

**Item 9****Questions on Notice with Answers****Floor Space and Employment Survey**

1. By Councillor Forster

**Question**

Preliminary Floor Space and Employment Survey (FES) data from the 2017 survey is currently available on the City's website.

When will the final FES data become available to the public? Where will this be made available?

**Answer by the Lord Mayor**

The final update to the 2017 Floor Space and Employment data was uploaded to the City of Sydney website on 1 April 2019. The local government area summary report will be published in mid-April. Village data in tabular form is currently available to download from the website. Spatial data will be available for download from the City's open data portal in mid-April.

S129269

## Illegal Brothels

2. By Councillor Chung

### Question

1. How many complaints has the City of Sydney received since September 2017 concerning the operation of illegal brothels? How many of these complaints have resulted in follow up premises inspection?
2. How many prosecutions have commenced against alleged illegal brothels since September 2017?
3. How many premises inspections has the City performed on massage and para-medical therapeutic premises in the past 12 months in order to detect compliance with conditions of development consent?
4. How many orders in relation to breaches of conditions of consent has the City made against massage premises since September 2017?
5. How many desktop audits of massage premises have been conducted since September 2017? What were the outcomes of these investigations?

### Answer by the Lord Mayor

This information will be provided via CEO Update.

S129268

## Busking Policy

3. By Councillor Chung

### Question

In the Live Music and Performance Action Plan - 2018 Status Report, it was advised that, as of December 2018, the feedback for the proposed new policy for Busking and Aboriginal and Torres Strait Islander Cultural Practice was being processed and a draft would be put to Council in early 2019.

1. Could the Lord Mayor please advise when the final draft policy is expected to be put to Council for adoption and implementation?
2. Will the draft policy ensure that residents are not unduly disturbed by loud and repetitive busking?
3. Will the draft policy ensure that people with a disability are not impacted by buskers?
4. Will the policy consider the needs of the city, businesses its residents and visitors ahead of the financial benefits to individual buskers?

### Answer by the Lord Mayor

1. The draft Policy was exhibited from September to November 2018 and community feedback has been processed. Some minor amendments have been drafted. The Policy proposes that Aboriginal and Torres Strait Islander Cultural Practice be exempt from requiring approval should the activity meet certain criteria. Under the Local Government Act 1993, any Local Approvals Policy providing criteria for an exemption from approval requires consent from the Chief Executive of the Office of Local Government before it can be adopted by Council. This consent has been requested by the Chief Executive Officer. The post-exhibition draft Policy will be put to Council upon receiving a response from the Office of Local Government.
2. One of the primary concerns of the new approach to busking outlined in the Policy is to better manage the impact of loud and repetitive busking acts. Please refer to Item 2, Cultural and Creative Sub-Committee, 10 September 2018 – [Public Exhibition - Busking Policy and Guidelines Review](#).
3. The impact of busking on public space and all of the community, including people with disability, has been considered in developing the policy.
4. The Policy considers the needs of businesses, residents and visitors to the city, and the benefits of busking, in equal measure. These needs are not mutually exclusive.

S129268

## City of Sydney Council Sporting Fields Flood Risk

4. By Councillor Phelps

### Question

Could the Chief Executive Officer please list the likelihood of flooding events associated with the following sports fields?

1. Alan Davidson Oval
2. Alexandria Park Oval
3. Erskineville Oval
4. Federal Park
5. Jubilee Oval
6. Perry Park
7. Redfern Oval
8. Reg Bartley Oval
9. Turruwul Park
10. Waterloo Oval
11. Wentworth Park (Field 1)
12. Wentworth Park (Field 2)
13. Wentworth Park (Field 3)
14. Wentworth Park (Field 4)

### Answer by the Lord Mayor

The following sports fields are not flood affected:

- Erskineville Oval
- Perry Park
- Turruwul Park
- Waterloo Oval
- Wentworth Park (Field 1)
- Wentworth Park (Field 4)

The following sports fields are flood affected during a rain event that occurs on average once every 100 years (1 per cent chance of occurring in any given year):

- Wentworth Park (Field 2)
- Wentworth Park (Field 3)

The following sports fields are flood affected during a rain event that occurs on average once every 20 years: (5 per cent chance of occurring in any given year):

- Alan Davidson Oval
- Alexandria Park Oval
- Federal Park
- Jubilee Oval
- Redfern Oval
- Reg Bartley Oval

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## Non-Residential Register

5. By Councillor Forster

### Question

What is the current status of the Non-Residential Register?

How many people are on the current non-residential register, broken down by owners, occupiers, and rate-paying lessees of rateable property in the City of Sydney local area who do not live in the city?

### Answer by the Lord Mayor

Councillors agreed unanimously, through their endorsement of the Non-Residential Register Methodology and Plan 2017-2020, to receive bi-annual updates on the status of the non-residential register via CEO Update. The most recent was in the CEO Update of 30 November 2018 and the next update will be in May 2019.

The current number of natural persons and corporations on the non-residential register with an active interest in property within the City of Sydney local government area, broken down by owners, occupiers and rate-paying lessees is shown in the table below. The City does not know whether or not people live in the City. At close of rolls, the New South Wales Electoral Commission verifies whether or not individuals are entitled to be included on the non-residential rolls.

Note that where persons have multiple roles (for example they are both owners and occupiers of property) their role as owner takes precedence over that of occupier, and the role of occupier takes precedence over that of rate paying lessee.

	Natural Persons	Corporations
<b>Owners</b>	110,351	9,964
<b>Occupiers</b>	255	1,130
<b>Rate Paying Lessees</b>	2	16
<b>Total</b>	110,608	11,110

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## Risks of Weed Killer Usage in the City

6. By Councillor Scott

### Question

In March 2019, a Californian man won a settlement of \$US80 million after a jury found that the weed killer Roundup was a substantial factor in causing his serious illness. This comes after a similar verdict in an August 2018 case, in which Roundup was considered to have been a substantial cause of a groundskeeper's cancer.

Could Councillors please be advised:

1. Does the City of Sydney use Roundup, or any product with the same or similar chemical composition to Roundup, as part of its grounds keeping activities?
2. If so, in which locations in the City specifically has this product been used from January 2018 - present?
3. What research has the City conducted or consulted as to the risks, especially to human health, as to the use of this product?
4. Has the City undertaken, or does the City plan to undertake, a comprehensive review of these risks in light of the recent verdicts in the United States?
5. If such a review has been undertaken, what was the result?

### Answer by the Lord Mayor

1. The City does use Roundup. The City adheres to the requirement of the Pesticides Regulation 2017 and only uses pesticides registered for use in NSW by the Australian Pesticides and Veterinary Medicines Authority (APVMA).

The City has several safety mechanisms which inform the City's Contractor Safety Management and Hazardous Chemical Procedures to ensure the safety of both in-house and contract staff when using pesticides, including verifying all staff are Chemcert accredited (also known as a Chemical Handling Certificate).

Safety Mechanisms include:

- Pesticide Notification Plan;
- Safe Work Method Statement (SWMS);
- Risk Assessments;
- Safety Data Sheets;
- Chemcert (or equivalent) Accreditation; and
- Completion of monthly Workplace Health and Safety Verification Checklists and Workplace Inspections.

2. Public domain and parks. The City has a Pesticide Use Notification Plan in accordance with the guidelines provided by the NSW Environment Protection Authority (EPA).

Public authorities such as local councils and government agencies are required to notify the community through a Pesticide Notification Plan on the types of prescribed public places where pesticides will be used, how the community will be notified, and what information will be provided about the pesticide application. The plan enables members of the community to avoid or minimise contact with pesticides if required.

3. The City has not conducted any research into the risks of Glyphosate. The City relies on the research and assessment carried out by the Australian Pesticides and Veterinary Medicines Authority (APVMA) who have approved and registered the product for use.
4. The City relies on the research and assessment carried out by the Australian Pesticides and Veterinary Medicines Authority (APVMA) who have approved and registered the product for use.
5. A review of the City's approach to weed eradication is currently underway and will take into account seasonal impacts. This review will be complete by mid-2020.

S129275