



Hon John Carey MLA
Minister for Housing; Lands; Homelessness; Local Government

Our Ref: 78-09539
Your Ref: A990990 Petition No. 65

18 NOV 2022

Hon Peter Foster MLC
Chair
Standing Committee on Environment and Public Affairs
Email: env@parliament.wa.gov.au

Dear Mr Foster

Peter

Thank you for your letter dated 28 October 2022 regarding Petition No. 65 – Preservation of Mount Claremont Fields.

I understand the petition opposes any rezoning of the Mount Claremont playing fields (Fields), which are situated on freehold land owned by Christ Church Grammar School (CCGS). The petition raises concerns that any rezoning would potentially allow for future infill residential development.

I note that the Hon Dr Brad Pettitt MLC, the tabling member, made a submission which referenced the Department of Planning, Lands and Heritage (Department). In the submission, Dr Pettitt asserts that the Department advised the Town of Cambridge that the Fields could only be used for certain purposes, and withheld information regarding CCGS from the Town due to it being commercial in confidence.

It appears that Dr Pettitt is referring to another matter - that being the Brockway land transfer, which is also in Mount Claremont but within the City of Nedlands. The Brockway site was formerly Crown land, which was transferred to CCGS as conditional freehold tenure in April 2022, pursuant to section 75 of the *Land Administration Act 1997* (LAA).

In accordance with the conditions of the transfer under the LAA, CCGS must use the Brockway site for 'playing fields, sports pavilion, clubhouse and buildings ancillary to the use of land as playing fields, for school and community use.'

I note that the Town approached the Department seeking information on the Brockway land transfer. However, given the Town was not a party to the transaction, and the site is located outside of the Town's local government boundary, the Town was not consulted on the proposal.

Given that the petition raises matters relating to land use planning and rezoning under the Town's Local Planning Scheme, this matter falls within the responsibility of the Minister for Planning, the Hon Rita Saffioti MLA. I understand Minister Saffioti has also been provided with a copy of the petition for comment.

Yours sincerely

A handwritten signature in blue ink, appearing to be 'John Carey', written over the typed name and title.

HON JOHN CAREY MLA
MINISTER FOR LANDS

CC Hon Rita Saffioti MLA, Minister for Planning