



## Training session

# Land Division Documents

*Get them right before 'the horse bolts'!*

Land divisions require the imposition of carefully-considered conditions and the implementation of binding contractual arrangements with an applicant.

Where a land division proposes to vest roads, reserves and infrastructure in a council, it is imperative that conditions and binding agreements are carefully drafted to ensure that land is properly developed and does not become a financial liability for councils and their ratepayers. Councils have only one opportunity to ensure that land division consent conditions and binding agreements are entirely correct – once the DAC issues its certificate under section 51 of the Development Act, land proposed to be vested in a council will vest without further input.

Further, Land Management Agreements are a tool often used in respect of land divisions, particularly where future development may be subject to constraints arising from existing developments, site contamination, noise and other factors.

This seminar will equip attendees with the skills to implement effective conditions and to negotiate effective LMA's and binding agreements.

## Content

- the extent and scope of land division consent conditions
- drafting tips for land division consent conditions
- strategies for land division consent conditions including the level of detail required, how many conditions should be imposed and for what purposes
- the section 51 certificate process, how it operates under the Act and as a matter of practice
- which land division consent conditions can be fulfilled through binding agreements
- what are essential requirements for binding agreements
- how to ensure that binding agreements best protect the Council's existing and future assets
- how to deal with external infrastructure needs
- infrastructure agreements and how they interrelate with land divisions
- when should works be bonded and how?
- Land Management Agreements – how they can be implemented, what can they govern and how?

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### **Date & Time**

**Friday 5 December 2014, 10.30am – 3.30pm**

### **Cost**

\$295 + GST

### **Location**

Don Pyatt Hall, Norwood Town Hall, 175 The Parade, Norwood (enter off George Street)

### **Who should attend?**

Development assessment officers, managers, engineers, works staff and others who are involved in the land division process.

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### **Presenters**

#### **Victoria Shute – KelliedyJones Lawyers**

Victoria has provides practical, succinct and strategic advice to councils and statutory bodies in the areas of planning, building and environmental law – including, of course, on land division applications. She is a high-quality presenter and educator often presenting papers at conferences and seminars convened by the planning and building professions.

#### **David Altmann– Development Answers**

David Altmann is the principal of Development Answers, a planning consultancy firm which consults to councils and developers. David has considerable experience as a planner and as a CEO of a large rural council and has operated (with local Councils and the private sector) at a senior and planning officer level. David has also worked as CEO with the Regional Development Board network and is familiar with a range of funding and corporate governance models/structures across South Australia. David has a fresh, appealing, engaging and highly respected approach to planning which is informed by his considerable and varied experience.

*Additional presenters to be announced.*

## Registration Form

Please fill in the form below, one for each person attending, and then please either email or fax the completed forms to Kate Hosford on 08 8113 7199 or [khosford@kellyjones.com.au](mailto:khosford@kellyjones.com.au)

Name:..... Organisation: .....  
Title: ..... Phone: .....  
Email: .....  
Address: .....

### Payment:

Once this registration form is received, we will confirm your registration via email and send you an invoice. Payment is required no later than 7 days prior to the session.

### Regional training:

We are always happy to discuss proposals for regional training sessions. If you would like us to host a training session in your region, please call Victoria Shute on 8113 7104 to arrange for this to occur.

### Cancellation Policy:

We will require a minimum of 20 registrants for the session to proceed.

### Program Changes:

We reserve the right to defer and amend the session as required.