



City Services Committee

6:30 PM
Wednesday 14 May 2025

Venue:
Committee Room, Botany Town Hall
1423 Botany Road, Botany
(Corner of Edward Street and Botany Road, Botany)

Contact Us:

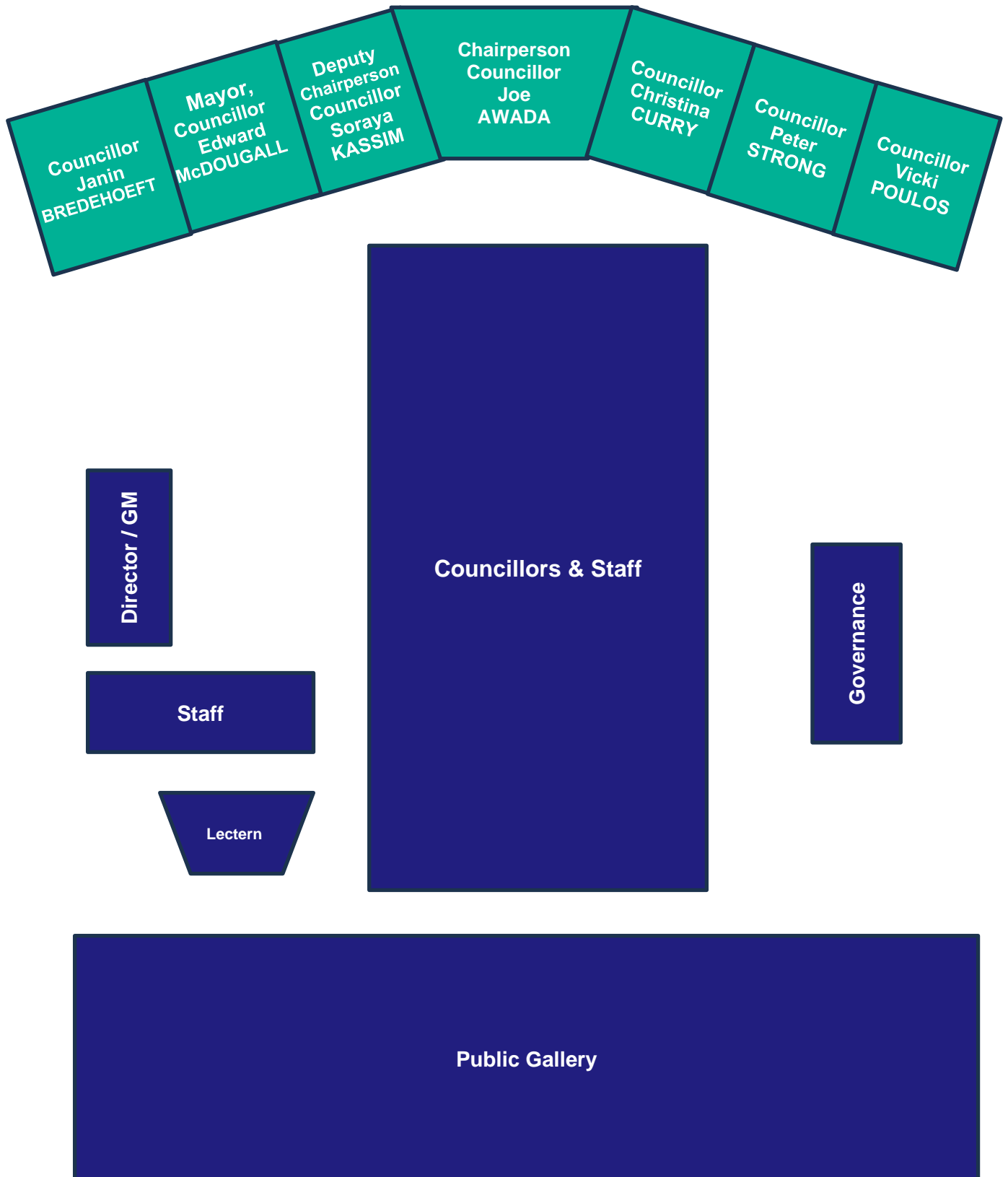
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City Services Committee Seating Plan



Statement of Ethical Obligations

Obligations

Oath [Affirmation] of Office by Councillors

Oath

I swear that I will undertake the duties of the office of councillor in the best interests of the people of Bayside Local Government Area and the Bayside Council and that I will faithfully and impartially carry out the functions, powers, authorities and discretions vested in me under the *Local Government Act 1993* or any other Act to the best of my ability and judgment.

Affirmation

I solemnly and sincerely declare and affirm that I will undertake the duties of the office of councillor in the best interests of the people of Bayside Local Government Area and the Bayside Council and that I will faithfully and impartially carry out the functions, powers, authorities and discretions vested in me under the *Local Government Act 1993* or any other Act to the best of my ability and judgment.

Code of Conduct conflict of interests

Pecuniary interests

A Councillor who has a **pecuniary interest** in any matter with which the council is concerned, and who is present at a meeting of the council at which the matter is being considered, must disclose the nature of the interest to the meeting.

The Councillor must not be present at, or in sight of, the meeting:

- a) at any time during which the matter is being considered or discussed, or
- b) at any time during which the council is voting on any question in relation to the matter.

Non-pecuniary conflicts of interests

A Councillor who has a **non-pecuniary conflict of interest** in a matter, must disclose the relevant private interest in relation to the matter fully and on each occasion on which the non-pecuniary conflict of interest arises in relation to the matter.

Significant non-pecuniary interests

A Councillor who has a **significant** non-pecuniary conflict of interest in relation to a matter under consideration at a council meeting, must manage the conflict of interest as if they had a pecuniary interest in the matter.

Non-significant non-pecuniary interests

A Councillor who determines that they have a non-pecuniary conflict of interest in a matter that is **not significant** and does not require further action, when disclosing the interest must also explain why conflict of interest is not significant and does not require further action in the circumstances.

MEETING NOTICE

A meeting of the
City Services Committee
will be held in the Committee Room, Botany Town Hall
1423 Botany Road, Botany
(Corner of Edward Street and Botany Road, Botany)
on **Wednesday 14 May 2025 at 6:30 PM**

AGENDA

1	ACKNOWLEDGEMENT OF COUNTRY.....	5
2	APOLOGIES, LEAVE OF ABSENCE & ATTENDANCE VIA AUDIO-VISUAL LINK	5
3	DISCLOSURES OF INTEREST	5
4	MINUTES OF PREVIOUS MEETINGS	6
	4.1 Minutes of the City Services Committee Meeting - 12 March 2025	6
5	ITEMS BY EXCEPTION	10
6	PUBLIC FORUM	10
7	REPORTS	11
	CS25.009 Events Report for 2025/2026	11
	CS25.010 Negotiation of new Licence for Rockdale Ilinden Football Club to use Council Owned Facilities	21
	CS25.011 Response to Notice of Motion - Energy from Waste Options Paper	27
	CS25.012 Draft Bayside Council Circus Policy	40
8	CONFIDENTIAL REPORTS	50
	Closed Committee Meeting	
	CS25.013 CONFIDENTIAL - Response to Notice of Motion: Early Childhood Learning in Bayside Payment and Conditions	50
	Resumption of Open Committee Meeting	

The meeting will be video recorded and live streamed to the community via Council's YouTube channel, in accordance with Council's Code of Meeting Practice.

Meredith Wallace
General Manager

1 ACKNOWLEDGEMENT OF COUNTRY

Bayside Council acknowledges the Bidjigal Clan, the traditional owners of the land on which we meet and work and acknowledges the Gadigal people of the Eora Nation. Bayside Council pays respects to Elders past and present.

2 APOLOGIES, LEAVE OF ABSENCE & ATTENDANCE VIA AUDIO-VISUAL LINK

3 DISCLOSURES OF INTEREST

In accordance with Council's Code of Meeting Practice, Councillors are reminded of their Oath or Affirmation of Office made under Section 233A of the Local Government Act and their obligations under the Council's Code of Conduct to disclose and appropriately manage conflicts of interest.

4 MINUTES OF PREVIOUS MEETINGS

City Services Committee

14/05/2025

Item No	4.1
Subject	Minutes of the City Services Committee Meeting - 12 March 2025
Report by	Richard Sheridan, Director City Performance
File	SF24/8138

Officer Recommendation

That the Minutes of the City Services Committee meeting held on 12 March 2025 be noted

Present

Councillor Edward McDougall, Mayor (via Audio-Visual link)
Councillor Joe Awada, Chairperson
Councillor Soraya Kassim, Deputy Chairperson (via Audio-Visual link)
Councillor Peter Strong
Councillor Janin Bredehoeft
Councillor Christina Curry

Also present

Meredith Wallace, General Manager
Debra Dawson, Director City Life
Rani Param, Manager Community Life
Hong Nguyen, Manager Environment & Resilience
Helen Tola, Manager Governance & Risk (via Audio-Visual Link)
Karen Barrass, Lead Governance
Linda Hackett, Governance Officer
Nabin Bhattarai, IT Service Management Officer

The Chairperson opened the meeting in the Committee Room, Botany Town Hall at 6:32pm.

1 Acknowledgement of Country

The Chairperson affirmed that Bayside Council acknowledges the Bidjigal Clan, the traditional owners of the land on which we meet and work and acknowledges the Gadigal people of the Eora Nation. Bayside Council pays respects to Elders past and present.

2 Apologies, Leave of Absence & Attendance Via Audio-Visual Link

Apologies

Committee Recommendation

Moved by Councillors Strong and Curry

That the following apology be received and leave of absence granted:

- Councillor Poulos

Leave of Absence

There were no applications for Leave of Absence received.

Attendance Via Audio-Visual Link

Committee Recommendation

Moved by Councillors Curry and Bredehoeft

That Councillor Kassim and The Mayor, Councillor McDougall's attendance at tonight's meeting via audio-visual link be granted.

3 Disclosures of Interest

There were no Disclosures of Interest.

4 Minutes of Previous Meetings

4.1 Minutes of the City Services Committee Meeting - 12 February 2025

Committee Recommendation

Moved by Councillors Strong and Curry

That the Minutes of the City Services Committee meeting held on 12 February 2025 be noted.

4.2 Business Arising

The Committee notes that the Minutes of the City Services Committee of Wednesday 12 February 2025 were received, and the recommendations therein were adopted by the Extraordinary Council Meeting held on 26 February 2025.

5 Items by Exception

There were no Items by Exception.

6 Public Forum

There were no speakers for Public Forum.

7 Reports

CS25.006 Response to Notice of Motion - Optimising Use of L'Estrange Reserve

Note: A verbal update was given by Debra Dawson, Director City Life.

Committee Recommendation

Moved by Councillors Curry and Strong

That Council receive and note the Response to Notice of Motion - Optimising Use of L'Estrange Reserve report.

CS25.007 Community Strategic Plan - Bayside 2035 - Final Draft Plan

Note: A verbal update was given by Debra Dawson, Director City Life.

Committee Recommendation

Moved by Councillors Strong and Bredehoeft

- 1 That Council notes and acknowledges all feedback received in response to the draft Community Strategic Plan, Bayside 2035.
- 2 That Council adopts the draft Community Strategic Plan - Bayside 2035.

CS25.008 Updates on NSW EV Charging Grant

Note: A verbal update was given by Debra Dawson, Director City Life.

Committee Recommendation

Moved by Councillors Strong and Curry

- 1 That the report Updates on NSW EV Charging Grant is received and noted.
- 2 That a further report be submitted to the City Services Committee once the NSW Government announce the outcomes of the grant application.

The next meeting will be held in the Committee Room at Botany Town Hall at 6:30pm on Wednesday, 9 April 2025.

The Chairperson closed the meeting at 6:57pm.

Attachments

Nil

5 ITEMS BY EXCEPTION

These are items that have been identified to be confirmed in bulk in accordance with the Officer Recommendation and without debate. These items will not include items identified in the Public Forum, items in which councillors have declared a Significant Conflict of Interest and a Pecuniary Interest, items requiring a Division and any other item that a Councillor has identified as one they intend to speak on or vote against the recommendation

6 PUBLIC FORUM

Members of the public, who have applied to speak at the meeting, will be invited to address the meeting.

Any item the subject of the Public Forum will be brought forward and considered after the conclusion of the speakers for that item.

7 REPORTS

City Services Committee

14/05/2025

Item No	CS25.009
Subject	Events Report for 2025/2026
Report by	Meredith Wallace, General Manager
File	SF24/6139

Summary

Each year Bayside Council holds key events across the LGA to create a sense of community. This report outlines the events proposed for the 2025/2026 financial year.

The report also includes a description of initiatives or changes to existing events to be considered by Council.

Officer Recommendation

That Council notes the draft program of events for the 2025/2026 financial year and determines if any events are to be removed or included within the proposed budget allocation.

Background

Bayside Council has built a calendar of events to bring the Bayside Community together. These events create memorable moments through shared experiences as well as supporting the Bayside directions within the Community Strategic Plan.

Several key events are historical or legacy events from former councils, while others are uniquely Bayside. As Bayside gets ready to celebrate its 10th anniversary in 2026, it is timely to review the events program to ensure that the budget is being allocated to benefit the wider Bayside community.

The existing program is based on budget expended in 2024/2025 with only minor adjustment. The attached events program is fully costed at approximately \$1.98 million, which is funded by Council. This figure *does not include* the Diwali Festival proposed for October, as it is covered by grant funds under the Permit, Play, Plug Program. Council investigates and applies for grants to offset the costs of events where possible.

Council has previously resolved to consider introducing new, or expanding existing, events in the 2025/2026 budget to broaden the scope of the program. As these recommendations do not have a budget allocation, the current program needs to be reviewed and prioritised against the suggested changes.

The recommendations adopted via Notice of Motion to Council are:

1. An annual Night Noodle Market be established in Wolli Creek to celebrate Luna New Year. ***This has been included in the current program and budget***
2. Hold a People and Pets Day event at Mascot Oval or within Ward 2. ***This has been programmed to coincide with the opening of the Linear Park Dog Park.***
3. Reinstatement of the New Year's Eve Firework. ***Unfunded***
4. Establish a multicultural event with a focus on Environment & Sustainability at Cahill Park. ***Existing City Life funding to be reallocated to achieve this event.***
5. Council investigates the feasibility of developing a program of council run activations and events for Mardi Gras and Trans Day of Visibility in March 2026. ***Modest existing budget only.***
6. Council considers the inclusion of a Rockdale Cultural Festival and Laneway Activation in the 2026 Events program. ***Successful grant for 2025/2026 Diwali Festival.***

1. The Events budget has a budget for Lunar New Year which was used to activate a successful event in Cahill Park in January this year. To contain the costs within the existing budget, Council partnered with Aussie Night Markets. This event has been included in the 2025/2026 budget.

2. In response to holding a People and Pets Day in Mascot, the annual Events budget provides for "Civic Openings", and this provides an opportunity to fulfil the resolution by holding pet focused events for the opening of new off leash areas or showcasing refurbished off leash parks. A new off leash dog park has been approved for Linear Park, Mascot in 2026.

3. The reinstatement of the New Year's Eve Fireworks will require an additional budget allocation of approximately \$517K to facilitate the closure of the Grand Parade and the 15-minute firework display on the Bay, plus an additional \$50K to provide the resources and staffing to deliver the event.

This figure is based on recently requested quotes but may increase when a more detailed brief is provided to key suppliers. The risk of cancellation for this event is high due to the strong winds often experienced across Botany Bay which can make it unsafe for the barges and fireworks.

The New Years Eve Fireworks have not been held since 2019 when the event was cancelled due to high winds. The previous year in 2018 the event went ahead but storms impacted the attendance which was very low.

4. Budget for an additional Multicultural & Environment event for Cahill Park, similar in scale to the Eastlakes Spring Fair will require \$120K. The Environment and Resilience Team have diverted funding from individual activities to fund a major event in October 2026 to replace several small events held across the year.

5. Developing a program of activations and events around Mardi Gras and Trans Day of Visibility requires Council to determine a budget allocation and provide direction with respect to their vision of what that event might look like.
The Events budget currently covers the production of street flags and banners for Botany Road, Mascot, and Laycock Walk, Mascot Central. This budget is approximately \$15K for printing and installation. Last year as part of the Arts and Culture Program and in conjunction with the Her Way Project a Pride Flag was painted on Laycock Walk.

6. With respect to the inclusion of a Rockdale Cultural Festival and Laneway Activation, Council was successful in obtaining a grant through Transport NSW under its Permit, Play, Plug program which will culminate in a Diwali Festival being held in King Street Mall in October. This is a one-off grant funded event.

Changes to the current events for consideration.

Ramadan 2026

Bayside's annual Ramadan Food Fair has grown in popularity, so much so that it has outgrown the existing footprint in Waltz Street, Rockdale. There is also a growing interest in hosting the event over several evenings to accommodate demand.

It is recommended that this event be expanded and relocated from the current street-based location to a nearby park, such as Rockdale Memorial Park, where it can be expanded to include more stallholders and activities over multiple evenings.

Eliminating the need for a road closure means all the funds allocated can be used to build the event to bring our communities together. Within the current budget the team are confident that moving from the road to a park the funds will cover a two- or three-day event – Thursday, Friday and Saturday evenings.

Bayside's Ramadan Food Fair is an important cultural event which attracts not only those who keep the Holy month of Ramadan, but residents and visitors from different backgrounds who enjoy the traditions and celebrations our diverse community offers.

Food and Wine 2025/2026

The proposed change to the very popular Food and Wine Fair held annually in November is for this event to grow and become a two-day event.

Taking advantage of the fact that the infrastructure for food and wine remains in the park until the Monday morning, Council would host a family friendly brunch on the Sunday morning, swapping most beverage stalls for market stalls and fresh produce stalls. Getting two for one.

Seniors Events

Within the current event program council provides several events for senior residents including four (4) Seniors High Teas, a designated Seniors Christmas event, plus the recently added Seniors Singalong. Six key events across the program.

The Seniors High Tea events are very popular with seniors' residents from across the Local Government Area.

The holding of the High Teas has gradually moved from Seniors Festival in March to Mid-May.

This report is recommending that they be returned to March as a highlight of the Seniors Festival.

The reasoning behind the move is twofold.

It will boost our Seniors Festival program, but it will also mean the events are held within the warmer part of the year. Over the last two years it has been evident that mid-May is not ideal, as there have been an increasing number of no shows on the day due to illness, or an unwillingness to venture out in the cooler weather if it is overcast. At both Rockdale and Botany, each session often has up to 25 to 30 no shows. The afternoon session at Rockdale last year had 40 vacant seats. Whilst there is always an expectation of some no shows for a free event, these figures are very high, costly and very disappointing given the number of residents who are on the waiting list and miss out.

Moving the High Teas into Seniors Month also means that the format could be adapted to incorporate a “singalong” component, thus freeing up funds to be redirected to another event of Council’s choosing, such as Youth Week, NAIDOC Week or the Trans Day of Visibility.

As background, the budget for the Seniors High Teas is a legacy event from the former Botany Council days. It began in the 1990’s as a garden party in Mascot Memorial Park held in March as part of the NSW Government’s Seniors Week. Over time it was moved to the Sir Joseph Banks Park in Botany and the date it was held fluctuated between March, April and early May. There is no tradition or reason for holding it in May.

For the seniors, they begin enquiring about when it will be held in December/January. They are not tied to a date; they just don’t want to miss out!

Youth Festival

The current budget allocation also provides support for an event, or festival, dedicated to supporting and engaging with the Bayside Youth.

Whilst Council includes components for youth at its major events such as the Spring Fair, there has never been an event designed solely for youth. The 16 to 24 age group makes up 18% of the Bayside Population.

The Events Team will work with Youth Services on this project.

Christmas in Bayside

The budget for Christmas in Bayside remains the same, however, the Events Team is reviewing the program to ensure it meets community expectations and continues to share the spirit of the season across Bayside. Feedback from the community from the Bexley and Wolli Creek events has been that a Christmas Market and with Carols would be better received than a Christmas movie that can be watched on a streaming channel in the comfort of their own home. With the closure of Botany Pool for renovations the annual Christmas in Bayside event held there will need to be postponed for the duration of the closure or relocated.

For 2025 it is recommended that the Christmas program be comprised of two major events, rather than several smaller events. Those events being, Carols by Sea at Brighton Le Sands and a new event Carols in the Park with a Market component to be held in Sir Joseph Banks Park, Botany.

This report highlights key events produced by the events team, or in collaboration with other business units and does not include forums, workshops, programs or activities organised by other business units as part of their core business operations. It does not include events organised by external organisations.

Financial Implications

- | | | |
|--------------------------------------|-------------------------------------|---|
| Not applicable | <input type="checkbox"/> | |
| Included in existing approved budget | <input type="checkbox"/> | |
| Additional funds required | <input checked="" type="checkbox"/> | The current budget covers existing events, new events will require budget if the council wishes to proceed that way |

Community Strategic Plan

- | | | |
|-------------|---|-------------------------------------|
| Theme One | In 2035 Bayside will be a vibrant and liveable place | <input checked="" type="checkbox"/> |
| Theme Two | In 2035 our Bayside community will be connected and feel that they belong | <input checked="" type="checkbox"/> |
| Theme Three | In 2035 Bayside will be green, resilient and sustainable | <input checked="" type="checkbox"/> |
| Theme Four | In 2035 Bayside will be financially sustainable and support a dynamic local economy | <input checked="" type="checkbox"/> |

Risk Management – Risk Level Rating

- | | |
|----------------|-------------------------------------|
| No risk | <input type="checkbox"/> |
| Low risk | <input type="checkbox"/> |
| Medium risk | <input checked="" type="checkbox"/> |
| High risk | <input type="checkbox"/> |
| Very High risk | <input type="checkbox"/> |
| Extreme risk | <input type="checkbox"/> |

Community Engagement

Attachments

- 1 [↓](#) Events Program

Event Program 2025/2026

Event Date	Name of Event	Location	Team Responsible
6 July – 13 July 2025	NAIDOC Week Flags	Across LGA	Events Team
6 July – 13 July 2025	NAIDOC Week 12 July – Family Fun Day	Cook Park, Kyeemagh	City Life
26 July 2025	Citizenship Ceremony Day	Rockdale Town Hall	Events Team
31 July 2025	Creative Industries Forum	Rockdale Town Hall	Arts and Culture
August TBC	LGBTQI Inclusion Forum	TBC	City Life
26 Aug 2025	Book Week Awards Ceremony Decorations	Rockdale Town Hall	City Life and Events
6 Sept 2025	Spring Fair	Eastlakes – Jack Mundy Reserve	Events Team
6 Sept 2025	Trees for Dad	TBC	City Life
13 Sept 2025 (TBC)	Ron Rathbone Local History Competition Awards Ceremony	TBC	City Life
17 Sept 2025	National Citizenship Day	Rockdale Town Hall	Events Team
TBC	Handmade Markets	TBC	Events Team and Arts & Culture
18 October	Project Planet – environment and sustainability expo	Cahill Park	Environment & Resilience and Events Team
Saturday 25 October 2025	Diwali Festival of Lights (activation event for Permit, Plug, Play Grant)	Kings Street, Kings Lane and Market Street, Rockdale	Events Team – Grant Funded – one off event
1 & 2 Nov 2025	Bayside Food & Wine	Mascot Memorial Park	Events Team

November	Support for Greek Festival – External Event	Brighton Le Sands	Council Teams
8 November 2025	C3 West Bayside – Museum of Contemporary Art Public Artwork Launch	TBC	Arts and Culture & MCA
10 November	Bayside Local Business Awards Ceremony	Novotel Brighton-le-Sands	City Life
15 November 2025	Citizenship Day	Rockdale Town Hall	Events Team
5 December 2025	Community Walk Against Domestic Violence	Ramsgate SLSC to Depena Reserve	City Life
TBC	Mayoral Student Awards & prize money	Rockdale Town hall / Botany Town Hall	Events Team
November	Photography Competition Presentation & Exhibition	Various Outdoor locations and Council Meeting	Arts & Culture and Events Team
1 December	Christmas Trees installation & Town Hall Decorations	6 locations plus decorations for 2 Town Halls	Events Team
1 December	Christmas Street Flag Competition winners installed	Across Bayside	Events
1 December 2025	Bayside Seniors Christmas	Ramsgate RSL	Events Team
7 December 2025	Carols in the Park & Christmas Markets	Sir Joseph Banks Park	Events Team
3 December 2025	International Day of People with Disability	Socials and Media TBA	Communications City Life
TBC	BHT Christmas Event	Mascot Library	City Life/Events Team
TBC	Mayors Community Christmas	Botany Golf Club	Events Team

Last Council Meeting	Presentation of Christmas Flag Winners & Mayor's Christmas Card winners	Council Meeting – Rockdale Town Hall	Events Team
Last Council Meeting	Presentation of Christmas Lights Winner - Prizemoney	Council Meeting – Rockdale Town Hall	Events Team
13 December 2025	Carols by the Sea	Brighton Le Sands	Events Team
26 January 2026	Citizenship Ceremony & Australia Day Activities	Rockdale Town Hall	Events Team
26 January 2026	Wuri-Rise for Resilience	Ramsgate Beach	City Life
Friday 20 February 2026	Lunar New Year Festival & Flags	Cahill Park and across Bayside	Events Team
March 2026	Mardi Gras Festival Sydney – Pride Flags on Botany Road	Botany Road & Mascot	Events Team
March 18 to 24 2026	Seniors Festival – Various events	Across Bayside	City Life
	Seniors High Teas	Rockdale & Botany Town Hall	Events Team
	Seniors Singalong	Botany Town Hall	Events Team
8 March 2026	International Women's Day	TBC	Events Team
May 2026	Chapel Nights Music Performances	St Magdalen's Chapel, Wolli Creek	Arts and Culture

14 March 2026	Ramadan Festival	Rockdale Park, Rockdale	Events Team
TBC	Kamay Community Cultural Haul	Kyeemagh Beach, Cook Park	City Life
April 2026	Youth Week	Arncliffe Youth Centre and across LGA	City Life
April 2026	Youth Festival Event 2026	TBC	City Life Events Team
Sunday 12 April 2026	Greek Easter Traffic Management	Cowards Street, Mascot	Events Team
Sunday 19 April 2026	Pre-Anzac March	Mascot Memorial Park, Mascot	Events Team
Saturday 25 April 2026	Anzac Day Dawn Service	Booralee Park, Botany	Events Team
Wednesday 6 May 2026	Domestic Violence Remembrance Day	Mutch Park, Pagewood	Events Team
10 May 2026	Trees for Mum	TBC	City Life
TBC – May 2026	Sydney Writers Festival & No Worries Writers Workshops	TBC	Arts & Culture and Events Team
27 May 2026 – 3 June 2026	National Reconciliation Week	TBC	City Life
Ad hoc	Civic Openings or plaque unveiling as required	Across LGA	Events Team and other business units
Ad hoc	Arts and Culture Programs (performances, small launch events and artist activations)	Across LGA	Arts and Culture
June 2026	Pride Month Pride Flags	Across LGA Botany Road, Mascot	City Life Events

Over 12 months	Corporate Street Flags & Banners	Across LGA	Events
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City Services Committee

14/05/2025

Item No	CS25.010
Subject	Negotiation of new Licence for Rockdale Ilinden Football Club to use Council Owned Facilities
Report by	Peter Barber, Director City Futures
File	F19/391

Summary

Rockdale Ilinden Football Club (the Club) currently has a licence to use the Council owned sporting facility at 468 West Botany Street, Rockdale (Bicentennial Park) as their home ground. The licence commenced in 2009 and ends in September 2030. Due to the temporary loss of the fields at Bicentennial East, the Club also has a separate licence to use Brighton Memorial Fields until 2030.

The Club has asked for endorsement to enter into negotiations for a new 21-year licence for their home ground. Given that the Club continues to invest significant funds on improvements to the Ilinden Sports Centre, Club members are seeking assurances as to security of tenure by way of a new 21-year licence.

Officer Recommendation

- 1 That, despite the current licence having over 5 years until its end date, Council endorse the General Manager entering into negotiations with Rockdale Ilinden FC for a 21-year licence over 468 West Botany Street, Rockdale.
 - 2 That Council note that discussions in relation to a new licence over Brighton Memorial Playing fields be deferred until TfNSW hand back the completed fields at Bicentennial East.
-

Background

Rockdale Ilinden Football Club was established in 1969 and located at Barton Park until 2009. Since 2009, the Club has been based at its current location on West Botany Street, Rockdale.

The complex is comprised of a FIFA standard synthetic field with separate warm-up areas, covered seating for 100 spectators, team amenities, and an indoor space able to accommodate 320 people.

The semi-professional Club has a long association with the Bayside Community, catering to the sporting needs of various age groups, genders, and levels of ability.

Discussion

Investment in the Facility

Both Council, the Club, and others have made significant investment into the sporting complex. Aging Club assets at Barton Park were replaced with the current clubhouse building at 468 West Botany Street by the prospective developer of Cook Cove in 2009, when the Club moved locations. Council replaced the turf field with a synthetic surface in 2017. The Club has made various improvements to the site, including improved spectator seating, electronic scoreboards, lighting upgrades, additions to the building, and internal upgrades.

The Club has recently been successful in obtaining a Commonwealth Government Grant to help fund construction of change rooms and facilities to support increased participation by women in football. The facility is proposed to be a small two storey building located at the northern end of the main field, as shown below:



Extension of Tenure

Rockdale Ilinden FC has expressed a desire to have a new licence that extends its tenure beyond the current term ending in 2030. This would give the Club and its supporters confidence in making additional investment in the facilities.

While Council would not generally begin negotiations on a new agreement so far in advance of a licence expiry date, the Club's position is understood. Council resolved at its meeting in July 2024 during the previous term, to defer licence discussions until the post-September 2024 Council term.

The Club made the following request in relation to a new licence for the West Botany Street complex:

"There are two critical requirements for any new licence:

- 1. Term- 21 years; and*
- 2. As a term of any licence, that the Club's contribution to all capital works be recognised for the purpose of determining market rent (apart from and independent of any benefit by reason of rental subsidy policies in force at Council). To be abundantly clear, in determining market rent, it is assumed that the substantial capital improvements funded by the Club be disregarded. To do otherwise would be grossly unjust on a not-for-profit association that has of itself improved a Council asset.*

Over recent years, Council has been adjusting its approach to how sporting and community facilities are licenced, and options as to how this should be articulated in a new Policy are currently being developed. The recent agreement for the use of part of the new Barton Park facility is an example. The considerations underpinning negotiations going forward include:

- the cost to Council of providing, maintaining and renewing facilities;
- the community benefit provided by the user group (e.g. number of people, number of hours per week, type of activity, community demand for the service);
- benefit to people who live in Bayside;
- accessibility/exclusivity from the broader community perspective;
- the inclusions/quality of the facility relative to other similar facilities;
- any contribution to maintenance and renewal, including sinking funds;
- liability for outgoings, such as utilities and capturing the true capital costs to replace synthetic fields, when required;
- market value of the facility in terms of rent;
- opportunity cost/other potential uses for the asset and their relative benefit; and
- capacity of the user and the asset to generate income.
- ensure capital improvements are considered in the market valuation of facilities once ownership transfers to Council under existing lease agreements.

Brighton Memorial Fields

Rockdale Ilinden Football Club had access to additional grass fields under a separate licence in the area east of the Bicentennial Park waterbody, referred to as Bicentennial East, until 2021. This area was resumed by Transport for NSW for construction of the M6 motorway, and the Club came to an arrangement to use the new full size synthetic and small turf field adjoining, known as Brighton Memorial Playing fields. This agreement will end in 2030.

Some of the area resumed by TfNSW will be occupied by the tunnel portal for the M6. The land between the tunnel portal and Memorial will be reinstated as parkland, an active transport corridor, and two turf playing surfaces smaller than full size fields. This space could be configured a number of different ways in terms of field sizes. The timing for the handback of this area to Council is currently unknown and under review, following the delay of the M6 project due to the sinkholes adjacent West Botany Street.



Current Aerial Photo (Near map April 2025)



Historic Aerial Photo (Near map June 2021)

The position put to the Club is to wait until there is certainty about the handback of Bicentennial East. At that point Council can reassess which user group(s) ought to be allocated various fields and whether it is beneficial to the broader community to have multiple and/or shared or casual usage.

The Club has a licence to use the Memorial fields for 5 years, so there is no urgency to renegotiate this agreement. The imperative for securing long tenure in recognition of Club investment in the Bicentennial facility does not apply to Brighton Memorial.

Financial Implications

- | | |
|--------------------------------------|-------------------------------------|
| Not applicable | <input checked="" type="checkbox"/> |
| Included in existing approved budget | <input type="checkbox"/> |
| Additional funds required | <input type="checkbox"/> |

Community Strategic Plan

- | | |
|--|-------------------------------------|
| Theme One – In 2035 Bayside will be a vibrant and liveable place | <input type="checkbox"/> |
| Theme Two – In 2035 our Bayside community will be connected and feel that they belong | <input checked="" type="checkbox"/> |
| Theme Three – In 2035 Bayside will be green, resilient and sustainable | <input type="checkbox"/> |
| Theme Four – In 2035 Bayside will be financially sustainable and support a dynamic local economy | <input checked="" type="checkbox"/> |

Risk Management – Risk Level Rating

No risk	<input type="checkbox"/>
Low risk	<input checked="" type="checkbox"/>
Medium risk	<input type="checkbox"/>
High risk	<input type="checkbox"/>
Very High risk	<input type="checkbox"/>
Extreme risk	<input type="checkbox"/>

Community Engagement

Not applicable at this time. There are public consultation requirements associated with granting long tenure over community land, which will occur later in the process.

Attachments

Nil

City Services Committee

14/05/2025

Item No	CS25.011
Subject	Response to Notice of Motion - Energy from Waste Options Paper
Report by	Debra Dawson, Director City Life
File	F14/196

Summary

This report is in response to a Notice of Motion submitted at Council's Meeting of 26 March 2025 by Councillors Curry and Morrissey.

- 1 *That Council reviews the Energy from Waste (EfW) Options Paper, with particular attention to proposals related to thermal treatment and energy recovery from waste.*
- 2 *That Council prepares and submits a formal response to the NSW Environment Protection Authority's (EPA)EfW Options Paper, which is currently open for public consultation until 8th April 2025, reflecting Council's opposition to incineration within the Bayside area or neighbouring Local Government areas, as well as the broader and ongoing environmental and public health concerns associated with such technologies.*
- 3 *That Council provides a copy of the submission to our Federal and State members of Parliament.*

Officer Recommendation

That the report on Response to Notice of Motion - Energy from Waste Options Paper is received and noted.

Background

The NSW EPA has reviewed the energy from waste framework for the NSW Government and proposed changes. Feedback on the options paper is open until 16 May 2025 (extended deadline).

Staff, in consultation with the Southern Sydney Regional Organisation of Councils (SSROC), have reviewed the Options Paper and prepared a submission (see attachment).

Financial Implications

Not applicable	<input checked="" type="checkbox"/>
Included in existing approved budget	<input type="checkbox"/>
Additional funds required	<input type="checkbox"/>

Community Strategic Plan

Theme One	In 2035 Bayside will be a vibrant and liveable place	<input type="checkbox"/>
Theme Two	In 2035 our Bayside community will be connected and feel that they belong	<input type="checkbox"/>
Theme Three	In 2035 Bayside will be green, resilient and sustainable	<input checked="" type="checkbox"/>
Theme Four	In 2035 Bayside will be financially sustainable and support a dynamic local economy	<input type="checkbox"/>

Risk Management – Risk Level Rating

No risk	<input type="checkbox"/>
Low risk	<input checked="" type="checkbox"/>
Medium risk	<input type="checkbox"/>
High risk	<input type="checkbox"/>
Very High risk	<input type="checkbox"/>
Extreme risk	<input type="checkbox"/>

Community Engagement

Not Applicable

Attachments

- 1 [↓](#) Submission for NSW Energy from Waste Options Paper 2025
- 2 [↓](#) Bayside Submission Letter to NSW EPA on Energy from Waste Options Paper



Submission – Energy from Waste Options Paper 2025

Issue

NSW EPA has reviewed the energy from waste framework for the NSW Government and proposed potential changes to the framework. The NSW EPA is seeking feedback on the energy from waste options paper until **16 May 2025**.

Background

NSW EPA has reviewed the energy from waste framework for the NSW Government and proposed potential changes to the framework. The NSW EPA is seeking feedback on the energy from waste options paper until 16 May 2025.

There are three key areas in this options paper.

1) Changes to the precincts and associated risks.

The paper outlines some changes to the locations where energy from waste facilities can be proposed and developed. This includes adding Tomago, located near Newcastle, as a new priority infrastructure area and adding the former Wallerawang Power Station to the already established West Lithgow Precinct. It is proposed that the Richmond Valley Jobs Precinct is no longer identified as a priority infrastructure area.

2) Changes to the definition of thermal treatment

Expanding the exclusions to allow certain types of waste to be thermally treated to produce new products or inputs to those products, not just for plastic.

Also, under consideration is expanding the exclusions to include processes that produce a clear environmental benefit, as defined by the criteria in the Regulation or guidelines.

3) Changes to the exception relating to powering industrial or manufacturing processes on site.

Adjusting the exception under clause 144(4) of the Regulation to enable the EPA to consider and allow proposals to replace liquefied petroleum gas, natural gas, and liquefied natural gas with energy recovery from waste via incineration, on a case-by-case basis. This is to maximise the value of waste where it can be demonstrated that it is safe and environmentally sound.

A Notice of Motion was submitted to Council meeting of 26 March 2025 by Cllrs Curry and Morrissey.

- 1 That Council reviews the Energy from Waste (EfW) Options Paper, with particular attention to proposals related to thermal treatment and energy recovery from waste.
- 2 That Council prepares and submits a formal response to the NSW Environment Protection Authority's (EPA) EfW Options Paper, which is currently open for public consultation until 8th April 2025, reflecting Council's opposition to incineration within the Bayside area or neighbouring Local Government areas, as well as the broader and ongoing environmental and public health concerns associated with such technologies.

- 3 That Council provides a copy of the submission to our Federal and State members of Parliament.

Historically, in 2021, SUEZ and Opal planned to build a waste-to-energy facility to power the existing paper mill at Matraville. The incinerator would burn 165,000 tonnes of non-putrescible material a year, within 130 metres of residents' homes.

At the Council meeting of 13 October 2021, Council resolved to express its strong view that the proposed Matraville incinerator is not a type that could be considered to lead to a better environmental outcome and therefore it should not proceed, based on the criteria outlined in the Environment Protection Agency's (EPA) Energy from Waste Infrastructure Plan.

Screenshots of online survey are in the attachment.

Recommendation

It is recommended that a draft submission included in the attachment 1 and to be approved and submitted.

Approved

Hong Nguyen
Manager Environment and Resilience

Meredith Wallace
General Manager

Debra Dawson
Director, City Life

Date:

Attachment 1: Submission from Bayside Council (this attachment will be in the letterhead format and sent to NSW EPA and also forwarded to Federal and State MPs)

Energy from Waste Options Paper

Bayside Council adopted its Sustainable Waste Management Strategy in July 2024, establishing key focus areas and targets to guide our transition towards a thriving circular economy model. This strategy is our response to the shift towards a circular economy model for sustainable waste management, which places greater emphasis on the value and embodied energy of products. Our circular economy model focuses on product design, longevity, and renewability; it also considers the ability of products to be reused, repaired, and the recovery of resources prior to treatment and disposal.

Thermal energy from waste (EfW) is the second last option in our 8R circular economy model before landfill (Figure 1). Bayside Council does not support new landfills.

Waste processing (residual, food organics and garden organics) capacity gap is a critical financial, environmental, resilience and public health risk. Although EfW treatment facilities either with or without FOGO/FO system rated the highest treatment scenario in terms of affordability, reliability, social benefits and environmental concerns, EfW has the lowest community acceptance, especially in the urban areas.

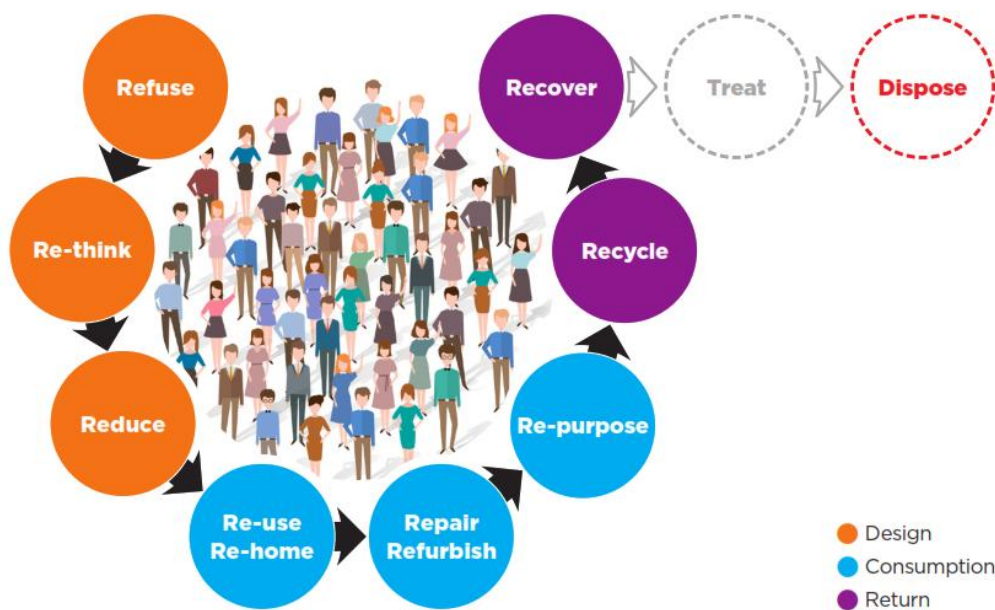


Figure 1: 8R Circular Economy Model

Bayside Council acknowledges the efforts of the NSW Government to clarify criteria and justification for the proposed sites, and to protect the required zoning, transport links and re-purposing of expired or expiring power stations for Australia's sustainable waste management future.

The Option Paper and the NSW Government position generally appears to be apprehensive to acknowledge that landfill capacity for the Greater Sydney is projected to run out by 2030 at the current rate of waste generation. It is important to get the settings right for the energy from waste (EfW) framework so the EfW infrastructure can be safely used to manage

residual waste rather than disposing of in landfills. Modern EfW plants will need to adhere to strict emission standards, odour control and minimised ecological footprint.

Bayside Council acknowledges the intention behind this proposed change. While reducing reliance on fossil fuels is a commendable goal, transitioning to energy recovery from waste requires comprehensive evaluation to mitigate potential pollution, environmental harm, or health risks to the community.

We urge that if the NSW Government intends to proceed with this proposal, that:

- Conduct thorough environmental and public health impact assessments for any proposals under this exception.
- Explore alternative clean energy solutions that may offer better long-term sustainability.
- Ensure transparency in decision-making processes and actively engage in community consultations for affected areas.

Attachment 2:

Survey Responses

Proposed changes to precincts

How strongly do you agree or disagree with the following proposed changes?

	1	2	3	4	5
<i>Richmond Valley Jobs Precinct no longer identified as a priority infrastructure area and the map revoked</i>				X	
<i>West Lithgow Precinct boundaries extended to include the former Wallerawang power station and a map gazetted</i>			X		
<i>A new priority infrastructure area is established for Tomago and a map gazetted</i>			X		
<i>No changes to Parkes Special Activation Precinct and Southern Goulburn Mulwaree Precinct</i>				X	

1: strong disagree, 2: disagree, 3: neither agree or disagree, 4: agree, 5: strong agree

Do you have any comments around these proposed changes?

Bayside Council agrees with the proposed changes to precincts where Richmond Valley Jobs Precinct is no longer identified as a priority infrastructure area. There will definitely be logistical challenges to transport residual waste from the Greater Sydney. There are also concerns about road networks upgrades required to transport the waste to EfW facilities in these precincts.

In addition, Bayside Council remains firmly opposed to any policy amendments that could permit Energy from Waste (EfW) facilities in the Greater Sydney region. Currently, the precinct framework does not allow for EfW development in Greater Sydney, and we strongly encourage the NSW Government to maintain this restriction.

We have significant concerns that any future changes to precinct boundaries or the introduction of new locations could potentially allow for EfW facilities near Greater Sydney. Moreover, we urge the Environmental Protection Agency (EPA) and the NSW Government to prioritize waste minimisation, recycling, and circular economy initiatives as preferable alternatives to waste incineration. Energy from Waste should be considered only as a last resort after all other sustainable waste management strategies have been thoroughly exhausted.

Proposed changes to the definition of 'thermal treatment'

How strongly do you agree or disagree with the following proposed changes?

	1	2	3	4	5
<i>Expand the exclusions to allow processes that treat waste to produce 'like for like' products or inputs for those products, not only for plastic</i>				X	
<i>Expand the exclusions to allow for processes that make a product that has a clear environmental benefit in line with criteria specified in the Regulation or guidelines</i>			X		

1: strong disagree, 2: disagree, 3: neither agree or disagree, 4: agree, 5: strong agree

Do you have any comments around these proposed changes?

We have agreed to expand the exclusion to include processes that treat waste to produce 'like for like' products or inputs for those products, beyond just plastic. However, the second proposed change—to allow for processes that create a product with a clear environmental benefit—requires further clarification.

Without clear definitions, this may open the door to processes where waste is used primarily as a fuel source (e.g. for energy generation), rather than as feedstock to produce a new product. To prevent this, we recommend that any expanded exclusions must ensure waste is **only** used as feedstock in the creation of new products and **not** for thermal energy recovery.

Proposed changes to exceptions for powering onsite industrial or manufacturing processes

How strongly do you agree or disagree with the following proposed changes?

	1	2	3	4	5
<i>Adjust the exception under clause 144(4) of the Regulation to enable the EPA to consider and allow proposals to replace liquefied petroleum gas, natural gas, and liquefied natural gas with energy recovery from waste, on a case-by-case basis</i>	X				

1: strong disagree, 2: disagree, 3: neither agree or disagree, 4: agree, 5: strong agree

Comments

Bayside Council acknowledges the intention behind this proposed change but firmly opposes the proposal. While reducing reliance on fossil fuels is a commendable goal, transitioning to energy recovery from waste requires comprehensive evaluation to mitigate potential pollution, environmental harm, or health risks to the community.

We urge that if the NSW Government intends to proceed with this proposal, that:

- Conduct thorough environmental and public health impact assessments for any proposals under this exception.
- Explore alternative clean energy solutions that may offer better long-term sustainability.
- Ensure transparency in decision-making processes and actively engage in community consultations for affected areas.

Finally, do you have any overall comments you would like to share with us?

At its meeting on 13 October 2021, Bayside Council resolved as follows:

“Council calls on the Minister for Energy and Environment, the Hon. Matt Kean MP, to clearly stipulate that the Matraville incinerator is not a type that could be considered to lead to a better environmental outcome and should not proceed based on the criteria in the Environment Protection Agency’s (EPA) Energy from Waste Infrastructure Plan.”

Council's position on this matter remains unchanged.

Attachment 3: Screenshots of online survey

Take our survey - About you

About you

To assist us in understanding who is taking this survey please tell us:

Your name (Required)

Type your answer here...

Organisation name

Type your answer here...

Which group best describes you?

☐ Environmental organisation
☐ Community organisation
☐ Local government
☐ Industry facility
☐ Peak body
☐ Individual
☐ Other (please specify)

Next

1 of 7

Take our survey - Proposed changes to precincts

Proposed changes to precincts

How strongly do you agree or disagree with the following proposed changes?

	Strongly disagree	Disagree	Neither agree nor disagree	Agree	Strongly agree
Richmond Valley Jobs Precinct no longer identified as a priority infrastructure area and the map revoked	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
West Lithgow Precinct boundaries extended to include the former Wallerawang power station and a map gazetted	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
A new priority infrastructure area is established for Tomago and a map gazetted	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
No changes to Parkes Special Activation Precinct and Southern Goulburn Mulwaree Precinct	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

Do you have any comments around these proposed changes?

Type your answer here...

Next

Take our survey - Proposed changes to the definition of 'thermal treatment'

Proposed changes to the definition of 'thermal treatment'

How strongly do you agree or disagree with the following proposed changes?

	Strongly disagree	Disagree	Neither agree nor disagree	Agree	Strongly agree
Expand the exclusions to allow processes that treat waste to produce 'like for like' products or inputs for those products, not only for plastic	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Expand the exclusions to allow for processes that make a product that has a clear environmental benefit in line with criteria specified in the Regulation or guidelines	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

Do you have any comments around these proposed changes?

Type your answer here...

Next

Take our survey - Proposed changes to exceptions for powering onsite industrial or manufacturing processes

Proposed changes to exceptions for powering onsite industrial or manufacturing processes

How strongly do you agree or disagree with the following proposed changes?

	Strongly disagree	Disagree	Neither agree or disagree	Agree	Strongly agree
Adjust the exception under clause 14A(4) of the Regulation to enable the EPA to consider and allow proposals to replace liquefied petroleum gas, natural gas, and liquefied natural gas with energy recovery from waste, on a case-by-case basis	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

Do you have any comments around these proposed changes?

Type your answer here...

Next

Take our survey

Lastly, do you have any overall comments you would like to tell us?

Type your answer here...

Next

Take our survey

Your email (Required)

Type your answer here...

Please tick the box if you would like your feedback to be withheld from publication. (Required)

- ☐ Yes - withhold my information
- ☐ No - I consent to my feedback being published

Next



day month year

Our Ref: xx/xxxx
Our Contact: First name Family name (02) 9xxx xxxx

name
title
address
address
suburb state postcode

Dear (salutation) or Sir / Madam (if unknown)

Re Energy from Waste Options Paper

Bayside Council adopted its Sustainable Waste Management Strategy in July 2024, establishing key focus areas and targets to guide our transition towards a thriving circular economy model. This strategy is our response to the shift towards a circular economy model for sustainable waste management, which places greater emphasis on the value and embodied energy of products. Our circular economy model focuses on product design, longevity, and renewability; it also considers the ability of products to be reused, repaired, and the recovery of resources prior to treatment and disposal.

Thermal energy from waste (EfW) is the second last option in our 8R circular economy model before landfill (Figure 1). Bayside Council does not support new landfills.



Figure 1: 8R Circular Economy Model

Postal address
PO Box 21, Rockdale NSW 2216
ABN 80 690 785 443

Bayside Customer Service Centres
Rockdale Library, 444-446 Princes Highway, Rockdale
Westfield Eastgardens, 152 Bunnerong Road, Eastgardens

E council@bayside.nsw.gov.au
W www.bayside.nsw.gov.au
T 1300 581 299 | 02 9562 1666

Telephone Interpreter Services: 131 450 Τηλεφωνικές Υπηρεσίες Διερμηνέων بخدمه الترجمة الهاتفية 電話傳譯服務處 Служба за преведување по телефон

Waste processing (residual, food organics and garden organics) capacity gap is a critical financial, environmental, resilience and public health risk. Although EfW treatment facilities either with or without FOGO/FO system rated the highest treatment scenario in terms of affordability, reliability, social benefits and environmental concerns, EfW has the lowest community acceptance, especially in the urban areas.

Bayside Council acknowledges the efforts of the NSW Government to clarify criteria and justification for the proposed sites, and to protect the required zoning, transport links and re-purposing of expired or expiring power stations for Australia's sustainable waste management future.

The Option Paper and the NSW Government position generally appears to be apprehensive to acknowledge that landfill capacity for the Greater Sydney is projected to run out by 2030 at the current rate of waste generation. It is important to get the settings right for the energy from waste (EfW) framework so the EfW infrastructure can be safely used to manage residual waste rather than disposing of in landfills. Modern EfW plants will need to adhere to strict emission standards, odour control and minimised ecological footprint.

Bayside Council acknowledges the intention behind this proposed change. While reducing reliance on fossil fuels is a commendable goal, transitioning to energy recovery from waste requires comprehensive evaluation to mitigate potential pollution, environmental harm, or health risks to the community.

We urge that if the NSW Government intends to proceed with this proposal, that:

- Conduct thorough environmental and public health impact assessments for any proposals under this exception.
- Explore alternative clean energy solutions that may offer better long-term sustainability.
- Ensure transparency in decision-making processes and actively engage in community consultations for affected areas.

If you require any further information please do not hesitate to contact me on (02) 9xxx xxxx or the Council Officer above.

Yours sincerely

First name Family name
Position Title

City Services Committee

14/05/2025

Item No	CS25.012
Subject	Draft Bayside Council Circus Policy
Report by	Debra Dawson, Director City Life
File	F09/1130.002

Summary

Council Officers have drafted a Circus Policy that sets out Bayside Council's position on circus operations in the Bayside LGA. The policy will provide a framework to guide decisions regarding requests received for circus operations on Council land.

Officer Recommendation

- 1 That Council notes the Report
 - 2 That Council endorse the draft Circus Policy for Public Exhibition.
 - 3 That the outcome of community feedback on the Policy is reported back to the City Services Committee for consideration.
-

Background

Circus events have historically occurred in Bayside's LGA.

The Stardust Circus historically operated once a year at Cahill Park, Wolli Creek until the park was redeveloped (playground and other infrastructure). Council endorsed in October 2018 the use of Bicentennial Recreation Park prior to the F6 Motorway commencement of works in 2019.

Due to COVID restrictions and the F6 Motorway commencement no other Circus events have been held in Bayside's LGA.

There are strong community views regarding the exhibition and use of animals in circus operations particularly the use of exotic and wild animals.

Legislation, Regulations and Standards have been established for animals exhibited or used in Circus operations governed by Department of Primary Industries. These include;

- a) Exhibited Animals Protection Act 1986,
- b) Exhibited Animals Protection Regulation 2021
- c) Standards for Exhibiting Circus Animals in New South Wales 2019

For more information to <https://www.dpi.nsw.gov.au/animals-and-livestock/animal-welfare/exhibit>

Many Councils have developed policies regarding Circus Operations:

- **North Sydney Council's** policy permits circus operations that use domestic animals only subject to develop consent and compliance with relevant legislation relating to animal welfare.
- **Hawkesbury City Council's** policy permits circus operations that use domestic animals limiting the number of circuses to three per year
- **Canterbury Bankstown Council's** policy limits the Circus to use animals that are domesticated and not exotic animals for performance or display.
- **Byron Shire Council's policy** refuses permission for any circus to operate on land owned or controlled by Council which includes the use of display of exotic, wild or native Australian Animals.

Bayside Council does not currently have a formal policy on Circus Operations. Council decisions for applications have historically been made on a case-by-case basis.

Establishing a formal policy will assist in providing a more formal and standardised framework to guide decisions regarding requests for circus operations in Bayside Council's LGA.

Bayside Council's draft Circus Policy is attached to this report.

Financial Implications

Not applicable	<input checked="" type="checkbox"/>
Included in existing approved budget	<input type="checkbox"/>
Additional funds required	<input type="checkbox"/>

Community Strategic Plan

Theme One – In 2035 Bayside will be a vibrant and liveable place	<input checked="" type="checkbox"/>
Theme Two – In 2035 our Bayside community will be connected and feel that they belong	<input type="checkbox"/>
Theme Three – In 2035 Bayside will be green, resilient and sustainable	<input type="checkbox"/>
Theme Four – In 2035 Bayside will be financially sustainable and support a dynamic local economy	<input type="checkbox"/>

Risk Management – Risk Level Rating

No risk	<input type="checkbox"/>
Low risk	<input type="checkbox"/>
Medium risk	<input checked="" type="checkbox"/>
High risk	<input type="checkbox"/>
Very High risk	<input type="checkbox"/>
Extreme risk	<input type="checkbox"/>

Community Engagement

The draft policy if endorsed by Council will go on public exhibition for 28 days to seek feedback from our community.

Section 2.8 of Bayside's LEP requires a development application to be submitted for Circus operations. Community Notification for circus proposals will occur in accordance with the development application assessment process.

Attachments

- 1 [↓](#) Draft Bayside Council Circus Policy



Draft Circus Policy

May 2025



© Bayside Council

File: TBC Document: TBC
Policy Register: F16/951 Policy No.:
Class of document: Council Policy / Administrative Policy



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Draft Bayside Council Circus Policy

2

Contents

Contents

1	Introduction	4
1.1	Background	4
1.2	Definitions	4
1.3	Policy statement.....	5
1.4	Scope of policy.....	5
2	Provisions.....	5
2.1	Council Requirements	5
3	Policy implementation	6
3.1	Policy responsibilities	6
3.2	Breaches.....	6
4	Document control.....	6
4.1	Review	6
4.2	Related documents	6
4.3	Version history	7

1 Introduction

1.1 Background

The Circus Policy sets out Bayside Council's (Council) position on circus operations in the Bayside Local Government Area (LGA).

The purpose of the Circus Policy is to provide a framework to guide the approval, administration, and operation of circuses in Council's LGA.

1.2 Definitions

The definitions of certain terms are:

Circus

A mobile show typically under a large tent that provides entertainment including acrobats, clowns and jugglers: often holding and exhibiting animals used in performances.

Circus Exhibitor

A person or company that holds an authority to exhibit animals for the purposes of a circus.

Council Land

Land under the care, control and management of Bayside Council.

Domestic Animals

Domestic animals are those that humans have tamed, kept in captivity, and selectively bred for specific purposes, resulting in notable differences in behaviour and appearance compared to their wild ancestors. *Examples include pets like dogs and cats, livestock like cattle and sheep, and work animals like horses and donkeys.*

Exotic/Wild Animals

"Wild and exotic animals" refers to animals that are not domesticated and live in the wild, often from regions far away from where they are kept and are not commonly found as household pets. *Examples include big cats, elephants, and primates.*

LEP

Local Environment Plan

1.3 Policy statement

- 1.3.1 Council encourages a diverse range of entertainment in the Bayside LGA.
- 1.3.2 Circuses that do not exhibit or use exotic and/or wild animals may operate in Bayside's LGA subject to the relevant approvals and consent being given.
- 1.3.3 Council is committed to ensuring that circuses operating on Council land comply with the relevant legislation, regulations and best practice standards in all aspects of health and safety and minimises the risk of improper care of animals.

1.4 Scope of policy

The policy applies to any organisation that is seeking approval to operate a Circus on Council land within the Bayside Local Government Area.

2 Provisions

2.1 Council Requirements

- 2.1.1 A circus that exhibits and/or uses domesticated animals may be permitted in Bayside's LGA.
- 2.1.2 The applicant must first receive the landholder's consent for the area on which the circus is to operate.
- 2.1.3 Circuses are to be located on sites that have the appropriate facilities to support the circus infrastructure and entertainment and not significantly impact on the surrounding amenities.
- 2.1.4 Council will not permit approved circus activities to be located at one site for more than 21 days
- 2.1.5 The applicant must lodge a development application in accordance Clause 2.8 of Bayside Council's LEP.
- 2.1.6 The applicant must demonstrate with evidence that relevant licenses, permits, approvals and requirements have been met regarding the keeping, exhibition and use of animals. This includes the following legislation, regulations and standards governed by Department of Primary Industries NSW;
 - a) *Exhibited Animals Protection Act 1986*,
 - b) *Exhibited Animals Protection Regulation 2021*
 - c) *Standards for Exhibiting Circus Animals in New South Wales 2019*

3 Policy implementation

3.1 Policy responsibilities

- 3.1.1 Council's General Manager is the Policy Owner.
- 3.1.2 Council's Director City Futures is responsible for the Development Application and Assessment Process.
- 3.1.3 Council's Events and Design Team is responsible for liaising with the Circus organisation regarding the proposal and collaborating with key stakeholders to ensure compliance with conditions of consent and the event management plan.
- 3.1.4 Council's Libraries and Lifestyle Team is responsible for administering the booking in Council's bookings system for approved circus activities.

3.2 Breaches

- 3.2.1 Council reserves the right to revoke permission to operate a circus if the applicant is found to be in breach of;
 - a) develop consent conditions issued.
 - b) any legislation, regulation or standards including those protecting the welfare of animals.
 - c) failure to pay the fees and charges issued.

4 Document control

4.1 Review

This policy is reviewed at least every four years and when relevant legislation changes.

The General Manager in consultation with the Governance Team may make minor amendments as required.

4.2 Related documents

- 4.2.1 Bayside Council's Local Environmental Plan 2021
- 4.2.2 Local Government Act 1993
- 4.2.3 Exhibited Animals Protection Act 1986,
- 4.2.4 Exhibited Animals Protection Regulation 2021
- 4.2.5 Standards for Exhibiting Circus Animals in New South Wales 2019
- 4.2.6 RSPCA Policy – C02 Performing Animals

4.3 Version history

Version	Release Date	Author	Reason for Change
1.0	TBC	Bobbi Mayne	New document

8 CONFIDENTIAL REPORTS

City Services Committee

14/05/2025

Item No	CS25.013
Subject	CONFIDENTIAL - Response to Notice of Motion: Early Childhood Learning in Bayside Payment and Conditions
Report by	Debra Dawson, Director City Life
File	F17/1432

Confidential

It is proposed that this report be considered in closed meeting, with the press and public excluded, for the following reason:

In accordance with section 10A (2) (f) of the Local Government Act 1993, the matters dealt with in this report relate to issues affecting the security of the Council, Councillors, Council Staff or Council property. It is considered that if the matter were discussed in an open meeting it would, on balance, be contrary to the public interest due to the issue it deals with.