

**ITEM E11 OPERATION OF THE WHITE BAY CRUISE TERMINAL**

**C569/13 RESOLVED BREEN / CHANNELLS**

That Council:

1. Note that the NSW Department of Planning assessed and determined the impacts of the development under application number MP10\_0069 dated January 2011 as subsequently modified.
2. Note that Council has no regulatory function in relation Operations of the White Bay Cruise Terminals or ships when in port.
3. Note that the White Bay Cruise Terminal is a state run facility and when the ships are in port they are situated outside the boundaries of the Leichhardt Council Local Government Area.
4. Note that the NSW Department of Planning is responsible for the investigation and enforcement of conditions on approval MP10\_0069 which the NSW Department of Planning has issued.
5. Note that the NSW Environmental Protection Authority (EPA) is the Appropriate Regulatory Authority for investigation and enforcement of pollution and odour matters under the Protection of the Environment Operation Act 1997.
6. Note that Council has already forwarded the community submissions listed in this report both the NSW Department of Planning and the NSW Environmental Protection Authority as the appropriate regulators.
7. Note the Resolution of the Community Meeting, held on 26 November 2013 at Clontarf Cottage.
8. Resolve that if an adequate response is not provided to Council by the regulators by 20 December 2013 the matter be referred to the NSW Ombudsman for review.
9. In view of the significant and on going noise and air pollution problems for local White Bay residents as a result of on board cruise ship power generation, that Council request the State Government as a matter of urgency reconsider the option for provision of shore based power.

10. In addition to writing to the Ministers for Planning, Ports and Health, Council write to Carnival Cruises, P&O and any ships using this port and outline Council's concerns over the health impacts these ships are having on our residents.
11. That Council publish and update on its website the results of noise and air quality monitoring undertaken by Sydney Ports.
12. That Council pursue GIPA processes to obtain results of air and noise quality assessments undertaken by the EPA and/or Sydney Ports and/or Department of Planning.
13. That the General Manager and the Mayor make personal contact with the CEO of Sydney Ports regarding the responsibility he has for ensuring that there are no unacceptable impacts from cruise ships on residents.

**CARRIED UNANIMOUSLY**

**MATTER ARISING FROM ABOVE ITEM**

**C570/13      RESOLVED      PORTEOUS / BYRNE**

That Council make further investigations to find out what the traffic impacts were as a result of the two ships arriving at the same time on 5 December 2013 and ask what RMS is proposing to ensure that it doesn't happen again.

**CARRIED UNANIMOUSLY**