

**NOTICE OF MOTION**

**SUBMITTED BY COUNCILLOR:** Cr Jenny McKay

**COUNCIL MEETING:** Ordinary 12 November 2015

**I hereby notify of my intention to move the following motion at the Ordinary Meeting to take place on Thursday, 12 November 2015:**

*That Council request the Chief Executive Officer to:*

- (a) investigate the feasibility of developing a draft Council policy on the exercise of powers under section 84 of the Queensland Heritage Act 1992 (issuing of essential repair and maintenance notices to owners of local heritage places); and*
- (b) report back to Council on the findings of the investigations in (a) as soon as practicable.*

.....  
**Councillor** *JMM<sup>c</sup> Kay* **Date** 4/11/2015

**To all Councillors and Executive Directors:**

I hereby notify that Cr Jenny McKay intends to move the motion as shown above at the Ordinary Meeting to be held on 12 November 2015.

.....  
**Chief Executive Officer** *[Signature]* **Date** 5/11/15

**COUNCILLOR COMMENTS:**

1<sup>st</sup> September 2015 a series of amendments to the Queensland Heritage Act 1992 (the Act). The amended Act provides that in certain (limited) circumstances a local government *may issue* essential maintenance orders (EMOs) to owners of local heritage places, where it has a policy for issuing EMOs that has received Ministerial endorsement.

Council is currently considering what would be required to successfully implement an EMO regime including what additional policy and regulatory resources would be required.

Council staff are proactively investigating the potential and limitations of this new tool and intend to provide council with all information necessary to allow an informed decision to be made about the preferred approach moving forward.

We expect that the State government will provide a briefing to Council officers about the changes to the Act in the New Year and note that such a briefing has already been provided to some heritage consultants.

Council remains committed to the protection of local heritage places, and implementing a range of measures that provide appropriate regulatory protection as well as incentives.

To this end, Council has recently commenced the preparation of a Historic Cultural Heritage Study for the Sunshine Coast and is currently undertaking a procurement process to obtain the services of a suitably qualified consultant to assist with the study.