry Farmer who has a pick-your-own business. This resident also sent feedback in 2016 and was presented with an offer to have a stall at the 23,000 strong Adelaide Motorsport Festival alongside other food vendors, at no cost, but declined the offer. We have

deliberately scheduled the closure for a Friday to minimise impact to roadside Cherry retailers on the weekend, we also scheduled the closure in this area to start after the morning commute and end before the evening commute home.

The requests for more information were clarification of Bus access (Montacute Rd – Castambul Stage) where the resident was satisfied with our coordination of the bus in question. Another was a Norton Summit Resident clarifying the taping off of driveways when the stages are set up. In this case the resident specifically stated they were not criticizing the event and has “no problem with the closure”. Further information was provided to this resident.

The final enquiry was from Templewood Riding Centre who are located near to Chain of Ponds Stage. The query was related to the start point for the closure as many years ago they had restricted access due to miscommunication with SAPOL about the closure point. We reassured them that the closure point is after Fiddlers Hill Rd and they have uninterrupted access and egress.

The two positive responses were on Ironbank Stage. One was a simple letter stating “We live on one of the proposed road closure areas and wish to advise our support of this event. The interruptions are minimal and brings great value to the area and SA.”

The other was from Hamish Laurie of the business Deviation Rd Winery that is seeking to leverage the event for more exposure and may run a new concept called “Stage Safari” where two bus loads of spectators follow the tour section of the rally into the stage and stop at the winery to view the field .

Key Themes identified from the feedback:

The only common theme within the extremely small amount of feedback received was the length of the closure on Mt Lofty Stage. This being mentioned in 3 forms of feedback from that location. We shall address that with a revised route for that area that dramatically cuts the closure time down.

Feedback from Neighbouring Regions thus far:

Thus far we already have approvals from 5 other council regions. We only received 2 responses to feedback in these regions, both of these were in the Mt Barker Region and both were positive.

Community Event Plans:

We enjoyed a good meeting with Stirling Business Association in May 2018 in relation to a proposed Street party in Stirling. Some planning work was actioned to create an event that would draw approximately 2000 people to the main Street on a Saturday. However later SBA consultation with traders led to some traders to oppose the proposed closure. These traders believed that they were adversely affected by the Tour Down Under Closure and thought the same thing may happen again. At this point it was decided to move the Lunch Stop to the Stirling Oval and that there would be a reduction in the festive activities that were planned.

END

Regards, Tim Possingham
Fr Adelaide Rally

0417171730

APPENDIX 12

Council Policy

Festivals and Events



COUNCIL POLICY

 <p>Adelaide Hills COUNCIL</p>	<h3 style="margin: 0;">FESTIVALS AND EVENTS</h3>
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Policy Number:	COM-11
Responsible Department(s):	Communications, Engagement & Events
Other Relevant Policies:	Public Consultation Policy Liquor Licensing Policy Tributes for Commemorative Services Policy
Relevant Procedure(s):	Nil
Relevant Legislation:	<i>Local Government Act 1999 Road Traffic Act 1961 Liquor Licensing Act 1997 and Codes of Practice Development Act 1993 Development Regulations 2008 Food Act 2001</i>
Policies and Procedures Superseded by this policy on its Adoption:	Festivals and Events Policy 12 April 2016, Item 12.1, 10
Adoption Authority:	Council
Date of Adoption:	27 August 2019
Effective From:	10 September 2019
Minute Reference for Adoption:	Item 12.1, 213/19
Next Review:	No later than March 2022 or as required by legislation or changed circumstances

FESTIVALS AND EVENTS POLICY

1. INTRODUCTION

The attached Policy provides Council and its administration with principles and guidelines for administering festivals and events in our region. It references Council's Strategic Plan Goal: Connect 2.6 We will seek to bring Festivals and Events to our district that has social, cultural, environmental and economic benefits. The Policy will assist Council to clarify its role and strategic direction relating to festivals and events and manage the expectations of the community.

This Policy is to be read in conjunction with other relevant Council policies, including the Public Consultation Policy, Liquor Licensing Policy and Tributes for Commemorative Services Policy. The development of this Policy has taken into account requirements of the Local Government Act 1999, Road Traffic Act 1961, Liquor Licensing Act 1997 and Codes of Practice, Development Act 1993, Development Regulations 2008, and Food Act 2001.

2. OBJECTIVES

The objectives of this Policy are to:

- Clearly outline the Council's role and set out criteria to be used by Council and Council staff when assessing the level of support provided to festivals and events in the region.
- Provide festival and event organisers with clear and helpful instructions.
- Build community spirit, increase local interest and participation, strengthen local values and tradition, and encourage volunteering.
- Provide opportunities for recreation, fun, entertainment, celebration and education.
- Contribute to a positive external image of the Adelaide Hills communities.
- Provide economic benefit to the community.

This Policy governs Council's approach to all festivals and events within the district, irrespective of whether they are held on Council land, community land or private premises. It also governs Council's approach to events held adjacent to the district that will have effects within the Council boundary; for example traffic flow or noise.

3. DEFINITIONS

The definitions relate to the organisation, structure and type of event.

“Community Festivals and Events” means those festivals or events that create and foster a positive community spirit through participation, volunteering and co-operation. They may provide opportunities for recreation, entertainment, celebration and education. These events are typically held by not-for-profit organisations to celebrate or remember significant events or to fundraise for community initiatives or charitable purposes.

“Community-Council Collaborative Festivals and Events” means those festivals or events that are a collaboration of community groups and Council, working together to create an event for the benefit of the broader community. The events may be recurrent in nature.

“Commercial Events” means events conducted for the purpose of marketing, promoting or selling a service or product, or for providing entertainment for profit. Examples: live performance or concert, trade show, product promotion.

“Council operated event” means an event initiated and managed by the Council.

“Event Organiser” means the individual or group responsible for the planning and execution of an event. This person will be the main contact for Council in relation to the event.

“Level of Support” means the level of support for the event in the community. It is assessed by Council on a case by case basis. When residents are not directly impacted, **support** from the community may be able to be inferred from past experience and feedback. A street closure affecting local traffic might require proof of at least 75% support (or no more than 25% opposition) from those affected residents (depending on factors such as time, duration and extent of impact) to be deemed to have **support**.

“Private Festivals or Events on Council or Community Land” means events held for private purposes that generate no revenue to the organiser. The event is generally not granted or guaranteed exclusive use of any public area. Examples: wedding ceremony, family picnic, birthday celebration.

“Public Festivals or Events on Private Land” means events open to the public (with or without an admission charge) that are held entirely on private land.

“Community Land” is defined under Section 193(1) of the *Local Government Act 1999*. All local government land (except roads) that is owned by council or under council's care, control and management at the commencement of this section (the *commencement date*) is taken to have been classified as community land unless –

- a) The council resolves to exclude the land from classification as community land within three years after the commencement date; and

- b) The land is unaffected by provisions of a reservation, dedication, trust or other instrument that would prevent or restrict its alienation.

“Competitive Motoring Events” means a motoring or ‘motorsport’ event that is licensed by a national governing body.

“Non-Competitive Motoring Events” means motoring events that are not licensed by a national governing body.

4. POLICY STATEMENT

4.1. Council’s role

The Council may initiate, pursue, conduct, sponsor, promote or support festivals and events within the area for social, economic, cultural or environmental outcomes. The Council may do so in partnership with other councils, government agencies, community groups, individuals or private organisations.

The Council may consider unsolicited proposals for festivals or events support on a case-by-case basis.

4.2. Trading opportunities at Council operated events

Where commercial trading opportunities exist at a Council-operated event, those opportunities will be provided to local traders to help showcase their products and build recognition of local brands and offerings. Where attendee demand is likely to be unmet by local traders, vendors from outside the district may be permitted.

The Council will also offer opportunities for local community groups, where appropriate, to provide fundraising and community building opportunities at Council operated events.

4.3. Support for non-Council operated festivals or events

Council support for non-Council operated festivals or events in the Adelaide Hills region is dependent on the size, type and location of the event being proposed, as well as any contractual or legislative requirements.

Organisers should note that the Council may have a regulatory role in approving aspects of the festival or event (e.g. consent to road closures, development approval, licensing the exclusive use of Council land, permitting roadside trading, food safety, burning permits, etc.) in addition to logistical and promotional support. The Council’s regulatory functions are carried out according to the relevant legislative and policy requirements for that aspect of the event. Organisers should therefore be aware that support for one

aspect of a festival or event does not necessarily imply any particular position in relation to those aspects over which the Council plays a regulatory role.

Council may undertake any or all of the following actions in accordance with case-by-case requirements and within the limits of available resources:

- Receive applications, assess and provide guidance and support within the Policy expectations
- Provide feedback, complaints support, permissions, promotion, equipment and waste management assistance as appropriate
- Provide the use of indoor or outdoor venues
- Notify event organisers of additional steps to satisfy Council or legislative requirements.

4.4. Eligibility for Council support

Council support (financial or in-kind) may be available under either of the following circumstances:

- The event is initiated, supported, organised, financed and/or managed by the Council
- The event is proposed by non-Council groups and is not for commercial gain, or private or exclusive interest.

Council support for events is generally in the form of in-kind support by way of event management support or advice, publicity and promotion, road closures, waste management, signage and equipment. Financial support is usually gained through applications to Council's Community Grants program for seed funding or for equipment supporting the sustainability of the event.

Council will consider requests for support as part of the festivals and events application process on a case-by-case basis.

4.5. Expectations regarding timing, support or approval

Festival and event organisers should note the following outline of expectations around seeking approval and/or support. The application process and application criteria are detailed in sub-sections 4.6 and 4.7.

- The organiser is to communicate intention to run the festival or event to Council and complete a Festival and Event Application
- Council will process applications as follows:

- Assess festival or event criteria and eligibility for support
- Identify whether festival or event requires additional guidelines or falls under exceptional categories
- Identify whether festival or event requires development approval
- Confirm provision of necessary plans and paperwork
- Council is to provide feedback or approval to event organiser
- Additional meetings or discussions may occur if deemed necessary.

To ensure suitable time for processing requests and working through any necessary elements, it is requested that applications are submitted to Council **no less than three months prior to the festival or event** in question. Festivals or events that fall under **exceptional categories** are listed below in sub-section 4.6 and in the Policy appendices. These appendices should be consulted for specific deadlines as they **may be longer than three months**.

In the case that a festival or event has arisen with less than three months' notice, event organisers should call the Council in the first instance to discuss plans and expedite assistance if possible.

Council commits to acknowledge Festival and Event Applications within 5 days of receipt and to have completed their assessment within one to three months of **receipt provided all supporting documents are submitted as needed within this timeframe**. This timeframe does not include those events that require development approval. Applications will generally be processed chronologically by event date.

4.6. Festival and event application process

Festival and Event applications will be assessed in the first instance by Council staff. Applications that include any of the following elements may be referred to a Council Meeting for consideration.

- Potential to attract a large crowd e.g. outdoor concerts
- Potential for significant sensitivity, controversy or opposition to be generated
- Requirement for road closures
- Request for significant Council sponsorship (financial or in-kind).

Specific guidelines apply to certain types of events, irrespective of how they are structured or organised. These guidelines are set out in the Policy appendices and should be considered in conjunction with the Policy if relevant.

- Guideline No. 1 for Competitive Motoring Events
- Guideline No. 2 for Non-Competitive Motoring Events

- Guideline No. 3 for Events Involving Animals
- Guideline No. 4 for Sporting Events

4.7. Assessment criteria

The criteria for assessing applications for Council support are based on the needs and expectations of the community as reflected in the Adelaide Hills Council Strategic Plan - Your Adelaide Hills.

Festivals or events that are open to the public on Council or community land must provide evidence of minimum \$20 million public liability insurance before they can be approved.

In addition to aligning with the goals of the Strategic Plan, support for festivals and events will be assessed around the following considerations, with the Council needing to be satisfied that the benefits outweigh the detriments:

Community impact

- Opportunities to increase community connections and volunteering
- Opportunities for benefit to local community groups and causes
- Potential for community enjoyment
- The balance of festivals and events across the region
- The commitment to appropriate public engagement
- Effects of noise and nuisance
- Safety, availability and consumption of alcohol, number of patrons
- Impact of road closures on access to public roads

Economic impact

- Potential for significant fundraising for projects within the community
- Potential to attract additional visitors and economic activity to the region
- Impact on surrounding businesses
- The groups or organisations that stands to benefit financially from the festival or event

Environmental Impact

- Opportunities to enhance environmental outcomes by embracing sustainability themes and principles (including in waste management)

- Potential for detrimental impact on the environment including factors such as damage to flora and fauna and excessive waste left on site

Timing

- Proposed timing of the event in relation to existing events and the availability of tourism resources, accommodation etc.
- Impact on seasonal economic activities (such as harvest seasons)
- Increase in events during the shoulder and low tourism seasons (May to September)
- Safety arrangements and risk management undertaken for events especially given seasonal factors including the Fire Ban Season and potential for extreme weather.

Council's assessment and decision making, especially where there is potential for major inconvenience to the community (for example closed roads, limited access to property or loss of business revenue), will consider these criteria from the information presented by organisers in their Festival and Event Application. The higher the level of inconvenience or detrimental impact, the greater the responsibility for festival and event organisers to provide evidence of the benefits to community that will balance any loss of access, revenue or other negative repercussions.

Public Events on private land may require the organisers to advise or confirm proof of: Council development approval under state development law, a liquor licence, public liability insurance, a food business notification number, a pyrotechnics licence, and/or a Roadside Trading Permit in certain cases.

Events that fall under the exceptional categories listed sub-section 4.6 and in the Policy appendices may have additional guidelines and requirements that must be met. Where consultation is required a Consultation Report must be provided by the event organiser to inform Council assessment and decision-making.

A Festival and Event Organisers Toolkit has been developed to assist event organisers in preparing an application. This includes:

- A Festival and Event Application
- A Motoring Event Application
- Applications for consent to liquor licences and roadside trading (if applicable)
- Environmental Health requirements for animal handling and sale of food (if applicable)
- Requirements for road closures and traffic management plans (if applicable)
- Requirements for resident consultation and/or notification plans

The toolkit also outlines additional recommendations from Council for a safe and successful event. Festival and event organisers may be asked to provide evidence of the

following additional documents for Council's consideration when assessing an application: An Event Management Plan, Site Map, Risk Management Plan, Emergency Response Plan, Traffic Management Plan and/or Pyrotechnics Report.

5. COST RECOVERY

5.1. Damages

The Council considers festival and event organisers to have full responsibility for any damage to public property that occurs as a consequence of their festival or event. The costs associated with repairing such damage will be the responsibility of the organiser; however repair work should be undertaken in consultation with Council.

5.2. Event cancellation

If a festival or event is cancelled for unavoidable reasons such as inclement weather, the organiser is responsible for the notification to Council and the general public. The organiser will be responsible for any costs attributed to the cancellation of the festival or event. Festivals or events on Council or community land must automatically be cancelled on catastrophic fire days.

5.3. Fees and charges

Fees will generally not apply to community events. Council reserves the right however, to charge an administration fee for commercial festivals or events, commensurate with the scale of the festival or event and the staff time required to assess the application.

The Council's Fees and Charges Register contains specific fees and charges applicable under this Policy, which may include:

- Fees for commercial trading at Council-operated events
- Fees for closing roads
- Application fees for commercial events.

6. DELEGATIONS

6.1. The Chief Executive Officer has the delegation to:

- 6.1.1.** Approve, amend and review any procedures that shall be consistent with this Policy; and
- 6.1.2.** Make any formatting, nomenclature or other minor changes to the Policy during the period of its currency.

7. AVAILABILITY OF THE POLICY

- 7.1.** This Policy will be available for inspection at the Council's Offices during ordinary business hours and via the Council's website www.ahc.sa.gov.au. Copies will also be provided to the public upon request, and upon payment of a fee in accordance with the Council's Schedule of Fees and Charges.

8. APPENDICES

- (1)** Event Guideline No.1 – For Competitive Motoring Events
- (2)** Event Guideline No 2 – For Non-Competitive Motoring Events
- (3)** Event Guideline No 3 – For Events Involving Animals
- (4)** Event Guideline No 4 – For Sporting Events

Appendix 1
Event Guideline No.1
For Competitive Motoring Events



Guideline No.1 for Competitive Motoring Events

Adelaide Hills Council Festivals and Events Policy

These Guidelines are to be read in conjunction with the Festivals and Events Policy

A Motoring Event Application must be submitted for these events. Details of the application process can be discussed with Council's events staff.

Council Decision

Competitive Motoring ("Motorsport") Events that involve full or partial road closures will be subject to a formal Council decision on every occasion. Council will take into account information provided by the applicant in relation to the following criteria:

Community impact

- The likely impacts of the rally in regards to noise, nuisance, safety, number of participants and spectators
- The extent and impact of road closures for this event and other similar events within 6 months either side of the event
- The rigor of the public consultation process
- The results of public consultation
- Opportunities to increase community connections and volunteering
- Potential for community enjoyment

Economic impact

- Potential for economic benefit or detriment to local businesses
- Potential to attract additional visitors and economic activity to the region
- South Australian Tourism Commission support will be highly considered

Environmental impact

- A minimal impact on the natural environment by embracing sustainability principles and waste minimisation practices
- Minimal impact to flora and fauna including trees and stock

- Minimal impact on the built environment including (but not limited to) roads, signage, fences and other structures.

Road Closure Applications

Each Motoring Event Application received by Council will be assessed on a case by case basis in regards to road closures. The applicant must demonstrate that the section of road to be closed has a low impact on the community, or low level of opposition in relation to a road closure through consultation with all affected residents. The results of this consultation must be compiled in a Consultation Report to be provided to Council no less than three months prior to the event date for consideration.

When considering a road closure application, Council administration will take into account any previous year's consultation results and any negative or positive feedback received during and post event. Based on this feedback, event organisers may be asked to review their proposed routes.

The potential national and international exposure of a Motorsport event will also be taken into consideration alongside community support when assessing the impact of multiple or repeated road closures.

Planning and Notice of Road Closures

For events requiring road closures notice of intention to run the event requires a minimum of six months' notice, with a Motoring Event Application and Consultation Report to be received with a minimum of three months' notice.

Event organisers that receive Council consent for road closures must provide written notification of the road closures to affected residents and businesses* at least three weeks before the event occurs and provide Council with evidence of this occurrence.

Advanced warning and detour signage must be placed in appropriate locations around the area for at least two weeks before the event occurs. Council must approve the size and content of these signs at least three weeks before the event occurs. Event organisers are encouraged to remind affected residents and businesses of the road closure by text message or email at periodic intervals in the days leading up to the event. Organisers must also make traffic detour information (including maps) available online to Council and the community a minimum of two weeks before the event is conducted. Preliminary information about resident notification arrangements is required at the time of submitting the Motoring Event Application. A route should be reconsidered if there is the potential for significant impact on usual local services (e.g. product deliveries or school bus services).

Practice Prohibited

Motorsport event organisers must instruct event participants that practising on the designated road before the event in competition cars is prohibited. Any use of public roads before the event is subject to normal road rules and conditions. .

Consultation with affected residents and businesses

Event organisers must undertake a consultation with all affected residents and businesses* and supply the results of this consultation to Council in a Consultation Report at least three months prior to the event before a final decision will be made. Preliminary information about consultation methods is required at the time of notification of the event to ensure a balanced approach is undertaken.

Contact information (excluding identifying data) of all affected residents and a model resident consultation letter will be supplied to the event organiser as soon as possible after a preliminary assessment of the application has occurred. It is recommended that all motorsport event organisers conduct resident consultation using the model letter provided and, if deemed necessary by Council or the event organiser, arrange public meetings for further public consultation. Council must approve the final consultation letter prior to providing resident contact information. Any resident feedback received directly to Council will be forwarded to the event organiser to address and to include in the Consultation Report.

Feedback from all forms of consultation is required to Council a minimum of three months ahead of the event. Any steps taken to mitigate community concerns should also be included.

A resident/business reminder letter of the event is required in conjunction with advance road closure signage (as above). Distribution of multiple sources of advance notice communication such as advertising, signage, email or sms and allowing residents to 'opt in' to receive further sms or email updates will be favourably considered.

*For the purposes of resident consultation in relation to road closures, an "affected resident" includes any resident or business that will be denied road access to their property during the closure period, whether their access point is on the competition route itself or on an adjoining road rendered inaccessible by the closure. Other residents with property boundaries adjoining or adjacent to the route may also be included in the consultation process if they could reasonably expect to be inconvenienced by the road closure and/or the conduct of the event.

Appendix 2
Event Guideline No.2
For Non-Competitive Motoring Events



Guideline No.2 for Non-Competitive Motoring Events

Adelaide Hills Council Festivals and Events Policy

These Guidelines are to be read in conjunction with the Festivals and Events Policy

A Motoring Event Application must be submitted for these events. Details of the application process can be discussed with Council's events staff.

Council Decision

Non-Competitive Motoring Events (car shows, classic car convoys etc.) that involve full or partial road closures require a formal Council decision on every occasion. The Council may, however, provide in-principle support for an event to occur in a number of consecutive years, subject to conditions which will apply over the duration of that support.

Council will take into account information provided by the applicant in relation to the following criteria:

Community impact

- The likely impacts of the rally in regards to noise, nuisance, safety, number of participants and spectators
- The extent and impact of road closures for this event and other similar events within 6 months either side of the event
- The rigor of the public consultation process
- The results of public engagement
- Opportunities to increase community connections and volunteering
- Potential for community enjoyment

Economic impact

- Potential for economic benefit or detriment to local businesses
- Potential to attract additional visitors and economic activity to the region
- South Australian Tourism Commission support will be highly considered

Environmental impact

- The impact on the natural environment and opportunities to enhance environmental outcomes by embracing sustainability principles and waste minimisation practices
- Minimal impact to flora and fauna including trees and stock
- Minimal impact on the built environment including (but not limited to) roads, signage, fences and other structures.

Road Closure Applications

Each Motoring Event Application received by Council will be assessed on a case by case basis in regards to road closures. If the applicant can demonstrate that there is a low level of opposition in relation to a road closure, or that the section of road to be closed has a low impact on the community, then repeated use of that road may be approved.

The potential national and international exposure of a motoring event will also be taken into consideration alongside community support when assessing the impact of multiple or repeated road closures.

Planning and Notice of Road Closures

For events requiring road closures notice of intention to run the event requires a minimum of six months' notice, and a Motoring Event Application is to be received with a minimum of three months' notice. If repeated closure of the road has not already been approved by Council a Consultation Report will also be required at the time of application.

If road closures are approved, event organisers must arrange for advanced warning and detour signage to be displayed in appropriate locations around the event route for a minimum of two weeks before the event date. Organisers must also make traffic detour information (including maps) available online for Council and the community a minimum of two weeks before the event date. Preliminary plans for advance notice signage and communications arrangements are required when submitting the Motoring Event Application. A route should be reconsidered if there is the potential for significant impact on usual local services (e.g. product deliveries or school bus services).

Consultation with affected residents and businesses

When applying for an inaugural event or repeated use of roads, event organisers must undertake consultation with all affected residents and businesses* and supply the results of this consultation to Council in a Consultation Report before a final decision will be made.

Contact information of all affected residents (excluding identifying data) and a model consultation letter will be supplied to the event organiser as soon as possible after a preliminary assessment of

the application has occurred. It is recommended that all motoring event organisers conduct resident consultation using the model letter provided and, if deemed necessary by Council or the event organiser, arrange public meetings for further public consultation. Any resident feedback received directly to Council will be forwarded to the event organiser to address and to include in the Consultation Report.

Feedback from all forms of consultation is required to Council a minimum of three months ahead of the event. Any steps taken to mitigate community concerns should also be included.

*For the purposes of resident consultation in relation to road closures, an “affected resident” includes any resident or business that will be denied road access to their property during the closure period, whether their access point is on the competition route itself or on an adjoining road rendered inaccessible by the closure. Other residents with property boundaries adjoining or adjacent to the route may also be included in the consultation process if they could reasonably expect to be inconvenienced by the road closure and/or the conduct of the event.

Appendix 3
Event Guideline No.3
For Events Involving Animals



Guideline No.3 for Events Involving Animals

Adelaide Hills Council Festivals and Events Policy

These Guidelines are to be read in conjunction with the Festivals and Events Policy

A Festival and Event Application must be completed for these events. Details of the application process can be discussed with Council's events staff.

Events involving animals as the main attraction will require a formal Council decision if to be held on Council or community land.

A formal Council decision may be required for support of events involving animals in entertainment activities, where there is potential to cause harm or distress to those animals.

Organisers of events involving animals must comply with all RSPCA recommendations and standards as a minimum in order to minimise or prevent the harm or distress suffered to animals.

Events involving animals should also demonstrate appropriate consideration for:

- Transport, handling and containment of animals
- Waste removal, handwashing and sanitation requirements.

Wildlife and Conservation Establishments

These guidelines do not apply to events or activities that involve animals held at permanent wildlife and conservation establishments within the Council area.

Permanent wildlife and conservation establishments remain subject to existing legislation governing all of the above areas.

Appendix 4
Event Guideline No.4
For Sporting Events



Guideline No.4 for Sporting Events

Adelaide Hills Council Festivals and Events Policy

These Guidelines are to be read in conjunction with the Festivals and Events Policy

A Festival and Event Application must be completed for these events. Details of the application process can be discussed with Council's events staff.

Road-based Events (including cycle races, marathons, and other walking/running events)

Events that involve speed restrictions without road closures will be required to provide a Festival and Event Application and traffic management plan compliant with the *Road Traffic Act 1961* a minimum of two months prior to the event. If using any part of a state road, event organisers will also need to provide evidence of support from the South Australian Police and the Department of Transport and Infrastructure.

Events that involve road closures may be subject to a formal decision by Council.

For events requiring road closures notice of intention to run the event requires a minimum of six months' notice, with a Festival and Event Application and Consultation Report to be received with a minimum of three months' notice.

Event organisers that receive consent for road closures must arrange advanced warning and detour signage to be placed in appropriate locations around the area for at least two weeks before the event occurs. Distribution of other sources of advance notice communication such as advertising, letters, email or sms and allowing residents to 'opt in' to receive further sms or email updates, will be favourably considered. Organisers must also make traffic detour information (including maps) available to Council and the community a minimum of two weeks before the event is conducted. Preliminary information about these arrangements is required at the time of submitting the Application. A route should be reconsidered if there is the potential for significant impact on usual local services (e.g. product deliveries or school bus services).

Consultation with affected residents

Event organisers may be required to undertake consultation with all affected residents or businesses* of proposed road closures and supply the results of this consultation to Council in a Consultation Report before a final decision will be made. Council Event staff will work with event organisers if consultation is required.

Contact information (excluding identifying data) of all affected residents and a model resident form letter will be supplied to the event organiser if consultation is required.

Feedback from all forms of consultation is required to Council a minimum of four months ahead of the event. Any steps taken to mitigate community concerns should also be included.

Venue-based Sporting Events (in ovals, showgrounds or halls)

Venue-based events that require road closures are subject to the same guidelines as road-based events.

Sporting Events that involve motor sport should refer to Guidelines 1 and 2 for additional considerations.

*For the purposes of resident consultation in relation to road closures, an “affected resident” includes any resident or business that will be denied road access to their property during the closure period, whether their access point is on the competition route itself or on an adjoining road rendered inaccessible by the closure. Other residents with property boundaries adjoining or adjacent to the route may also be included in the consultation process if they could reasonably expect to be inconvenienced by the road closure and/or the conduct of the event.

APPENDIX 13

**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 28 AUGUST 2018
63 MT BARKER ROAD STIRLING**

In Attendance

Presiding Member: Mayor Bill Spragg

Members:

Councillor	Ward
Councillor Ron Nelson Councillor Jan-Claire Wisdom	Manoah
Councillor Ian Bailey Councillor Jan Loveday	Marble Hill
Councillor Kirrilee Boyd Councillor Nathan Daniell Councillor John Kemp	Mt Lofty
Councillor Lynton Vonow Councillor Andrew Stratford	Onkaparinga Valley
Councillor Linda Green Councillor Malcolm Herrmann	Torrens Valley

In Attendance:

Andrew Aitken	Chief Executive Officer
Terry Crackett	Director Corporate Services
Peter Bice	Director Infrastructure & Operations
Marc Salver	Director Development & Regulatory Services
David Waters	Director Community Capacity
Lachlan Miller	Executive Manager Governance & Performance
John McArthur	Manager Waste & Emergency Management
Ashley Curtis	Manager Civil Services
Natalie Westover	Manager Property Services
Melanie Bright	Manager Economic Development
Steven Watson	Governance & Risk Coordinator
Renee O'Connor	Sport & Recreation Planner
Steven Brooks	Biodiversity Officer
Lynne Griffiths	Community & Cultural Development Officer
Pam Williams	Minute Secretary

1. COMMENCEMENT

The meeting commenced at 6.33pm.

Mayor _____ 25 September 2018

**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
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2. OPENING STATEMENT

“Council acknowledges that we meet on the traditional lands of the Peramangk and Kaurna people and we recognise their connection with the land.

We understand that we do not inherit the land from our ancestors but borrow it from our children and in this context the decisions we make should be guided by the principle that nothing we do should decrease our children’s ability to live on this land”.

3. APOLOGIES/LEAVE OF ABSENCE

3.1 Apology

Nil

3.2 Leave of Absence

Nil

3.3 Absent

Nil

4. MINUTES OF PREVIOUS MEETINGS

4.1 Council Meeting – 24 July 2018

Moved Cr Ian Bailey

S/- Cr Linda Green

186/18

That the minutes of the Ordinary Council meeting held on 24 July 2018 as supplied, be confirmed as an accurate record of the proceedings of that meeting.

Carried Unanimously

4.2 Special Council Meeting – 17 July 2018

Moved Cr Nathan Daniell

S/- Cr Lynton Vonow

187/18

That the minutes of the Ordinary Council meeting held on 17 July 2018 as supplied, be confirmed as an accurate record of the proceedings of that meeting.

Carried Unanimously

**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 28 AUGUST 2018
63 MT BARKER ROAD STIRLING**

4.3 Special Council Meeting – 1 August 2018

Moved Cr Jan-Claire Wisdom

S/- Cr Linda Green

188/18

That the minutes of the Ordinary Council meeting held on 1 August 2018 as supplied, be confirmed as an accurate record of the proceedings of that meeting.

Carried Unanimously

4.4 Special Council Meeting – 14 August 2018

Moved Cr Ian Bailey

S/- Cr Jan-Claire Wisdom

189/18

That the minutes of the Ordinary Council meeting held on 14 August 2018 as supplied, be confirmed as an accurate record of the proceedings of that meeting.

Carried Unanimously

5. DECLARATION OF CONFLICT OF INTEREST BY MEMBERS OF COUNCIL

5.1 Material Conflict of Interest, Mayor Bill Spragg – Item 12.13, OmbudsmanSA Final Investigation Report

Under Section 74 of the *Local Government Act 1999* Mayor Bill Spragg disclosed a Material Conflict of Interest in Item 12.13, OmbudsmanSA Final Investigation Report, the nature of which is as follows:

- I was the source of the original complaint which lead to the referral to the Ombudsman.

Mayor Bill Spragg intends to leave the Chamber when this matter is discussed.

**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 28 AUGUST 2018
63 MT BARKER ROAD STIRLING**

5.2 Material Conflict of Interest, Cr Ian Bailey – Item 12.3, Community Grants 2018 - 2019

Under Section 74 of the *Local Government Act 1999* Cr Ian Bailey disclosed a Material Conflict of Interest in Item 12.3, Community Grants 2018 – 2019, the nature of which is as follows:

- I am President of Piccadilly CFS Management Committee and this group has been recommended for a grant.

Cr Bailey intends to leave the Chamber when this matter is discussed.

5.3 Material Conflict of Interest, Cr Malcolm Herrmann – Item 12.7, CWMS Review

Under Section 74 of the *Local Government Act 1999* Cr Malcolm Herrmann disclosed a Material Conflict of Interest in Item 12.7, CWMS Review, the nature of which is as follows:

- I jointly own a property serviced by a CWMS scheme.

Cr Malcolm Herrmann intends to leave the Chamber when this matter is discussed.

5.4 Material Conflict of Interest, Cr Malcolm Herrmann – Item 12.13, OmbudsmanSA Final Investigation Report

Under Section 74 of the *Local Government Act 1999* Cr Malcolm Herrmann disclosed a Material Conflict of Interest in Item 12.13, OmbudsmanSA Final Investigation Report, the nature of which is as follows:

- I am the subject of the Ombudsman report.

Cr Malcolm Herrmann intends to leave the Chamber when this matter is discussed.

5.5 Material Conflict of Interest, Cr Linda Green – Item 12.7, CWMS Review

Under Section 74 of the *Local Government Act 1999* Cr Linda Green disclosed a Material Conflict of Interest in Item 12.7, CWMS Review, the nature of which is as follows:

- I own a property and occupy that property that has a CWMS connection, and therefore may benefit or suffer a loss (direct).

Cr Linda Green intends to leave the Chamber when this matter is discussed when this item is discussed.

**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 28 AUGUST 2018
63 MT BARKER ROAD STIRLING**

5.6 Material Conflict of Interest, Cr Andrew Stratford – Item 12.7, CWMS Review

Under Section 74 of the *Local Government Act 1999* Cr Andrew Stratford disclosed a Material Conflict of Interest in Item 12.7, CWMS Review, the nature of which is as follows:

- I own property connected to the CWMS system.

Cr Andrew Stratford intends to leave the Chamber when this matter is discussed.

5.7 Actual Conflict of Interest, Mayor Bill Spragg – Item 12.6, Community & Recreation Facility Grants

Under Section 75A of the *Local Government Act 1999* Mayor Bill Spragg disclosed an Actual Conflict of Interest in Item 12.6, Community & Recreation Facility Grants, the nature of which is as follows:

- My wife is President of the Montacute Progress Association

Mayor Bill Spragg intends to participate in discussions and will vote, if required, when this item is discussed.

5.8 Perceived Conflict of Interest, Cr Malcolm Herrmann – Item 12.3, Community Grants 2018 - 2019

Under Section 75A of the *Local Government Act 1999* Cr Malcolm Herrmann disclosed a Perceived Conflict of Interest in Item 12.3, Community Grants 2018 – 2019, the nature of which is as follows:

- I am Patron or member of organisations subject of the report which may or may not receive a grant

Cr Malcolm Herrmann intends to participate in discussions and vote when this item is discussed.

5.9 Perceived Conflict of Interest, Cr Malcolm Herrmann – Item 12.6, Community & Recreation Facility Grants

Under Section 75A of the *Local Government Act 1999* Cr Malcolm Herrmann disclosed a Perceived Conflict of Interest in Item 12.6, Community & Recreation Facility Grants, the nature of which is as follows:

- I am Patron or member of organisations subject of the report which may or may not receive a grant

Cr Malcolm Herrmann intends to participate in discussions and vote when this item is discussed.

**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 28 AUGUST 2018
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5.10 Perceived Conflict of Interest, Cr Andrew Stratford – Item 12.3, Community Grants 2018 - 2019

Under Section 75A of the *Local Government Act 1999* Cr Andrew Stratford disclosed a Perceived Conflict of Interest in Item 12.3, Community Grants 2018 - 2019, the nature of which is as follows:

- I am the Club representative on the Woodside Recreation Ground

Cr Andrew Stratford intends to participate in discussions and vote when this item is discussed.

6. PRESIDING MEMBER'S OPENING REMARKS

- This is last ordinary meeting of Council before Caretaker Period, commencing 18 September 2018.
- Nominations for candidates for LG Elections commence 4 September 2018.

7. QUESTIONS ADJOURNED/LYING ON THE TABLE

7.1 Questions Adjourned

Nil

7.2 Questions Lying on the Table

Nil

8. PETITIONS/DEPUTATIONS/PUBLIC FORUM

8.1 Petitions

8.1.1 Deloraine Road Kersbrook

Moved Cr Malcolm Herrmann

S/- Cr Ian Bailey

190/18

Council resolves that the petition signed by 11 signatories, about the condition of Deloraine Road Kersbrook, be received and noted.

Carried Unanimously

**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 28 AUGUST 2018
63 MT BARKER ROAD STIRLING**

8.2 Deputations

- Tim Possingham, Sporting Car Club of South Australia re Rally
- Joe Frank, road closures for conduct of racing car activities on public roads

8.3 Public Forum

7.07pm Cr Linda Green left the Chamber

Mr Steve Steggles re development application and lodgement of submission

7.13pm Cr Linda Green returned to the Chamber

Mr Joe Frank re Festival & Events Policy

9. PRESENTATIONS

Nil

10. QUESTIONS ON NOTICE

10.1 Footpath Corner Merrion Tce & Mt Barker Road Stirling – Cr John Kemp

The footpath adjacent to the service station at this intersection has not been available for use for many months and it appears there is no progress being made to make it usable. What power does Council have to rectify this situation?

OFFICER'S RESPONSE – Peter Bice, Director Infrastructure & Operations

A contractor was engaged by Council Staff on 16 August 2018 with a view to rectification works being undertaken week beginning 27 August 2018.

**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 28 AUGUST 2018
63 MT BARKER ROAD STIRLING**

11. MOTIONS ON NOTICE

11.1 Footpath Assessment and Renewal

**Moved Cr Linda Green
S/- Cr John Kemp**

191/18

That

1. In supporting its adopted Asset Management Policy, the Council gives priority to the renewal of footpaths in areas of high utilisation (utilising Council Priority Map Rating - High to Low) and low condition rating.
2. When considering new/upgraded footpaths that priority be given to locations of high utilisation (utilising Council Priority Map Rating - High to Low) with locations having no footpath being the highest priority.
3. When prioritising footpath investment utilises the principles above which align and support Council's Policies and Strategic documents.

VARIATION with the leave of the meeting

That

1. In supporting its adopted Asset Management Policy, the Council gives priority to the renewal of footpaths in areas of high utilisation (utilising Council Priority Map Rating - High to Low) and low condition rating.
2. When considering new/upgraded footpaths that priority be given to locations of high utilisation (utilising Council Priority Map Rating - High to Low) with locations having no footpath being the highest priority.
3. When prioritising footpath investment utilises the principles above which align and support Council's Policies and Strategic documents.
4. Future priority mapping to include hospitals and aged care facilities.

Carried Unanimously

**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 28 AUGUST 2018
63 MT BARKER ROAD STIRLING**

11.2 Kangaroo Management on Public Lands

Moved Cr Malcolm Herrmann

S/- Cr Ron Nelson

192/18

That the Chief Executive Officer writes to the Minister for Primary Industries and Regional Development (The Hon. Tim Whetstone MP) and the Minister for the Environment and Water (The Hon. David Speirs MP) seeking advice on what the government policy is on the management of kangaroos on public land.

Carried Unanimously

11.3 Kenton Valley Memorial Park

Moved Cr Malcolm Herrmann

S/- Cr Linda Green

193/18

That the Chief Executive Officer, in consultation with residents and community groups, investigates and provides a report by 31 March 2019, on future management options for the Kenton Valley Memorial Park.

Carried Unanimously

11.4 Randell's Workers' Cottages

Moved Cr Malcolm Herrmann

S/- Cr Ian Bailey

194/18

I move that the Chief Executive Officer, in consultation with residents and interest groups, investigates and provides a report by 31 March 2019 on future management options for Randell's Workers' Cottages, 1 Beavis Court Gumeracha.

Carried Unanimously

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11.5 Traditional Aboriginal Names of Localities and Places

Moved Cr Lynton Vonow

S/- Cr John Kemp

195/18

I move that Council requests that the Administration prepare a report on the potential for dual naming, incorporating traditional Aboriginal place names alongside existing place names, of localities and places in the district.

That, considering the report, resourcing for signage be considered for the 2019-20 budget.

VARIATION with the leave of the meeting

I move that Council requests that the Administration prepare a report on the potential for dual naming, incorporating traditional Aboriginal place names alongside existing place names, of localities and places in the Adelaide Hills Council district.

That, considering the report, resourcing for signage be considered for the 2019-20 budget.

Carried Unanimously

12. OFFICER REPORTS – DECISION ITEMS

12.1 Shannons Adelaide Rally Support for Road Closure

Mr Tim Possingham, Sporting Car Club of South Australia, answered questions from Council Members

Moved Cr John Kemp

S/- Cr Nathan Daniell

196/18

Council resolves:

- 1. That the report be received and noted.**
- 2. That, in relation to the Shannons Adelaide Rally 2018, Council's support of the event is contingent on the organisers, to the satisfaction of the Chief Executive Officer:**
 - a. Providing evidence of satisfactory insurance to cover any damage to 3rd party property caused by the event;**

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- b. Providing confirmation that affected business owners are aware of the road closures;
 - c. Providing written confirmation to confirm that the concerns raised by affected residents have been addressed and that arrangements for egress and regress from those properties can be managed within the event;
 - d. Written confirmation from the organisers that they will erect advance notices of road closures on the affected roads, at least 3 weeks prior to the event.
3. That subject to the requirements of 2. being undertaken, Council provides consent for road closure orders in relation to the Shannons Adelaide Rally 2018, to be held between Wednesday 28 November and Saturday 1 December 2018 as follows:

Wednesday 28 November

- a. **Stage 4 – Summit Road**
Approximate closure 3:00pm-6:30pm
Summit Road - from Greenhill Road, Summertown to Cleland Wildlife Park entrance, Crafers.

Friday 30 November

- b. **Stage 16 & 20 – Chain of Ponds**
Approximate closure 9:15am-1:15pm & 1:45pm-5:30pm
North East Road - from Fidlers Hill Road, Millbrook to Tippet Road, Chain of Ponds.
- c. **Stage 17 & 21 – Mt Bera Reverse**
Approximate closure 9:45am-1:30pm & 2:00pm-5:45pm
Gorge Road - from Cudlee Creek Road, Cudlee Creek to North East Road, Gumeracha.
- d. **Stage 18 & 22 – Castambul**
Approximate closure 10:00am-1:45pm & 2:30-5:45pm
Gorge Road, Corkscrew Road & Montacute Road – from Torrens Hill Road, Cudlee Creek to 503 Gorge Road, Montacute.
- e. **Stage 23 – Gorge Road**
Approximate closure 2:30pm-6:55pm
Gorge Road – from Range Road South and Greenhill Road intersection to Torrens Hill Road and Gorge Road Intersection.

Saturday 1 December

- f. **Stage 24 – Mt Lofty**
Approximate closure 8:30am-12:30pm
Greenhill Road and Summit Road – from Greenhill Recreation Park, Greenhill Road Council boundary to Cleland Wildlife Park entrance, Crafers.

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- g. Stage 29 – Mt Lofty Short**
Approximate closure 1:00-4:45pm
Greenhill Road and Summit Road – from Yanagin Road and Greenhill Road intersection to Cleland Wildlife Park entrance, Crafers.
- h. Stage 25 & 30 – Ironbank**
Approximate closure 9:30am-1:15pm & 1:45pm-5:30pm
Morgan Road and Scott Creek Road – From Evans Drive, Heathfield to Ironbank Road, Ironbank.
- i. Stage 26 & 31 – Stirling**
Approximate closure 9:45am-1:45pm & 2:00pm-5:45pm
Sturt Valley Road and Ironbank Road – From Evans Drive, Ironbank to Longwood Road, Heathfield.
- j. Stage 28 – Basket Range Reversed**
Approximate closure 10:15am-2:15pm
Lobethal Road – From 376 Lobethal Road, Ashton to Basket Range Road, Basket Range.
- k. Stage 27 – Old Basket Range Reversed**
Approximate closure 10:00am-2:00pm
Lobethal Road and Deviation Road – From Fernglen Road to Boundary Drive (South).
- l. Stage 32 – Norton Summit**
Approximate closure 2:15pm-6:30pm
New Norton Summit Road – From Glen Stuart Road, Magill to Lobethal Road, Norton Summit.
- 4. That the Chief Executive Officer be authorised to negotiate and execute the agreements identified in 2 and sign all necessary documentation to give effect to these agreements.**
- 5. That the Chief Executive Officer be authorised to consider and respond to requests for consent to minor changes to the timing and extent of the road closures listed in this resolution.**

Carried

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8.06pm Cr Kemp left the Chamber
8.07pm Cr Kemp returned to the Chamber

8.06pm Cr Herrmann left the Chamber
8.08pm Cr Herrmann returned to the Chamber

12.2 Household Hazardous Waste Disposal

Justin Lang, Manager Local Government and Infrastructure Green Industries SA, was in the Gallery to answer any questions from the Council.

Moved Cr Ian Bailey
S/- Cr Ron Nelson

197/18

Council resolves:

1. That the report be received and noted.
2. That the Council supports, in principle, acceptance of funding from Green Industries SA to establish and operate a Household Chemical and Paint Drop-off Facility at the Heathfield Resource Recovery Centre.
3. That delegation is given to the CEO to negotiate and if to their satisfaction, enter into a funding agreement between Green Industries SA and the Adelaide Hills Region Waste Management Authority and Adelaide Hills Council for a Household Chemical and Paint Drop-off Facility at the Heathfield Resource Recovery Centre.
4. A future report to be provided to Council on the outcome of the negotiation with Green Industries SA, the Adelaide Hills Region Waste Management Authority and Adelaide Hills Council.

Carried Unanimously

Cr Ian Bailey declared a Material Conflict of Interest at Agenda Item 5 'Declaration of Interest by Members of the Council' in relation to Item 12.3 and left the Chamber.

8.15pm Cr Jan-Claire Wisdom left the Chamber

Cr Malcolm Herrmann declared a Perceived Conflict of Interest at Agenda Item 5 'Declaration of Interest by Members of the Council' in relation to Item 12.3.
Cr Herrmann remained in the Chamber and voted.

Cr Andrew Stratford declared a Perceived Conflict of Interest at Agenda Item 5 'Declaration of Interest by Members of the Council' in relation to Item 12.3.
Cr Stratford remained in the Chamber and voted.

8.16pm Cr Jan-Claire Wisdom returned to the Chamber

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12.3 Community Grants 2018 – 2019

**Moved Cr Ron Nelson
S/- Cr Jan Loveday** **198/18**

Council resolves:

- 1. That the report be received and noted.**
- 2. That Council award Community Grants totalling \$45,847 as follows:**

Organisation	Summary	Amount awarded \$
Woodside Bowling Club	Purchase of a St John wall mounted defibrillator for the bowling club and surrounding sport clubs	2,295.00
Aldgate Table Tennis Club Inc.	Replace old table tennis tables and nets for club and community use	2,500.00
Upper Sturt CFS Brigade	Purchase portable fridge to keep food and water cool for consumption and first aid purposes	1,685.00
Friends of Scott Creek Conservation Park	Continuing restoration work of native habitat in park and woody weed control	2,500.00
Hills Radio	Equipment for Outside Broadcast Bus to support volunteers broadcasting community events	1,982.00
Top of the Torrens Gallery	Installation of reverse cycle air conditioner for gallery	2,500.00
Oakbank Golf Club	Installation of exhaust fan for kitchen	1,980.00
Birdwood Parks & Sporting Clubs Association	Supply and installation of outdoor seating at Birdwood Park	2,500.00
Mylor Netball Club	Upgrading and replacing netball poles, protectors, court squeegee and training equipment such as bibs and balls	2,500.00

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Forest Range Recreation Ground Incorporated	Refurbishment of public toilet in community park	2,000.00
Aldgate Brigade of the SA Country Fire Service	Purchase portable fridge to keep food and water cool for consumption and first aid purposes	2,500.00
Uraidla Netball Club	Purchase St John wall mounted defibrillator for Netball club and surrounding sport clubs	2,500.00
Mt Lofty Kindergym Inc.	Purchase of upgraded lighter gym equipment for easier movement	2,500.00
Mylor Citizens Friendship Club of Mylor Inc.	Replacement of kitchen stove and range hood in Cotton Memorial Hall	2,470.00
Lights of Lobethal	Refurbish Santa's Cave with updated props	2,500.00
Piccadilly CFS	Purchase external defibrillator for use on fire truck	2,410.00
Adelaide Hills Masters Cycling Club Inc.	Improved on site recording of race events and volunteer Safety through purchase of laptop and gazebo to support activities off site.	2,400.00
The Warrawong Sanctuary Foundation	Purchase of animal carriers, display stands and falconry gloves to facilitate community wildlife education	2,100.00
Adelaide Hills Outdoor Playgroup	Create and build an outdoor nature play space with main feature a water course	2,025.00
Mt Lofty Districts Historical Society Inc.	Design digital platform and purchase digital recorder to store historical materials available to professional and amateur researchers	2,000.00

Carried Unanimously

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Cr Malcolm Herrmann voted in the affirmative
Cr Andrew Stratford voted in the affirmative

The majority of persons who were entitled to vote at the meeting voted in favour of the motion.

8.22pm Cr Bailey returned to the Chamber

12.4 Reconciliation Action Plan Working Group

The Executive Manager Governance & Risk, as Returning Officer, called for nominations. Nominations were received for Cr Ian Bailey and Cr John Kemp. There being two nominations for one position, the Returning Officer indicated that an election was necessary.

Arising from the election process, the Returning Officer declared Cr Ian Bailey elected.

Moved Cr Linda Green
S/- Cr Nathan Daniell

199/18

Council resolves:

1. That the report be received and noted.
2. To endorse a regional approach to the establishment of a Reconciliation Action Plan Working Group in partnership with Mount Barker District Council.
3. Subject to a commitment to the same effect by the Mount Barker District Council, adopt the draft Terms of Reference as contained in *Appendix 1*.
4. To authorise the Chief Executive Officer to make any minor alterations to the Terms of Reference as may be required.
5. To appoint Cr Ian Bailey to the Reconciliation Action Plan Working Group for the remainder of the current term of Council.

Carried Unanimously

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12.5 Proposal to enter 11 AHC Reserves into Heritage Agreements 2018

Moved Cr John Kemp

S/- Cr Lynton Vonow

200/18

1. That the report be received and noted.
2. That the Biodiversity Officer be authorised to enter:
 - a. Doris Coulls Reserve, 152 Old Mt Barker Road, Aldgate
 - b. Heathfield Waste Facility, 32 Scott Creed Road, Heathfield
 - c. Kiley Reserve, 15 Kiley Road, Aldgate
 - d. Shanks Reserve, 1 Shanks Road, Aldgate
 - e. Stock Reserve, Stock Road, Mylor
 - f. Leslie Creek Reserve, Leslie Creek Road, Mylor
 - g. Mi Mi Reserve, 125 Aldgate Valley Road, Mylor
 - h. Aldgate Valley 2 Reserve, 114 Aldgate Valley Road, Mylor
 - i. Kyle Road Nature Reserve, Kyle Road, Mylor
 - j. Carey Gully Water Reserve, Deviation Road, Carey Gully
 - k. Heathfield Stone Reserve, 215 Longwood Road, Heathfield

all being of significant biodiversity value, into Heritage Agreements.

3. That the Heritage Agreements retain the existing dog access arrangements in place for each of those reserves.

Carried Unanimously

Mayor Bill Spragg declared an Actual Conflict of Interest at Agenda Item 5 'Declaration of Interest by Members of the Council' in relation to Item 12.6.

Mayor Bill Spragg remained in the Chamber and was not required to vote.

Cr Malcolm Herrmann declared a Perceived Conflict of Interest at Agenda Item 5 'Declaration of Interest by Members of the Council' in relation to Item 12.6.

Cr Malcolm Herrmann remained in the Chamber and voted.

8.52pm Cr Jan Loveday left the Chamber

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12.6 Community & Recreation Facility Grants

Moved Cr John Kemp

S/- Cr Linda Green

201/18

Council resolves:

- 1. That the report be received and noted**
- 2. That Council approve the 14 Community & Recreation Facility Grant application recommendations, totalling \$97,741 as recommended in Appendix 1.**

Carried Unanimously

Cr Malcolm Herrmann voted in the affirmative.

Mayor Bill Spragg was not required to vote.

12.6.1 Short Adjournment

Moved Cr Ian Bailey

S/- Cr Andrew Stratford

202/18

That the Council meeting adjourn for a short break.

Carried Unanimously

9.05pm Cr Loveday returned to the Chamber

9.05pm The Council meeting resumed

Cr Andrew Stratford, Cr Linda Green and Cr Malcolm Herrmann declared a Material Conflict of Interest at Agenda Item 5 'Declaration of Interest by Members of the Council' in relation to Item 12.7.

9.05pm Cr Andrew Stratford, Cr Linda Green and Cr Malcolm Herrmann left the Chamber.

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12.7 Community Wastewater Management Systems Review – Update and Consultation Outcomes

Moved Cr John Kemp
S/- Cr Lynton Vonow

203/18

Council resolves that:

1. The report be received and noted
2. The CEO undertakes a request for tender process for the divestment of Council's CWMS assets to inform Council's decision to sell or retain these assets.
3. The resolution to undertake a request for tender process is subject to there being no matters of material impact identified through further due diligence and request for tender preparation activities, as determined by the CEO.
4. Subject to Council resolving to proceed to a request for tender for the divestment of Council's CWMS assets, the CEO be delegated to prepare and approve an evaluation plan for the purposes of assessing responses received including but not limited to the following criteria:
 - CWMS customer pricing and fees
 - Sale price for CWMS assets
 - Respondents financial capacity
 - Respondents operational capacity and capability
 - Network investment and expansion
5. That ongoing analysis be undertaken on continued Council ownership of CWMS assets for request for tender comparison purposes to inform future decision making.
6. The Prudential Review Report and the Probity Report be received and noted.
7. The Council acknowledges that whilst S48 of the Local Government Act 1999 does not require a prudential review to be undertaken, the report in relation to this project is consistent with the provisions of S48.
8. The Administration is to continue to work collaboratively with the City of Onkaparinga and Rural City of Murray Bridge for the potential divestment of Council's CWMS.
9. That probity advisory services continue to be maintained throughout the CWMS review process.
10. That a further report be provided to Council detailing the outcomes of the second stage request for tender and evaluation process with recommended next steps.

Carried Unanimously

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9.17pm Cr Andrew Stratford, Cr Linda Green and Cr Malcolm Herrmann returned to the Chamber.

12.8 Mobile Food Vending

Moved Cr Ian Bailey
S/- Cr Linda Green

204/18

Council resolves:

1. That the report be received and noted.
2. That Council adopt the Mobile Food Vending Business Location Rules contained in Appendix 1 of this report with an effective date of 1 September 2018.
3. That Council adopt the Mobile Food Vending Business pre-approved sites and site specific rules contained in Appendix 2 of this report with an effective date of 1 September 2018.
4. That the Chief Executive Officer be authorised to approve or revoke, in accordance with the Location Rules, sites for the pre-approved sites list and make any formatting or non-significant grammatical and/or content changes to the Mobile Food Vending Business Location Rules for publication purposes during the period of its currency.

Carried Unanimously

12.9 Regional Transport Study Funding Request

Moved Cr Malcolm Herrmann
S/- Cr Kirrilee Boyd

205/18

Council resolves:

1. That the report be received and noted.
2. To endorse the provision of \$10,000 from the Chief Executive Officer's contingency allocation to contribute to the regional transport study into passenger transport linkages between Adelaide and Mount Barker and beyond.

Carried Unanimously

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12.10 Road Closures Young Driver Awareness Course 2018-2019

Moved Cr Andrew Stratford
S/- Cr Ian Bailey

206/18

Council resolves:

1. That the report be received and noted.
2. That pursuant to Section 33(1) of the *Road Traffic Act 1961* and Clause G of the Instrument of General Approval of the Minister dated 22 August 2013, to:
 - a. Declare that the Driver Education Program that is to take place on Newman Road, Charleston is an event to which Section 33 of the *Road Traffic Act 1961* applies.
 - b. Make an order directing that a section of Newman Road, Charleston, between Five Lanes Road and Lewis Road, be closed to traffic for the period between 9.00am and 6.00pm on Thursday 11 October 2018, and 9.00am and 6.00pm Wednesday 17 April 2019.
 - c. Make an order directing that persons taking part in the event be exempt from the duty to observe the Australian Road Rules Rule 238 (Pedestrians travelling along a road)
 - d. Make an order directing that all vehicles except emergency and participant vehicles and local residents living at the named section of Newman Road, be excluded from the closed section of road for the period of the closure.

Carried Unanimously

12.11 Road Widening – Oakwood Road Oakbank

Moved Cr Andrew Stratford
S/- Cr Lynton Vonow

207/18

Council resolves:

1. That the report be received and noted
2. To purchase the area of land, being 104.6m², identified in red on the plan attached as *Appendix 2 ("Land")* from the owners of the adjoining land at 2 Oakwood Road Oakbank in consideration of fencing and asphalt works with an estimated value of \$5,285 plus all reasonable costs to vest the land as public road, including lodgement fees and stamp duty costs totalling approximately \$3,000 (and thus a total value of approximately \$8,285).
3. That the Mayor and CEO be authorised to sign all necessary documentation to effect this resolution.

Carried Unanimously

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12.12 Revocation of Community Land Lobethal Retirement Village

Moved Cr Malcolm Herrmann

S/- Cr Ron Nelson

208/18

Council resolves:

- 1. That the report be received and noted**
- 2. That the community land classification over the land comprised in Certificate of Title Volume 6017 Folio 705 being Allotment 202 in Deposited Plan No. 75850 be revoked.**

Carried Unanimously

Mayor Bill Spragg and Cr Malcolm Herrmann declared a Material Conflict of Interest at Agenda Item 5 'Declaration of Interest by Members of the Council' in relation to Item 12.13.

9.34pm Mayor Bill Spragg and Cr Malcolm Herrmann left the Chamber .

12.13 OmbudsmanSA- Final Investigation Report – Cr Herrmann

Executive Manager Governance & Performance, Lachlan Miller, advised Council that he had a Conflict of Interest at item 12.13 and that he had sought and was granted approval to continue to act from the CEO, Andrew Aitken pursuant to s120(2) of the *Local Government Act 1999*. Further, he confirmed that he has advised the Council of this conflict prior to providing advice pursuant to s120(4).

Moved Cr John Kemp

S/- Cr Linda Green

209/18

Council resolves:

- 1. That the report be received and noted**
- 2. To note that having investigated the alleged breach of the Code of Conduct for Council Members, the Ombudsman finds that:**
 - a. Cr Malcolm Herrmann has breached the provisions of section 63 of the *Local Government Act 1999* and clause 3.2 of Part 3 of the Code of Conduct for Council Members and further, that Cr Herrmann acted in a manner that appears to be contrary to law within the meaning of section 25(1)(a) of the *Ombudsman Act 1972*; and**

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- b. Further investigation into whether Cr Herrmann breached clause 3.4 of Part 3 of the Code of Conduct for Council Members is unnecessary and unjustifiable pursuant to the *Ombudsman Act 1972*.
3. To require Cr Herrmann to attend training on Council's *Records & Information Management Policy* and the *State Records Act 1997* by 26 September, 2018.
4. To revise clause 4.1.1 of Council's *Records & Information Management for Council Members Procedure* to read as follows: 'Email correspondence is to be conducted via the Council Member's corporate email account.'

Carried Unanimously

9.52pm Mayor Spragg returned to the Chamber

9.52pm Cr Kirrilee Boyd left the Chamber

9.53pm Cr Malcolm Herrmann returned to the Chamber

12.14 Status Report – Council Resolutions Update

Moved Cr Lynton Vonow

S/- Cr John Kemp

210/18

Council resolves:

1. The Council Action List be received and noted
2. The following completed items be removed from the Action List:

Date	Meeting	No	Heading
7/12/2016	Special Council	276/16	Retirement Villages Review
28/11/2017	Ordinary Council	285/17	Road Widening - Murray Road Inglewood
27/02/2018	Ordinary Council	39/18	Community Loans Policy
24/04/2018	Ordinary Council	87/18	By-Law Making
24/04/2018	Ordinary Council	90/18	Road Widening Edward Avenue Crafers
22/05/2018	Ordinary Council	116/18	Caretaker Policy

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26/06/2018	Ordinary Council	140/18	Review of Confidential Items Register
26/06/2018	Ordinary Council	151/18	Special Event - Confidential Item
26/06/2018	Ordinary Council	139/18	Enforcement Policy
17/07/2018	Special Council	154/18	By-law Consultation Submissions
17/07/2018	Special Council	157/18	Revocation Community Land - Dunnfield Development Mt Torrens
24/07/2018	Ordinary Council	160/18	Petition Skatepark near Lobethal
24/07/2018	Ordinary Council	165/18	Volunteer Management Policy
24/07/2018	Ordinary Council	167/18	Road Widening - Edward Avenue Crafers
24/07/2018	Ordinary Council	168/18	Street Lighting Policy Review
24/07/2018	Ordinary Council	169/18	Flags & Tributes Policy
24/07/2018	Ordinary Council	170/18	Review of Physical Models for Major Development Policy
24/07/2018	Ordinary Council	171/18	Council Member Training & Development Policy
1/08/2018	Special Council	178/18	LG Rate Oversight Amendment Bill 2018

Carried Unanimously

12.14.2 Extension of Meeting Time

**Moved Cr John Kemp
S/- Cr Jan-Claire Wisdom**

211/18

That the Council meeting be extended for 30 minutes until 10.30pm.

Carried Unanimously

9.54pm Cr Boyd returned to the Chamber

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13. OFFICER REPORTS - INFORMATION ITEMS**13.1 Customer Service Standards Report – Quarter 4, 2017-18**

Moved Cr John Kemp

S/- Cr Jan-Claire Wisdom

212/18

That the report be received and noted.

Carried Unanimously

9.57pm Cr Daniell left the Chamber and did not return

14. MISCELLANEOUS ITEMS**15. QUESTIONS WITHOUT NOTICE**

- Cr Kirrilee Boyd – planting of trees to disguise stobie pole near petrol station on Merrion Terrace
- Cr Ian Bailey – climber on stobie pole
- Cr Malcolm Herrmann – cycle tracks for visitors to Hills
- Cr Andrew Stratford – memorial plinth near RSL Hall

10.07pm Cr John Kemp left the Chamber and did not return.

16. MOTIONS WITHOUT NOTICE

Having taken into account the Guiding Principles, the Mayor accepted the following Motion Without Notice.

16.1 Review of Community Grants Policy

Moved Cr Ron Nelson

S/- Cr Ian Bailey

213/18

That the community grants policy be reviewed before the next round of community grants.

Carried Unanimously

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17. REPORTS

17.1 Council Member Activities

Mayor Bill Spragg

- 31 July, LGA Candidate session, Adelaide
- 3 August, meeting with Josh Teague, Member for Heysen, Stirling
- 15 August, meeting with a Basket Range resident, Stirling
- 18 August, Mosh Comedy night with the City of Adelaide Lady Mayoress, Burnside
- 20 August, meeting with Dr Richard Harvey, Member for Newland, Stirling
- 22 August, interview with Courier journalist, Montacute
- 26 August, Montacute CFS station opening, Montacute
- 26 August, SALA exhibition at Marble Hill ruins, Marble Hill
- Tuesday 28th August, meeting with Stirling RSL members re- Memorial, Stirling

Cr Malcolm Herrmann

- 3 August, SALA Launch Arts Hub, Lobethal
- 8 August, Rotary Club, Lobethal
- 20 August, AGM RSL, Gumeracha
- 22 August, Federation Park Master Plan, Gumeracha
- 27 August, Top of the Torrens Gallery, Birdwood

Cr John Kemp

- 11 -12 August, Better Boards Conference, Adelaide
- 21 August, Heysen Friends of Nature Forum, Aldgate

Cr Linda Green

- 30 July, presentation at Hahndorf by Tourism Minister
- 3 August, SALA opening Lobethal Woollen Mills

17.2 Reports of Members as Council/Committee Representatives on External Organisations

Cr Malcolm Herrmann

- 16 August, Gawler River Flood Management Authority, Gawler

Cr Linda Green

- 17 August, East Waste Board meeting
-

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17.3 CEO Report

Andrew Aitken, Chief Executive Officer, provided Council with a verbal Corporate Update.

- Footpath upgrades - Frick Street Lobethal and Murray Street Gumeracha
- Cr Val Hall's Memorial seat, Gumeracha
- Land Division Inverbrackie
- Dog registrations
- Food safety training
- Short course trail series success

18. REPORTS OF COMMITTEES**18.1 Council Assessment Panel – 8 August 2018**

Moved Cr Linda Green

S/- Cr Jan Loveday

214/18

That the minutes of the Council Assessment Panel meeting of 8 August 2018 as distributed, be received and noted.

Carried Unanimously

18.2 Special Strategic Planning & Development Policy Committee – 14 August 2018

Moved Cr Malcolm Herrmann

S/- Cr Lynton Vonow

215/18

That the minutes of Strategic Planning & Development Policy Committee meeting of 14 August 2018 as distributed, be received and noted.

Carried Unanimously

18.3 Audit Committee – 13 August 2018

Moved Cr Malcolm Herrmann

S/- Cr Ian Bailey

216/18

That the minutes of Audit Committee meeting of 13 August 2018 as distributed, be received and noted.

Carried Unanimously

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18.4 CEO Performance Review Panel – 9 August 2018

Moved Cr Jan Loveday

S/- Cr Jan-Claire Wisdom

217/18

That the minutes of the CEO Performance Review Panel meeting of 9 August 2018 as distributed, be received and noted.

Carried Unanimously

19. CONFIDENTIAL ITEMS

19.1 CEO Performance and Remuneration Reviews – Exclusion of the Public

Moved Cr Linda Green

S/- Cr Lynton Vonow

218/18

Pursuant to section 90(2) of the *Local Government Act 1999* the Council orders that all members of the public, except:

- CEO, Andrew Aitken
- Director Infrastructure & Operations, Peter Bice
- Director Development & Regulatory Services, Marc Salver
- Director Corporate Services, Terry Crackett
- Director Community Capacity, David Waters
- Executive Manager Governance & Performance, Lachlan Miller
- Minute Secretary, Pam Williams

be excluded from attendance at the meeting for Agenda Item 19.1: (CEO Performance and Remuneration Reviews) in confidence.

The Council is satisfied that it is necessary that the public, with the exception of Council staff in attendance as specified above, be excluded to enable Council to consider the report at the meeting on the following grounds:

Section 90(3)(a) of the *Local Government Act 1999*, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead), being the personal affairs of the Chief Executive Officer, in that details of his performance review and remuneration package will be discussed.

Carried Unanimously

**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 28 AUGUST 2018
63 MT BARKER ROAD STIRLING**

19.1.1 Extension of Meeting Time

**Moved Cr Jan-Claire Wisdom
S/- Cr Jan Loveday**

219/18

That the Council meeting be extended for 10 minutes until 10.43pm.

Carried Unanimously

**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 28 AUGUST 2018
63 MT BARKER ROAD STIRLING**

19.1.2 CEO Performance and Remuneration Reviews – Confidential Item

RELEASED 31 AUGUST 2018

Moved Cr Linda Green
S/- Cr Jan-Claire Wisdom

220/18

Council resolves:

- 1. That the report be received and noted**
- 2. That the CEO 'exceeded expectations' in relation to the 2018 CEO Performance Review.**
- 3. That Council increase the CEO's TEC Package by 3.5% to commence from 1 July 2018, having given due consideration to the following matters:**
 - 3.1 CPI increases**
 - 3.2 Remuneration Report, specifically the comparisons of Group 2 Councils' CEO remuneration**
 - 3.3 The Panel's assessment of the CEO's performance for 2017/18 as 'exceeding expectations'**
 - 3.4 The extended period of high performance by the CEO during his tenure with Council.**

Carried

**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 28 AUGUST 2018
63 MT BARKER ROAD STIRLING**

19.1.3 CEO Performance and Remuneration Reviews – Period of Confidentiality

**Moved Cr Malcolm Herrmann
S/- Cr Linda Green**

221/18

Subject to the CEO, or his delegate, disclosing information or any document (in whole or in part) for the purpose of implementing the Panel's decision(s) in this matter in the performance of the duties and responsibilities of office, the Panel, having considered at Agenda Item 19.1 in confidence under sections 90(2) and 90(3)(a) of the Local Government Act 1999, that an order be made under the provisions of sections 91(7) and (9) of the Local Government Act 1999 that the report, related attachments and the minutes of Council and the discussion and considerations of the subject matter be retained in confidence until the CEO has been advised in writing or by 31 August 2018, whichever is earlier.

Pursuant to section 91(9)(c) of the Local Government Act 1999, that Council delegates the power to revoke the confidentiality order to the Chief Executive Officer, or his sub-delegate.

Carried Unanimously

20. NEXT MEETING

The next ordinary meeting of the Adelaide Hills Council will be held on Tuesday 25 September 2018 from 6.30pm at 63 Mt Barker Road, Stirling.

21. CLOSE MEETING

The meeting closed at 10.43pm.

**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 28 AUGUST 2018
63 MT BARKER ROAD STIRLING**

CODE OF CONDUCT COUNCIL RESPONSE

I accepted the provisional report dated 13 June 2018, with a comment requesting clarification as to what was acceptable training. The Ombudsman has since advised that it is for the council to determine the scope of the training.

I am happy to undertake any training that the Council determines I should. Further, I am pleased that the Ombudsman considered that **“further investigation into whether I had breached clause 3.4 of Part 3 of the Code of Conduct is unnecessary and unjustifiable pursuant to the Ombudsman Act “(page 13 of Ombudsman report dated 26 July 2018)**

To ensure that the Council minutes reflect the Ombudsman’s findings in full, I request that the council resolve to insert where appropriate:

“to note that the Ombudsman finds that further investigation into whether Cr. Malcolm Herrmann had breached clause 3.4 of Part 3 of the Code of Conduct is unnecessary and unjustifiable pursuant to the Ombudsman Act.”

I reiterate, I never had any intention to breach any Code of Conduct, other legislation or Council policies. I look forward to working constructively with elected members and continuing to represent the residents and businesses of the Torrens Valley Ward (soon to be the Valleys Ward).

Cr Malcolm Herrmann

APPENDIX 14

**ADELAIDE HILLS COUNCIL
ORDINARY COUNCIL MEETING
Tuesday 26 May 2020
AGENDA BUSINESS ITEM**

Item: 12.4

Responsible Officer: Jennifer Blake
Manager Communications, Engagement and Events
Community Capacity

Subject: Support for Road Closures – 2020 Shannons Adelaide Rally &
2020 Gorge Rallysprint

For: Decision

SUMMARY

The purpose of this report is to seek Council consent to road closure orders proposed for the conduct of the 2020 Shannons Adelaide Rally (formerly known as the Classic Adelaide Car Rally) and an associated one-day event, the 2020 Gorge Rallysprint.

The Shannons Adelaide Rally is proposed to run on sealed roads within the Adelaide Hills Council district between Wednesday 25 November and Saturday 28 November 2020. The one-day Gorge Rallysprint event is proposed to run in three stages along Gorge Road on Sunday 13 September 2020. Both events are organised by Soon Marketing in partnership with the Sporting Car Club of SA.

For these events to run successfully throughout the Adelaide Hills, a number of full road closures are required. Before a road closure order can be issued to the Commissioner of Police, consent must be obtained from the applicable local council(s). The full list of proposed closures is included under Section 3 of this report (Analysis).

RECOMMENDATION

Council resolves:

1. That the report be received and noted
2. That, in relation to the 2020 Shannons Adelaide Rally and 2020 Gorge Rallysprint, Council supports the event contingent on the organisers, to the satisfaction of the Chief Executive Officer:
 - a. Providing evidence of satisfactory insurance to cover any damage to third party property caused by the event
 - b. Entering into a road repair agreement with Council to cover any rectification works required as a result of damage caused by the event
 - c. Providing confirmation that the affected business owners are aware of the road closures

- d. **Providing written confirmation that the concerns raised by affected residents have been adequately addressed and that arrangements for egress and regress for those properties can be managed within the event where possible**
 - e. **Written confirmation from the organisers that they will erect advance notice of road closures on the affected roads, at least three weeks prior to the event.**
3. **That subject to the requirements of item 2. being undertaken, Council provides consent for road closure orders in relation to the two events, to be held on Sunday 13 September and between Wednesday 25 and Saturday 28 November as follows:**

2020 Gorge Rallysprint

- a. **Sunday 13 September**
 - i. **Stage 1 - Pinkerton Gully**
Approximate closure 9:00am – 4:30pm
Gorge Road closed – from approximately King George Avenue to Pinkerton Gully Road
 - ii. **Stage 2 – Paracombe**
Approximate closure 9:00am – 4:30pm
Gorge Road closed – from approximately Batchelor Road to 500m before Torrens Valley Road
 - iii. **Stage 3 – Prairie**
Approximate closure 9:00am – 4:30pm
Gorge Road closed – from approximately Torrens Valley Road to Prairie Road

2020 Shannons Adelaide Rally

- b. **Wednesday 25 November**
 - i. **Stage 1 and 9 – Scott Bottom and Bradbury**
Approximate closure 11:30am – 2:00pm and 3:45pm – 6:15pm
Mount Bold Road and Dorset Vale Road closed – from AHC boundary to Gurr Road
- c. **Thursday 26 November**
 - i. **Stage 11 and 14 – Anstey Hill Short**
Approximate closure 8:45am – 2:30pm
Lower North East Road closed – from Perseverance Road to Range Road
 - ii. **Stage 12 and 15 – Chain of Ponds Plus**
Approximate closure 9:00am – 2:45pm
North East Road closed – from Fiddlers Hill Road to Gorge Road
 - iii. **Stage 13 – Corkscrew**
Approximate closure 9:30am – 1:00pm
Corkscrew Road closed – from Gorge Road to Montacute Road

d. Friday 27 November

- i. Stage 16 – Lobethal**
Approximate closure 11:30am – 3:00pm
Cudlee Creek Road closed – from Fox Creek Road to Tabor Lane
- ii. Stage 19 and 22 – Norton Summit**
Approximate closure 8:30am – 1:45pm
New Norton Summit Road closed – from Coach House Drive to Lobethal Road
- iii. Stage 20 and 24 – Stafford Ridge and Heysen**
Approximate closure 9:00am – 12:15pm and 12:45pm – 4:30pm
Staffords Road and Fox Creek Road closed – from Lobethal Road to Fox Creek MTB carpark
- iv. Stage 21 and 23 – Castambul and Morialta**
Approximate closure 9:30am -4:00pm
Gorge Road, Corkscrew Road, Montacute Road and Marble Hill Road closed – from Prairie Road to Tembys Road
- v. Stage 25 – Ironbank**
Approximate closure 2:00pm – 5:00pm
Morgan Road and Scott Creek Road closed – from Morgan Road to Evans Drive
- vi. Stage 26 – Sturt Valley**
Approximate closure 2:00pm – 5:15pm
Sturt Valley Road closed – from 274 Sturt Valley Road to Longwood Rd
- vii. Stage 27 and 32 – Eagle on the Hill and Leawood Gardens**
Approximate closure 2:15pm – 5:45pm
Mount Barker Road closed – from AHC boundary to 350 Mount Barker Rd

e. Saturday 28 November

- i. Stage 28 – Mt Lofty**
Approximate closure 9:30am – 1:15pm
Greenhill Road and Summit Road closed – 661 Greenhill Road to Cleland Wildlife Park
- ii. Stage 29 – Basket Range**
Approximate closure 10:00am – 1:30pm
Lobethal Road closed – 374 Lobethal Road, Ashton to Basket Range Road
- iii. Stage 30 – Carey Gully**
Approximate closure 10:15am - 1:45pm
Lobethal Road and Deviation Road closed – Fernglen Road to Boundary Drive (South)

- iv. **Stage 31 – Mt George**
Approximate closure 10:30am – 2:15pm
Gorge Road, Worden Road, Muller Road, Carey Gully Road, Tanamerah Road, Gum Flat Road, Badenoch Road closed – from Rangeview Drive to Beaumont Road, Verdun
 - v. **Stage 32 – Summit Road**
Approximate closure 1:00pm – 3:45pm
Summit Road closed – Greenhill road to Cleland Wildlife Park
 - vi. **Stage 33 – Athelstone**
Approximate closure 1:45pm – 4:45pm
Gorge Road closed – from Corkscrew Road to Council boundary
4. **That the Council confirms that the Chief Executive Officer may use existing powers under delegation to consider, and determine whether or not to provide consent to, any proposals for minor changes to the road closures in the lead up to the event.**
-

1. GOVERNANCE

➤ Strategic Management Plan /Functional Strategy/Council Policy Alignment

Strategic Plan 2020-24 – A brighter future

Goal	Community Wellbeing
Objective C6	Celebrate our community's unique culture through arts, heritage and events
Priority C6.2	Develop, support and bring events to our district that have social, cultural, environmental or economic benefits

Council's Strategic Plan recognises that events play a key role in connecting our community and are an important contributor to economic and social prosperity. They offer an opportunity to bring communities together, welcome visitors to the area, promote the unique culture of the Hills and build community spirit.

The Council's current *Festivals & Events Policy* contains a specific appendix with guidelines for Competitive Motoring Events wherein road closures are considered by Council on a case by case basis.

Consideration of road closures is a matter of good governance. Some events rely on road closures to proceed. It follows that the Council needs to consider the impact of the road closures on the community and balance that against the benefits of the event going ahead.

➤ Legal Implications

Section 33 of the *Road Traffic Act 1961* (the Act) allows the Minister to declare events to be events to which the Section applies, and then to declare road closures, part closures and exemptions to the Road Rules for that event.

Section 33 (1):

On the application of any person interested, the Minister may declare an event to be an event to which this section applies and may make an order directing—

- a. that specified roads (being roads on which the event is to be held or roads that, in the opinion of the Minister, should be closed for the purposes of the event) be closed to traffic for a specified period; and*
- b. that persons taking part in the event be exempted, in relation to the specified roads, from the duty to observe an enactment, regulation or by-law prescribing a rule to be observed on roads by pedestrians or drivers of vehicles.*

The Minister has delegated this power to the Commissioner of Police (as well as to Council for local roads).

In the case of both events, SA Police will issue the applicable road orders, including exemptions to the observance of certain road rules (including speed limits), for the vehicles involved in the event within the closed sections of road.

However, and importantly, subsection 33(2) of the Act states:

An order to close a road under subsection (1) can only be made with the consent of every Council within whose area a road intended to be closed by the order is situated.

While the Chief Executive Officer has delegation to act under subsection 33(2), the Chief Executive Officer's practice is to only use that delegation for regular and non-controversial events.

➤ **Risk Management Implications**

Consent to full road closures for the 2020 Shannons Adelaide Rally and 2020 Gorge Rallysprint will assist in mitigating the risk of:

Conflicts between event participants, residents, business owners and road users leading to injuries and/or property/vehicle damage and/or financial loss to those affected parties.

Inherent Risk	Residual Risk	Target Risk
Extreme (4B)	High (4C)	Medium (4E)

The residual risk rating takes into consideration the provision of organisers' risk management plans, public liability insurance and on-site traffic marshals and action taken to mitigate resident and business concerns following public consultation. The target risk rating is with full road closures as requested and the event run as intended.

➤ **Financial and Resource Implications**

There is no direct financial cost to the Adelaide Hills Council for the delivery of these events.

An amount of staff time has been dedicated to working with the event organiser in the interests of achieving good outcomes for the community. This has been accommodated within normal operational resourcing.

➤ **Customer Service and Community/Cultural Implications**

The 2020 Shannons Adelaide Rally and 2020 Gorge Rallysprint will both have a direct effect on some residents, businesses and visitors through the closure of several roads. In line with the Council's *Festivals and Events Policy*, people on roads that are closed, or on roads that have no other access but onto closed roads, were given the opportunity to comment on the proposal. Their feedback on the road closures is detailed in the Analysis segment of this report and in **Appendix 2**.

The business community has potential to benefit from increased tourists to the area during the event, and the organisers have included local businesses and community groups in planning to ensure they receive maximum benefit from this influx. There is also potential for some businesses to be disadvantaged as a result of road closures reducing customer access and therefore, revenue.

Some negative feedback has been received regarding the road closures and organisers have said they are working with the concerned parties to mitigate their concerns as detailed in Section 3 Analysis.

➤ **Sustainability Implications**

There is potential for the event to impact the environment of residents and businesses as follows:

- Noise nuisance;
- Litter from spectators; and
- Damage or adverse impact to roads, trees, livestock and other flora and fauna.

The cars involved in both events are required to meet certain noise standards and, while there will be some level of noise associated with the event, it will be limited. In addition to this, it has been confirmed that the official event media and organisers are not utilising any helicopters for the event, reducing air noise. Drones may be utilised for part of the rally in those areas with less tree coverage (and therefore greater exposure to the participants) and will be operated by a licenced operator within Confederation of Australian Motorsport regulations and Civil Aviation Safety Authority requirements. Local news helicopters cannot be regulated by event organisers, however, it is expected that if any attend the event, they will remain at height.

➤ **Engagement/Consultation conducted in the development of the report**

Event organisers have been in contact with Adelaide Hills Council staff about the 2020 Shannons Adelaide Rally and 2020 Gorge Rallysprint events since the conclusion of each event in 2019.

Consultation on the development of this report was as follows:

Council Committees: Not Applicable

Council Workshops: Not Applicable

Advisory Groups: Not Applicable

Administration: Coordinator Civil Operations

Economic Development Manager
Events Officer

External Agencies: Cherry Growers Association of South Australia

Community: The organisers have undertaken consultation with affected residents which, for the purposes of the *Festivals and Events Policy*, are those properties that lie directly along the proposed rally routes, or along roads that exit exclusively onto a proposed race route. A Council approved consultation letter as contained in **Appendix 3**, was sent in April to the ratepayers of these properties by event organisers and encouraged feedback about the proposed road closures to be submitted before 1 May 2020. The consultation report is contained in **Appendix 2**. Submissions and correspondence from a resident and the Cherry Growers Association of South Australia have been received by Council and are included in the Analysis section of the report. SA Police have also been engaged and are currently in the process of assessing the proposition and negotiating logistical support.

2. BACKGROUND

The 2020 Shannons Adelaide Rally is a predominantly nostalgic, classic themed motoring event that is based on the Classic Adelaide Rally of 1995-2005. This event was run as the Classic Adelaide Rally in 2015 and 2016 and underwent a name change in 2017, primarily due to the growing involvement of international car brands interested in launching and showcasing modern vehicles.

The 2020 Gorge Rallysprint will be the second iteration of the one day event developed in 2019 to support the annual Adelaide Rally. This event is designed to generate greater interest and activity around tarmac rallies in the state, and build participant and spectator numbers as a premium Adelaide Rally event.

These events will be a run under the jurisdiction and rules of the Confederation of Australian Motor Sport (CAMS) and carry the appropriate insurances and permits.

The Council's *Festivals & Events Policy* contains a specific appendix with guidelines for Competitive Motoring Events. These guidelines provide for road closures to be considered by Council on a case-by-case basis. The Policy requires six months' notice of the event followed by a Motoring Event Application with proposed road closures and a Consultation Report a minimum of three months prior to the event (**Appendix 2**). If road closures are approved by Council, written notification is required to be sent to affected businesses and residents and Council-approved advanced warning signage must be installed along routes at least three weeks before the event. Provision of reasonable traffic detour information including online maps must be made available to Council and the community at least two weeks before the event is conducted.

3. ANALYSIS

Council's *Festivals and Events Policy* provides criteria for Council staff in assessing the level of support for events. In this instance the organiser is seeking support for road closures as the event will not be able to run in the Adelaide Hills without Council approval.

It is a requirement that the event aligns with Council's Strategic Plan and The Shannons Adelaide Rally aligns with Priority C6.2: Develop, support and bring events to our district that have social, cultural, environmental or economic benefits. The event provides the opportunity for residents and visitors to participate in the events as spectators and showcases our region to a local, interstate and international market.

The *Festival and Events Policy*, Guideline No.1 for Competitive Motoring Events outlines considerations to help determine whether the benefits of the event outweigh the detriments around community impact, economic impact and environmental impact. A Consultation Report (**Appendix 2**) provided by the event organiser is required by the Policy to inform Council Assessment and decision-making.

The organisers sent Council approved consultation letters to 1003 directly affected residents with the following results as per the Report:

- 23 Responses received by email or mail
- 6 negative responses
- 2 neutral responses (seeking further information or neither supportive or unsupportive)
- 15 positive responses
- 1 Industry Association response from the Cherry Growers Association (not supportive).

The organiser proactively engaged with two Cherry growers prior to consultation, one of whom had issues with the event the previous year in order to work with them towards a solution.

The event date and location have been selected to minimise impact to residents, visitors and businesses with organisers moving the event from December in 2019 to the proposed dates in late November 2020. Organisers are aiming to move the event to early November in the future to avoid the cherry season.

Road closures

For motorsport events covering a number of roads across multiple council areas, the road closure order is normally made by a sub-delegate of the Commissioner of Police, who acts under ministerial delegation. The Council's role, albeit a critical one, is limited to providing or withholding consent to the road closure. The actual order is not made by the Council.

Operational staff have advised that they have no general objections to the route proposed, and that no significant wear or damage is expected to the sealed roads. Any significant, accidental damage to the roads, boundaries, public or private property will be covered by the event's insurance with the CAMS.

Temporary closure of roads during the rally is requested to ensure the safety of event participants and the public in the area at the time. The event organiser is working with Council staff to communicate how they are mitigating issues with affected residents. The organisers have made route, race format and timing changes where possible in response to staff, resident and business feedback as detailed in the Consultation Report (**Appendix 2**).

The organiser has undertaken to place reminder signage out at least three weeks prior to the event. Staff will recommend that the name of the event is included in the roadside signage to notify land and stock owners who were not included in the consultation area, of the event.

The full list of proposed road closures is as follows:

2020 Gorge Rallysprint

- a. Sunday 13 September
 - i. Stage 1 - Pinkerton Gully
Approximate closure 9:00am – 4:30pm
Gorge Road closed – from approximately King George Avenue to Pinkerton Gully Road
 - ii. Stage 2 – Paracombe
Approximate closure 9:00am – 4:30pm
Gorge Road closed – from approximately Batchelor Road to 500m before Torrens Valley Road
 - iii. Stage 3 – Prairie
Approximate closure 9:00am – 4:30pm
Gorge Road closed – from approximately Torrens Valley Road to Prairie Road

2020 Shannons Adelaide Rally

- b. Wednesday 25 November
 - i. Stage 1 and 9 – Scott Bottom and Bradbury
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North East Road closed – from Fiddlers Hill Road to Gorge Road

- iii. Stage 13 – Corkscrew
Approximate closure 9:30am – 1:00pm
Corkscrew Road closed – from Gorge Road to Montacute Road
- d. Friday 27 November
 - i. Stage 16 – Lobethal
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 - v. Stage 25 – Ironbank
Approximate closure 2:00pm – 5:00pm
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Approximate closure 2:00pm – 5:15pm
Sturt Valley Road closed – from 274 Sturt Valley Road to Longwood Rd
 - vii. Stage 27 and 32 – Eagle on the Hill and Leawood Gardens
Approximate closure 2:15pm – 5:45pm
Mount Barker Road closed – from AHC boundary to 350 Mount Barker Rd
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 - i. Stage 28 – Mt Lofty
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Greenhill Road and Summit Road closed – 661 Greenhill Road to Cleland Wildlife Park
 - ii. Stage 29 – Basket Range
Approximate closure 10:00am – 1:30pm
Lobethal Road closed – 374 Lobethal Road, Ashton to Basket Range Road
 - iii. Stage 30 – Carey Gully
Approximate closure 10:15am - 1:45pm
Lobethal Road and Deviation Road closed – Fernglen Road to Boundary Drive (South)

- iv. Stage 31 – Mt George
Approximate closure 10:30am – 2:15pm
Gorge Road, Worden Road, Muller Road, Carey Gully Road, Tanamerah Road, Gum Flat Road, Badenoch Road closed – from Rangeview Drive to Beaumont Road, Verdun
- v. Stage 32 – Summit Road
Approximate closure 1:00pm – 3:45pm
Summit Road closed – Greenhill road to Cleland Wildlife Park
- vi. Stage 33 – Athelstone
Approximate closure 1:45pm – 4:45pm
Gorge Road closed – from Corkscrew Road to Council boundary

Community Impact

The event organisers have focussed on stages that have low or no resident impact, and have tried to use routes that have not received a high amount of feedback in recent years. No new routes are being introduced in 2020; all have been used intermittently in previous years. The Policy guidelines requires consideration of any other planned road closures within 6 months either side of the event and there is some potential for cross over in road closures with the Tour Down Under cycling event in January 2021, but these are yet to be determined.

Organisers have accommodated two residents in Cudlee Creek who responded to the consultation by adjusting road closure times by 15 minutes. Organisers have also offered to coordinate access and egress to others who raised concerns. A number of positive responses were received, several citing the generous warning provided regarding the event and referencing social gatherings they hold at their homes to watch on event day.

There is potential for the community to become involved as volunteers or hosting parties or as spectators of the event. 15 positive responses were received in support of the event and 6 negative responses were received from residents (1 was a resident and Cherry Orchardist). Council also received direct communication from one impacted resident opposing the road closures and this resident's negative response is included in the Consultation Report (**Appendix 2**).

Economic Impact

Organisers have reported that the event is deliberately designed to benefit small towns and regional areas, with planned rest stops for crews to spend on fuel and food. Formal events have been organised with local businesses for both events. Like last year, Cudlee Creek Tavern will be hosting the official lunch stop and end of day awards for the 2020 Gorge Rallysprint in September. The 2020 Shannons Adelaide Rally have organised their main community event in the Hills for Saturday 28 November at Bridgewater Oval in partnership with the Bridgewater Mill and a local catering company. Organisers are in discussions with local businesses to host a lunch stop on an additional day in the Gumeracha/Lobethal region and are currently working through logistical issues including the challenges created by the COVID-19 pandemic to make that happen.

Council received a letter regarding the November rally event from the Cherry Growers Association citing concerns about the timing of the event in relation to its impacts on cherry season including delivery vehicles and public picking (Pick Your Own). Cherry season usually starts sometime in mid-November to mid-January depending on the weather.

Any orchard directly impacted by the road closure received a consultation letter and was given the opportunity to provide feedback, which one grower chose to do. The organisers have been in communication with two other growers to discuss road closures. However there is also a broader impact on the Cherry Trail operators with the access routes from Adelaide being blocked and visitors unable to get to the experience. It is estimated that 12-15 orchards may be impacted in some way this year.

While each road closure occurs only on one day, the picking season is very truncated with the ideal picking time for some varieties being just one week. This is further exacerbated by the Pick Your Own season providing upwards of 50 per cent (and some the sole source) of cherry income for orchards. However, there is no definitive way of knowing exactly when the cherry season will commence.

The Cherry Growers Association letter was also forwarded to the rally organisers who have responded to the Association (both letters attached in **Appendix 5**). One other grower along the proposed route has engaged with the event organisers about his concern with the timing of the event and impact on his cherry sales after receiving the consultation letter (included in the Consultation Report as a negative response).

The organisers are working with the Cudlee Creek Tavern, Bridgewater oval and Bridgewater Mill in regards to lunch stop catering.

Environmental Impact

There were three minor vehicle incidents on course which that managed by the event response team and did not cause damage to resident property, road infrastructure or vegetation.

Post Event Report 2019 rally

The organisers provide a post event report each year with the 2019 report attached as **Appendix 4**. On event day 15 calls were taken in relation to the Adelaide Hills road closures ranging from people seeking information to a resident offering his property for the photography crew. Three calls were received post event in relation to road closures with one complaint leading to a signage strategy being implemented for future Chain of Ponds stages to provide additional advance notice.

Council received complaints from 5 people during the event, 1 of which was resolved by Council staff and 4 regarding the road closures which were forwarded to the organiser for actioning.

Consultation Summary

The following criteria will inform Council's decision in considering the application for road closures as outlined in the *Festival & Events Policy* Guideline 1 for Competitive Motor Sports Events: community impact, economic impact and environmental impact.

The organisers have provided a Consultation Report as required by the *Festival & Events Policy*. The Consultation Report shows respondents in favour of the event were higher than those opposing the event. This type of event is one of the few that allows for spectators to participate in a socially distanced way if that remains a concern in September and December. Therefore, there is potential for the local community to enjoy the event as it moves through the hills and for it to attract visitors to the region. There is little opportunity for community fundraising projects within the community but there is opportunity for community volunteering.

There is potential for tourism benefits from media exposure and spectators viewing the events. This may be of particular value given the impact of the bushfires and COVID-19 as it sends a message that the Adelaide Hills is 'open for business'. However, there is potential for detrimental impacts on a number of Cherry Growers who may have access to their business closed on the day of the event. This could particularly impact their Pick Your Own business.

Council expects minimal environmental impact from the event.

Given the balance of impacts under the criteria outlined in the Festival & Events Policy we recommend approving the road closures.

4. OPTIONS

Council has the following options:

- I. Receive the report and resolve to consent to the road closures contemplated in this report (Recommended).
- II. Resolve not to provide consent for the road closures contemplated in this report. Should the Council not consent to some or all road closures proposed for this event, significant parts of the event, or the event in its entirety, would be unable to proceed as intended (Not Recommended).

5. APPENDICES

- (1) 2020 Shannons Adelaide Rally and 2020 Gorge Rallysprint Application Information
- (2) 2020 Shannons Adelaide Rally and 2020 Gorge Rallysprint Consultation Report
- (3) Consultation letter example 2020
- (4) 2019 Post Event Report
- (5) Correspondence with Cherry Growers Association

Appendix 1

*2020 Shannons Adelaide Rally and 2020 Gorge
Rallysprint Application Information*



MSS Safety Gorge Rallysprint

Application for Rallysprint in the Adelaide Hills Council region

Application from Massive Events Corp P/L and Rally One P/L

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Event Overview

In October 2019 the Adelaide Rallysprint was delivered. The event involved 11 stages over one day with sections of road chosen that do not affect resident access or egress.

The event was held in poor weather but attracted a good field and support crew attendance.

Based out of the Cudlee Creek Tavern and Caravan Park, the event delivered direct economic benefit to the Cudlee Creek township and received great praise from the Tavern owners.

The event runs with the same rules and regulations as the greater Shannons Adelaide Rally including Touring categories.

Run at traditionally lower tourism times the MSS Safety Gorge Rallysprint is designed to minimize impact on residents, tourism operators and business whilst delivering benefits to local business.

After a successful 2019 event, the 2020 event has been renamed the Gorge Rallysprint to indicate the connection with the iconic geographic landmark being the Torrens Gorge. For 2020 MSS Safety has signed on as a sponsor of the event. MSS is a provider of workplace safety training and materials.

An analysis of previous event feedback shows that no negative feedback has been received in relation to the 2019 Adelaide Rallysprint or the MSS Safety Gorge Rallysprint request for feedback which concluded on May 1st

This event will be a run under the jurisdiction and rules of Motorsport Australia (Formerly known as CAMS Confederation of Australian Motor Sport) and carries the appropriate insurances and permits.

The proposed event date is Sunday 13th September 2020

The road closures required are all in close proximity and will be actioned simultaneously with the Closures starting at 9:00am until 4:30pm being exactly the same road sections and timings as those actioned in 2019.

Part A

Public Consultation Brief

No residents are directly affected in regard to access and egress. Consultation with residents nearby to Castambul has been actioned and access and egress information communicated.

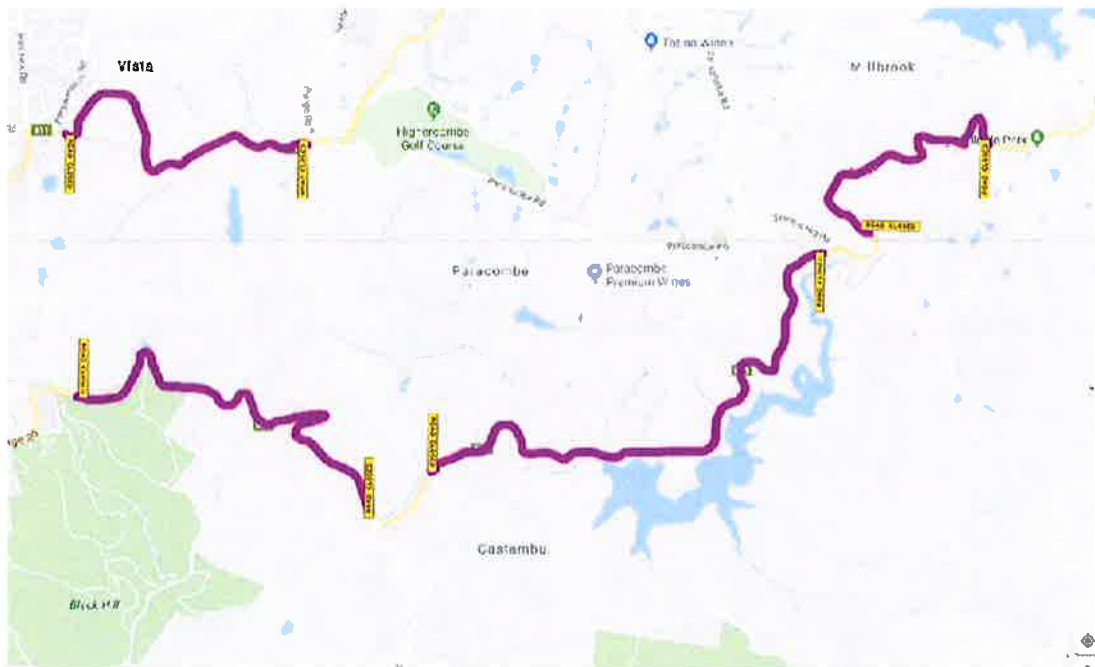
There were nil negative responses and three positive responses in relation to the event. Two of these came from Castambul Residents and one from Cudlee Creek Tavern

Proposed Date

Sunday 13th September 2020

Road Closure Proposal

Please see the following maps and information in relation to the proposed road closures



The proposed Road closures are :

Gorge Road closed – from approximately King George Avenue to Pinkerton Gully Road

Gorge Road closed – from approximately Batchelor Road to 500m before Torrens Valley

Gorge Road closed – from approximately Torrens Valley Road to Prairie Road

Lower North East Road closed – From Perseverance Rd to Range Rd South
(Tea Tree Gully Council Region)

The proposed closure time is 9am to 4:30pm

Traffic Management

Traffic Marshals

Police (SAPOL) and Traffic Marshals will be positioned at intersections along Gorge road and at the each end of Anstey Hill Stage. The responsibility of the marshal is to monitor spectator behavior, maintain crowd control and further, monitor traffic control at the designated spectator points.

The traffic marshals have direct communication with Rally Headquarters

Operational Elements

Access for Emergency Services and Residents

Emergency services, namely Police, Fire, Medical and Emergency recovery will be positioned within close proximity of the closed road section.

With prior approval through rally control, emergency services will be provided access along all existing road routes.

Emergency Response Procedure

Fire, Medical and Emergency recovery vehicles will be positioned in close proximity to the closed road section. This allows for rapid access and fast response times.

Resident Access

Residents along the closed road section have access and egress from their property.

Trespassing and Driveways

All stage marshals will be briefed prior to the commencement of the event. Within this briefing the policing of spectators, including directing spectators to the designated vantage points will be covered. Also included will be instructions on the traffic management and directing cars away from the few resident driveways that exist in one location.

A spectating guide will be published on the website. The spectating guide attempts to drive spectators towards the organized Lunch Stop at Cudlee Creek Tavern

Post Event Clean Up

The organisers are committed to maintaining the quality of the roads and verges following the event so as to maintain future relations with local council and residents to ensure future prosperity of the land and the event.

Property Damage

The organisers are committed to making sure that no damage will occur to property within their control. In the event that a resident or the council experiences damages cause directly by the event, a review will take place to ensure timely action to resolve the damages. The event has property damage coverage as part of its insurance policy.

Contact Details

Tim Possingham – Council and Community Liaison in relation to the event
tim@soonmarketing.com.au

Rally Operator and Clerk of Course of the Rally:
Ivar Stanelis 0418834311 - ivar@rallysa.com.au

Part B

Motorsport Regulatory Body Organising Permit number

820/2008/02

Community Engagement Plan

The organizer will send out another mailout to Castambul residents and Cudlee Creek businesses advising them of the temporary closure pre event. The event shall erect advanced notice signs 4 weeks pre event.

The organiser to post a full schedule of road closures on the event website.

The local Tavern is a supplier/partner to the event and co-promotes the event to the local community.

The organisers will review any negative feedback received on event and include it in a feedback report.

Proponent's risk management plan

Organiser to supply 2020 version pre event post road closure approval and final timing confirmation.

General community support for the proposal

There has only been 3 responses, all of which are positive..

The attitudes of all property owners affected by the proposal

This will be monitored, reported and acted on as part of the consultation process. Council will receive a post event debrief detailing any issues and attitudes of residents. In 2019 there were none reported.

Economic benefit of the proposal to Council's area and the economy of the State

The event supports a greater event (Shannons Adelaide Rally) that delivers significant economic benefit to the state. This event is designed to generate benefit indirectly by growing the sport and the larger Adelaide Rally event in the short term. In the longer term it will generate regional and interstate uptake to visit the region. It immediately benefits locations such as the Cudlee Creek Township due to increased patronage over the event period.

Traffic management arrangements that will be adopted if the proposal is approved

Organiser to supply pending approval and further consultation with SAPOL.

Consideration that has been given by the proponent to minimise the impact of the proposal on local, business and tourist traffic and considerations of alternative routes

This has been examined and the date and timing as well as the lack of directly affected residents has extremely low impact. The event will drive increased business to the Cudlee Creek Store that was recorded in 2019 and stated again

in feedback received in 2020 which has been shared with council via the feedback report.

The proponents experience in delivering similar events

Rally One Pty Ltd has had years of experience running highly successful sporting events. This includes Classic Adelaide 2007, 8, 9, Rally S.A (17 years), Adelaide Rally 2017, 2018 and 2019. Other regional Rallies and sections of the Sydney to London Rally as well as the 2019 Adelaide Rallysprint held in the same location in 2019.

Arrangements that will be in place to make good any damage to Council or private infrastructure and to clean-up the route at the conclusion of the event

Stage Teams are briefed on clean up procedures after the stage is finished and prior to road opening. A post event report will detail any damage to council infrastructure which needs to be rectified. A sweep and recovery car also note damage along the route and effect temporary repairs as required. Arrangements will be made post event to pay for the damage to infrastructure by the insured organiser.

The environmental impact of the proposal and measures proposed to be taken to minimise the impact on the environment.

The greatest environmental risk is through spectator damage to bushland. We attempt to mitigate the risk by providing alternative areas for spectators to see the cars up close such as Cudlee Creek Tavern

Arrangements that are in place with Police and Emergency Services

As part of the approval process for road closures and event permits these things are in place. Organisers also work closely with SAPOL on this event.

Measures to be taken by the proponent to protect public safety and public property

As per the motorsport regulatory body under the permit.

Measures to be taken by the proponent to prevent damage to Council's infrastructure

As per the motorsport regulatory body under the permit.

Compelling positive aspects associated with the event.

The Adelaide Rally is an internationally recognised event. The event attracts international participants from as far away as Ireland, the USA and Italy. The event has long history of supported by the South Australian Tourism Commission. This smaller event underpins this larger event.

Certificate of Currency for Public Liability Insurance

TBA

ENDS



Shannons Adelaide Rally 2020

**Application for Motorsport Rally in the
Adelaide Hills Council region**

Application from Massive Events Corp P/L and Rally One P/L

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Event Overview

The event dates are November 25-28 2020

The Shannons Adelaide Rally 2020 is a predominantly nostalgic, classic-themed motoring event that has been supported by The South Australian Tourism Commission. The event is based on the Classic Adelaide Rally of 1997-2005, which was an iconic South Australian Major Event of international note.

The event enjoys a growing involvement of Marques such as Ferrari, Aston Martin, Audi and BMW which launch brand new vehicles to the public via the event.

The event is intended to be televised nationally once again, promoted heavily and shall showcase the region, its produce and its people. Although the event has a speed-limited competitive element it is primarily focused on touring, tourism, vibrancy and cultural diversity with 66% of the field being in non-competitive sections.

This event aims to allow spectators to get up close to both drivers and their vehicles through creating dedicated lunch and rest points throughout the rally route. Further, given the event's large spectator following, it provides significant opportunity to increase local business by targeting spectators and competitor service crews between stages.

90% of the event is run in Bushfire affected or Bushfire prone regions, delivering valuable exposure to those regions as well as economic benefit. The event sends the message that the Adelaide Hills is open for business.

This event will be a run under the jurisdiction and rules of either AASA (Australian Auto Sport Alliance) or CAMS (Confederation of Australian Motor Sport), yet to be determined, and carries the appropriate insurances and permits.

Changes since 2019 event

The Adelaide Rally 2020 continues to maintain a low resident impact as has been seen in recent years. Longer stages and longer closures have largely been moved to weekdays and off-peak times.

The event continues to run as a four-day event and has been brought forward out of Cherry Season and into Spring time for more favourable weather.

A lunch stop in Bridgewater is planned for Saturday 7th December. Being the first time we have actioned this. This is planned to draw people into an area of the hills that the event has not showcased before. It greatly leverages the Bridgewater Mill who have indicated they wish to be an event partner.

Part A

Public Consultation Brief

Public consultation will commence via postal mailout when affected residents' postal addresses are received. A sample letter is attached ([Attachment A](#)).

Proposed Dates

Wednesday 25th November to Saturday 28th December (23 stages within the Adelaide Hills Council Region that involve just 16 road closures over the four days).

Road Closure Proposal

Please see the following maps and information in relation to the proposed road closures.

Note: Only Stages within the Adelaide Hills Council Region are listed in this document.



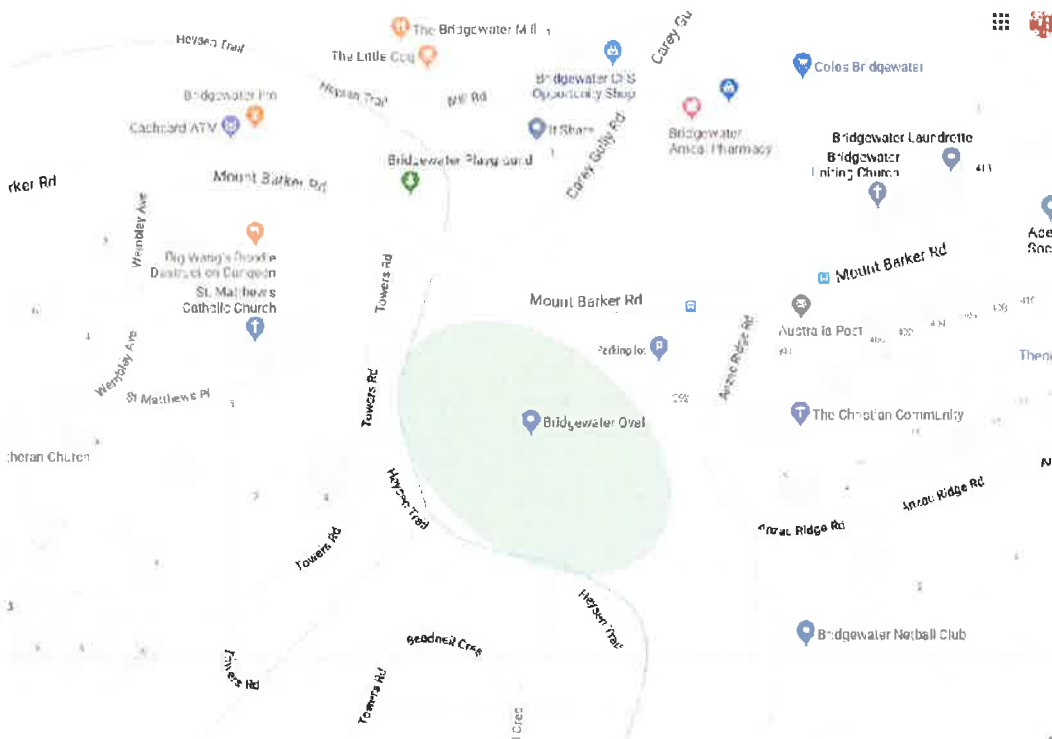
Promoted Community Event

Bridgewater (Oval and Bridgewater Mill)

Cars to be parked on Oval and participants and spectators to access the Bridgewater Mill via under road tunnel and park

Road Closed:
None

Day: Saturday 28th November



Stage 1 and Stage 9 – Scott Bottom and Bradbury (Reversed)

Road Closed:

Mount Bold Road
Dorset Vale Rd

Closure Start:

Gurr Rd intersection with Mt Bold Rd

Closure Finish:

Dorset Vale Rd adjacent Scott Creek Conservation Park boundary

Intersections along Stage:

None

Day: [Wednesday 25th November](#)

Approximate Road Closure Times 11:30am – 2:00pm & 3:45pm – 6:15pm



Stage 11 & 14 – Anstey Hill Short

Run twice during the day

Road Closed:

Lower North East Rd

Closure Start:

Perseverance Rd

Closure Finish:

Range Road

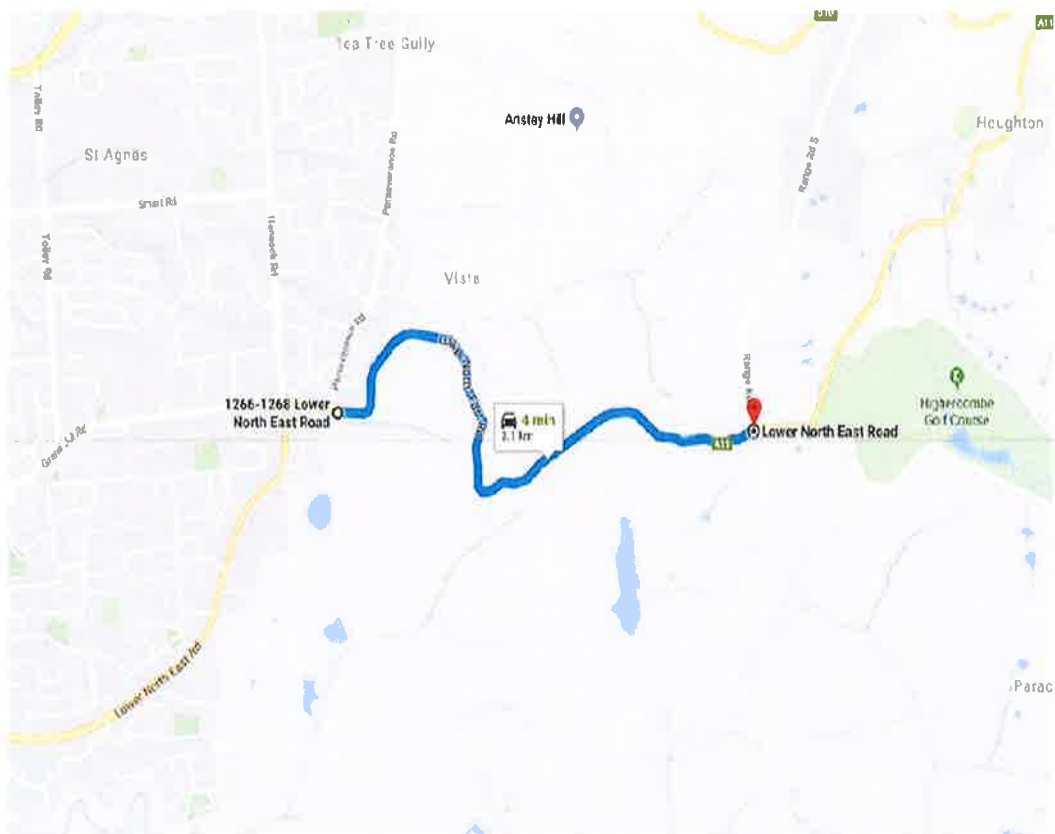
Intersections along Stage:

None

Day: Thursday 26th November

Approximate Road Closure Times

8:45am – 2:30pm (twice)



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Stage 12 and 15 – Chain of Ponds Plus

Run twice during the day

Road Closed:

North East Rd

Closure Start:

Fiddlers Hill Rd

Closure Finish:

Gorge Rd intersection

Intersections along Stage:

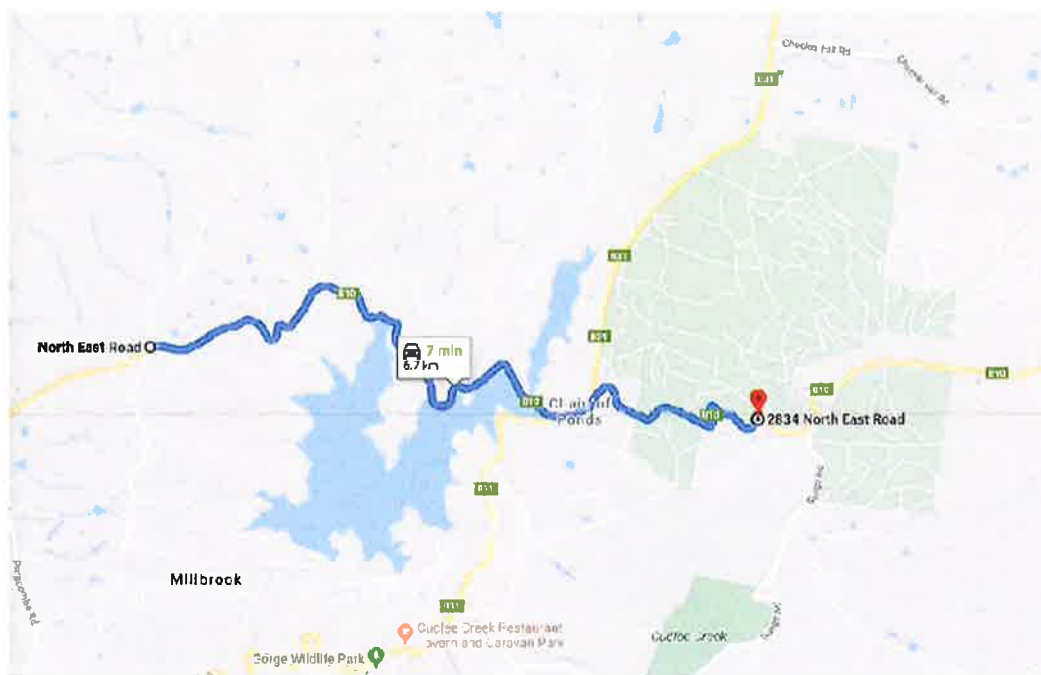
Millbrook Road

Kersbrook Rd

Tippet Rd

Day: Thursday 26th November

Approximate Road Closure Times: 9:00am – 2:45pm (twice)



Stage 13 – Corkscrew

Road Closed:
Corkscrew Rd

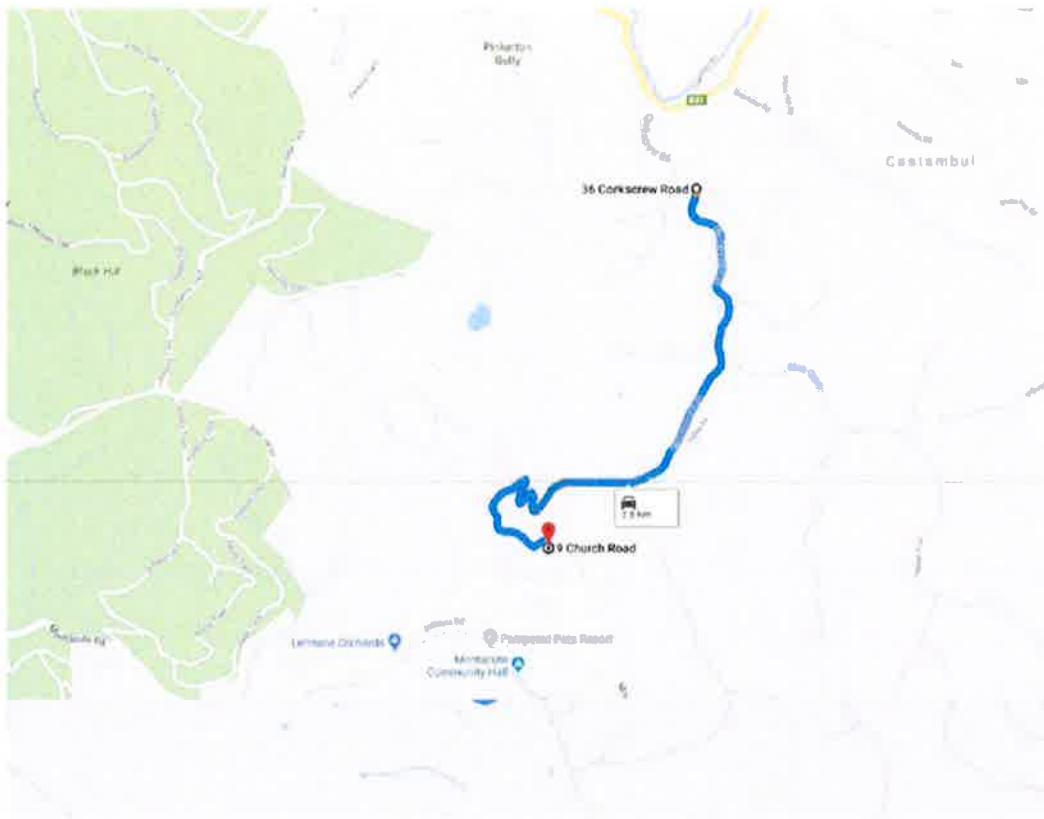
Closure Start:
Gorge Rd intersection

Closure Finish:
Montacute Rd Intersection

Intersections along Stage:
Valley Rd

Day: Thursday 26th November

Approximate Road Closure Times: 9:30am – 1:00pm



Stage 16 – Lobethal

Road Closed:

Cudlee Creek Rd

Closure Start:

Cnr Fox Creek and Cudlee Creek Rds

Closure Finish:

Taber Ln and Cudlee Creek Rd

Intersections along Stage:

Langley Rd

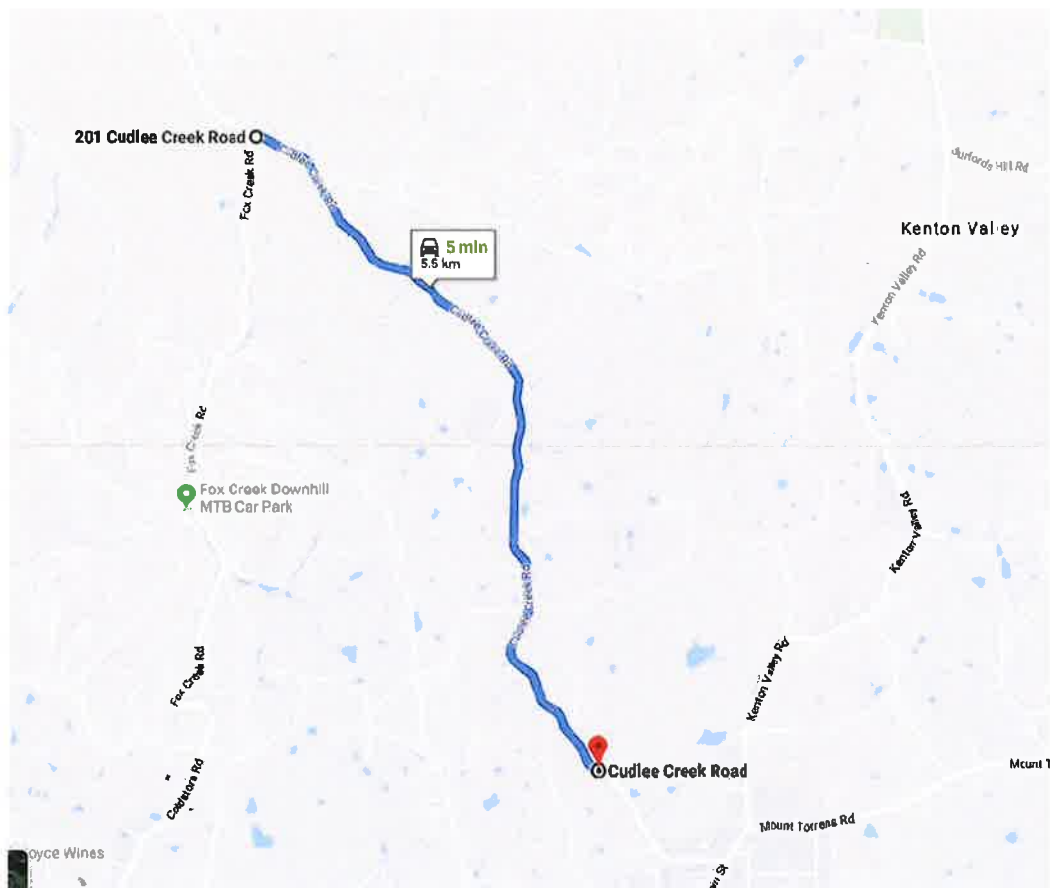
Neudorf Rd

Kelly Rd

Berry Hill Rd

Day: **Friday 27th November**

Approximate Road Closure Times: 11:30am – 3:00pm



Stage 19 & 22 – Norton Summit

Road Closed:
New Norton Summit Rd

Closure Start:
Cnr Coach House Drive and Norton Summit Rd intersection

Stage 25

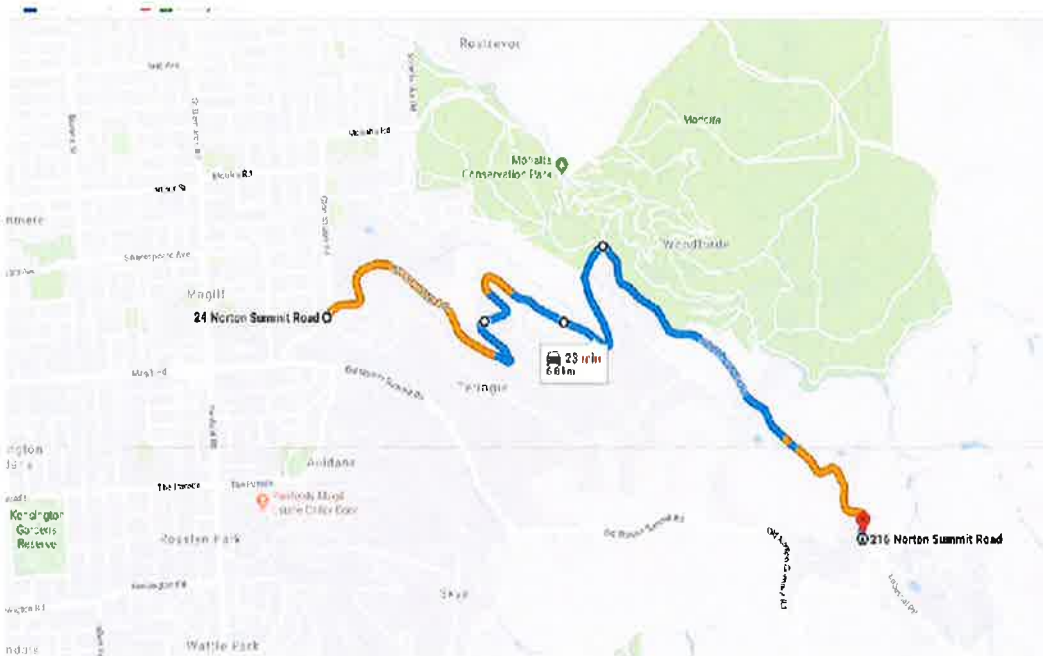
Closure Finish:
Lobethal Rd and Norton Summit Rd intersection (Scenic Hotel)

Intersections along Stage:

Teringie Drive
Valley Drive
Ridgeland Drive
(all of the above have access and egress)

Day: Friday 27th November

Approximate Road Closure Times: 8:30am – 1:45pm (twice)



Stage 20 & 24 – Stafford Ridge and Heysen (backwards)

Road Closed:

Staffords Rd, Fox Creek Rd

Closure Start:

Lobethal Rd / Staffords Rd intersection

Closure Finish:

Fox Creek Rd prior to MTB Park carpark

Intersections along Stage:

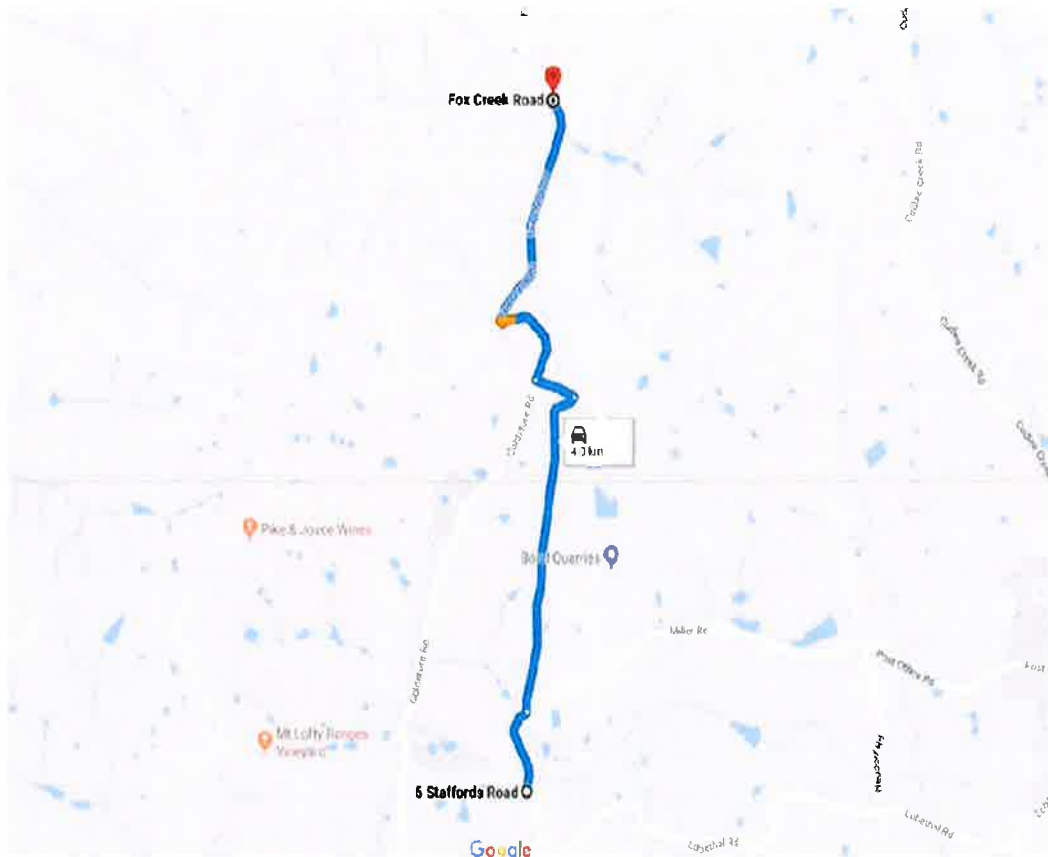
Coldstore Rd

Miller Rd

Croft Rd

Day: **Friday 27th November**

Approximate Road Closure Times: 9:00am –12:15pm & 12:45pm- 4:30pm



Stage 21&23 – Castambul and Morialta (Backwards)

Road Closed:

Gorge Rd, Corkscrew Rd, Montacute Rd, Marble Hill Rd

Closure Start:

Prairie Rd/Gorge Rd intersection

Closure Finish:

Tembys Rd/Marble Hill Rd intersection

Intersections along Stage:

Smiths Gully Rd

Institute Rd

Church Rd

Valley Rd

Gorge Rd

Batchelor Rd

Corkscrew Rd

Smiths Gully Rd

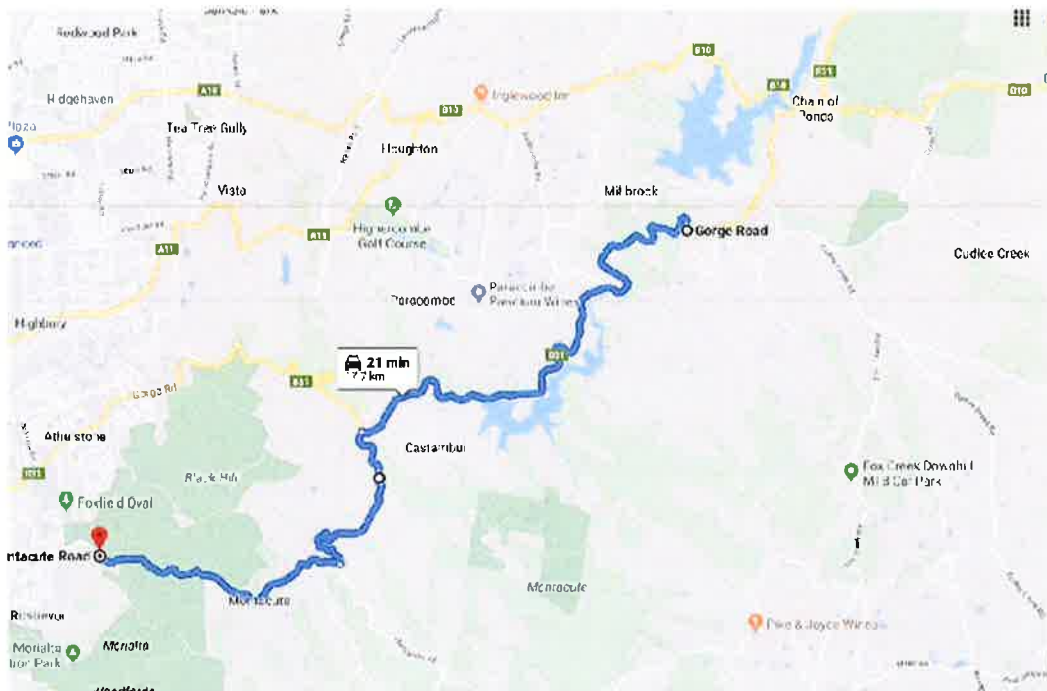
Institute Rd

Trebilcock Rd

Church Rd

Day: **Friday 27th November**

Approximate Road Closure Times: 9:30am – 4:00pm (twice)



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Stage 25 – Ironbank

Roads Closed:

Morgan Rd and Scott Creek Rd

Closure Start:

Morgan Rd and Ironbank Rd intersection

Closure Finish:

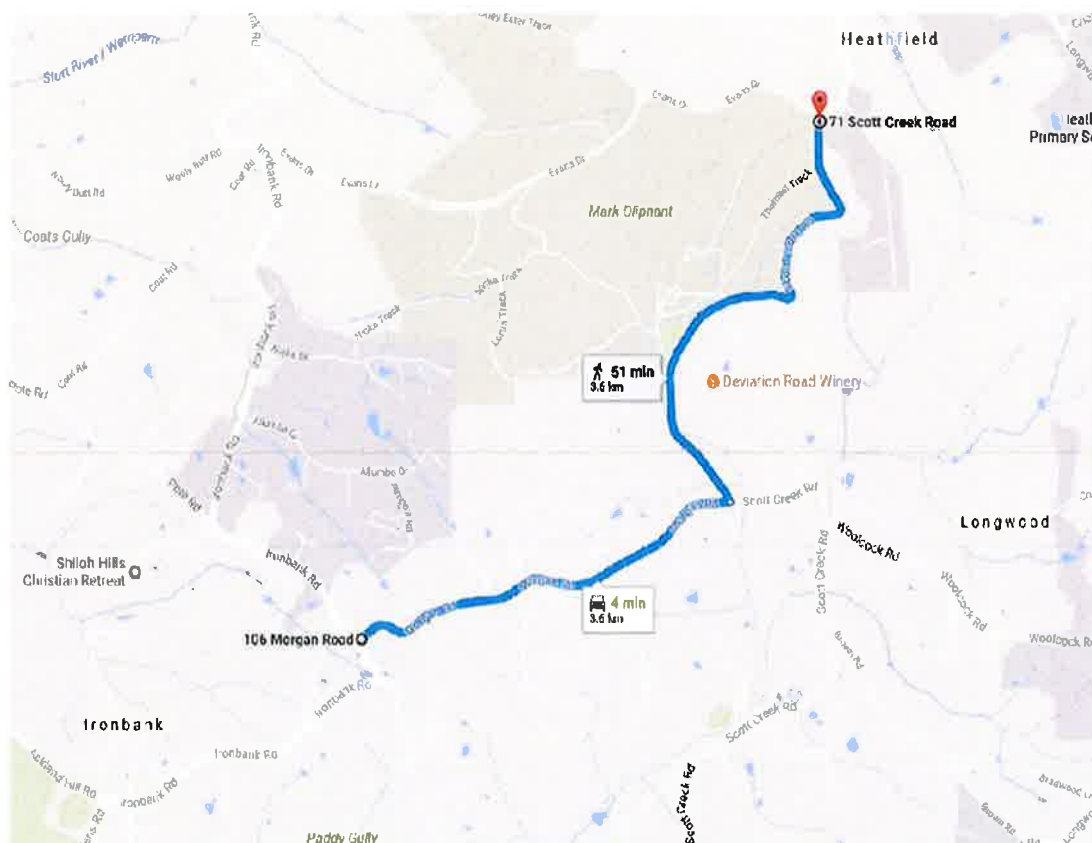
Evans Drive and Ironbank Rd intersection

Intersections along Stage:

Scott Creek Rd and Ironbank Rd intersection

Day: **Friday 26th November**

Approximate Road Closure Times: 2:00pm – 5:00pm



Stage 26 – Sturt Valley

Roads Closed:

Sturt Valley Rd

Closure Start:

274 Sturt Valley Rd

Closure Finish:

Sturt Valley Rd & Longwood Rd intersection

Intersections along Stage:

Wychwood Grove

Elmstead Drive

Ironbank Rd

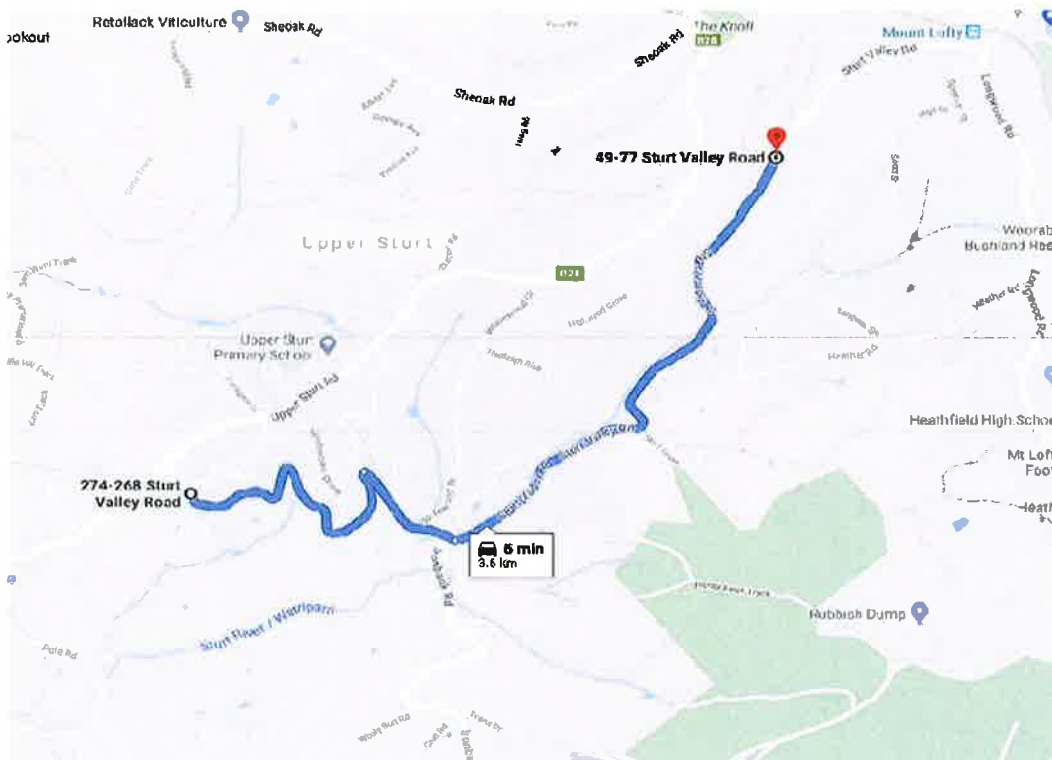
Manoah Drive

Whitewood Drive

Heather Rd

Day: **Friday 27th November**

Approximate Road Closure Times: **2:00pm – 5:15pm**



Stage 27 & 32 – Eagle On the Hill and Leawood Gardens (reversed)

Road Closed:

Old Mt Barker Rd Leawood Gdns

Closure Start:

Off Ramp – Devils Elbow Leawood Gdns

Closure Finish:

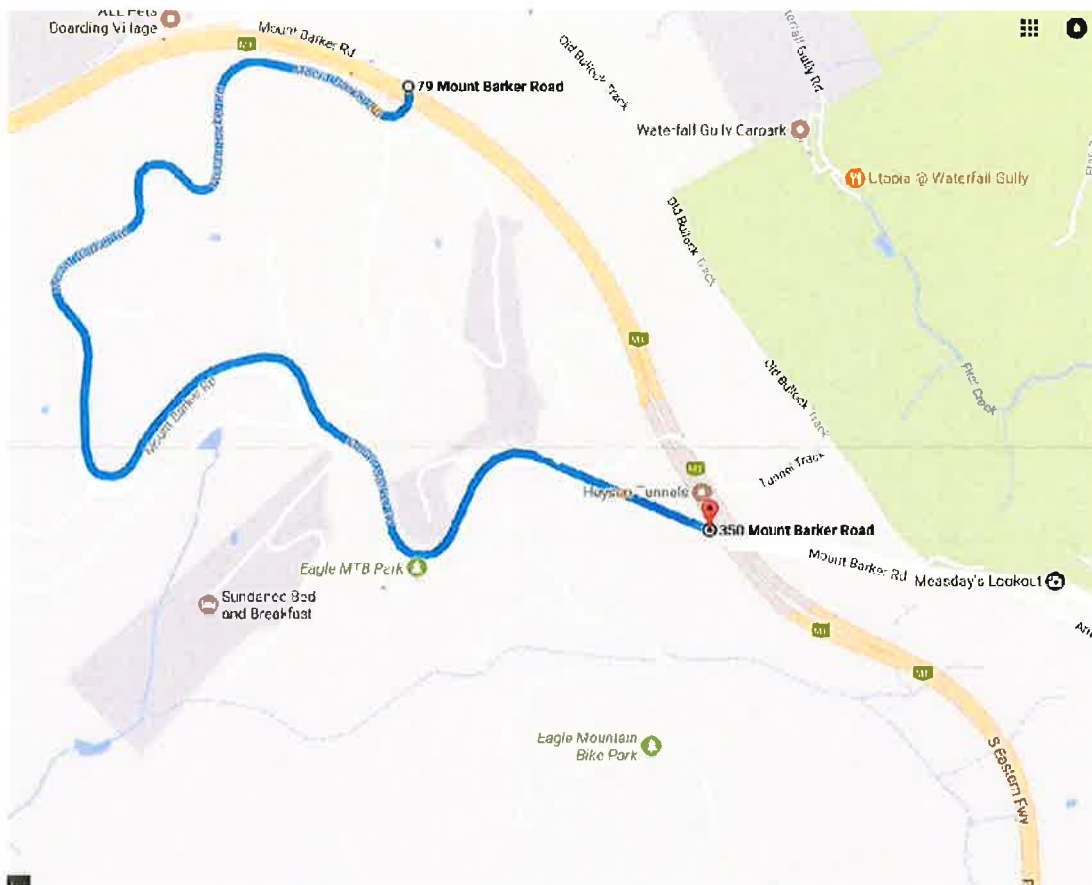
Eagle On the Hill – Leawood Gdns

Intersections along Stage:

None

Day: **Friday 27th November**

Approximate Road Closure Times: **2:15pm – 5:45pm**



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Stage 28– Mt Lofty

Road Closed:
Greenhill Rd and Summit Rd

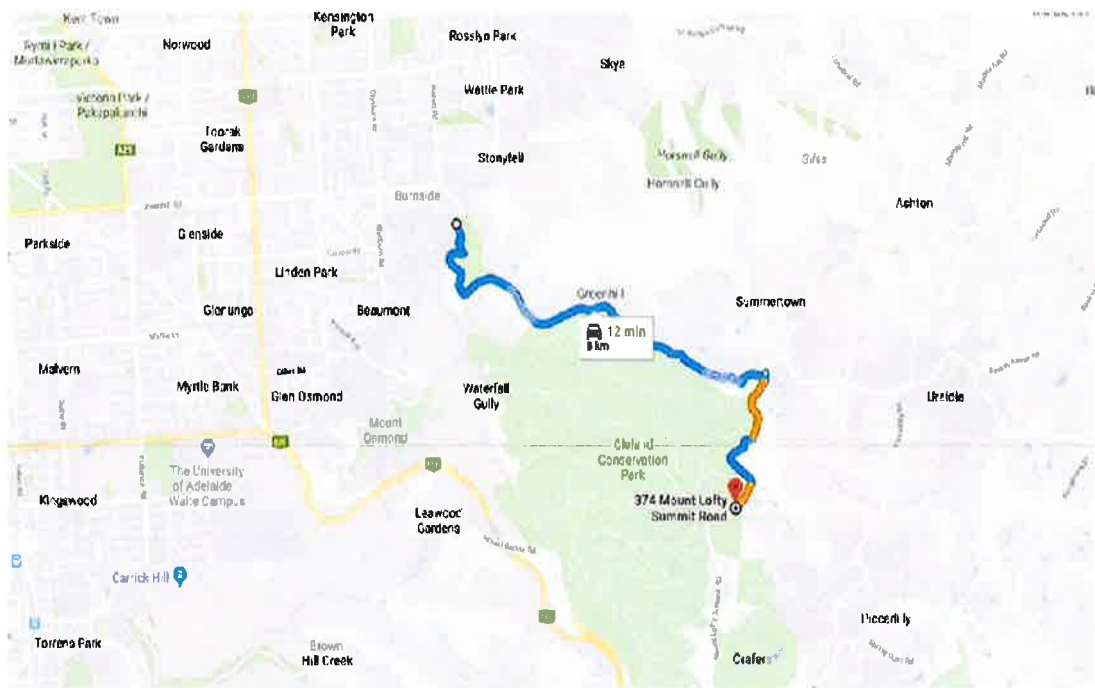
Closure Start:
661 Greenhill Rd

Closure Finish:
Summit Rd and Cleland Wildlife Park entrance intersection

Intersections along Stage:
Yarrabee Rd, Yanagin Rd, Greenhill Rd, Sprigg Rd, Gores Rd

Day: Saturday 28th November

Approximate Road Closure Times: 9:30am – 1:15pm



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Stage 29 – Basket Range

Road Closed:

Lobethal Rd

Closure Start:

Approximately #374 Lobethal Rd, Ashton

Closure Finish:

Basket Range Rd and Lobethal Rd intersection

Intersections along Stage:

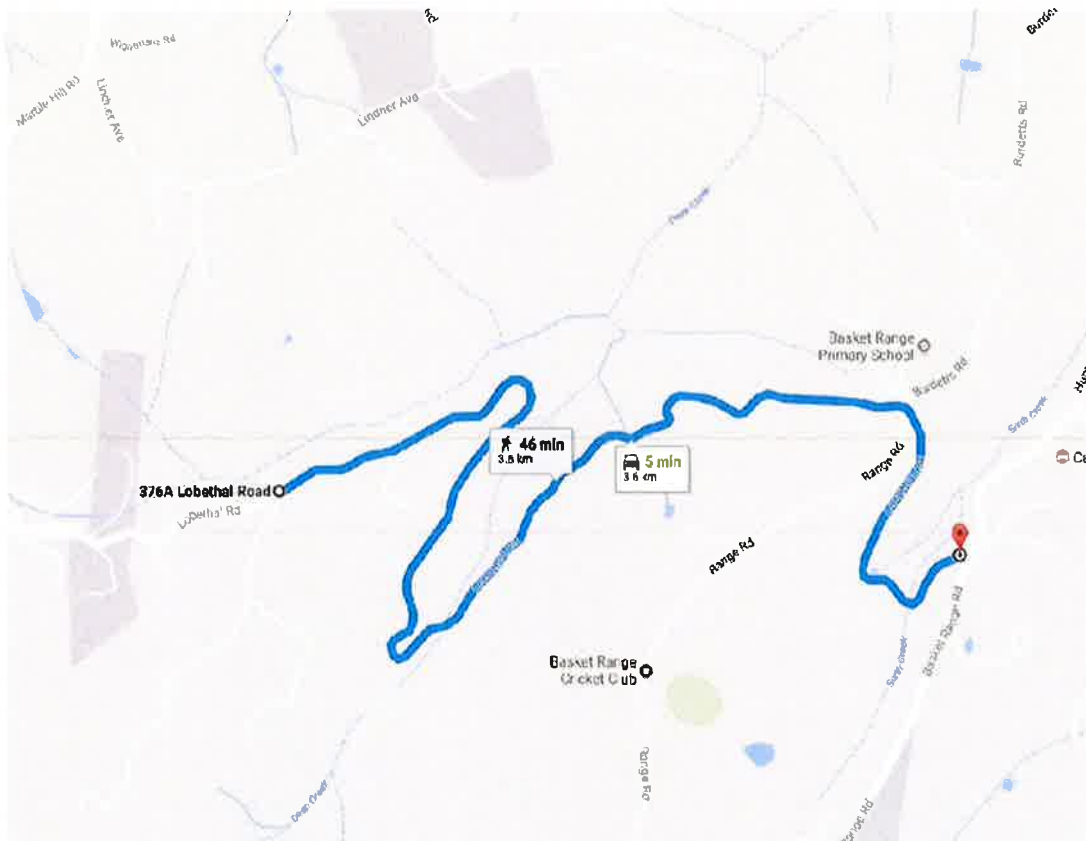
Range Road

Burdetts Road

(all of the above have access and egress)

Day: **Saturday 28th November**

Approximate Road Closure Times: 10:00am – 1:30pm



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Stage 30 – Carey Gully

Roads Closed:

Lobethal Rd, Deviation Rd

Closure Start:

Lobethal Rd and Fernglen Rd intersection

Closure Finish:

Boundary Drive (Southern End) and Deviation Rd intersection

Intersections along Stage:

Steer Rd

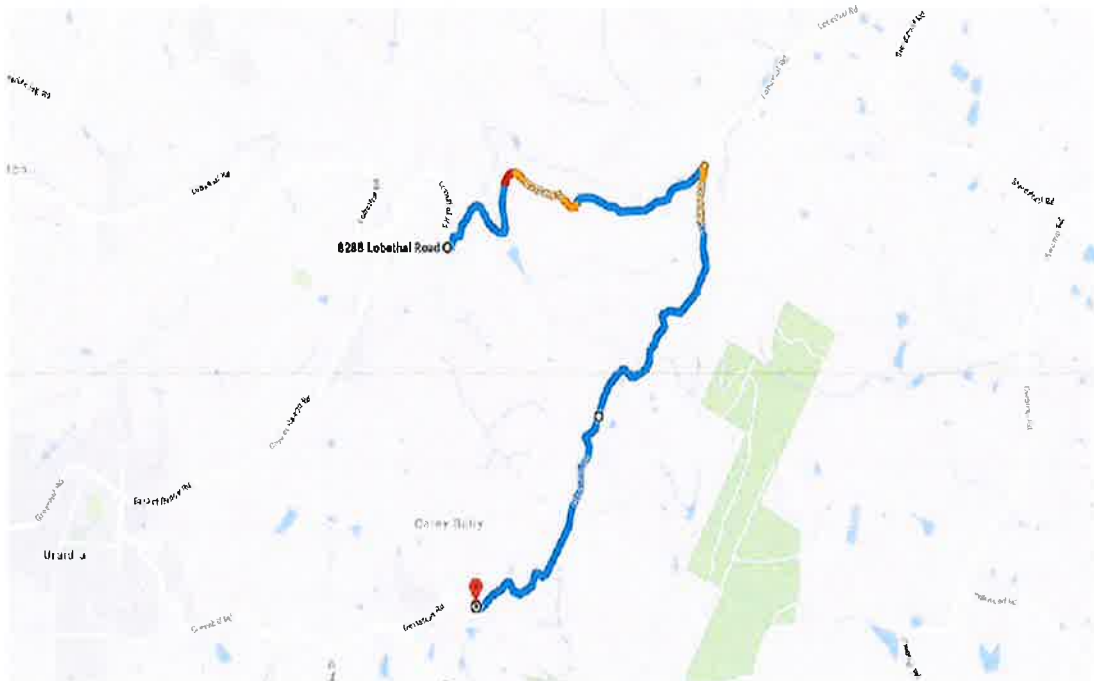
Lobethal Rd/Deviation Rd

Boundary Rd

Boundary Drive

Day: **Saturday 28th November**

Approximate Road Closure Times: **10:15am – 1:45pm**



Stage 31 – Mt George

Road Closed:

Gorge Rd
Worden Rd
Muller Rd
Carey Gully Rd
Tanamerah Rd
Gum Flat Rd
Badenoch Rd

Closure Start:

Mt George Rd and Rangeview Drive

Closure Finish:

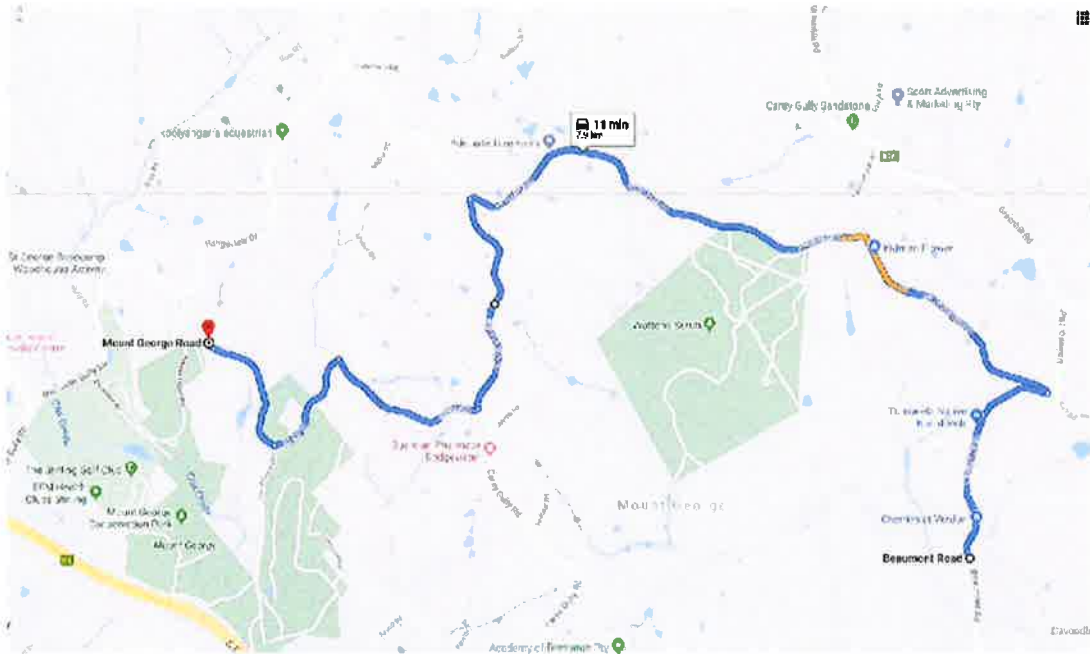
Beaumont Rd Verdun

Intersections along Stage:

Muller Rd
Carey Gully Rd
Tanamerah Rd
Beaumont Rd
Gallasch Rd

Day: **Saturday 28th November**

Approximate Road Closure Times: 10:30am – 2:15pm



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Stage 32 – Summit Rd

Road Closed:
Summit Road

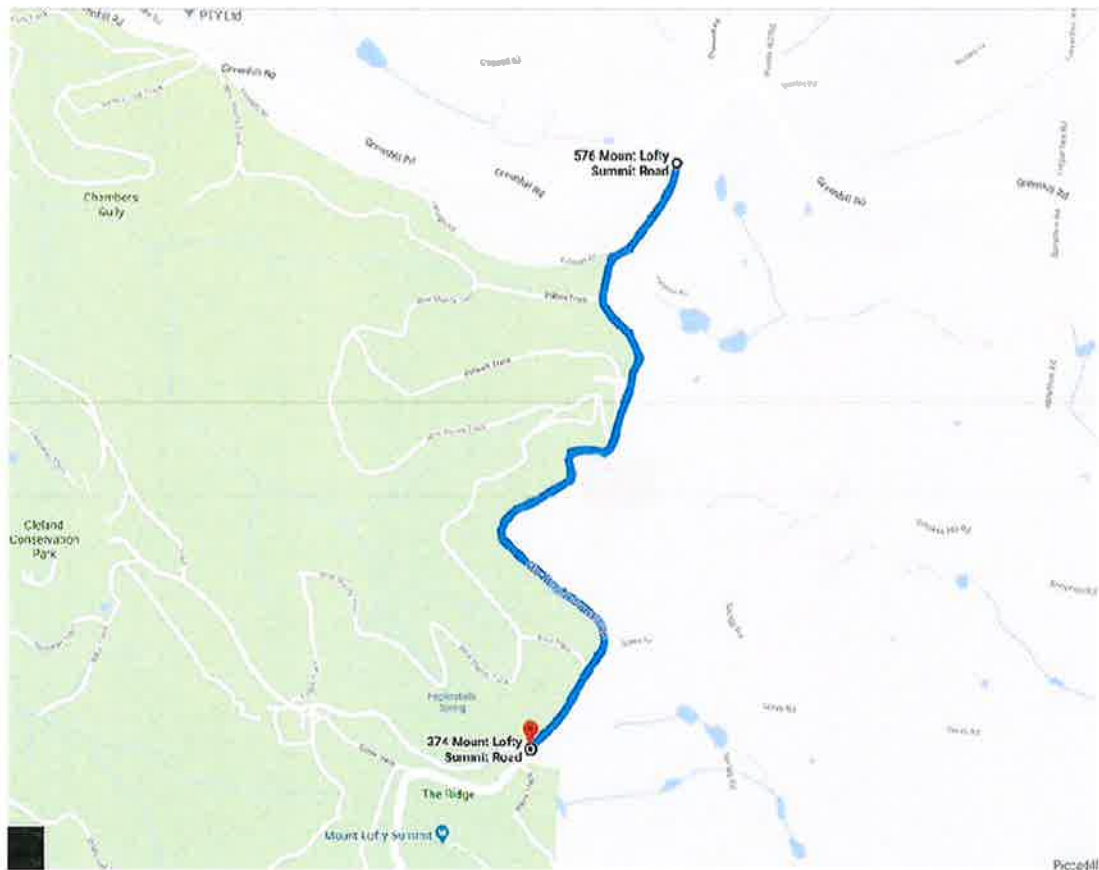
Closure Start:
Greenhill Rd

Closure Finish:
Cleland Wildlife Park Entry Road

Intersections along Stage:
Gores Rd, Sprigg Rd

Day: Saturday 28th November

Approximate Road Closure Times: 1:00pm – 3:45pm



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Stage 34 – Athelstone

Road Closed:
Gorge Road

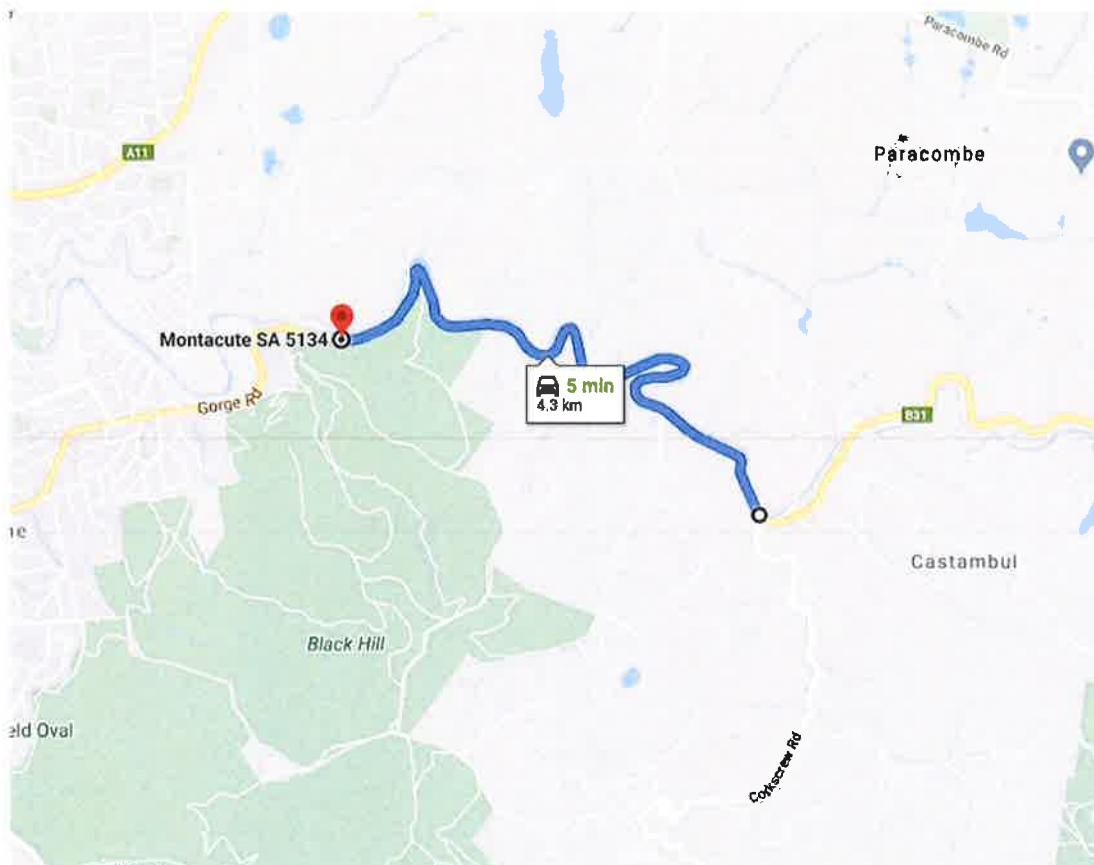
Closure Start:
Corkscrew Rd

Closure Finish:
Council Boundary (approx. 503 Gorge Rd)

Intersections along Stage:
None

Day: Saturday 28th November

Approximate Road Closure Times: 1:45pm – 4:45pm



Traffic Management

Traffic Marshals

Traffic Marshals will be positioned at intersections along every stage. The responsibility of the marshal is to monitor spectator behavior, maintain crowd control and further, monitor traffic control at the designated spectator points. The traffic marshals have direct communication with Rally Headquarters.

SAPOL will action road closures under section 33 of the road traffic act. Additional Traffic Management company support shall be determined in consultation with SAPOL

Event Organisers

Rally Subcontractor and Clerk of Course of the Rally:
Ivar Stanelis 0418834311 - ivar@rallysa.com.au

Rally Promoter/Owner: Massive Events Corp P/L
Tim Possingham 0417171730 – tim@soonmarketing.com.au

Operational Elements

Access for Emergency Services and Residents

Emergency services, namely Fire, Medical and Emergency recovery will be positioned within close proximity of each closed road section.

With prior approval through rally control, emergency services will be provided access along all existing road routes.

Emergency Response Procedure

Fire, Medical and Emergency recovery vehicles will be positioned in close proximity to the closed road section. This allows for rapid access and fast response times.

Pre-Event Activities

The event does not condone competitors practicing on the roads prior to the event. Those found to be breaking road rules will be penalised and/or disqualified from the event.

Resident Access

Residents along the closed road section have the ability to seek access within the road closure times upon application for legitimate exceptional circumstances. The application will be assessed by organisers and where permissible access will be organised with the resident. Applications for access need to be made prior to **October 26th 2020** so as to allow for the modification of running schedule to accommodate the resident's needs.

Trespassing and Driveways

All stage marshals will be briefed prior to the commencement of the event. Within this briefing the policing of spectators, including directing spectators to the designated vantage points will be covered. Also included will be instructions on the traffic management and directing cars away from resident driveways.

A spectating guide will be published on the website. The spectating guide attempts to drive spectators towards the organised lunch stops such as the Bridgewater Lunch Stop.

Post Event Clean Up

The organisers are committed to maintaining the quality of the roads and verges following the event so as to maintain future relations with local council and residents to ensure future prosperity of the land and the event.

Property Damage

The organisers are committed to making sure that no damage will occur to property within their control. In the event that a resident or the council experiences damages cause directly by the event, a review will take place to ensure timely action to resolve the damages. The event has property damage coverage as part of its insurance policy.

Contact Details

Tim Possingham – Council and Community Liaison in relation to the Adelaide Rally tim@soonmarketing.com.au

Rally Subcontractor and Clerk of Course of the Rally:
Ivar Stanelis 0418834311 - ivar@rallysa.com.au

Part B

Motorsport Regulatory Body Organising Permit number

TBA

Community Engagement Plan

The organiser will send out a mailout to all residents and businesses that fall within the directly affected road sections in the Adelaide Hills Council region. This will advise people of the intentions of the event and request feedback.

The organiser will post a full schedule of road closures on the event website.

The organisers will review any negative feedback from the council or the residents and consult council.

Proponent's risk management plan

Organiser to supply for 2020. A 2019 plan has already been received by council. The 2020 plan is very similar in format. TBA

General community support for the proposal

This will be gauged by the amount of feedback the event receives. A current feedback report has been sent to council for the 2019 event.

The attitudes of all property owners affected by the proposal

This will be monitored, reported and acted on as part of the consultation process. Council will receive a pre-event report and a post event report detailing issues and attitudes of residents.

Economic benefit of the proposal to Council's area and the economy of the State

The event has great potential for overall state and local council benefits in regards to exposure via social media, print media and our one-hour television program that will feature post-event. Furthermore, there will be large flow-on effects such as photos from the event along the stages on the web for years to come. This is very important when considering the recent fire affected regions and the benefit that the event brings to those regions.

Rally events bring millions of dollars into South Australia each year. The events are deliberately designed to benefit small towns and regional areas, with planned rest stops where crews spend on fuel and food. Interstate and capital city spectators are also drawn into these regions, providing a boost to local tourism. Event organisers work closely with government departments, municipal councils, service clubs, transport groups, local businesses and residents along the stage routes to ensure their perspectives are well understood and considered in all stages of planning. These rallies are reliant on local community support and, recognizing this, organisers place high value on supporting community priorities in return.

Without the support of each council region the benefit to the state as a whole could not be achieved.

Consideration that has been given by the proponent to minimise the impact of the proposal on local, business and tourist traffic and considerations of alternative routes

The stages within the Adelaide Hills council region are primarily run at a time that does not affect peak tourist traffic times, nor does it lock in any tourist venues or limit access to tourism-focused venues at peak times. Careful consideration has been made to develop a spectator friendly zone within the council region to deliver benefit back to the community and bring cultural diversity and vibrancy to the region. The event has sought to partner with businesses in heavily fire affected regions such as those in Cudlee Creek and Gumeracha (Cudlee Creek Tavern and Applewood distillery)

The proponents' experience in delivering similar events

Rally One Pty Ltd has had years of experience running highly successful sporting events. This includes Classic Adelaide 2007, 8, 9, Rally S.A (17 years), Adelaide

Rally 2017, 2018, 2019, other regional rallies and sections of the Sydney to London Rally.

This will be the 23rd year the state has had a large scale Tarmac Rally in the Adelaide Hills bringing the event close to quarter of a century of service in the region.

Arrangements that will be in place to make good any damage to Council or private infrastructure and to clean up the route at the conclusion of the event

Stage Teams are briefed on cleanup procedures after the stage is finished and prior to road opening. A post-event report will detail any damage to council infrastructure which needs to be rectified. A sweep and recovery car also notes damage along the route and effects temporary repairs as required. Arrangements will be made post-event to pay for any damage to infrastructure by the insured organiser.

The environmental impact of the proposal and measures proposed to be taken to minimise the impact on the environment.

The greatest environmental risk is through spectator damage to bushland. We attempt to mitigate the risk by providing alternative areas for spectators to see the cars up close such as the Bridgewater Lunch Stop. Under the event technical regulations, vehicles are allowed to run Ethanol blended fuels and modern electric vehicles are encouraged to enter particular categories of the event.

Arrangements that are in place with Police and Emergency Services

As part of the approval process for road closures and event permits these things are in place. Organisers also present to ESMECC (Emergency Services Major Event Coordination Committee) mid-year and liaise with all services leading up to and during the event. All emergency services are notified and in coordination with the event

Measures to be taken by the proponent to protect public safety and public property

As per the motorsport regulatory body under the permit.

Measures to be taken by the proponent to prevent damage to Council's infrastructure

As per the motorsport regulatory body under the permit.

How the event supports the community and what charitable benefits are associated with the event;

The chosen charity for the event is Prostate Cancer Foundation of Australia. The event is currently responding to requests from fire affected tourism operators as to how it can involve those businesses in the event. The event delivers vibrancy, activity and diversity to our region.

Compelling positive aspects associated with the event.

The Adelaide Rally is an internationally recognised event. The event attracts international participants from as far away as Ireland, the USA and Italy. The event has been strongly supported by South Australian Tourism Commission in the past. This brings a large amount of exposure via television (1 hour TV special), social media, print media and other channels of publicity. Being involved in this event will not only provide exposure through these channels, but your local council will also be associated with a world-renowned event. (Note: TV program is TBC for 2020)

Certificate of Currency for Public Liability Insurance

TBA

ENDS

Appendix 2

*2020 Shannons Adelaide Rally and 2020 Gorge
Rallysprint Consultation Report*



Community Consultation - Feedback Report 13/5/2020

Attention Anisa Cadd

Re: Community Consultation Feedback Report

Dear Anisa,

As discussed with Adelaide Hills Council over the past five months, the Adelaide Rally Event wishes to continue to bring a significant part of this year's planned event to the Adelaide Hills Council region. This would involve several temporary road closures within the region. There is also a planned community event at the Bridgewater Oval and Bridgewater Mill on Saturday 28th November.

The consultation methodology and timeline used thus far is compliant with council's festivals and events policy and uses a very effective methodology exercised and improved over several decades.

- Communication throughout the period December 2019- Current, to keep council staff up to date about the event and proposed road closures.
- Formulation of a proposed route using previous feedback, concerns and benefits (Done in the first quarter of 2020)
- Finalisation of a route to put to new and repeat public consultation
- Formulation of community consultation letters and language in conjunction with AHC staff
- Finalisation of proposed road closures to fit with other regions and their feedback as well as event timeline constraints and peripheral events.
- Community consultation which finished on May 1 2020
- Finalisation of the route and final recommendation to council.

Final planned route taking into account learnings from 2019.

We have again focused on stages with extremely low resident impact or no resident impact, being integrated into the 2019 route. These types of stages include Athelstone, Scott Bottom, Bradbury, Chain of Ponds, Anstey Hill and Eagle on the Hill amongst others within the Adelaide Hills Council Region. We have also attempted to use these stages repeatedly where possible in the route. The 2019 event generated 3 post event calls, two of which related to persons arriving at a road closure at closing time and being refused entry by Police, the third relating to a constructive criticism about the positioning of one sign on Chain of Ponds stage which will be revised for 2020.

The 2020 route traverses over 760 km and takes in eight different council regions and is once again expected to have the largest field of any similar type event in the Southern Hemisphere. The event is celebrated as one of the world's great rallies.

By the Numbers: Feedback reports - Negative / Positive in AHC region

1003 Directly affected residents were contacted via mail.

23 Responses were received by the stated Email or Postmarked Mail

6 Negative Responses (00.59 of 1% of those canvassed)

2 Neutral Response seeking further information about the event neither supportive nor unsupportive

15 Positive responses received. 1.49% of those canvassed)

Feedback samples:

We are continuing to see nil feedback from stages with low residential concentrations and extremely low feedback rates on stages that have been used traditionally over the past 24 years. We are not using any roads for the 2019 route within the Adelaide Hills Council region that have not been used intermittently over the past 24 years.

Neutral Response Summary

The two Neutral responses were mainly focused on problem solving and a small adjustment to closure timing, they included:

Resident on Hannaford Rd Cudlee Creek.

Stage: Lobethal

Has uninterrupted access and egress from property

Query: Was exploring different routes and timings to Lobethal on the planned day of the closure.

Result: We are able to move the road-reopening time by 15 minutes by shortening the morning tea break on the day and lengthening the lunch break. We have also provided a map involving a 2.4km detour that the resident can take uninterrupted at any time on that day to travel to Lobethal.

Resident on Hannaford Rd Cudlee Creek #2

Stage: Lobethal

Has uninterrupted access and egress from property.

Query is the same as above and the two are neighbours.

Result: Same as above with a satisfactory result by changing the re-opening time by 15 minutes.

Negative Response Summary

The six negative responses came from four areas. The Lobethal stage, Stafford Ridge Stage, Carey Gully and Castambul/Morialta Stage.

Resident #1 on Montacute Rd:

Stage: Castambul/Morialta

Has some access and egress restricted on Friday 27th December

Commentary: This resident has previously stated that she does not like the event and she believes it disadvantages Montacute. The focus of her email and personal issue centres around her gardener being scheduled to come on Fridays and although he can access the property normally, his usual time of leaving is before the road opens.

Response: We have offered to provide an egress solution to the gardener. We requested his contact information such that we can coordinate this with him.

Resident #2 on Montacute Rd:

Stage: Castambul/Morialta

Has some access and egress restricted on Friday 27th December

Commentary: Received via Postmarked mail. This resident explains that she is older and rides an electric pushbike on Montacute Rd and normally throughout the year encounters cars going fast around tight bends and concedes that this is already risky. She does not drive a car and believes that the event causes more cars to drive close to the edge around the time of the event. She states that "in 1997 the event was a novelty" but she is "now sick of it."

Response: We acknowledged the resident's views and that they would form part of this report.

Resident on Cudlee Creek Rd:

Stage: Stafford Ridge/Heysen

Has uninterrupted access and egress and is outside the road closure area

Commentary: The resident firstly made statements about Tour Down Under impact and annoyance. Secondly makes reference to the area still undertaking some fencing work which will be finished in September (pre event) and finally states that he does not want "any further inconvenience"

Response: We re-assured the resident that they have access and egress from their property during the event.

Resident nearby to Cudlee Creek Rd:

Stage: Lobethal

We believe the resident has uninterrupted access and egress but a roadside address was not given.

Commentary: Cites annoyance at the Tour Down Under and recreational bicycle riders using the roads.

This resident believes that Cudlee Creek Rd already has "wannabe racers" using it and that the event may bring more of this activity. Cites some positive aspects including "I'm sure the event is well organised and probably the cars and drivers are required to meet certain standards. Whilst the noise and disruption is less than desirable, the argument might well be that it's only for 3.5 hours." However, the focus of the email is opposition to the core nature of the event.

Response: We acknowledged the resident's views and that they would form part of this report.

Resident on Hunters Rd Basket Range: (Received as a note placed in letterbox after consultation finished)

Stage: Carey Gully (closest to resident)

Resident has uninterrupted access and egress

Commentary: This resident knows the event very well. The commentary is not specific to a logistical problem related to a particular road closure. It makes suggestions that the event employ a PR consultant, that the event is hedonistic, doesn't create employment and that it isn't an annual event. The letter claims to have been circulated to several parties, elected members and departments.

Resident on Montacute Rd: (Received after consultation finished, via email)

Stage: Castambul/ Morialta

Resident has affected access and egress

Commentary: This resident has a Cherry orchard and potentially may have some cherries for sale. The resident doesn't support the event running at this time of year in case it affects sales.

Response: The event has rotated this traditional stage that has run since 1997 to operate on a Friday and also run this stage every second year in an effort to reduce any risk of affecting this grower over the period the road is closed in the middle of the day on the Friday. This was communicated to the resident and an offer extended to set up a stall and sell cherries and other produce to the 500 participants at the lunch stop held at Foxfield oval some 2km from the orchard. This was refused.

Positive Response Summary

The fifteen positive responses came from the following areas: Norton Summit, Cudlee Creek, Balhannah, Sturt Valley x2, Mt George x3, Castambul x2, Athelstone, Greenhill, Carey Gully, Basket Range and Cudlee Creek Township.

Norton Summit Resident:

Stage: Norton Summit

Resident has access and egress affected

Commentary: Family has watched the event since 1997 and children have grown up with it. Not into car racing but thinks its an important event "The organisers communications to residents has always been fantastic. Plenty of notice re the road closure. Friendly marshals at the intersection. I have no complaints and have been able to work my schedule around this closure"

Response: Feedback acknowledged

Cudlee Creek Resident:

Stage: Lobethal

Resident has access and egress affected

Commentary: "I got your notice today about the proposed Adelaide rally 2020. Thank you and we hope that the rally goes ahead as planned. We will support the rally as we appreciate the business that it brings to our community. ". This resident also gave general support and encouragement.

Response: Feedback acknowledged

Balhannah Resident:

Stage: Mt George

Resident has access and egress affected

Commentary: "I live on Tanahmerah Rd Balhannah I'm writing back to let you know that we have no problems with the Adelaide Rally coming down our road. It is an event that we always look forward to, when our road is chosen."

Response: Feedback acknowledged

Sturt Valley Resident #1:

Stage: Sturt Valley

Resident has access and egress affected

Commentary: General support "We are very much looking forward to seeing the Adelaide Rally pass through Stirling, and also surrounding Adelaide Hills towns." "Not only do we enjoy the sights and sounds ourselves, but it's great to see people venturing to the hills and supporting our communities. All the best with the event organisation, and if there's anything we can do to help out, please let us know!"

Response: Feedback acknowledged

Sturt Valley Resident #2:

Stage: Sturt Valley

Resident has access and egress affected

Commentary: General support "Last week we received a road closure notice for Sturt Valley Road and the upcoming Adelaide Rally. We wanted to thank you for advising us of the closure well in advance. As in previous years, the rally organisation has been excellent and we are looking forward to its return in 2020. From a tourism and community perspective, we think it's very important to see events like this continue to run. It's an amazing opportunity to showcase what the Adelaide Hills and its local communities have to offer."

Response: Feedback acknowledged

Mt George Resident#1:

Stage: Mt George

Resident has access and egress affected

Commentary: General support "I am glad that you have chosen to run the rally over the original course which includes Worden Rd Mt George. We make this a real family day inviting friends for lunch and we sit roadside to view the rally."

Response: Feedback acknowledged

Castambul Resident #1:

Stage: Morialta/Castambul as well as Gorge Rallysprint Event

Resident has access and egress affected

Commentary: General support "We're again excited to see such a fabulous event hosted through this region which is often forgotten in SA event planning and tourism spending. I was particularly impressed to note that you are hosting lunch at our local pub. After the bushfires here over Christmas and the current

COVID crisis, any event and/or media attention that draws much needed funds from our greater community to keep our local businesses afloat is critical. A few hours of restricted road use is a great excuse to pull up a chair and watch the amazing vehicles you are able to draw in to our own backyard. Thanks for supporting our great region in this way"

Response: Feedback acknowledged

Castambul Resident #2:

Stage: Morialta/Castambul as well as Gorge Rallysprint Event

Resident has access and egress affected

Commentary: General support, "We recently received the notification of the upcoming rally in December which was greatly appreciated. We look forward to the rally every year coming past our place at Castambul, and this year is no exception. For us it is always a great event, and this year more than ever, we are looking forward to some sort of normalcy given the year that has been to date. Thank you again for such a great event. Best of luck and I hope all goes well"

Response: Feedback acknowledged

Athelstone Resident:

Stage: Athelstone

Resident has access and egress affected

Commentary: General Support, "It's a great time for my family and I, particularly my 2 brothers who are all into cars. It's a good opportunity to spend some quality time together and watching these rallies has become a tradition for us. The road closure isn't a big deal. Roads around here get closed for all sorts of reasons (rock falls, Tour Down Under cycling events, network upgrades etc etc) so we are used to it and it isn't a major inconvenience."

Response: Feedback acknowledged

Greenhill Resident:

Stage: Mt Lofty

Resident has access and egress affected

Commentary: Resident states "Happy to continue to support the event", however then made several suggestions about lengthening the closure and allowing residents to move in and out at 35 minute intervals or provide access to Yarrabee Rd. In further communication this resident has then mentioned the event can be inconvenient.

Response: We thanked the resident for their feedback and addressed his suggestion of modifying the event by explaining the event operations, involving police and mandated procedures for opening roads/providing access and that our priority is to make the closure as short as possible.

Carey Gully Resident:

Stage: Carey Gully

Resident has access and egress affected

Commentary: General support. Resident states "I am very happy and hope that the event takes place. As a resident of Deviation Road more than happy for the road to be closed as I love watching the cars go by."

Response: We thanked the resident for their feedback

Basket Range Resident:

Stage: Basket Range

Resident has access and egress affected

Commentary: General support. Resident states "In a world where negative feedback is much more readily available than positive I thought it important to reply to your letter dated 7/4/20 to the Adelaide Hills residents. For many years since moving to the hills we have enjoyed your event coming past our

driveway, embracing the day or sometimes days that our road is closed for a short period to accommodate the rally, each year we invite friends to join us for a BBQ on the day to watch the event take place, enjoyed by all. As a resident we are always well informed both in writing and signage of road closures and the event program, making it very easy to plan in the lead up and on the day should a member of the family have to get out or in prior to the road closure, I don't think you could do any more to make it all run smoothly. After watching and suggesting for many years that one day I am going to enter, in 2019 I did just that in my 1967 Mini Cooper S. Well I must say I rate it as one of the best life experiences I have been privileged to be involved in, loved it. Organisation of the event both as a spectator, resident, and now participant, seamless and professional.

Response: We thanked the resident for their feedback.

Cudlee Creek Township (Cudlee Creek Tavern):

Stage: Castambul/Gorge and Gorge Rallysprint

Business is adjacent to road closure area

Commentary: "Hi, we are delighted to have the Rally coming back again this year. We found we had repeat business from the people who participated in the rally and was an all round positive experience."

Response: Feedback acknowledged

Mt George Resident#2: (Received after consultation finished, via email)

Stage: Mt George

Resident has access and egress affected

Commentary: General support "I realise the deadline for feedback has passed, however I just wanted to say that we hope the Adelaide Rally goes ahead in 2020, and are very supportive of the proposed route for Stage 31!"

Response: Feedback acknowledged

Mt George Resident#3: (Received after consultation finished, via email)

Stage: Mt George

Resident has access and egress affected

Commentary: "We would like offer our property for you to use if required." And "It sounds like a great event and we are keen to see it go past our place. Please give me a call if you would like to talk further."

Response: Feedback acknowledged and we are exploring making use of the residents property which has a toilet block on it.

Key Themes and Considerations:

The event has nearly 300% more positive responses than negative. All positive responses came from residents who have access and egress affected. Of the remaining Neutral and Negative responses combined, only three of the respondents have access and egress affected by the event.

The Key Themes demonstrate that a far higher percentage of people who are actually affected by the event are also supportive of the event.

When applying Negative Bias factoring to the consultation, the statistics continue to show a strong theme of support. Negative Bias factoring centres around the fact that people are far more proactive at responding to something they do not like rather than something they support. Depending on the subject, Negative Bias can result in up to 11 times more negative responses than positive, because in general, people who are quite happy with a situation or subject do not tend to respond or give feedback. A far higher percentage of those opposed to a subject or situation will respond. Potentially 11 times more.

The common theme found within the 6 negative responses was:

- Mention of dislike for Tour Down Under road closures (2)

Themes found within the 15 Positive responses include.

- Organize BBQ's and celebrate the event/spectate with friends/family (10)
- Benefits to community and/or business (5)
- Offer to help or support the event (2)

Additional Consultation done prior to or outside the consultation period:

Cherries:

We consulted early on with a Cherry Orchardist on Lobethal Rd who we made special access for in 2019. We have moved the event date to November 25-28 to cater for cherry growers such as this one, as it is generally accepted that as of December cherry season starts, depending on the variety grown. This has caused the event to nearly clash with dates for other large national events interstate (just a few days apart) but will be actioned in an effort to work with the growers and measure the impact to the event. This particular grower is very supportive of the event and the efforts it has actioned to cater to his needs. This feedback was reported to council at the time.

We also consulted with a cherry grower in March nearby to the Stafford Ridge Stage via phone and email with Council copied on the communication. This grower has no access or egress affected and was understanding of our efforts to work with them and the community. They seemed grateful of the date change movement as well.

Post consultation period we also received a letter from the Cherry Growers Association which we responded to, this contained detail surrounding our efforts to change the dates to a time that better suits the event and cherry growers. Council has a copy of this letter.

We have consulted with SAPOL about the planned closures with no commentary necessary about the planned routes which are greatly the same as those run over the previous 24 years.

We consulted with Cudlee Creek Tavern via email with the positive response received in the consultation period and included above.

As per our annual plan we will consult with all emergency services later in the year at the ESMEC (Emergency Services Major Events Committee) meeting which we attend and present to. We will also be meeting with DPTI as per our standard planning.

We are working with the management of the Bridgewater Mill and Bridgewater Oval in relation to the Saturday 28th November special lunch stop which has been shifted from Stirling and Birdwood to Bridgewater for 2020 in an effort to distribute the benefits to a different area of the Adelaide Hills this year.

END

Appendix 3

*2020 Shannons Adelaide Rally consultation letter
example*



ADELAIDE RALLY

COMMUNICATION TO RESIDENTS WITHIN THE VICINITY OF PROPOSED TEMPORARY ROAD CLOSURES

DATE 7/4/20

Dear Owner/Occupier

Re: Your chance for feedback on Proposed Motoring Event

As you are most likely aware, the annual Adelaide Rally has been operating in the Adelaide Hills and surrounds in one form or another since 1997. It is an important tourism event that brings both national and international focus on our region and is one that delivers concentrated economic benefit to Adelaide Hills and Fleurieu businesses that are involved in the event.

The event is the largest in the Southern Hemisphere and planning for the November event must continue in the hope that the COVID 19 virus impact has lessened at that time. To date all festival and event activity in our region has been affected immensely and we, as well as our event tourism partners and Council, are hopeful that come November things may return to normal.

As part of our usual planning we wish to inform you of proposed temporary road closures that may be associated with the event if it was to go ahead that would be actioned by SA Police (see proposed closed road map overleaf).

This is your opportunity as a potentially affected resident to provide your feedback prior to the event going to Council for approval.

In some cases there are two short road closures per day to facilitate access for residents in between the running of the event stages. Please pay particular attention to the timings shown overleaf.

Should the event continue to run in 2020, it will be a fully sanctioned event run under the jurisdiction and rules of motorsport regulatory bodies and carries the appropriate insurances and permits.

Free community events run in conjunction with the Adelaide Rally are also tentatively planned subject to the COVID 19 situation and Federal and State Governmental health regulations.

We are taking written feedback in relation to the proposed road closures via email and post prior to **Friday 1st May**. If you do not reside on the affected property and have a tenant on site, please forward this information to them.

WE WILL KEEP YOU INFORMED OF THE PROPOSED TEMPORARY ROAD CLOSURES VIA POST PRIOR TO THE EVENT.

All of the rally routes will be available online closer to the event, visit: www.adelaiderrally.com.au

Please send feedback to tim@adelaidemotorsportfestival.com.au or
Att'n Adelaide Rally C/O PO Box 198 Crafers 5152

Stage 11 & 14 – Anstey Hill Short
Run twice during the day

Road Closed:
Lower North East Rd

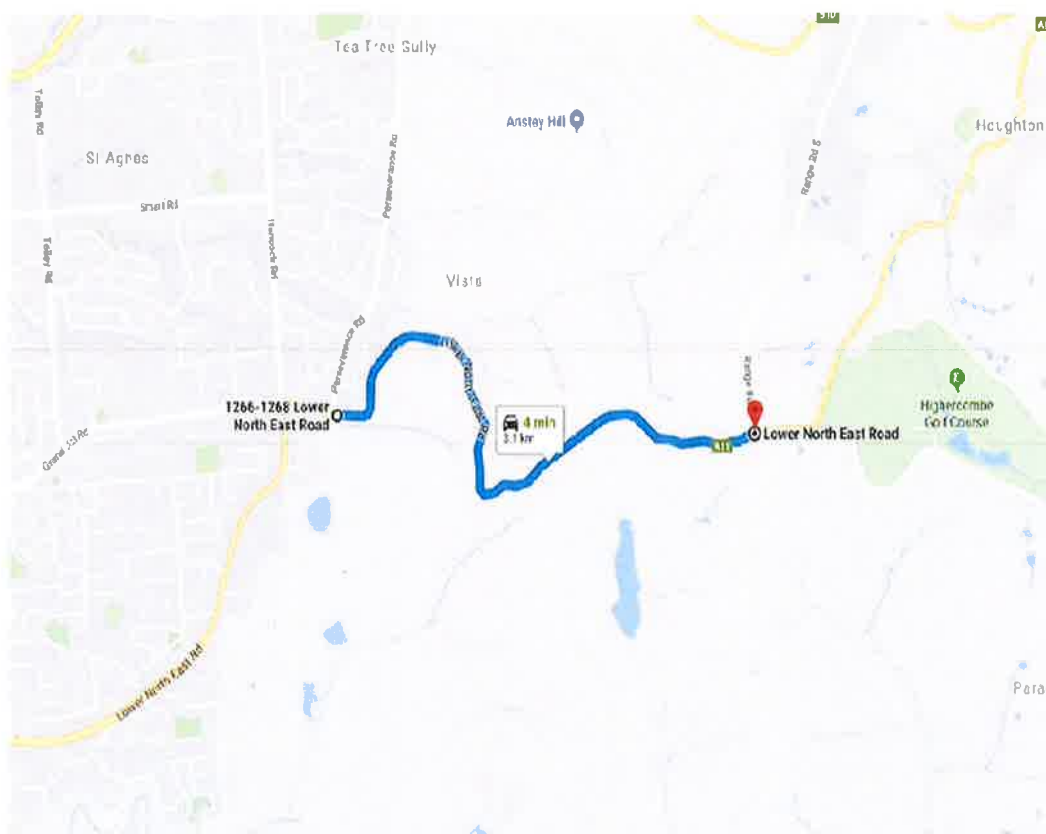
Closure Start:
Perseverance Rd

Closure Finish:
Range Road

Intersections along Stage:
None

Day: Thursday 26th November

Approximate Road Closure Times 8:45am until 2:30pm



Appendix 4
2019 Shannons Adelaide Rally Post Event Report



Shannons Adelaide Rally 2019 Post Event Report

For: Local Government

By: Tim Possingham

Date 15/1/2020

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Executive Summary

The 2020 Shannons Adelaide Rally exceeded all targets set in 2018. Most importantly the entry numbers were up and the event is now at capacity. Without increasing road closure times we cannot have a field size in excess of 324 cars. The event ran with 29 stages and up to 80 road closures, 9 different council regions and various communities were involved across 4 days. The event utilises over 300 volunteers. The main area of event activity is that which was recently bushfire affected in the Adelaide Hills, with McLaren Vale also being visited. The competitive side of the event was close and for the first time on record each outright podium place was held by interstate crews, this illustrating how the event is now being embraced by top interstate teams that have come to Adelaide to take home trophies. There were 3 minor vehicle incidents on course requiring no special attention over the combined 202,300 kms travelled by the entire field over the 4 days. The event road closure windows were run on time, though three stages were opened early including Mt Lofty, Bull Creek and Torrens. Shannons Insurance had naming rights to the event and Amadio Wines bought naming rights to the Gouger Street Party.

The newest element of the event was the East End Finale, which was well very well received.



Operational Commentary – Road Closures

15 Phone calls were taken on event in relation to Adelaide Hills Road Closures. These queries ranged from a resident on Mt Lofty Stage offering his front yard to the photography crew to people seeking more information on road closure times. Most common was people enquiring about times for closures and these same people also often admitted they had seen the advanced notice signs but ignored them and thought they would call on the day if they needed. Mostly these people were simply making enquiries and not disgruntled.

We sent the SAPOL Section 33 notice with road closure times to some of these people and directed all to the online maps showing the closures and times.

One resident called on event to explain that spectators were on her property verge and she wanted them moved. We simultaneously had SA Police arrive whilst we also asked the resident to hand the phone to the spectators. It was explained that the event would not run unless they moved. Which they did with police support. The spectators were compliant, and the resident expressed her support and gratitude for our actions.

We made plans to provide escorted egress for a woman on Sprigg Rd adjacent to the Mt Lofty Stage, but as it turns out we opened the road early when we managed to run ahead of schedule and the escort was not required. She was extremely grateful.

We escorted a catering truck to Deviation Rd Winery who pre planned this with us and were extremely happy that we had facilitated access.

All buses were detoured or escorted in cooperation with SA Link as usual , without delay and without impact to residents.

A truck ignored an advanced notice road closure sign at Stirling which resulted in the driver (who was renting the large truck) attempting to do a U turn on a narrow road which took some time due to his unfamiliarity with operating the truck. No impact was made on the event or residents.

We erected hay bales as additional protection for a property at the intersection of Scott Creek and Morgan Rd at the owner's request. We allowed the owner to keep the bales for her farm after the event, for which she was extremely grateful.

Stirling Oval regroup experienced some traffic congestion for a 30-minute period as the field arrived at the oval from two directions. SAPOL were on hand and managed the traffic until the temporary congestion was relieved.

Dashwood Gully stage did not run and was downgraded pre event. Bull Creek Stage was downgraded due to SAPOL having to attend an incident adjacent the closed road.

There were 3 calls received post event in relation to road closures, two of these people commented that they saw the advanced road closure signage but didn't really take notice of the time or location. A constructive complaint has led us to implement a different signage strategy for Chain of Ponds stage in future years which will involve an additional advanced notice sign.



Prima Tour Dec 5

The Prima Tour was a great success and numbers were up from last year's 63 to **73**. The Prima Tour was a 1-day 150km tour through the Adelaide Hills that took in 5 closed road stages which are part of the greater Adelaide Rally. The event finished at Applewood Distillery at Gumeracha, a place which just recently narrowly avoided fire damage. Here participants enjoyed a regional platter lunch and Gin masterclass. Participants received a Prima Tour Medallion and a gift bag from Applewood Distillery that included a bottle of their signature Gin.

This was the first year that we did not include track (Circuit) activity in this event. This was in response to feedback from previous years that communicated a desire to have more closed road activity and less track activity that could be undertaken at any other time of the year.

Notable guests that we brought in for the Prima Tour included James Courtney and Jack Perkins, both V8 supercar drivers who had recently come 3rd at Bathurst 1000. We also flew in Scottish former World Rally Championship driver Alister McRae as well as Supercars drivers, Todd Hazelwood and Tim Slade.

A standout favourite was the addition of Alan Jones, the former World Formula One Champion was mingling with the participants and signing autographs all day. We flew him in for the event and he stayed for 5 days.

For the first time ever, we saw brands get involved in the Prima Tour. Skoda and Subaru had dealership involvement via Jarvis Skoda and Jarvis Subaru and Eblen Subaru also fielded 3 cars along with the 9 entered by Jarvis.

The feedback from these brands was very positive as they viewed it as a "toe in the water" to taking the plunge and entering a main tour group in 2020.

Mark Trueno from Street FX (**10.5 million** facebook followers) flew in from Queensland and took part in the event as a passenger with Todd Hazelwood in a Lotus Evora 410 which was supplied through Lotus Cars Australia. Lamborghini and McLaren Automobiles supplied just-released vehicles via Zagame Automotive Group for use in the Prima Tour, both driven by notable drivers already mentioned.

We auctioned off the passenger seat with Alan Jones in the McLaren , with proceeds going to Prostate Cancer Foundation. We raised in excess of **\$12,000** for this cause which also brought with it event exposure in mainstream media.



Adelaide Rally Entry Overview

We included Wednesday (Dec 4th) activity for competition cars only for the second year running as an additional effort to increase the number of days people stay in S.A and it yet again delivered the desired effect. The event attracted **323** entries across all categories, up from 2018's 304 entries. The growth was in the touring section of the event as seen in previous years. The event is viewed as a lifestyle type of event rather than a sporting event by many, which fits well with the state's focus on touring, food, produce and the social aspects of the event. 41 teams came from interstate to take part in the main Adelaide Rally (excluding Prima Tour) with this representing **16.1%** of the field.

CATEGORY	2017	2018	2019
Prima Tour	57	65	73
Main Tour + Branded Tours	108	111	143
Regularity	11	4	N/A
Spirit Tour	29	33	34
Challenge Class	25	32	31
Competition	38	59	42
	268	304	323

Growth from 2016 to current in entry numbers.

	2016	2017	2018	2019
Entrants Teams	245	268	304	323
%age Growth from previous year	NA	9	14.5	6

This is the first year we dropped Regularity as a category and have not seen those competitors move to Challenge category class as yet.

Post event, we have discovered that we need to offer more trophies that are achievable for those in sub-categories to contest. The prospect of someone winning a sub-category drives them to enter the event and is something we will be changing for 2020.



Gouger Street Party , Friday 6th Dec

It is estimated that over **12,200** people attended the Gouger Street Party on Friday December 6th. This was approximately 20% lower than 2018, which was encouraging , knowing that the Formula One cars, which were the stars of the show , were not in attendance this year.

Approximately 218 of the Adelaide Rally cars attended the event which benefited from good weather. Channel 10 actioned a live weather cross from the event and good social media exposure was generated on event.

Motoring Greats, Jim Richards, Tim Slade, Alister McRae, Alan Jones, Todd Hazelwood signed autographs on stage before the band started playing at 6:30pm

Special licencing was granted by CBS and extended dining areas were actioned by many restaurateurs.

Amadio Wines took naming rights to the street party and actioned a pop up wine bar as well as licenced the entire street for the first time which delivered a party atmosphere throughout the event.

The special Adelaide Rally craft beer sold out in 18 minutes and by all reports the bar was a hit

We once again surveyed people in attendance who stated they spent an average of \$47 per person that night in Gouger Street in association with the event. This figure is the same as that which we reported in 2018.

This delivered an economic benefit to the Gouger Street Precinct of **over \$573,400** on that evening.

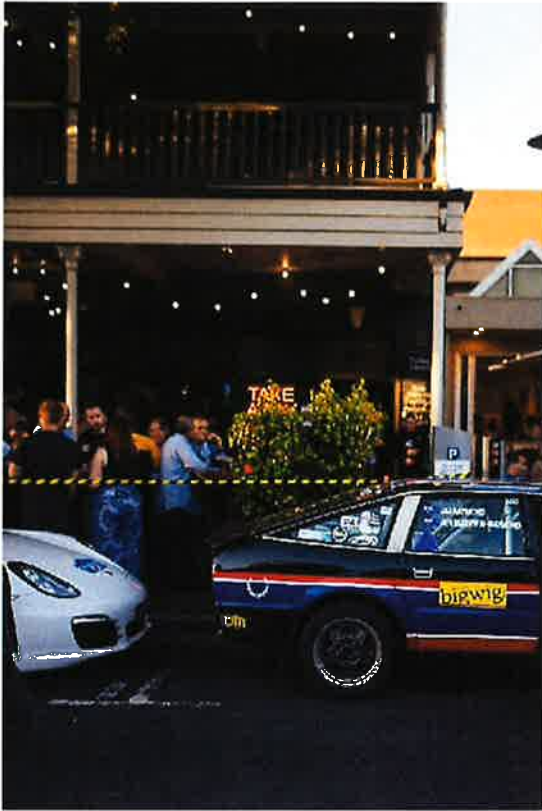
We cooperated with the City of Adelaide to bring Supercars Driver Tim Slade to the Ten Gigabit Adelaide Christmas party which was specifically held on the same night in Gouger Street to coincide with the Amadio Wines , Gouger Street Party event.

This brought an exciting element to the Christmas party and Tim fielded questions about how Data is important to race teams and results.

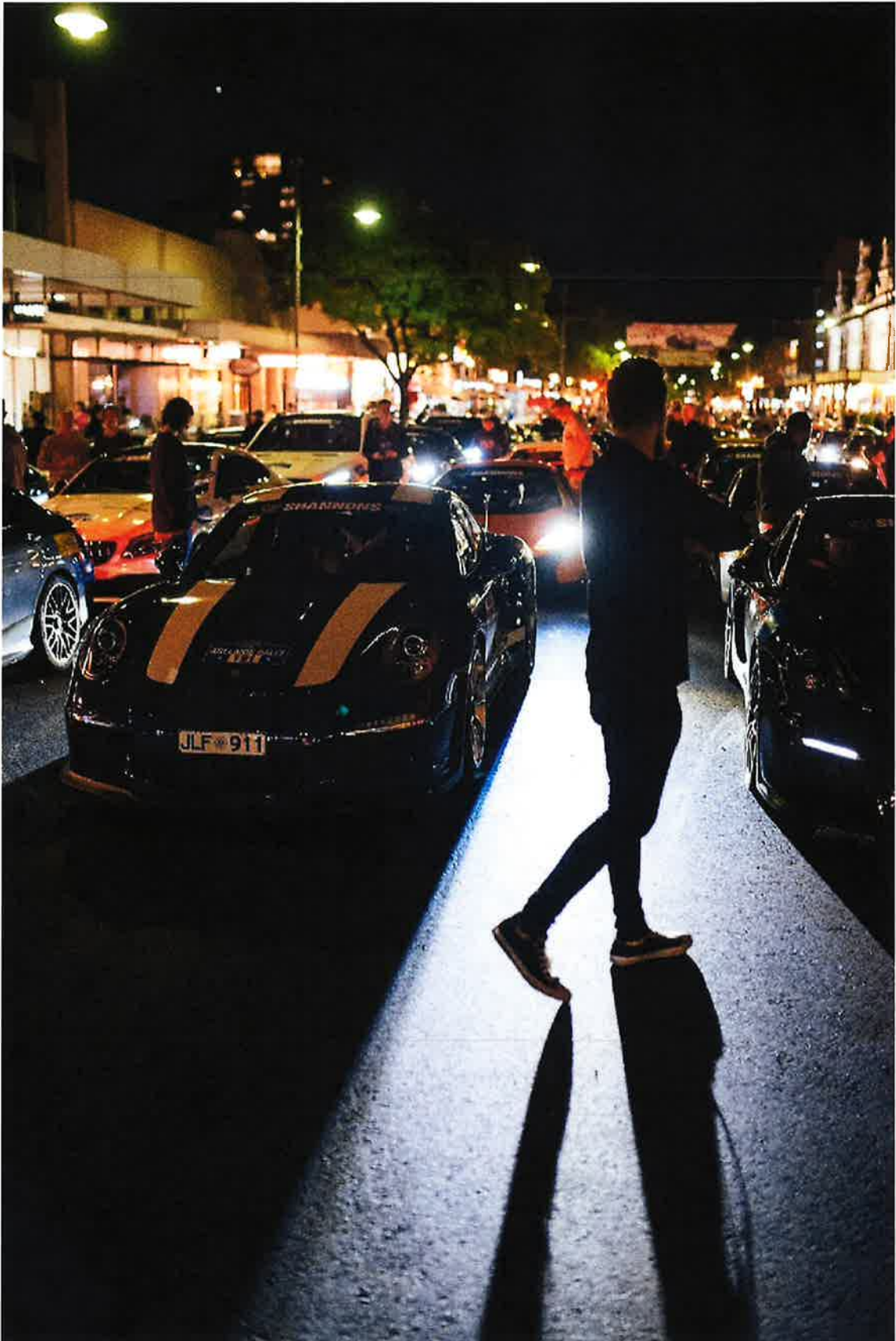
Post event reports from Restaurateurs indicates that all businesses canvassed had high sales and were booked solid on the evening.

Traffic management changes that were implemented from post event feedback in 2018 worked well with nil complaints post event in relation to traffic flows around the event area, particularly Wright Street which had suffered some flow issues in 2018.









Adelaide Rally Event Activity

We delivered the largest Tarmac Rally event (in terms of overall field size) in the Southern Hemisphere for the third consecutive year.

Manufacturer interest was up again with Zagame (Ferrari, McLaren, Lamborghini) adding a tour group this year to BMW, Audi Solitaire, Aston Martin, Mercedes and others. [\(IMAGE- Mercedes Tour\)](#)



Zagame pitched the event to their premium clients in Victoria and NSW and nearly half (22 of their 42 individual participants) came from interstate. Typically these entrants owned Ferrari, McLaren and Lamborghini cars and are high net worth individuals. Mercedes had the largest branded tour group and Audi Solitaire and BMW had strong presence as well.

The course for 2019 was once again designed with a tight and technical course to appeal to speed limited and touring categories as well as the main competition. We ran the event under a CAMS Tarmac Rally Permit and delivered 28 stages. [\(IMAGE- Anstey Hill Stage\)](#)



Lunch on Thursday was held at Cobbs Hill Estate in the Adelaide Hills.

(IMAGE – Cobbs Hill Estate-Lenswood)



Stirling Hotel catered the Friday lunch stop on the Stirling oval. This was generally well received and approximately **1024** people attended Stirling on that day to view the cars. (IMAGE- Stirling Oval Lunch)



We chose Birdwood and the National Motor Museum as our Saturday lunch stop which brought with it the opportunity to showcase that part of the Adelaide Hills to interstate visitors.

We opened up the museum at no cost to the public and promoted a “Free Day” which saw an estimated **1846** people pour into Birdwood during the day. The Museum saw over **490** people through the door on that day which is “far higher than normal” to quote Paul Rees, Museum Director. The Museum also reported significantly higher sales of merchandise and shop items on the day, compared to a normal Saturday.



(IMAGE- Tour Cars) The competition side of the event was once again closely contested with just a few seconds between the top competitors during the first 2 days of the Rally.

The event was won by the **New South Wales** based team of John and Janet Ireland in their Dodge Viper.



(IMAGE- Winning Dodge Viper on Mt Lofty Stage) Second and third places were taken by the **Tasmanian Teams** of Ben Newman / Andy Sarandis and Trevor McLeod / Scott Hunter



(IMAGE – Outright Podium- All interstate Crews) Local driver Ben Calder and his Tasmanian Navigator Steve Glenney had an unfortunate mechanical problem on day one that cost them the event, but continued on to win stages on days 2,3,4.

McLaren supplied former Formula 1 World Champion, Alan Jones with a new McLaren 720S which gave the event and the state international exposure through McLaren's official Facebook page to a global audience with over 1 million fans. McLaren actioned several posts all of which featured the Adelaide Hills.



Lotus Cars Australia provided a new Lotus Evora 410 for Supercars Driver Todd Hazelwood to drive. This being a just released vehicle that was covered by Street FX media and is yet to be published to over 10.5 million fans. High levels of social media activity was seen from participants, particularly covering the Adelaide Hills elements of the event. (IMAGE – Stirling Lunch)



Lamborghini cars provided a Huracan EVO which was driven by Supercars drivers Jack Perkins and James Courtney.

There was a similar number of Rally spectators along the route. The estimated spectator attendance along the entire route was **6600 persons over 4 days**. (IMAGE- Bull Creek Stage- Spectators)



The East End Finale was a new addition to the event for 2019 and is detailed further in this document. This element of the event brought with it an influx of an estimated **6420** spectating people to the East End. Of these **13%** surveyed were from regional South Australia, Interstate or overseas. (835 people). **385 (Excluding participants)** of these people were from Overseas or Interstate. (IMAGES - East End Finale)



Competitors' Perspective:

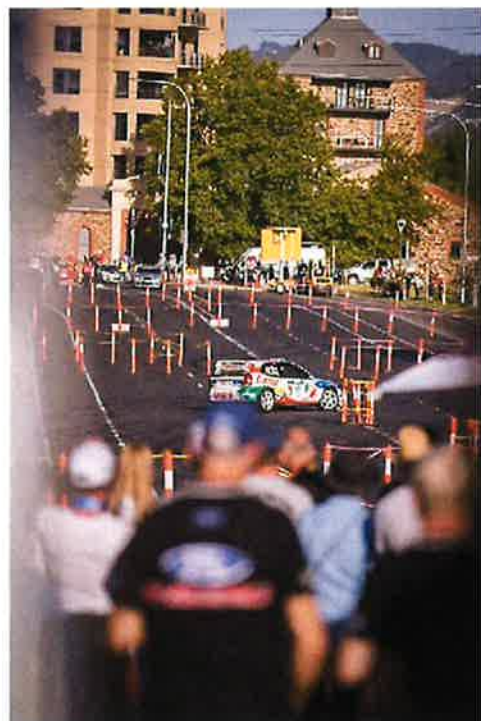
From an outright competitors' perspective the rally now has sufficient competitive kilometres to be a substantial event. The fact that interstate crews attended and took out the three places on the podium has brought with it much feedback that has already made its way through the rally community interstate and to New Zealand.

We are expecting an increase in numbers of interstate competitors in 2020. (IMAGE – medallion presentation at the Finale)



East End Finale Saturday 7th December

6420 people were estimated to have spectated the East End Finale (excluding participants). An independent company headed by Dr Matthew Rofe named Place Smart was engaged to undertake a survey of persons at the event which realised **13%** surveyed were from regional South Australia, Interstate or overseas. (835 people). 385 of these people were from Overseas or Interstate. Those persons stayed between 1 and 5 nights in Adelaide, with the average being **3 nights**.





IMAGES – East END Finale – Vehicle displays and on track activity)



Interesting Figures and Learnings

We learned that the crowd at the Gouger Street Party spend less money than those attracted to the East End Finale, or that the East End precinct has a higher price point for food and beverage.

Gouger Street Party Spend per person on the night: **\$47.00**

East End Spend per person on the day: **\$69.89**

There were less people at the East End finale as it was new and relatively unknown to our audience, but it has the scope to deliver more to the city if it can match Gouger Street Numbers in coming years.

100% of interstate visitors reported undertaking tourism activities whilst in Adelaide for the event.

19% of Rally spectators are women



35-44 years of age is the majority age group for our spectators with the breakdown as follows

18-24	20%
25-34	24%
35-44	32%
45-54	17%
55-64	6%
65+	2%

Media:

Social Media

Over the month of the event the Adelaide Rally and Adelaide Motorsport Festival Facebook Page developed:

Adelaide Rally FB key stats 10/11/19 – 8/12/19

Total page likes: 10, 530 (^ from 10,011)

Total engaged unique users: 16,827

Total reach unique users: 126,032

Total impressions: 662,481

Total feedback:

Likes: 9,894

Comments: 1232

Links: 584

Other: 653

Total: 12,363

Clicks on content (not counting likes etc)

Link clicks: 2742

Video play: 2821

Photo view: 16258

Other clicks: 30,697

Biggest post

Reach: 31,841

Views: 15,048 (3 second views)

Likes: 236 (like/love)

Comments: 23

Shares: 32

Clicks: 1773

Total posts in period: 129

Adelaide Motorsport Festival FB key stats 10/11/19 – 8/12/19

Total page likes: 21,228

Total engaged unique users: 4,684

Total reach unique users: 48,207

Total impressions: 200,329

Total feedback:

Likes: 1776

Comments: 149

Links: 86

Other: 152

Total: 2163

Clicks on content (not counting likes etc)

Link clicks: 580

Video play: 230

Photo view: 3,376

Other clicks: 5,411

Biggest post

Reach: 23,241

Likes: 738 (like/love/wow)

Comments: 89

Shares: 50

Clicks: 772

Total posts in period: 39

Event pages for the Month surrounding the Event

Adelaide Rally 2019:

Reach 54,500

Page views 6,900

Adelaide Motorsport Festival 2019:

Reach 106,800

Page views 7,000

Gouger Street Party:

Reach 46,800

Page views 2200

East End Finale:

Reach 28,200

Page views 1800

HC AllStars:

Reach 32,300

Page views 1400

Total: Reach 268,600, Page views 19,300

Print, TV and Web Journalists attended from:

News Ltd (The Advertiser, Sunday Mail, Herald Sun)

Any Given Reason

Sports Car Safari

Duck and Whale Magazine

GT Porsche Magazine

Australian Financial Review

Auto Action

Racing Line Australia

Speedcafe

Street FX Motorsport

Drivetribe

..amongst others.

Examples of media coverage are shown below:

SA Life: <https://salife.com.au/motoring/motoring-rally-round/>

Advertiser: <https://www.adelaidenow.com.au/sport/motor-sport/adelaide-rally-2019-dodge-viper-storms-ahead-while-porsche-fends-off-competitors-during-day-three/news-story/e6848875b6cfd293656f35d35f63c157>

https://www.adelaidenow.com.au/subscribe/news/1/?sourceCode=AAWEB_WRE170_a&dest=https%3A%2F%2Fwww.adelaidenow.com.au%2Fsport%2Fmotor-sport%2Fadelaide-rally-2019-comebacks-and-consistency-keys-to-success-as-rally-takes-over-the-east-during-day-two%2Fnews-story%2F0c7c02e87b2c2102eafed17469457165&memtype=anonymous&mode=premium&v21suffix=64-b

Herald Sun: <https://www.heraldsun.com.au/news/national/alan-jones-tackles-anstey-hill-adelaide-rally-stage/video/d67bd79311c40ed3b1a624d88cf05474>

<https://www.heraldsun.com.au/news/national/dodge-viper-of-john-and-janet-ireland-during-adelaide-rally-2019/video/c768d0c29b3d763edba4d3a896b6950f>

<https://www.heraldsun.com.au/news/national/porsche-911-takes-on-adelaide-rally-2019/video/a28f71dcc61401618dd53419e15825eb>

<https://www.heraldsun.com.au/news/national/adelaide-rally-cars-on-gouger-street/video/a30d6683463daaafc6867b824e31916d>

The Australian: <https://www.theaustralian.com.au/life/motoring/flying-gopros-and-disgruntled-cows-in-adelaide-rally/news-story/7c947f17d89b7b49bb576b0b3a4a5edc>

Auto Action: <https://autoaction.com.au/2019/12/06/adelaide-rally-set-for-final-day-decider>

<https://autoaction.com.au/2019/12/03/smorgasbord-field-set-for-adelaide-rally>

<https://autoaction.com.au/2019/10/16/adelaide-rally-to-host-street-party>

<https://autoaction.com.au/2019/12/05/viper-snakes-into-lead-of-shannons-adelaide-rally>

JUST CARS: <https://www.justcars.com.au/news-and-reviews/adelaide-rally-2019/792269>

<https://www.justcars.com.au/news-and-reviews/supercars-duo-add-to-rally-lineup/790806>

Speedcafe: <https://www.speedcafe.com/2019/12/07/viper-scores-comfortable-adelaide-rally-victory/>

Victor Harbor Times: <https://www.victorharbortimes.com.au/story/6536845/victor-harbors-ben-calder-fails-in-racing-defence/>

Rallysport Magazine: <https://rallysportmag.com/adelaide-rally-is-back-on-the-streets/>

<https://rallysportmag.com/irelands-steer-dodge-to-adelaide-rally-win/>

Incoming participants data

Our post event participant survey shows the following data for incoming participants (not South Australians)

There were 43 Rally vehicle entries from Interstate (86 individuals)



Interstate participants spent an average of 6.5 days in Adelaide in relation to the Adelaide Rally.



Each participant brought with them 2 people on average as part of their service crew or family. This meaning that a further 172 people stayed for 5 of the event nights. **Total Bednights = 1419 bednights**

Whilst most guests stayed in or near the city, the Zagame Tour Group ran a track day at The Bend the day before the Adelaide Rally and several dozen interstate participants stayed at Rydges Taillem Bend. Several crews post event have reported that they now understand that the Adelaide Hills is very close to the city and would choose to stay in the Adelaide Hills next time they attend the event. This is most encouraging considering the impact the recent fires have had on the region

2020 Event Targets

Showcase the Adelaide Hills as “open for business” and a beautiful tourism destination despite the recent fires.

Support Adelaide Hills Tourism in the face of the recent fires.

Grow interstate visitation to approach 20% of the main rally field

Grow media value to approach \$1.5 million

We are at capacity now and therefore cannot grow the field size



END

Appendix 5

Correspondence with Cherry Growers Association



Cherry Growers Association of South Australia

27/4/2020

Andrew Aitken
Chief Executive
Adelaide Hills Council
mail@ahc.sa.gov.au

RE: IMPACT OF CAR RALLY ROAD CLOSURES ON CHERRY SEASON

Dear Andrew,

I write on behalf of the Cherry Growers Association of SA to raise concerns regarding proposed road closures for the 2020 Shannon's Adelaide Car Rally on 25-28 November. The South Australian cherry industry is an important industry within the Adelaide Hills, contributing to the economy, tourism and employment within the region.

It is also, however a seasonal crop, with a short growing season and harvest that runs from mid-November to mid-January. Cherries are a delicate fruit, that must be harvested within a narrow window of ripening.

It is estimated that ~150,000 visitors come to the Adelaide Hills and Fleurieu regions (the main production regions for cherries in South Australia) during the November to January period, to purchase fruit directly from the farm gate or to pick their own cherries. In addition to this, several thousand seasonal workers navigate the hills roads each day during harvest.

Unfortunately, the proposed dates for the Adelaide Car Rally also coincide with the harvest period.

Road closures during harvest can have a significant impact on cherry businesses, not only directly near the closed roads, but also past the road closures, with visitors and workers often unable to navigate the road closures. A number of businesses reported that they suffered loss of income due to impact on visitation and fruit not being able to be harvested when at its optimum during the 2019 car rally.

Cherry Growers Association of SA appreciate the value that the rally potentially brings to the region, however the timing of the event is extremely unfortunate, having a negative impact on the cherry industry and a number of its members.

Cherry Growers Association of SA asks the Adelaide Hills Council take into consideration the impacts of road closures for any events during the period of early November to mid- January and the potential impact on cherry businesses. The Cherry Map that we produce every year provides a handy reference to which roads are most likely to impact on Pick Your Own and Shed Door Sales based cherry businesses, but we are also happy to consult with your team on any particular road closures that may arise.

Thank you for your consideration of this matter.

Best regards,

Susie Green
Executive Officer, Cherry Growers Association of SA



Po Box 198
Crafers 5152
www.adelaiderally.com.au

Susie Green
CEO – Cherry Growers Association of SA

DATE 5/5/20

Dear Susie,

Thank you for reaching out to Ivar Stanelis, our Clerk of Course for the annual Adelaide Rally. Please accept this letter as a response to your letter citing concerns about the event timing and potential affects it may have on Cherry growers.

Firstly I thank you for your appreciation of the value of our event and what it brings to South Australia. Likewise I can appreciate the value that primary industry brings to our region and the importance of it within the fabric of our Adelaide Hills lifestyle and beauty. These very things are also what makes our event a success because it operates within such a fabulous region.

The Rally Event has been operating in one form or another for nearly a quarter of a century (24 years this year) and has been a valuable tourism event for the state. It is now the largest event of its type in the Southern Hemisphere and is known as one of the worlds great road rallies.

Between 1997 and 2009 the event was held in November, with the 2009 dates being 18-22nd November. The dates then shifted to winter for 3 years with poor results before moving back to what we have seen in recent years. The event was heavily supported by State Government in this time and was a replacement for the Formula 1 which had been lost to Melbourne just 2 years prior. The same date as the previous F1 event was the mandated date for the event for most of this time (late November).

We have been operating in December the last two years and have been wanting to bring the event date forward for quite a long time but were unable to, due to governmental constraints. This year we finally managed to move it to November.

The things we had to consider are:

- The National calendar of events (competing events interstate and overseas that clash with our dates)
- Local calendar of events (Our event uses 326 volunteers over 4 days and is very reliant on them to operate the event. We can't clash with larger local events which also draw upon our volunteer pool)
- Major events such as Cricket Tests and the lack of accommodation in Adelaide around that time.



Po Box 198
Crafers 5152

www.adalaiderrally.com.au

This year we have managed to move the date forward into November 25th to 28th. However we would like to move it further forward into mid November in coming years. Our ideal dates are similar to what you have proposed.

We mail out to all directly affected landholders each year and we have been working closely with one Cherry grower on Lobethal Rd. In 2019 we provided access to Bishops Cherries during the event and moved the stage start location to accommodate Mr Bishop. These sorts of things are not possible in all situations but where possible we certainly will make the effort to accommodate residents needs.

Mr Bishop was consulted again early this year and is very grateful of the date change and our efforts. He cites that he does not have cherries ready any earlier than December and that generally the public view December as being the start of the season.

We have also consulted with Cheryl from Cheron Cherries at Lenswood and explained that she has uninterrupted access and egress from her property during the event dates and that we were working on moving the date forward again , depending on what events were operating interstate.

In the past we have also worked with a Cherry Grower at Summertown and provided special access. We have also offered to give free space to cherry growers wanting to sell product at events we are associated with such as the Adelaide Motorsport Festival, which had attendance of some 23,000 people.

To summarise. We have moved our dates forward this year. The event dates are locked into a national calendar and we have permits in place for these event dates. Ideally we want to move into mid November in future and are continuing to negotiate with events interstate to try to make that happen.

In the mean time we will continue to work closely with any orchardists that connect with us and assist where possible.

A handwritten signature in black ink, appearing to read "Tim Possingham". The signature is stylized with a long horizontal stroke at the end.

Regards Tim Possingham
Event Director
Adelaide Rally

APPENDIX 15

**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 26 MAY 2020
63 MT BARKER ROAD STIRLING**

In Attendance

Presiding Member: Mayor Jan-Claire Wisdom (via audio/visual link)

Members:

Councillor Ian Bailey (via audio/visual link)
Councillor Kirrilee Boyd (via audio/visual link)
Councillor Nathan Daniell (via audio/visual link)
Councillor Pauline Gill (via audio/visual link)
Councillor Chris Grant (via audio/visual link)
Councillor Linda Green (via audio/visual link)
Councillor Malcolm Herrmann (via audio/visual link)
Councillor John Kemp (via audio/visual link)
Councillor Leith Mudge (via audio/visual link)
Councillor Mark Osterstock (via audio/visual link)
Councillor Kirsty Parkin (via audio/visual link)
Councillor Andrew Stratford (via audio/visual link)

In Attendance:

Andrew Aitken	Chief Executive Officer
Terry Crackett	Director Corporate Services
Peter Bice	Director Infrastructure & Operations
Marc Salver	Director Development & Regulatory Services
David Waters	Director Community Capacity
Lachlan Miller	Executive Manager Governance & Performance
Mike Carey	Manager Financial Services
Jennifer Blake	Manager Communications, Engagement & Events
Kylie Hopkins	Minute Secretary

1. COMMENCEMENT

The meeting commenced at 6.31pm.

2. OPENING STATEMENT

“Council acknowledges that we meet on the traditional lands of the Peramangk and Kurna people and we recognise their connection with the land.

We understand that we do not inherit the land from our ancestors but borrow it from our children and in this context the decisions we make should be guided by the principle that nothing we do should decrease our children’s ability to live on this land”.

Mayor _____

23 June 2020

**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 26 MAY 2020
63 MT BARKER ROAD STIRLING**

3. APOLOGIES/LEAVE OF ABSENCE

3.1 Apology

Nil

3.2 Leave of Absence

Nil

3.3 Absent

Nil

4. MINUTES OF PREVIOUS MEETINGS

4.1 Council Meeting – 28 April 2020

Moved Cr Pauline Gill

S/- Cr John Kemp

85/20

That the minutes of the Ordinary Council meeting held on 28 April 2020, as supplied, be confirmed as an accurate record of the proceedings of that meeting.

Carried Unanimously

4.2 Special Council Meeting – 12 May 2020

Moved Cr Malcolm Herrmann

S/- Cr Linda Green

86/20

That the minutes of the Ordinary Council meeting held on 12 May 2020 as supplied, be confirmed as an accurate record of the proceedings of that meeting.

Carried Unanimously

5. DECLARATION OF CONFLICT OF INTEREST BY MEMBERS OF COUNCIL

Under Section 75A of the *Local Government Act 1999* Cr Chris Grant disclosed a Perceived Conflict of Interest in Item 12.4 Support for Road Closures – 2020 Shannons Adelaide Rally & 2020 Gorge Rallysprint, the nature of which is as follows:

- Cr Grant has engaged with residents and other councillors via email on this issue which may be perceived as a pre-determined position on this matter. Cr Grant intends to manage the perceived conflict of interest by judging the information provided on its merits and with an open mind when making his decision on this item.

Cr Grant intends to participate in discussions and vote when this item is discussed.

**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
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Under Section 74 of the *Local Government Act 1999* Cr Linda Green disclosed a Material Conflict of Interest in Item 12.5 Council Assessment Panel Membership, the nature of which is as follows:

- Cr Green intends to nominate for the Member position on the Council Assessment Panel which has a sitting fee attached and therefore she has a pecuniary interest.

Under Section 74 of the *Local Government Act 1999* Cr John Kemp disclosed a Material Conflict of Interest in Item 12.5 Council Assessment Panel Membership, the nature of which is as follows:

- Cr Kemp intends to nominate for the Member position on the Council Assessment Panel which has a sitting fee attached and therefore he has a pecuniary interest.

Under Section 74 of the *Local Government Act 1999* Cr Leith Mudge disclosed a Material Conflict of Interest in Item 12.5 Council Assessment Panel Membership, the nature of which is as follows:

- Cr Mudge intends to nominate for the Deputy Member position on the Council Assessment Panel which has a sitting fee attached and therefore he has a pecuniary interest.

Under Section 75A of the *Local Government Act 1999* Cr Leith Mudge disclosed a Perceived Conflict of Interest in Item 12.3 Local Heritage Grant Fund Project Approvals and Guideline Amendments, the nature of which is as follows:

- Cr Mudge has a relative who has a business that provides services similar to those in a quotation attached to the report and there could be a perception of bias. He believes he will be able to manage the perceived conflict and make a decision in the best public interest.

Cr Mudge intends to participate in discussions and vote when this item is discussed.

6. PRESIDING MEMBER'S OPENING REMARKS

The Mayor commented on important weeks in May, which included volunteer week and reconciliation week, and hoped that Council Members were able to participate in the celebrations.

**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 26 MAY 2020
63 MT BARKER ROAD STIRLING**

7. QUESTIONS ADJOURNED/LYING ON THE TABLE**7.1 Questions Adjourned**

Nil

7.2 Questions Lying on the Table

Nil

8. PETITIONS/DEPUTATIONS/PUBLIC FORUM**8.1 Petitions**

Nil

8.2 Deputations**8.2.1 Tim Possingham, Adelaide Rally****8.2.2 Marg Schroder, Lobethal Recreation Ground Sports Club and South Australian Nip the Drought Initiative (SANDI)**

7.17pm Mark Osterstock left the meeting

7.19pm Mark Osterstock returned to the meeting

9. PRESENTATIONS**9.1 Mr Graeme Martin, Southern & Hills Local Government Association (S&HLGA)****10. QUESTIONS ON NOTICE**

Nil

11. MOTIONS ON NOTICE**11.1 Citizen of the Year Location, Cr Pauline Gill**

Motion was withdrawn

12. OFFICER REPORTS – DECISION ITEMS**12.1 2019-20 Budget – Budget Review 3****Moved Cr Malcolm Herrmann****S/- Cr Linda Green****87/20****Council resolves:**

- 1. That the report be received and noted.**

**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
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2. To adopt the proposed budget adjustments presented in Budget Review 3 which result in:
- a. a reduction in the Operating Surplus from \$411k to an Operating Deficit of \$13k for the 2019-20 financial year.
 - b. changes to capital resulting in a proposed capital expenditure budget of \$16.526m for the 2019-20 financial year from:
 - i. a reduction in Capital Expenditure of \$448k
 - ii. the proposed carry forward of capital project income of \$1.774m and expenditure of \$1.454m to the 2020-21 financial year.
 - c. an increase in Council's current Net Borrowing Result from \$4.100m to \$4.395m for the 2019-20 financial year as a result of the proposed operating and capital adjustments.

Carried Unanimously

12.2 2020-21 Annual Business Plan and Budget Consultation

8.02pm Cr Kirsty Parkin left the meeting
8.06pm Cr Kirsty Parkin returned to the meeting

8.27pm Cr Mark Osterstock left the meeting
8.31pm Cr Mark Osterstock returned to the meeting

Moved Cr Malcolm Herrmann
S/- Cr Leith Mudge

Council resolves:

1. That the report be received and noted
2. To endorse the draft Annual Business Plan 2020-21 (ABP), as contained in Appendix 1, for community consultation in accordance with Section 123 of the Local Government Act 1999, after adjusting the budget financial information to reflect Capital Expenditure on New and Upgraded Assets of \$4.953m.
3. That the CEO be authorised to:
 - a. Make any formatting, nomenclature or other minor changes to the Plan prior to being released for public consultation and
 - b. Determine the consultation timings, media and processes while ensuring consistency and compliance with the provisions of applicable legislation and Council's *Public Consultation Policy*.

**ADELAIDE HILLS COUNCIL
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63 MT BARKER ROAD STIRLING**

Amendment:

Moved Cr Kirrilee Boyd
Seconded Cr Ian Bailey

To insert the words 'with the removal of Strategic Initiative O5002 – Equipment to broadcast Council meetings' after the words "Appendix 1" in Part 2 of the motion.

Lost

Moved Cr Mark Osterstock
Seconded Cr Kirsty Parkin

88/20

That the question (motion) be put.

Carried

That motion was put

Moved Cr Malcolm Herrmann
S/- Cr Leith Mudge

89/20

Council resolves:

1. **That the report be received and noted.**
2. **To endorse the draft Annual Business Plan 2020-21 (ABP), as contained in Appendix 1, for community consultation in accordance with Section 123 of the Local Government Act 1999, after adjusting the budget financial information to reflect Capital Expenditure on New and Upgraded Assets of \$4.953m.**
3. **That the CEO be authorised to:**
 - a. **Make any formatting, nomenclature or other minor changes to the Plan prior to being released for public consultation and**
 - b. **Determine the consultation timings, media and processes while ensuring consistency and compliance with the provisions of applicable legislation and Council's *Public Consultation Policy*.**

Carried Unanimously

**ADELAIDE HILLS COUNCIL
MINUTES OF ORDINARY COUNCIL MEETING
TUESDAY 26 MAY 2020
63 MT BARKER ROAD STIRLING**

12.3 Local Heritage Grant Fund Project Approvals and Guideline Amendments

Cr Leith Mudge declared a Perceived Conflict of Interest at Agenda Item 5 'Declaration of Interest by Members of the Council' in relation to Item 12.3 Local Heritage Grant Fund Project Approvals and Guideline Amendments.

Moved Cr Chris Grant

S/- Cr Ian Bailey

90/20

Council resolves:

- 1. That the report be received and noted**
- 2. To approve the six projects shortlisted to receive grant funding to contribute to the works as detailed in Appendix 1 of this report and listed below:**
 - **Kinclaven Coach House**
 - **Former Thorpe Coachhouse**
 - **Former Aldgate Valley Church of Christ**
 - **Stonehedge Avenue House**
 - **Gwynne House**
 - **Ironbank Uniting Church**
- 3. To approve the proposed changes to the Local Heritage Grant Fund Guidelines as detailed in Appendix 2 of this report.**

Carried Unanimously

Cr Leith Mudge voted in favour of the motion. The majority of persons who were entitled to vote at the meeting voted in favour of the motion.

Moved Cr Kirsty Parkin

S/- Cr Malcolm Herrmann

91/20

Council resolves:

That the meeting be adjourned until 9pm.

Carried Unanimously

8.45pm The meeting adjourned

9.02pm the meeting resumed

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- 12.4 Support for Road Closures – 2020 Shannons Adelaide Rally & 2020 Gorge Rallysprint**
Cr Chris Grant declared a Perceived Conflict of Interest at Agenda Item 5 'Declaration of Interest by Members of the Council' in relation to Item 12.4 Support for Road Closures – 2020 Shannons Adelaide Rally & 2020 Gorge Rallysprint.

Moved Cr Pauline Gill
S/- Cr Chris Grant

That this item be deferred to the June meeting to allow Council Members time to consult with the community.

Lost

9.17 Cr Linda Green left the meeting
9.17 Cr Linda Green returned to the meeting

Moved Cr Malcolm Herrmann
S/- Cr Leith Mudge

92/20

That the meeting be extended for 30 minutes.

Carried

Moved Cr Nathan Daniel
S/- Cr John Kemp

93/20

10.04pm Cr Chris Grant left the meeting
10.06pm Cr Chris Grant returned to the meeting

Council resolves:

1. **That the report be received and noted.**
2. **That, in relation to the 2020 Shannons Adelaide Rally and 2020 Gorge Rallysprint, Council supports the event contingent on the organisers, to the satisfaction of the Chief Executive Officer:**
 - a. **Providing evidence of satisfactory insurance to cover any damage to third party property caused by the event**
 - b. **Entering into a road repair agreement with Council to cover any rectification works required as a result of damage caused by the event**
 - c. **Providing confirmation that the affected business owners are aware of the road closures**
 - d. **Providing written confirmation that the concerns raised by affected residents have been adequately addressed and that arrangements for egress**

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and regress for those properties can be managed within the event where possible

- e. Written confirmation from the organisers that they will erect advance notice of road closures on the affected roads, at least three weeks prior to the event.

3. That subject to the requirements of item 2. being undertaken, Council provides consent for road closure orders in relation to the two events, to be held on Sunday 13 September and between Wednesday 25 and Saturday 28 November as follows:

2020 Gorge Rallysprint

- a. **Sunday 13 September**
- i. **Stage 1 - Pinkerton Gully**
Approximate closure 9:00am – 4:30pm
Gorge Road closed – from approximately King George Avenue to Pinkerton Gully Road
 - ii. **Stage 2 – Paracombe**
Approximate closure 9:00am – 4:30pm
Gorge Road closed – from approximately Batchelor Road to 500m before Torrens Valley Road
 - iii. **Stage 3 – Prairie**
Approximate closure 9:00am – 4:30pm
Gorge Road closed – from approximately Torrens Valley Road to Prairie Road

2020 Shannons Adclaide Rally

- b. **Wednesday 25 November**
- iv. **Stage 1 and 9 – Scott Bottom and Bradbury**
Approximate closure 11:30am – 2:00pm and 3:45pm – 6:15pm
Mount Bold Road and Dorset Vale Road closed – from AHC boundary to Gurr Road
- c. **Thursday 26 November**
- v. **Stage 11 and 14 – Anstey Hill Short**
Approximate closure 8:45am – 2:30pm
Lower North East Road closed – from Perseverance Road to Range Road
 - vi. **Stage 12 and 15 – Chain of Ponds Plus**
Approximate closure 9:00am – 2:45pm
North East Road closed – from Fidlers Hill Road to Gorge Road
 - vii. **Stage 13 – Corkscrew**
Approximate closure 9:30am – 1:00pm
Corkscrew Road closed – from Gorge Road to Montacute Road

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- viii. **Stage 16 – Lobethal**
Approximate closure 11:30am – 3:00pm
Cudlee Creek Road closed – from Fox Creek Road to Tabor Lane

- d. **Friday 27 November**
 - ix. **Stage 19 and 22 – Norton Summit**
Approximate closure 8:30am – 1:45pm
New Norton Summit Road closed – from Coach House Drive to Lobethal Road
 - x. **Stage 20 and 24 – Stafford Ridge and Heysen**
Approximate closure 9:00am – 12:15pm and 12:45pm – 4:30pm
Staffords Road and Fox Creek Road closed – from Lobethal Road to Fox Creek MTB carpark
 - xi. **Stage 21 and 23 – Castambul and Morialta**
Approximate closure 9:30am -4:00pm
Gorge Road, Corkscrew Road, Montacute Road and Marble Hill Road closed – from Prairie Road to Tembys Road
 - xii. **Stage 25 – Ironbank**
Approximate closure 2:00pm – 5:00pm
Morgan Road and Scott Creek Road closed – from Morgan Road to Evans Drive
 - xiii. **Stage 26 – Sturt Valley**
Approximate closure 2:00pm – 5:15pm
Sturt Valley Road closed – from 274 Sturt Valley Road to Longwood Rd
 - xiv. **Stage 27 and 32 – Eagle on the Hill and Leewood Gardens**
Approximate closure 2:15pm – 5:45pm
Mount Barker Road closed – from AHC boundary to 350 Mount Barker Rd

- e. **Saturday 28 November**
 - xv. **Stage 28 – Mt Lofty**
Approximate closure 9:30am – 1:15pm
Greenhill Road and Summit Road closed – 661 Greenhill Road to Cleland Wildlife Park
 - xvi. **Stage 29 – Basket Range**
Approximate closure 10:00am – 1:30pm
Lobethal Road closed – 374 Lobethal Road, Ashton to Basket Range Road
 - xvii. **Stage 30 – Carey Gully**
Approximate closure 10:15am - 1:45pm
Lobethal Road and Deviation Road closed – Fernglen Road to Boundary Drive (South)
 - xviii. **Stage 31 – Mt George**
Approximate closure 10:30am – 2:15pm

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Gorge Road, Worden Road, Muller Road, Carey Gully Road, Tanamerah Road, Gum Flat Road, Badenoch Road closed – from Rangeview Drive to Beaumont Road, Verdun

- xix. Stage 32 – Summit Road
Approximate closure 1:00pm – 3:45pm
Summit Road closed – Greenhill road to Cleland Wildlife Park**
- xx. Stage 33 – Athelstone
Approximate closure 1:45pm – 4:45pm
Gorge Road closed – from Corkscrew Road to Council boundary**

- 4. That the Council confirms that the Chief Executive Officer may use existing powers under delegation to consider, and determine whether or not to provide consent to, any proposals for minor changes to the road closures in the lead up to the event.**
- 5. That organisers of the 2020 Shannons Adelaide Rally be required to attend a Council workshop by February 2021 to provide feedback on the 2020 event and allow elected members the opportunity to ask questions in relation to the event.**

Carried

Cr Chris Grant voted against the motion. The majority of persons who were entitled to vote at the meeting voted in favour of the motion.

12.5 Council Assessment Panel Membership

**Moved Cr Kirsty Parkin
S/- Cr Nathan Daniell**

94/20

Council resolves:

- 1. That the report be received and noted**
- 2. To determine to retain the current Terms of Reference for the Council Assessment Panel, specifically for it to comprise one (1) member of the Council (with an Elected Member deputy) and (4) Independent Members.**
- 3. To determine that the method of selecting the Council Assessment Panel Member and Deputy Member to be by an indicative vote to determine the preferred persons for the two Member positions utilising the process set out in this Agenda report.**

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4. **To adjourn the Council meeting for the purposes of seeking nominations for and, if necessary, conducting an indicative vote to determine the preferred persons for the Council Assessment Panel Council Member roles and for the meeting to resume once the results of the indicative vote have been declared.**

Carried Unanimously

10.15pm The meeting was adjourned for the purposes of conducting an indicative vote.
10.28pm The meeting resumed.

**Moved Cr John Kemp
S/- Cr Leith Mudge**

95/20

That the meeting be extended for 30 minutes.

Carried

Cr Leith Mudge declared a Material Conflict of Interest at Agenda Item 5 'Declaration of Interest by Members of the Council' in relation to Item 12.5 Council Assessment Panel Membership.

10.29pm - Cr Leith Mudge left the meeting and did not participate in the vote.

Cr John Kemp declared a Material Conflict of Interest at Agenda Item 5 'Declaration of Interest by Members of the Council' in relation to Item 12.5 Council Assessment Panel Membership.

10.29pm - Cr John Kemp left the meeting and did not participate in the vote.

**Moved Cr Linda Green
S/- Cr Malcolm Herrmann**

96/20

5. **To appoint Cr John Kemp as Member and Cr Leith Mudge as Deputy Member of the Council Assessment Panel for a 24 month term to commence 1 June 2020 and conclude on 31 May 2022 (inclusive).**

Carried Unanimously

10.30pm – Councillor John Kemp and Cr Leith Mudge returned to the meeting

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12.6 Southern & Hills Local Government Association – 2020-21 Key Action Plan and Draft Budget

Moved Cr Malcolm Herrmann
S/- Cr Linda Green

97/20

Council resolves:

1. That the report be received and noted
2. That the Southern & Hills Local Government Association's 2020-21 Key Action Plan and proposed budget be received and noted.

Carried Unanimously

12.7 Membership Extension of Commonwealth Home Support Service Funding

Moved Cr Ian Bailey
S/- Cr Leith Mudge

98/20

Council resolves:

1. That the report be received and noted
2. That the Council agrees to enter into the Deed of Variation in relation to the Commonwealth Home Support Program which extends the Commonwealth Government funding as follows:
 - a. for the provision of home and social support elements of the program, from 1 July 2020 until 30 June 2022
 - b. for the provision of our Sector Support and Development program, from 1 July 2020 until 30 June 2021
3. That the Council authorise the Mayor and Chief Executive Officer to affix the seal of Council and execute the Deed of Variation in relation to Home Support

Carried Unanimously

12.8 Status Report – Council Resolutions Update
This item was deferred to the next meeting

13. OFFICER REPORTS - INFORMATION ITEMS

13.1 Quarterly Council Performance Report – Q3
This item was deferred to the next meeting

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13.2 Ombudsman Correspondence - – Complaint regarding Internal Review of Council Decision and Unreasonable Complainant Conduct Policy

This item was deferred to the next meeting

13.3 Publishing Council Meeting Recordings

This item was deferred to the next meeting

14. QUESTIONS WITHOUT NOTICE

Cr Malcolm Herrmann asked a question regarding the bid process for grant monies awarded from the bids for the \$781,000 of grant money recently awarded.

10.44pm - Cr John Kemp left the meeting

15. MOTIONS WITHOUT NOTICE

Nil

16. REPORTS

16.1 Council Member Function or Activity on the Business of Council

Mayor Jan-Claire Wisdom

- 29 April 2020, Filming for National Volunteers Week @ Stirling
- 29 April 2020, Local Recovery Committee meeting via zoom
- 29 April 2020, Budget Review meeting via zoom
- 30 April 2020, SHLGA meeting via webex
- 30 April 2020, Business Support and Eco recovery LGA session via zoom
- 4 May 2020, GAROC committee meeting via zoom
- 5 May 2020, Introduction meeting with East Waste Chair via zoom
- 6 May 2020, Film interview for Reconciliation Video @Woorabinda, Stirling
- 6 May 2020, Meeting with Josh Teague via zoom
- 7 May 2020, Virtual visit by NBRA via zoom
- 7 May 2020, Interview with Radio National re bushfire grants allocation and funding received via phone
- 8 May 2020, Meeting with John Gardener MP for Morialta via zoom
- 11 May 2020, Interview with The Courier about Bushfire grant funding
- 13 May 2020, Online meeting with Karen Raffin RDA Metro via zoom
- 13 May 2020, Local Recovery Committee meeting #14 via zoom
- 13 May 2020, COVID-19 briefing with Premier Steven Marshall via zoom
- 19 May 2020, Private meeting with His Excellency the Governor of SA (with CEO AHC) via zoom
- 19 May 2020, Agenda briefing and CEO catchup @ Stirling
- 20 May 2020, AHC internal meeting re AHC deputation to Campbelltown re boundary

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- 21 May 2020, LGA SA Board meeting via zoom
- 22 May 2020, AHC internal meeting re bushfire funding progress
- 22 May 2020, Where we Build What we build webinar via zoom
- 26 May 2020, AHC internal meeting re Community Ready initiative possible funding via zoom

Cr Malcolm Herrmann

- 7 May 2020, GRFMA Meeting with consultant
- 25 May 2020 Audit Committee Meeting

16.2 Reports of Members as Council/Committee Representatives on External Organisations

10.47pm - Cr John Kemp returned to the meeting

16.3 CEO Report

Andrew Aitken, CEO, provided Council with a verbal Corporate Update.

17. REPORTS OF COMMITTEES

17.1 Council Assessment Panel

Nil

17.2 Strategic Planning & Development Policy Committee

Nil

17.3 Audit Committee

Nil

17.4 CEO Performance Review Panel

Nil

18. CONFIDENTIAL ITEMS

Nil

19. NEXT ORDINARY MEETING

The next ordinary meeting of the Adelaide Hills Council will be held on Tuesday 23 June 2020 from 6.30pm in the Zoom Virtual Meeting Room.

20. CLOSE MEETING

The meeting closed at 10.50pm.