

Policy – Maritime Property – Covering Statement

1. Policy statement

Roads and Maritime Services owns, controls and administers a diverse portfolio of properties on behalf of the NSW Government, including of dry, reclaimed and submerged lands in Sydney Harbour, including North Harbour, Middle Harbour, Parramatta River, Lane Cove River and Duck River. In total this body of wetland covers approximately 317 kilometres of harbour foreshore with an area of 5,255 hectares. Additionally, the portfolio includes Botany Bay, Newcastle Harbour and Port Kembla Harbour.

Maritime Properties are valuable public assets used by the broader community, providing amenity and generating revenue for the NSW Government. As such, it is important to ensure that these properties are managed appropriately over their lifecycles in order to optimise social, environmental, economic and commercial outcomes and balance the needs of users, the broader community, other stakeholders and the NSW Government.

2. Scope and coverage

This Covering Statement is applicable to all Policies and Procedures associated with Roads and Maritime Services Maritime Property.

3. Purpose and intended outcomes

The purpose of this Covering Statement is to:

- provide an overarching statement in relation to Roads and Maritime Services Maritime Property;
- confirm the scope and coverage of the Covering Statement;
- establish the Roads and Maritime Services staff responsible for the development, review, implementation, and evaluation of policies and procedures associated with Maritime Property;
- establish delegation authorities applicable to all Roads and Maritime Services Maritime Property policies and procedures;
- establish a link between Maritime Property policies and procedures and the glossary of defined terms;
- provide a schedule of documents which relate to Maritime Property policies and procedures.

Adherence to this Covering Statement will ensure a consistent approach to the management of Roads and Maritime Services policies and procedures and related information.

4. Responsibilities

The General Manager, Commercial and Property Management is responsible for the implementation, administration & review of this Policy.

5. Evaluation

The General Manager, Commercial and Property Management along with Legal Branch are responsible for the evaluation of this Policy.

6. RMS Delegations Manual impact

The Delegations Manual reflects authorities and approvals for the management of Maritime Property.

7. Definitions.

See Glossary of Terms at Maritime Property – Glossary of Terms and Definitions.

Reference documents: For additional information go to:

- Treasurer's Direction 469.01
- Premier's Memorandum M2012-20 'Government Property NSW (previously State Property Authority) and Government Property Principles'
- NSW Government Code of Practice for Procurement and Implementation Guidelines and Guidelines for Privately Financed Projects
- Applicable Independent Commission Against Corruption (ICAC) guidelines and reports relating to tendering
- Relevant laws of the Commonwealth Government and the State of NSW
- Relevant policies, guidelines and directions of the NSW Government
- Conveyancing Act 1919
- Ports and Maritime Administration Act 1995
- Maritime Services Act 1935
- Marine Safety Act 1998
- Management of Waters and Waterside Lands Regulations NSW
- Protection of the Environment Operations Act 1997
- Environmental Planning and Assessment Act 1979
- Sydney Regional Environment Plan (Sydney Harbour Catchment) 2005
- Sydney Harbour Boating Destination Plan
- Marine Pollution Act 1987
- Real Property Act 1900
- Registered Clubs Act 1976
- Community Land Development Act 1989
- Strata Schemes (Freehold Development) Act 1973
- State Environmental Planning Policy (Infrastructure) 2007
- State Environmental Planning Policy (Three Ports) 2013
- Government Information (Public Access) Act 2009
- Retail Leases Act 1994; and
- Transport Administration Act 1988.

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