



# Shire of **Katanning**

Heart of the Great Southern

*LAND ADMINISTRATION ACT 1997*

## **PROPOSED ROAD DEDICATION AVAILABLE FOR INSPECTION & COMMENT**

Notice is hereby given that the Katanning Shire Council has resolved, pursuant to Section 56 of the *Land Administration Act 1997*, to initiate the process required to cancel Crown Reserve 22206 Dore Street, Katanning and dedicate it as a public road.

A document and plans setting out and explaining the proposal are attached.

Comments on the proposal are now invited and can be emailed to [admin@katanning.wa.gov.au](mailto:admin@katanning.wa.gov.au) or posted to the Shire's Chief Executive Officer at PO Box 130 KATANNING WA 6317. All submissions must include the following information:

- Your name, address and contact telephone number;
- How your interests are affected; whether as a private citizen, on behalf of a company or other organisation, or as an owner or occupier of property;
- Address of property affected (if applicable); and
- Whether your submission is in support of, or objecting to the proposal and provide any arguments supporting your comments.

Comments on the proposal may be submitted to the local government on or before **Friday 18 November 2022**.

All submissions received may be made public at a Council meeting and included in a Council Agenda, which will be available on the Shire's website, unless a submission specifically requests otherwise.

Julian Murphy  
**CHIEF EXECUTIVE OFFICER**



Heart of the Great Southern



Shire of  
**Katanning**  
Heart of the Great Southern

‘A prosperous, vibrant and diverse community working together.’

**MINUTES OF  
ORDINARY COUNCIL MEETING**

Dear Council Member

Minutes of the Ordinary Council Meeting of the Shire of Katanning held on  
Wednesday 21 September 2022 in the Shire of Katanning Council Chambers,  
52 Austral Terrace, Katanning.

**DISCLAIMER**

The Council of the Shire of Katanning hereby  
advises that before taking any action on an application or a  
decision of the Council, any applicant or members of the  
public should wait for written advice from the Council.

PRESIDING MEMBER \_\_\_\_\_

DATE SIGNED \_\_\_\_\_



**10.1 EXECUTIVE MANAGER INFRASTRUCTURE AND ASSETS****10.1.1 Proposed Road Dedication – Crown Reserve 22206 Dore Street, Katanning**

Attachment 1 – Landgate Reserve Report

Attachment 2 – Proposed Road Dedication Plan

**File Ref:** A3757  
**Reporting Officer:** Joe Douglas – Town Planner  
**Date Report Prepared:** 12 September 2022  
**Disclosure of Interest:** No Interest to disclose

**Issue:**

Consideration and determination of a proposal by the Shire's Executive Manager Infrastructure and Assets to initiate the process required to cancel Crown Reserve 22206 Dore Street, Katanning and dedicate it as a public road pursuant to section 56 of the *Land Administration Act 1997*.

**Body/Background:**

Crown Reserve 22206 is located in the south-eastern part of the Katanning townsite in a designated general industrial area.

The subject land comprises a total area of approximately 3,995.35m<sup>2</sup> and has historically been developed and used by the Shire for the purposes of stock saleyards and vehicle parking.

It is understood the land is no longer used for stock saleyards and vehicle parking and all associated improvements have recently been removed by the Shire in their entirety.

Crown Reserve 22206 is a 'C' class reserve owned by the State of Western with a management order issued in favour of the Shire of Katanning for the designated purposes 'Saleyards and Parking' (see Attachment 1).

The Shire's Executive Manager Infrastructure and Assets has confirmed the Shire would like to decommission and remove that portion of the Dore Street road carriageway that has previously been constructed through Lots 3 and 4 (Nos.89 and 91) Dore Street, Katanning, both of which are owned in fee simple by the Shire, and reconstruct the road carriageway within Crown Reserve 22206 to tidy up and formalise the alignment of Dore Street in this part of the Katanning townsite (see Attachment 2).

**Officer's Comment:**

In order to progress the road dedication proposal outlined above Council must resolve to request the Minister for Lands to do the following:

- i) Revoke the current management order for Crown Reserve 22206 pursuant to section 50 of the *Land Administration Act 1997*;
- ii) Cancel Crown Reserve 22206 pursuant to section 51 of the *Land Administration Act 1997*; and
- iii) Dedicate all land comprising Crown Reserve 22206 as a public road pursuant to section 56 of the *Land Administration Act 1997*.

It is recommended that prior to seeking the Minister for Lands approval to all of the above the proposal be advertised in a newspaper circulating throughout the local district for a minimum period 35 days inviting feedback and comment from anyone who may have an interest in the proposal. This process will also include publication of the proposal on the Shire's website and referral of the proposal to all essential service authorities.

At the conclusion of public advertising and consideration of any submissions received, Council may then resolve to formally request the Minister for Land's approval to the abovementioned proposals and submit the request accordingly.

Upon receiving Council's formal request the Minister may, if he or she is satisfied the Shire has complied with the procedural requirements of the relevant sections of the *Land Administration Act 1997* and associated Regulations, approve the requests, direct Council to reconsider the requests having regard to such matters as the Minister thinks fit, or refuse the requests in their entirety.

Council should note should it resolve to pursue the abovementioned requests it is also required, in accordance with section 56(4) of the *Land Administration Act 1997*, to indemnify the Minister against any claim for compensation in an amount equal to the amount of all costs and expenses reasonably incurred by the Minister in considering and granting the request.

**Statutory Environment:**

*Land Administration Act 1997*

*Land Administration Regulations 1998*

**Policy Implications:**

There are no policy implications for this report.

**Financial Implications:**

All costs associated with the proposal will need to be borne by the Shire directly and are likely to be in the order of \$6,000 to \$8,000 excluding GST. This would include all required reporting, public advertising, preparation of a formal submission to the Minister for Lands and all costs and expenses likely to be incurred by the Minister in considering and granting the request (i.e. administrative and surveying costs and Landgate fees as may be applicable).

Council should note the estimate provided above does not include the cost of decommissioning and removing that portion of the Dore Street road carriageway previously constructed through Lots 3 and 4 (Nos.89 and 91) Dore Street, Katanning which has not yet been determined and confirmed. It is understood the cost of this work can and will be covered by allowances made in Council's annual budget for local roadworks.

**Risk Implications:**

This item has been evaluated against the Shire of Katanning's Risk Assessment and Acceptance Criteria. The perceived level of risk is considered to be "Low" risk and can be managed by routine procedures and with current resources.

**Strategic Implications:**

The road dedication proposal outlined above is considered to be consistent with the following elements of the Shire of Katanning Strategic Community Plan 2017 – 2027:

<b>Focus Area</b>	Built Environment
<b>Aspiration</b>	Katanning is a beautiful, well serviced place that invites people to stay.
<b>Objective</b>	To encourage a range of housing options to cater for our diverse population.

**Voting Requirement:** Simple Majority

**Officer's Recommendation/Council Motion:**

**MOVED: CR KRISTY D'APRILE**

**SECONDED: CR SERENA SANDWELL**

**OC100/22 That the Council resolves to initiate the process required to cancel Crown Reserve 22206 Dore Street, Katanning and dedicate it as a public road pursuant to section 56 of the *Land Administration Act 1997*.**

**CARRIED: 5/0**

Cr Kristy D'Aprile spoke for the motion.

## Reserve Details Report -22206

<b>Reserve</b>	22206	<b>Legal Area (ha)</b>	0.3995
<b>Name</b>	N/A	<b>Status</b>	CURRENT
<b>Type</b>	N/A	<b>Current Purpose</b>	SALEYARDS & PARKING
<b>File Number</b>	1008/39		
<b>Notes</b>	N/A		
<b>Additional Reserve Information</b>	N/A		

<b>Class</b>	<b>Responsible Agency</b>	<b>Date of Last Change</b>
C	DEPARTMENT OF PLANNING, LANDS AND HERITAGE (SLSD)	03/08/2007

<b>Management Order</b>	<b>Document Number</b>
SHIRE OF KATANNING	N/A

<b>Land Use</b>
PARKING
SALEYARDS

<b>Local Government Authority</b>
SHIRE OF KATANNING

CLT Number	Parcel Identifier	Street Address, Suburb	File Number	PIN	Area (m <sup>2</sup> )
LR3147/865	Lot 1008 On Deposited Plan 91584	No Street Address Information Available	01008-1939-01RO	648166	1950
LR3147/866	Lot 934 On Deposited Plan 91584	No Street Address Information Available	01008-1939-01RO	648162	2045.35

<b>Previous Certificates of Title</b>	<b>Status</b>
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Document Number/Gazette Page	Date	Type	Text
2061	08/05/1987	Current Vesting	SHIRE OF KATANNING
2063	08/05/1987	Vesting Revoked	WAS KATANNING ROAD BOARD
2068	08/05/1987	Current Area	0.3995

Document Number/Gazette Page	Date	Type	Text
2068	08/05/1987	Lot/Town Lot	KATANNING LOT 934 AND 1008
2068	08/05/1987	Survey Number	RESERVE DIAGRAM 585
N/A	08/05/1987	Street Name	ANDERSON STREET
1951	01/11/1940	Historical Vesting	VEST SHIRE OF KATANNING
1955	01/11/1940	Original Gazettal and page	ORIGINAL GAZETTE
N/A	01/11/1940	Class	C
N/A	01/11/1940	Current Purpose	SALEYARDS & PARKING
N/A	01/11/1940	Correspondence File Number	1008/39
N/A	01/11/1940	Historical Area	0.2.0.8
N/A	01/11/1940	Public Plan	KATANNING 02 33.32
N/A	N/A	Metric Conversion	0.2044,P22

date: Sep 10, 2022, 12:05:55 PM



