

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

DEPARTMENT OF THE SENATE
1268
PR.S. T.D
21 AUG 1980
<i>W. Bradshaw</i>
Acting Clerk of the Senate



JOINT COMMITTEE ON THE
AUSTRALIAN CAPITAL TERRITORY

REPORT ON
PROPOSALS FOR VARIATIONS OF
THE PLAN OF LAY-OUT OF
THE CITY OF CANBERRA AND ITS ENVIRONS

(SEVENTIETH SERIES)

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JOINT COMMITTEE ON THE AUSTRALIAN CAPITAL TERRITORY

The Joint Committee on the Australian Capital Territory was first appointed by resolution of both Houses of Parliament in 1957 and has been re-appointed in succeeding Parliaments. Both Houses resolved to appoint a Joint Committee on the last sitting day in 1956 but time did not permit the appointment of members. The present Committee was appointed for the life of the 31st Parliament by resolutions of the Senate and the House of Representatives in March 1978.

The duties of the Committee as specified in its Resolution of Appointment are to:

- (a) examine and report on all proposals for modification or variations of the plan of lay-out of the City of Canberra and its environs published in the Commonwealth of Australia Gazette on 19 November, 1925, as previously modified or varied, which are referred to the Committee by the Minister for the Capital Territory, and
- (b) examine and report on such other matters relating to the Australian Capital Territory as may be referred to the Committee -
 - (i) by the Minister for the Capital Territory, or
 - (ii) by resolution of either House of the Parliament.

MEMBERSHIP OF THE COMMITTEE

Chairman : Senator J.W. Knight

Deputy Chairman : Mr K.L. Fry, M.P.

Senator M.A. Colston

Senator S.M. Ryan

Senator B.C. Teague

Mr W.G. Burns, M.P.

Mr A.G. Dean, M.P.

Dr the Hon. D.N. Everingham, M.P.

Mr J.W. Haslem, M.P.

Mr P.E. Lucock, M.P.

Clerk to the Committee : Mr P.F. Bergin.

RECOMMENDATIONS

The Committee approves variations 1 to 4 contained in the 70th Series.

Introduction

1. In the Commonwealth of Australia Gazette of 5 June 1980, the Minister for the Capital Territory, the Hon. R.J. Ellicott, Q.C., M.P., pursuant to the powers conferred on him by section 12A of the Seat of Government (Administration) Act 1910, notified his intention to vary the plan of lay-out of the City of Canberra and its environs. Members of the public were invited to lodge objections in writing with the Secretary of the Department of the Capital Territory within 21 days of the publication, specifying the grounds of those objections.

2. As part of its policy to stimulate public interest in and discussion on the proposals, the Department of the Capital Territory (DCT) advertised the variations in the Canberra Times on 4 occasions during June 1980. Displays showing the proposals were arranged by the DCT at the Belconnen Mall, Monaro Mall, Dickson Library, Woden Plaza, Cooleman Court and the Erindale Centre, Wanniasa. Displays outlining particular variations were arranged at the Kaleen Newsagency, Kaleen (Variation I) and Wilson's Clothing Store, Yarralumla (Variation 4). According to DCT 82 inquiries were received regarding the variations and 14 written responses were submitted.

3. On 3 June 1980, pursuant to paragraph 1(a) of the Resolution of Appointment of this Committee, the items contained in the Minister's proposals, designated the 70th Series, were formally referred to this Committee by the Minister for investigation and report. The Minister's letter referring these proposals for the Committee's consideration is at Appendix I.

4. The Committee, in keeping with the practice established in the 30th Parliament, held public hearings on the proposals on 16 and 17 July 1980. Some 20 witnesses representing 14 organisations and individuals appeared at the hearings. A list of the witnesses who appeared before the Committee is at Appendix

II. The transcript of evidence given at those hearings will be available for inspection at the Committee Office of the House of Representatives and at the National Library. Appendix II also lists the other objections and submissions received.

5. The Committee is conscious of the role of the A.C.T. House of Assembly as representing the views of citizens of the A.C.T. On three previous occasions representatives of the House of Assembly have appeared before this Committee. On this occasion Ms M. Horder of the House of Assembly appeared before the Committee. This Committee also had available to it the Report of the House of Assembly Standing Committee on Finance. The House of Assembly Committee agreed to the variations, but made a number of comments about Variation I.

6. The National Capital Development Commission (NCDC) and DCT supplied jointly prepared briefing notes which set out the background to the variations. These briefing notes form Appendix III. The Gazette notifying the variations and detailed maps form Appendix IV. For the sake of brevity details contained in the briefing notes are not repeated, unless necessary, in the Committee's Report. The briefing notes explain details of the variations such as the purpose, cost, existing and proposed development and the extent of community consultation. The Committee's Report should therefore be read in conjunction with the briefing notes and the transcript of evidence.

Variation 1 - Kaleen

7. The extension of Ellenborough Street to the Barton Highway was initially gazetted in October 1972. The present proposal is to re-align the proposed extension of Ellenborough Street to the Barton Highway. According to the NCDC the change will 'shift the point of intersection with the Barton Highway about 150 metres to the south and so eliminate the need to have two intersections'.¹ The NCDC advised that the delay in the construction of the road was because 'it has had serious reservations about this project because of its experience of problems created by large volumes of traffic in residential areas in other parts of Canberra' and stated that it '... decided to bring the matter to the Committee for a decision'.²

8. Residents of Kaleen had been concerned about the lack of an access for residents of the suburb to the Barton Highway. The proposed extension of Ellenborough Street had been gazetted but was not constructed and it was suggested that 'many motorists use this area as a short cut to reach the Barton Highway',³ with the result that 'serious noise and dust nuisance have continuously inconvenienced residents living near the many improvised tracks being used illegally by motorists and heavy vehicles making their own access to the Barton Highway'.⁴ In May this year the Kaleen Community Association lodged with the Committee a petition requesting the extension of Ellenborough Street to the Barton Highway. The petition also requested that steps be taken to have the work completed at the earliest possible date. The petition was signed by approximately 2,500 persons. The Association considered at least 2,000 of those people to be residents of Kaleen.

9. In March 1980 the Chairman of the Committee wrote to the Commissioner of the NCDC asking whether the proposed extension of Ellenborough Street could be included in the 69th Series of Variations. This was not possible but, the variation was included in the 70th Series, which was brought to the Committee as a special series. (The 71st Series was then gazetted on 15 July of this year).

10. The A.C.T. House of Assembly was particularly concerned about Ellenborough Street. The House of Assembly did not object to the variation but recommended:

'That the traffic control signs outlined in the report be erected in conjunction with the Ellenborough Street construction.

That the phasing of the traffic signals at the intersection of Ginninderra Drive and the old Barton Highway be altered to assist the flow of traffic on the old Barton Highway when the Ellenborough Street extension is opened for traffic.'

The Kaleen Community Association supported the extension and re-alignment of Ellenborough Street but referred to existing or potential traffic problem within the suburb. The Association suggested that there was a need for other work to be undertaken to alleviate traffic and safety problems. In its submission the Association called for the following measures:

1. The closure of Spigl Street.
2. Improvement to the Maribyrrong Avenue, Baldwin Drive southern intersection.
3. The provision of adequate traffic control signs along Maribyrrong Avenue.
4. The provision of pedestrian traffic lights adjacent to the Kaleen South shopping centre.
5. Improved visibility at the intersection of Maribyrrong Avenue and Ashburton Street.'

At the hearing the Community Association also referred to the problem of traffic being very close to the children's playground on the southern side of Ellenborough Street.

11. A number of other witnesses referred to the traffic problems which would result from the construction of the extension. It was suggested that the extension would have significant adverse effects on residential properties

particularly those in Maribyrnong Avenue, Spigl Street and Onkaparinga Crescent. Reference was made to problems which could arise from school and pre-school children having to cross busy streets.

12. The issue of traffic safety was raised at the hearing with representatives of NCDC and the DCT. The closure of Spigl Street was one method suggested to prevent residents of adjoining suburbs using that street and connecting streets as a means of easy access to the Barton Highway. The NCDC advised that it did not have a definite position on the closing of Spigl Street. It was suggested that the closing is 'a matter of balancing out the aspirations of the people both in Kaleen and Giralang who may want to use that to visit their friends or to shop in the adjoining suburb. We would not express a strong viewpoint on the closure or otherwise of Spigl Street.'⁷ It was suggested by NCDC that 'prior to taking a decision the Commission would want to canvass the views of both Kaleen and Giralang residents particularly in relation to the closure'.⁸

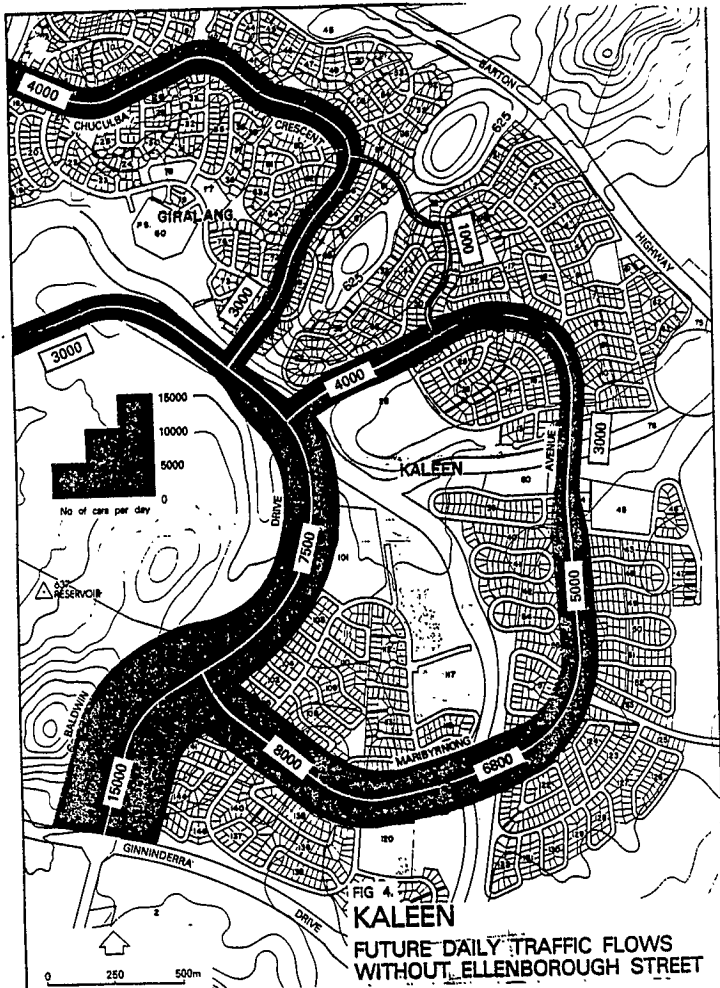
13. The Committee acknowledges the problems which are likely to arise as a result of increased traffic resulting from the extension of Ellenborough Street. These are set out in the attachments to the document distributed to all residents by the NCDC, which are Figures 1 and 2. According to the documentation the construction of Ellenborough Street would increase future traffic through Spigl Street from 1,000 cars per day to 1,500 cars per day and the traffic along Maribyrnong Avenue from the junction of Ellenborough Street from 5,000 to 7,800. It was also noted that 9,500 cars per day would utilise Ellenborough Street. The NCDC advised that it had considered the comments and suggestions by the House of Assembly, particularly the suggestion for erection of stop signs in six locations, but indicated that the Commission would prefer 'to wait and observe'.⁹ The Commission further acknowledged that there would be three stop signs erected on the Barton Highway but that 'as to the other traffic measures I think we would as part of our continuing monitoring program just watch those intersections'.¹⁰

14. The Committee also acknowledges the overall benefit which would result to many Kaleen residents from the construction of Ellenborough Street. However, the Committee is also concerned to preserve the amenity of the residents who are likely to be affected by the increased traffic. The Committee does not believe that Spigl Street should be closed at this stage but considers that this should be subject to reconsideration and assessment after the Ellenborough Street extension has been in use for some time, traffic flows are established, and residents and others who would be affected by the closure have had an opportunity to express their views on this proposal.

15. The Committee would also suggest that appropriate traffic control measures be taken to ensure traffic flows which will not unduly inconvenience residents adjacent to the affected streets. Such measures should be timed to come into effect at the same time as the construction of Ellenborough Street is completed or as soon as necessary afterwards.

FIGURE 1

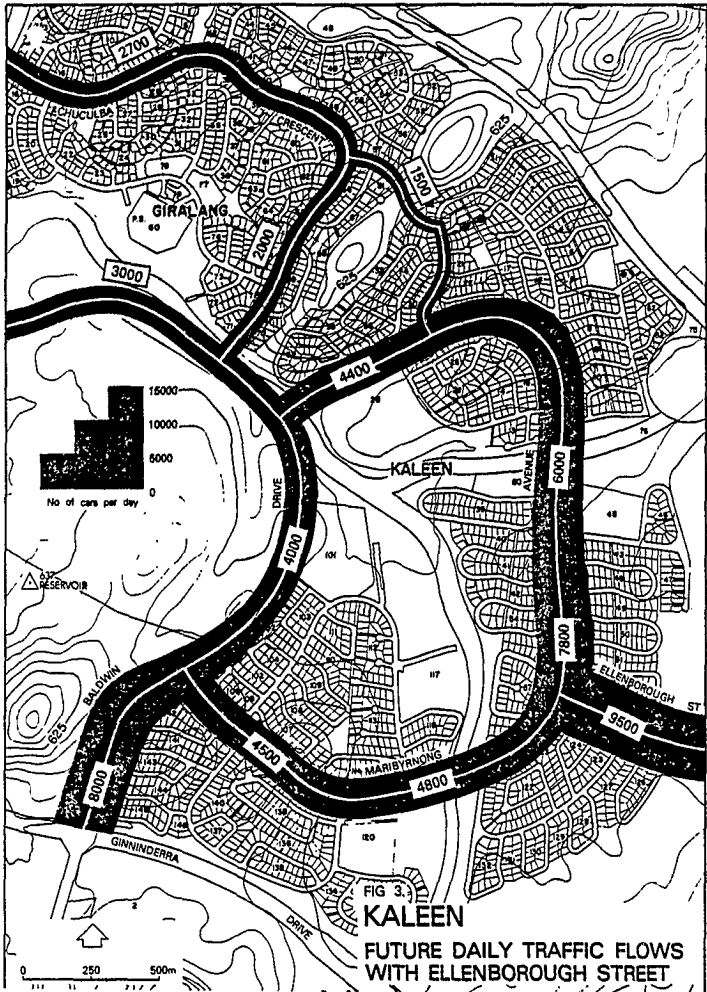
**KALEEN - FUTURE DAILY TRAFFIC FLOWS
WITHOUT ELLENBOROUGH STREET**



Source : N tion 1 C pit 1

FIGURE 2

KALEEN - FUTURE DAILY TRAFFIC FLOWS
WITH ELLENBOROUGH STREET



16. The Committee approves the variation.

17. In doing so the Committee reiterates that an extension of Ellenborough Street to the Barton Highway was approved in 1972. What the Committee has done on this occasion is to approve a change of the alignment of the proposed road which would permit construction of the extension to proceed.

Variation 2 - City, Section 11

18. This section of Rabaul Lane was gazetted in August 1970 when a particular form of private development appeared likely to proceed. However, that development did not eventuate and according to the authorities:

'the existence of the gazetted road now forms an unnecessary constraint on the development of this important City Centre site.'¹¹

19. Negotiations are underway for the site to be developed as a convention complex, which will probably include a very small component of retail development. At present the site is a temporary car park but the Committee was advised that the question of car parking availability in Civic is under general consideration by the authorities.

20. The Committee approves the variation.

Variation 3 - Parkes, Section 28

21. The variation proposes the modification of the existing alignment of Parkes Place. It adds to the plan an access road to the High Court carpark as well as adjusting the road reservation to provide a property boundary for the High Court of Australia. According to DCT 'the purpose for both the variations is to set lease boundaries for the High Court',¹² and that the proposal 'is essentially a machinery matter'.¹³

22. The Committee was advised that the decision to grant the lease arose from a Government decision to provide leases to statutory authorities. The Committee in its report on Planning in the A.C.T. recommended that 'Government departments and instrumentalities be obliged to conform with statutory planning provisions and lease purpose clauses'.¹⁴ Security was also a consideration, with the suggestion being made in evidence that

the present lease boundaries 'would not provide a sufficient safety margin in the event of demonstrations ...'.¹⁵ The proposal would allow the High Court boundary to extend to the back of the kerbline to overcome a possible maintenance problem. It was suggested that 'the kerbline was much more appropriate because it was a clear line that could be read on the ground',¹⁶ and would not result in different levels of maintenance.

23. A further factor is that the fifth and sixth floors of the building have an overhang which encroaches on the road reservation and this could create difficulties in registering a lease with the Title's Office. It was acknowledged at the hearing that at present there is an 'illegal encroachment'.¹⁷ However, the encroachment could be handled by the granting of 'air rights'.

24. Mr S.P.K. Brown objected to the proposal. Mr Brown suggested that his was 'a symbolic objection'. He stated that 'the building should be and should be seen to be the common property of the people of the Commonwealth. That necessarily involves a fairly free right of access for the public. The granting of a lease would be seen as a closing of that right of access in a sense'.¹⁸

25. The Committee noted that the announcement of the granting of leases to statutory authorities had been made as part of the Government's response to the Committee's Report on Planning. In its statement in response to the Planning Report the Government announced 'It is proposed to issue leases to statutory authorities occupying land in the Australian Capital Territory to bring these land uses under normal land use and development controls. In the case of land occupied by departments and non-statutory bodies new administrative arrangements will be implemented'.¹⁹ The Committee has sought additional information from the Minister for the Capital Territory on this particular matter and on the question of whether it is normal practice to include a footpath in lease boundaries as is proposed for the High Court.

26. The question before the Committee is only that of a change in the boundaries. However, the issues raised during the hearing extend far wider than this particular question. The Committee can see little purpose in rejecting this variation as the High Court could still be granted a lease. The inquiry has however served to highlight a development which could have implications for future financial arrangements for the A.C.T., particularly regarding rates, and the use of public footpaths.

27. The Committee approves the variation.

Variation 4 - Yarralumla

28. The proposal is for the addition to the plan of a road off Bentham Street to provide access to 45 medium density units which will form the first stage of the residential development adjacent to the Old Canberra Brickworks. Seven objections were received to the proposal which was welcomed by the Yarralumla Traders Association.

29. Concern was expressed about the effect of the development on the natural environment of the surrounding area. However, the Committee was advised that the sub-divisional design had been cleared by the Department of Science and the Environment which advised that 'an Environmental Impact Statement is not required'.²⁰

30. The question of additional traffic generated by the development was raised at the hearing. The proposed road will join Bentham Street which is the only approach road to the Royal Canberra Golf Club. The traffic generated by the residential development was expected to add about 200 vehicles to the weekday traffic including an increase of 20 during peak hour. It was estimated that traffic to and from the Golf Club is 600 vehicles on weekdays and 700 vehicles on weekends. The residential

development would increase the traffic on Bentham Street by one-third but according to NCDC such an increase 'is not significant in terms of the present traffic in the Yarralumla area'.²¹

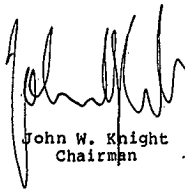
31. Residents of Bentham Street were concerned about the effect of the additional traffic on a road described as 'reasonably narrow,' and 'inadequately lighted'.²² It was suggested 'that the golf club traffic and the residential traffic should be separated in some way'.²³ The Committee previously approved the gazettal of Stage 1 of the Yarralumla tourist road in the 67th series of Variations.²⁴ A re-alignment of that road was subsequently agreed to in the 68A Series of Variations. Construction of the road would provide an alternative access to the Golf Club and such traffic could by-pass the existing residential streets.

32. The Committee was advised that the timetable for the development of the tourist road 'is related to the actual timetable for the development of the brickworks itself'.²⁵ However, permission had been received to call tenders for the first stage of the development of the tourist road, which involves the rebuilding of the intersection of Dunrossil Drive, the Cotter Road and Dudley Street. The Committee was further advised that this work 'is planned for completion in April 1981'²⁶ and that while the work does not provide a connection to the Golf Club 'that could follow on quite conveniently'.²⁷ The Committee was subsequently advised by the NCDC that the remainder of Stage I of the road 'is not in the Commission's current construction program and the timing of its development has yet to be determined'.²⁸

33. The representations concerning the increased traffic have been considered by the Committee, particularly the effects of the traffic which, together with the Golf Club traffic, has to traverse streets in residential areas. The Committee believes that if construction of Stage I of the tourist road goes ahead it

could be considered for development as the main access road to the Royal Canberra Golf Club. The reduction in this traffic would certainly be more than the increase resulting from the residential development which will give an economic boost to what was described by one witness as 'an aging suburb'.²⁹

34. The Committee approves the variation.



John W. Knight
Chairman

August 1980

Endnotes

- 1 Transcript of evidence page 184.
- 2 Transcript, p.185.
- 3 Transcript, p.196.
- 4 Transcript, p.181.
- 5 Transcript, p.16.
- 6 Transcript, p.182.
- 7 Transcript, p.189.
- 8 Transcript, p.213.
- 9 Transcript, p.188.
- 10 Transcript, p.188.
- 11 Transcript, p.35.
- 12 Transcript, p.131.
- 13 Transcript, p.133.
- 14 Parliamentary Paper 65/1979, para 77.
- 15 Transcript, p.133.
- 16 Transcript, p.134.
- 17 Transcript, p.136.
- 18 Transcript, p.151.
- 19 House of Representatives, Debates, Vol H of R No. 22, p.3319.
- 20 Transcript, p.44.
- 21 Transcript, p.67.
- 22 Transcript, p.47.
- 23 Transcript, p.98.
- 24 Parliamentary Paper 76/1979.
- 25 Transcript, p.69.
- 26 Transcript, p.100.
- 27 Transcript, p.100.
- 28 Letter, dated 20 August 1980.
- 29 Transcript, p.124.



COMMONWEALTH OF AUSTRALIA

MINISTER FOR THE CAPITAL TERRITORY
PARLIAMENT HOUSE
CANBERRA, A.C.T. 2600

3 JUN 1980

Dear Senator Knight,

On 5 June 1980, notice of my intention to vary the plan of layout of the City of Canberra and its environs will be published in the Gazette. The notice represents the 70th series of variations to the plan and will comprise four items in Kaleen, City, Parkes and Yarralumla.

In accordance with the provisions of paragraph 1(a) of the Committee's instrument of appointment, I hereby formally refer the proposed variations to the Committee for investigation and report.

As is the usual practice, the variations will be given wide publicity and public comments will be sought. All public submissions will be forwarded to the Committee, together with detailed briefing notes on the proposals, as soon as possible.

Yours sincerely,

A handwritten signature in dark ink, appearing to read 'R. J. Ellicott'.

R.J. Ellicott
Minister for the Capital Territory

Senator J.W. Knight,
Chairman,
Joint Committee on the A.C.T.,
Parliament House,
CANBERRA, A.C.T. 2600

APPENDIX II

LIST OF WITNESSES

Witness

A.C.T. House of Assembly

Ms M. Horder
Member

National Capital Development Commission

Mr G.J. Campbell
Chief Planner

Mr J.W. Nairn
Chief Engineer

Department of the Capital Territory

Mr R.G. Gallagher
Acting First Assistant Secretary
Lands Division

Mr A.J. Barritt-Eyles
Assistant Secretary
Residential Leases Branch

Mr K.R. Black
OIC, Statutory Processes
Lands Division

Kaleen Community Association

Mr D.T.G. Floyd
President

Mr R.H. Costello
Secretary

Mr M.J. McHugh
Member

Private Citizens

Mr S.P.K. Brown
28/4 Lachlan Court
Barton

Mr M.E. Cunliffe
1 Glenelg Street.
Kaleen

Mr N.A. Fotheringham
36 Bentham Street
Yarralumla

Mr P.M. Hewitson
194 Maribyrnong Street
Kaleen

Mr K.H. Matthews
7 Spigl Street
Giralang

Mr R.G. Miller
38 Bentham Street
Yarralumla

Mr F.E. Peters
12 Bavin Street
Curtin

Mr R.G.A. Smith
5 Loftus Street
Yarralumla

Mr A. Wood
43 Bentham Street
Yarralumla

Yarralumla Traders Association

Mr K.J. Wilson
President

Mr J. Martin
Secretary

Persons and organisations who made objections/submissions
but did not appear at the public hearings

Mr P. Blanche
209 Maribyrnong Avenue
Kaleen

Mrs J.A. Moore
11 Schomburgk Street
Yarralumla

Mr G.J. Harvey
51 Schlich Street
Yarralumla

Mr E. Wensing
164 Maribyrnong Avenue
Kaleen

**DEPARTMENT OF THE CAPITAL TERRITORY
NATIONAL CAPITAL DEVELOPMENT COMMISSION**

SEAT OF GOVERNMENT (ADMINISTRATION) ACT 1910

BRIEFING MATERIAL

**PROPOSALS FOR VARIATION OF PLAN
OF LAYOUT OF THE CITY OF CANBERRA
AND ITS ENVIRONS**

70 th SERIES

**PREPARED FOR PARLIAMENTARY JOINT
COMMITTEE ON THE A. C. T.**

**CANBERRA
June 1980**

SEAT OF GOVERNMENT ADMINISTRATION ACT 1910

PROPOSALS TO VARY THE PLAN OF LAYOUT OF THE CITY OF CANBERRA
AND ITS ENVIRONS (70TH)SERIES)

These briefing notes are intended to supplement the information contained in the notice of intention to vary the plan of layout of the city of Canberra and its environs which was published in Gazette No. S121 of 5 June 1980. They have been prepared for the inquiry by the Joint Parliamentary Committee on the Australian Capital Territory into the 70th series of variations to the plan.

These variations were referred to the Committee by the Minister for the Capital Territory on 3 June 1980, pursuant to paragraph 1(a) of the Committee's instrument of appointment.

The 70th series of variations comprises four items, two of which are sponsored by the National Capital Development Commission and two by the Department of the Capital Territory.

Copies of all objections and submissions received as a result of the Department's publicity of the proposals are included with these notes.

NOTE ON THE 69TH SERIES OF VARIATIONS

On the 17 April 1980, the Committee reported to Parliament on its findings in connection with the 69th series of variations.

The Committee recommended that ten of the eleven variations be approved. These findings were accepted in full by the Department and the National Capital Development Commission. The Minister's formal notice of variation was signed on 21 April 1980 and tabled in the both Houses of Parliament.

No notice of motion for disallowance was made during the six sitting days the instrument was before both Houses and the variations became effective on 1 May 1980.

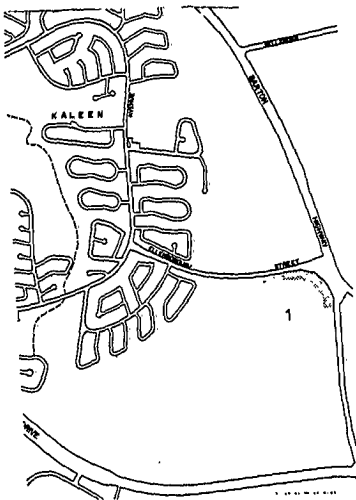
PUBLIC INFORMATION

As part of its policy to stimulate public interest and discussion in the proposals, the Department mounted displays showing all of the variations at the Belconnen Mall, Monaro Mall, Dickson Library, Woden Plaza, Cooleman Court and the Erindale Centre, Wanniasa. In addition, displays of individual variations were erected at Kaleen Newsagency (Variation 1) and Wilson's Clothing Store, Yarralumla (Variation 4). The Department also advertised the variations in the Canberra Times on four occasions between 20 June and 27 June 1980.

The Department would again like to express its thanks to the managements of the shopping centres, Kaleen Newsagency, Wilson's Clothing Store and to the Dickson Library for their co-operation in making space available for the displays.

VARIATION 1--(MAP P5)

KALEEN: Modification of the previously gazetted reservation for Ellenborough Street at its intersection with the Barton Highway to provide for improved alignment and junction configuration with both the Barton Highway and Dunamore Street.



70TH SERIES OF VARIATIONS TO THE CITY PLAN

BRIEFING NOTES

VARIATION 1 - MAP P5

KALEEN, ELLENBOROUGH STREET EXTENSION

1. Purpose

The purpose of this gazettal is to provide an improved alignment and junction configuration for the intersection of Ellenborough Street and the Barton Highway. It was previously proposed that Ellenborough Street join the Barton Highway some 120 metres north of its intersection with Dunsmore Street but it is now intended to connect Ellenborough Street to the Barton Highway south of Dunsmore Street, and to realign the Barton Highway between Dunsmore and Ellenborough Streets. The gazettal of Ellenborough Street on its previous alignment, was effected in the 49/50th Series of variations in October 1972.

2. Area

The area affected is approximately 11,800m².

3. Estimated Cost

The total estimated cost for the extension of Ellenborough Street from Kaleen to the Barton Highway and associated road works is \$500,000.

4. Existing Development

This area is used at present as a rural lease.

5. Proposed Development

In addition to the roadworks landscaping will be carried out to screen the existing power lines.

6. Particular Planning Considerations

Since the original gazettal of Ellenborough Street, it has become evident that the junction spacing on the Barton Highway between Ellenborough and Dunsmore Streets of approximately 120m was insufficient to allow for safe traffic movements. To overcome this problem, the alignment of Ellenborough Street has been changed so that it will intersect south of Dunsmore Street. This will segregate commuter traffic from Kaleen from traffic

using the Barton Highway/Dunsmore Street route to the city.

7. Environmental Considerations

Redesign of Ellenborough Street requires minimal earthworks on the north-easterly slopes of the rising ground towards the south-west.

No adverse environmental effects are likely.

8. Public Information/Consultation

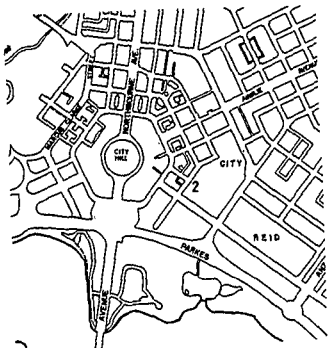
The Kaleen Community Association has indicated its support for the revised intersection arrangements and is strongly in favour of the early extension of Ellenborough Street.

In February 1980 the Commission distributed to all residents of Kaleen a paper explaining the benefits and adverse impacts which the extension of Ellenborough Street would have on Kaleen residents.

The Commission also asked residents to complete and return a questionnaire indicating their support or opposition to the extension of the street. 2200 copies of the paper were distributed and 957 questionnaires (representing 1797 people) were returned. Of these 79% of people supported the extension of the street and 21% opposed it. The strongest opposition came from Onkaparinga Crescent where 57% of respondents opposed the extension. 58% of residents of Maribyrnong Avenue support the extension of the road.

VARIATION 2—(MAP N5)

CITY, Section 11: Deletion from the plan of an unconstructed portion of Rabaul Lane between Naugari Street and Allara Street to enable incorporation of the area into Section 11 to remove an unnecessary constraint on future development of the site.



70TH SERIES OF VARIATIONS TO THE CITY PLAN

BRIEFING NOTES

VARIATION 2 - MAP N5

CITY SECTION 11, RABAUL LANE

1. Purpose

To degazette that part of Rabaul Lane which lies within Section 11 City between Nangari Street and Allara Street. This section of Rabaul Lane was gazetted in August 1970 at a time when a particular form of private development appeared likely to proceed. The road location was specifically related to the form of development mooted at that time. Neither the development nor the construction of the road took place and the existence of the gazetted road now forms an unnecessary constraint on the development of this important City Centre site.

The site is adequately served for access purposes by the four gazetted roads surrounding the site which will remain.

2. Area

Approximately 866m². Length of road 75 metres.

3. Estimated Cost

Nil.

4. Existing Development

Section 11 which is adjacent to Electricity House is used as a temporary car park.

5. Proposed Development

Commercial uses.

6. Particular Planning Considerations

The proposal will allow more flexibility in planning the site and will provide a site suitable for large scale development.

7. Environmental Considerations

Not applicable.

8. Public Information

Not applicable.

70TH SERIES OF VARIATIONS TO THE CITY PLAN

BRIEFING NOTES

VARIATION 3 - MAP N5

PARKES, HIGH COURT SITE

1. Purpose

- a) To degazette a portion of the road reservation along the south eastern boundary of the High Court in Parkes, involving deletion of the land between the existing carriageway and the currently gazetted boundary of the road reservation. The land will be incorporated in the High Court lease for security purposes and to rationalise landscape maintenance.
- b) To gazette an access road to a proposed car park area.

2. Area

- a) approximately 2525m²
- b) approximately 918m²

3. Estimated Cost

Not available. Costs are incorporated in landscaping contract for National area including High Court and National Gallery sites.

4. Existing Development

Landscape

5. Proposed Development

Landscape

6. Particular Planning Considerations

Nil

7. Environmental Considerations

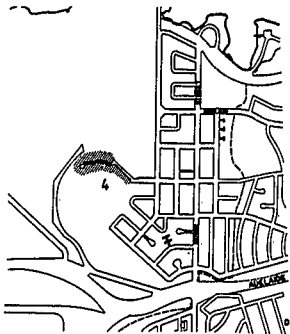
Not applicable

8. Public Information

Not necessary. Proposals have been discussed with and approved by the Chief Justice of Australia.

VARIATION 4—(MAP N5)

YARRALUMLA: Addition to the plan of a road off Benham Street to provide access to 46 medium density units which form the first stage of the residential development adjacent to the Old Canberra Brickworks. The road will be constructed by the developer and surrendered to the Commonwealth at no cost on completion to satisfactory standards.



70TH SERIES OF VARIATIONS TO THE CITY PLAN

BRIEFING NOTES

VARIATION 4 - MAP N5

YARRALUMLA

1. Purpose

This variation involves the gazettal of a new road off Bentham Street, Yarralumla to provide lease access to the first stage of residential development adjoining the Old Canberra Brickworks. The development involves 46 medium density units which will be built in clusters for subdivision under Unit Titles Conditions.

2. Length of Road

Approximately 240 metres.

3. Estimated Cost

The road is to be constructed by the developers, Scheme Managers for A.R. Marr Pty Ltd to normal Commonwealth standards. Upon satisfactory completion it will be surrendered to the Commonwealth.

4. Existing Development

The area is currently primarily unleased Crown land. Part of the area is within the existing Brickworks lease.

5. Proposed Development

It is proposed that the road and housing will be constructed with a minimum of disruption to the existing landscape.

6. Environmental Considerations

As mentioned above, it is intended that the development will provide for a minimum of damage to the existing landscape. The subdivisional design has been seen and cleared by the Department of Science and the Environment, which has advised that an Environmental Impact Statement is not required.

7. Public Information/Consultation

No public information or consultation took place before notification of the variations in the Gazette.

Commonwealth of Australia Gazette

Published by the Australian Government Publishing Service



No. 5 121

Canberra, Thursday, 5 June 1980

SPECIAL

AUSTRALIAN CAPITAL TERRITORY

Seat of Government (Administration) Act 1910

NOTICE OF INTENTION TO VARY THE PLAN OF LAYOUT OF THE CITY OF CANBERRA AND ITS ENVIRONS (70TH SERIES OF VARIATIONS)

IN pursuance of the powers conferred on me by Section 12A of the *Seat of Government (Administration) Act 1910*, I, Robert James Ellicott, Minister of State for the Capital Territory, hereby give notice that at the expiration of twenty-one (21) days after publication of this notice in the *Gazette* (unless objections in writing specifying the nature and grounds of those objections are lodged with the Secretary, Department of the Capital Territory, P.O. Box 158, Canberra City, A.C.T. 2601 before the expiration of those twenty-one days) I intend to vary the plan of layout of the City of Canberra and its environs in the manner and to the extent described in the schedule hereto and in the maps P5 and N5 attached hereto.

Dated this third day of June 1980.

R. J. ELLICOTT
Minister of State for
the Capital Territory

THE SCHEDULE

VARIATION 1—(MAP P5)

KALEEN: Modification of the previously gazetted reservation for Ellenborough Street at its intersection with the Barton Highway to provide for improved alignment and junction configuration with both the Barton Highway and Dunsmore Street.

VARIATION 2—(MAP N5)

CITY, Section 11: Deletion from the plan of an unconstructed portion of Rabaul Lane between Nangari Street and Allara Street to enable incorporation of the area into Section 11 to remove an unnecessary constraint on future development of the site.

VARIATION 3—(MAP N5)

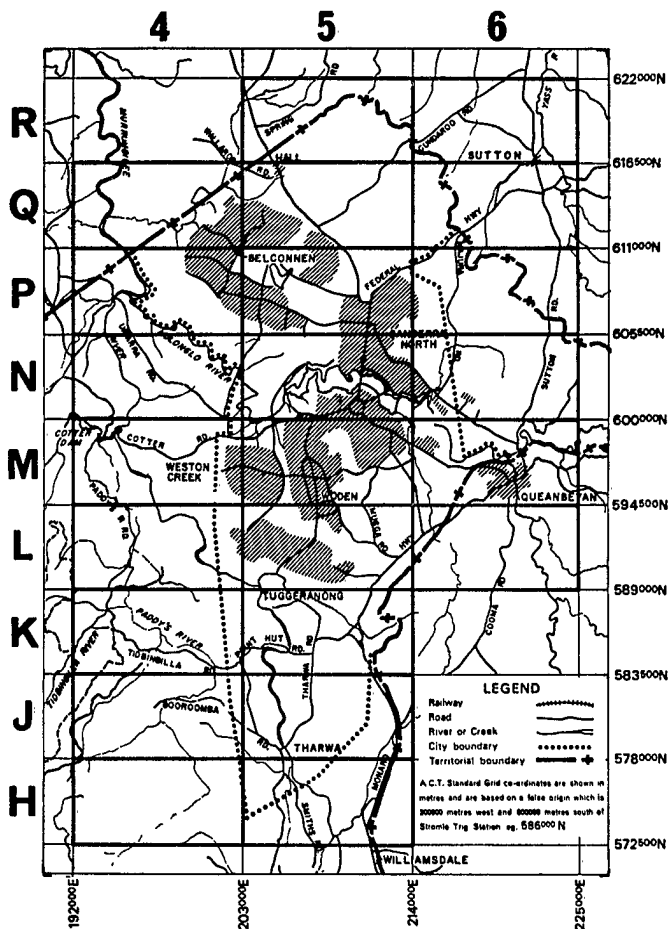
PARKES, Section 28: Modification of the existing alignment of Parkes Place by adjusting the western side of the road reservation to provide an appropriate property boundary for the High Court of Australia, and the addition to the plan of an access road off King Edward Terrace to a proposed car park to serve the High Court.

VARIATION 4—(MAP N5)

YARRALUMLA: Addition to the plan of a road off Bentham Street to provide access to 46 medium density units which form the first stage of the residential development adjacent to the Old Canberra Brickworks. The road will be constructed by the developer and surrendered to the Commonwealth at no cost on completion to satisfactory standards.

Plan of Layout of City of Canberra and its Environs
Published in the *Commonwealth of Australia Gazette*
on 19 November 1925 as Modified or Varied to
21 April 1980.

INDEX OF DETAIL MAPS INCORPORATING THE CITY PLAN



SCALE 1:25000

METRES 0 200 400 600 800 1000 METRES

MAP P5



LEGEND

- Proposed Deletion.....
- Proposed Addition.....
- Road-Reservation.....
- River or Creek.....
- Boundary of City Area.....
- Territorial Boundary.....
- In-astown Public Transport Route.....
- Bicycle Paths.....



THIRTY-FIRST PARLIAMENT

DEPARTMENT OF THE SENATE

PAPER No.
DATE
PR. S. T. O.

1268

21 AUG 1980

JOINT COMMITTEE ON THE AUSTRALIAN CAPITAL TERRITORY

MINUTES OF PROCEEDINGS

NO. 65

WEDNESDAY, 16 JULY 1980

at Canberra



PRESENT:

Senator Knight (Chairman)
Mr Fry (Deputy Chairman)
Mr Burns

Mr Dean
Dr Everingham
Mr Haslem

1. The Committee met at 9.33 a.m.

2.

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7. PUBLIC HEARING - 70TH SERIES OF VARIATIONS

Press and public admitted.

The Chairman opened the hearing and made a statement.

Ordered - That the following documents be incorporated in the transcript of evidence.

The letter from the Minister for the Capital Territory of 3 June 1980 to the Committee.

Commonwealth of Australia Gazette S121 of 5 June 1980.

The briefing notes from the Department of the Capital Territory and the National Capital Development Commission.

Report No. 9 by the Finance Committee of the House of Assembly.

A letter to the Clerk to the Committee of 5 July 1979 from the Secretary and Manager of the National Capital Development Commission.

Ms Maureen Horder,
Member of the House of Assembly
Standing Committee on Finance

was called, made an affirmation and was examined.

The witness withdrew.

The following witnesses representing the National Capital Development Commission and the Department of the Capital Territory were called.

Mr John Wallace Nairn,
Chief Engineer, National Capital
Development Commission

Mr Raymond George Gallagher,
Acting First Assistant Secretary,
Lands Division,
Department of the Capital Territory

Mr Anthony James Barritt-Eyles,
Acting Assistant Secretary,
Residential Leases Branch,
Department of the Capital Territory

Mr Kevin Raymond Black,
OIC, Statutory Processes,
Lands Division,
Department of the Capital Territory

were sworn.

Mr Geoffrey John Campbell,
Chief Planner,
National Capital Development Commission

made an affirmation.

The witnesses were examined together.

Ordered - That the map by NCDC of the proposed residential development in Yarralumla be incorporated in the transcript of evidence.

Examination continued.

Mr Frank Ernest Peters,
Private Citizen,
12 Bavin Street
Curtin

was called, made an affirmation and was examined.

Ordered - That the extract from the Canberra Times of 4 July 1980 be included in the transcript of evidence as an appendix to Mr Peters' submission.

Mr Peters withdrew.

The following witnesses representing the Yarralumla Traders Association were called, sworn and examined together.

Mr Kevin John Wilson,
President

Mr James Martin,
Secretary

The witnesses from the Yarralumla Traders Association withdrew.

Mr Neil Alan Fotheringham,
Private Citizen,
36 Bentham Street,
Yarralumla

was called, sworn and examined.

Mr Fotheringham withdrew.

Mr Andrew Wood,
43 Bentham Street,
Yarralumla

was called, sworn and examined.

Mr Wood withdrew.

Ordered - That the letter of 30 May 1979 from the Yarralumla Traders Association to the Secretary of the Department of the Capital Territory be incorporated in the transcript of evidence.

4.

Mr Robert Graham Miller,
Private Citizen,
38 Bentham Street,
Yarralumla

was called, made an affirmation and was examined.

Mr Miller withdrew.

Mr Rodney George Adrian Smith,
5 Loftus Street,
Yarralumla

was called, sworn and examined.

Mr Smith withdrew.

Examination of the witnesses from the Department of
the Capital Territory and the National Capital
Development Commission continued.

Mr Stephen Paul Keating Brown,
Private Citizen,
28/4 Lachlan Court,
Barton

was called, sworn and examined.

The witnesses withdrew.

7. PUBLICATION OF EVIDENCE

Resolved - On the motion of Mr Haslem -

That pursuant to the power conferred
by sub-section 2(2.) of the Parliamentary
Papers Act 1908 this Committee authorises
publication of the evidence given before
it at the public hearing this day.

Press and public withdrew.

8.

9. ADJOURNMENT

At 4.55 p.m. the Committee adjourned until 9.30 a.m.
on Thursday, 17 July 1980.

Confirmed

.....
CHAIRMAN

THIRTY-FIRST PARLIAMENT

JOINT COMMITTEE ON THE AUSTRALIAN CAPITAL TERRITORY

MINUTES OF PROCEEDINGS

NO. 66

THURSDAY, 17 JULY 1980

at Kaleen, A.C.T.

PRESENT: Senator Knight (Chairman) Mr Burns
Mr Fry (Deputy Chairman) Dr Everingham
Senator Ryan Mr Haslem

1. The Committee met at 9.35 a.m.
2. PUBLIC HEARING - 70TH SERIES OF VARIATIONS

Press and public admitted.

The Chairman opened the hearing and made a statement.

The following witnesses who have been previously sworn were recalled and further examined.

Mr John Wallace Nairn,
Chief Engineer, National Capital
Development Commission

Mr Kevin Raymond Black,
OIC, Statutory Processes, Lands Division,
Department of the Capital Territory, and

Mr Geoffrey John Campbell,
Chief Planner, National Capital Development
Commission

who made an affirmation was also recalled.

The witnesses were examined together.

Slides were shown.

Examination continued.

The following witnesses representing the Kaleen
Community Association were called.

Mr David James Geige Floyd, President

Mr Raymond Harold Costello, Secretary

were sworn

Mr Michael John McHugh,
Committee Member

made an affirmation.

The witnesses were examined together.

The witnesses from the Kaleen Community Association withdrew.

Mr Peter Maxwell Hewitson,
Private Citizen,
194 Maribyrnong Avenue,
Kaleen

was called, sworn and examined.

Ordered - That the NCDC drafts outlining traffic flows within Kaleen be treated as exhibits and included in the Committee's records.

Mr Hewitson withdrew.

Mr Kenneth Harry Matthews,
Private Citizen,
7 Spigl Street,
Giralang

was called, sworn and examined.

Mr Matthews withdrew.

Mr Mark Ernest Cunliffe,
Private Citizen,
1 Glenelg Street,
Kaleen

was called, sworn and examined.

The witnesses withdrew.

Ordered - That the petition from the Kaleen Community Association be treated as an exhibit and included in the Committee's records.

3. PUBLICATION OF EVIDENCE

Resolved - On the motion of Senator Ryan -

That pursuant to the power conferred by sub-section 2(2.) of the Parliamentary Papers Act 1908 this Committee authorises publication of the evidence given before it at this public hearing this day.

Press and public withdrew.

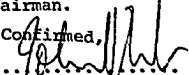
4. PRIVATE MEETING - 70TH SERIES OF VARIATIONS

The Committee deliberated.

5. ADJOURNMENT

At 12.25' p.m. the Committee adjourned until a time and date to be set by the Chairman.

Confirmed,


CH TRM N

THIRTY-FIRST PARLIAMENT
JOINT COMMITTEE ON THE AUSTRALIAN CAPITAL TERRITORY

MINUTES OF PROCEEDINGS

NO. 67

WEDNESDAY, 30 JULY 1980

at Sydney

PRESENT: Senator Knight (Chairman) Mr Dean
Mr Fry (Deputy Chairman) Dr Everingham
Mr Burns

1. The Committee met at 9.30 a.m.

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4. 70TH SERIES OF VARIATIONS

The Committee deliberated.

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Confirmed,



CHAIRMAN

