

Summary of the key provisions of the Callan Park Trust Bill

The bill is generally modeled on the Centennial Park and Moore Park Trust Act 1983.

Appointment to the Trust

(1) The Trust is to consist of 10 trustees as follows:

- (a) 3 trustees appointed by the Governor on the recommendation of the Minister made in consultation with the Minister for Health,
- (b) 3 trustees appointed by the Governor on the recommendation of relevant local council and who are residents of the council's area,
- (c) 1 trustee appointed by the Governor on the recommendation of the National Trust of Australia (New South Wales),
- (d) 1 trustee appointed by the Governor on the recommendation of the Advisory Council of the Sydney College of the Arts,
- (e) 1 trustee appointed by the Governor on the recommendation of a majority of the lessees of land within the Trust lands,
- (f) 1 trustee elected in the manner prescribed by the regulations by persons employed for more than 20 hours per week on the Trust lands.

(2) Each person appointed as a trustee must have expertise in at least one of the following areas:

- (a) park management,
- (b) cultural heritage management,
- (c) local community affairs,
- (d) landscape history,
- (e) finance,
- (f) planning law,
- (g) environment,
- (h) mental health.

Objects of the Trust

The objects of the Trust are as follows:

- (a) to maintain and improve the Trust lands,
- (b) to encourage the use and enjoyment of the Trust lands by the public by promoting and enhancing the rehabilitative, historical, scientific, educational, cultural and environmental value of the land,
- (c) to maintain the right of the public to use the Trust lands,
- (d) to define and respect the usage rights of lessees of Trust lands,
- (e) to ensure the protection of the built and natural environment within the Trust lands.

Functions of the Trust

(1) The Trust may:

- (a) control and manage the Trust lands, and
- (b) permit uses, and impose appropriate conditions, on any activities that are not inconsistent with the objects of the Trust, and

- (c) permit the use of the whole or any part of the Trust lands for any purpose that is consistent with the objects of the Trust and for activities of a passive and contemplative, rehabilitative, recreational, historical, scientific, educational or cultural nature, and
- (d) in or in connection with the Trust lands provide, or permit the provision of, food or other refreshments and apply for, hold or dispose of any licence, permit or other authority in connection with the provision of food or other refreshments, and
- (e) to ensure the protection of the built and natural environment within Trust lands, and
- (f) promote and provide exhibits, lectures, films, publications and other types of educational instruction relating to the Trust lands (including the architecture, landscaping, flora, fauna and history of the Trust lands), the history of mental health treatment and any other subject not inconsistent with the objects of the Trust, and
- (g) subject to the regulations, charge and receive fees or other amounts for or in connection with, any service provided article sold or permission given by the Trust in its exercise of its functions, and
- (h) enter into any contract or arrangement with any person for the purpose of promoting the objects of the Trust.

(2) The Trust has, and may exercise, such functions, in addition to those specified in this section, as are reasonably necessary for the attainment of its objects.

(3) However, the trust cannot employ any staff.

Community consultation

- (1) It is the duty of the Trust to establish an effective procedure for community consultation concerning the activities and policies pursued by the Trust from time to time.
- (2) The procedure for community consultation is to include the establishment of a Community Consultative Committee whose members are to be appointed by the Trust on the recommendation of the Director.
- (3) The membership and procedure of the Committee is (subject to this section) to be provided by the regulations.
- (4) The regulations may make provision for or with respect to the number of members, their appointment, term of office and removal and the filling of vacancies.
- (5) The Committee is to meet at least once in each quarter starting on 1 January, 1 April, 1 July and 1 October.