

SECTOR AGREEMENT

**For Climate Change Adaptation for the Adelaide Hills, Fleurieu Peninsula and
Kangaroo Island Region**

PURSUANT to the *Climate Change and Greenhouse Emissions Reduction Act 2007*

BETWEEN

ADELAIDE HILLS COUNCIL

and

ADELAIDE AND MOUNT LOFTY RANGES NATURAL RESOURCES MANAGEMENT BOARD

and

ALEXANDRINA COUNCIL

and

DISTRICT COUNCIL OF YANKALILLA

and

CITY OF VICTOR HARBOR

and

KANGAROO ISLAND COUNCIL

and

KANGAROO ISLAND NATURAL RESOURCES MANAGEMENT BOARD

and

MOUNT BARKER DISTRICT COUNCIL

and

SOUTHERN AND HILLS LOCAL GOVERNMENT ASSOCIATION

and

THE GOVERNMENT OF SOUTH AUSTRALIA

THIS AGREEMENT is made the [5th] day of [June] 2017

BETWEEN

- (1) The Minister for Climate Change (the Minister) on behalf of the Government of South Australia

and
- (2) The Adelaide Hills, Fleurieu Peninsula and Kangaroo Island region, consisting of the following bodies: Adelaide Hills Council; Adelaide and Mount Lofty Ranges Natural Resources Management Board; Alexandrina Council; District Council of Yankalilla; City of Victor Harbor; Kangaroo Island Council; Kangaroo Island Natural Resources Management Board; Mount Barker District Council; Southern and Hills Local Government Association; Regional Development Australia (Adelaide Hills, Fleurieu and Kangaroo Island).

The parties listed under (2) are jointly referred to as the 'Resilient Hills & Coasts Project Partners'.

It is acknowledged that other entities (from both the public and private sectors) within the region may become partners in the Resilient Hills & Coast Project in the future, as implementation proceeds. If this eventuates, this Agreement may be reviewed and amended accordingly.

STATEMENT OF PURPOSE

This Sector Agreement (the Agreement) between the South Australian Government and the Resilient Hills & Coasts (RH&C) Project Partners acknowledges the importance of cooperative work between the signatories in responding to climate change and pursuing sustainability and climate-resilience.

The RH&C Project Partners, with the support of the South Australian Government, aim to improve the resilience of the region's communities, assets and infrastructure, local economies and natural environment to cope with the inevitable impacts and challenges of climate change in the short, medium and long term, through the implementation of the *Climate Change Adaptation Plan for the Adelaide Hills, Fleurieu Peninsula and Kangaroo Island Region (the Adaptation Plan)*.

This Agreement:

- Articulates a **common goal amongst the parties** to implement a climate change adaptation program as resources allow in a cooperative, co-ordinated and consultative manner in the region; and
- Has, as its key focus, **adaptation and response** to the impacts, risks, and opportunities of climate change in the region - to be addressed as per identified priorities from the Adaptation Plan via:
 - setting agreed objectives;
 - joint commitment to collaborative and timely implementation of the Adaptation Plan, and its ongoing evaluation and review;

- cooperatively identifying and progressing partnership opportunities across sectors within the region to assist with implementation of the Adaptation Plan; and
- commitment by each of the local government RH&C Project Partners to produce (and implement as resources allow) a Local Action Plan.

THE REGION

The RH&C region, covers a land area of approximately 8,752km². For the purpose of this Agreement, the region is aligned with the boundaries of the Council areas of Adelaide Hills, Alexandrina, Mount Barker, Yankalilla, Victor Harbor, and Kangaroo Island.

1. GUIDING PRINCIPLES

- 1.1 This Agreement acknowledges a joint commitment on the part of the State Government and the RH&C Project Partners to respond to climate change by focusing on adaptation, and by identifying and pursuing sustainable economic and social opportunities for the region.
- 1.2 This Agreement will be guided by a high level integrated approach whereby all signatories provide strategic direction for the region in tackling climate change in alignment with the regional Adaptation Plan, and subsequent Local Action Plans, and the State Government's consolidated adaptation plan for South Australia.
- 1.3 The Agreement acknowledges that the parties will endeavour to implement priorities identified in the Adaptation Plan, as resources allow.
- 1.4 The Agreement includes a Schedule outlining a Joint Action Plan, to which the parties to the Agreement commit.
- 1.5 The implementation approach taken by the parties will be consistent with the recommendations of Australia's *National Climate Change Adaptation Framework* and *South Australia's Climate Change Adaptation Framework*.
- 1.6 The parties recognise that the Agreement is complementary to, and supports, existing policies and programs, including *Tackling Climate Change: South Australia's Greenhouse Strategy*, the Local Government Association's *Climate Change Strategy*, and the South Australian Government, *South Australia's Natural Resources Management Plan*, *South Australia's Strategic Plan*, and individual Council's strategic management plans.
- 1.7 While specific responses to climate change may vary across the region, this Agreement aims to facilitate a cooperative approach across the Resilient Hills & Coasts region to identify and address elements of common interest and benefit, recognising that responses may need to represent the interests of specific communities.

2 BACKGROUND

- 2.1 The Government of South Australia has enacted the *Climate Change and Greenhouse Emissions Reduction Act 2007* ("the Act"), which seeks to reduce greenhouse gas emissions within the State.
- 2.2 *South Australia's Climate Change Strategy 2015-2050 – Towards a low carbon economy*, provides an overarching framework for climate change action, including

- adapting to climate change, reducing emissions, and attracting low carbon investment.
- 2.3 The State Government has developed *South Australia's Climate Change Adaptation Framework* for regions to develop strategies across the State to deal with the impacts of climate change, and determine whether there are opportunities that may be presented by climate change.
- 2.2 The Government of South Australia and the Resilient Hills & Coasts Project Partners are taking a collaborative approach to ensure the region is resilient to the changes resulting from climate change, and to identify opportunities to enhance its ongoing prosperity and quality of life in a carbon and water-constrained future.
- 2.3 The Minister and the Resilient Hills & Coasts Project Partners have sought to enter into a Sector Agreement under the Act in order to:
- 2.3.1 recognise differences across the region and facilitate geographically specific responses to climate change;
 - 2.3.2 work together to support a better understanding of climate change risks and issues for communities;
 - 2.3.3 facilitate community engagement and participation in programs designed to promote adaptation actions;
 - 2.3.4 explore the potential for joint projects, partnerships, and Commonwealth and other funding opportunities; and
 - 2.3.5 promote and showcase achievements as a template for other areas of South Australia, as well as nationally.
- 2.4 This Agreement and its Schedule identify actions to be undertaken by the parties to achieve outcomes associated with coordination and regional leadership in climate adaptation.
- 2.5 It is recognised that the parties will have an opportunity to consider and provide input into the review of national and state adaptation frameworks.

3 THIS SECTOR AGREEMENT DOES NOT CREATE LEGALLY BINDING OBLIGATIONS

- 3.1 This Agreement does not create any legally binding contract between the parties and does not give rise to any legally binding obligations.
- 3.2 The Parties may amend any actions (as outlined in the Schedule) and commitments by agreement at any time.

4 GOVERNANCE ARRANGEMENTS

- 4.1 The RH&C Steering Committee (the Committee) will continue to maintain oversight of the RH&C Project and will consist of at least one member from each of the project partners.
- 4.2 The Committee will provide regular progress reports to the Minister and to other regional stakeholders.

- 4.3 The Committee will appoint its own chairperson and determine its own meeting procedures and processes to resolve potential disputes and to manage potential conflicts of interest.
- 4.4 The Committee may, as approved by the Resilient Hills & Coasts Project Partners, have observers at its meetings.
- 4.5 The Committee may establish sub-groups as required to support the specific objectives of the Adaptation Plan and this Agreement.
- 4.6 The State Government representative may provide regular briefings to the Committee on government policy developments, as required.

5 ROLES AND RESPONSIBILITIES

5.1 Pursuant to this Agreement, the RH&C Project Partners undertake to:

5.1.1 Participate in Committee activities including all relevant actions identified in the Schedule;

5.1.2 Promote the RH&C Project objectives internally and to relevant stakeholders;

5.1.3 Prioritise opportunities to implement the Adaptation Plan on a regional scale, rather than on a Council by Council, or organisation by organisation basis, where it is efficient and practical to do so.

5.2 Pursuant to this Agreement, and subject to funding availability, there may be a Regional Coordinator, hosted by one of the RH&C Project Partners, who will:

5.2.1 Project manage the operational and administrative needs of the Committee, including contractual obligations, management of any staff or consultants, reporting, project communications, scheduling, budgeting and quality. The Regional Coordinator shall operate under the broad direction of the Committee.

5.3 The Government of South Australia undertakes to:

5.3.1 Coordinate among relevant agencies and Ministers a whole of government response to the Adaptation Plan through the delivery of a State-wide, whole-of-Government Adaptation Plan;

5.3.2 Collaborate to implement priority actions identified in the Adaptation Plan, including exploring funding opportunities and sharing state-wide learnings regarding climate change adaptation initiatives;

5.3.3 Support the development and/or coordination of any relevant funding proposal to the Commonwealth Government relating to the Adaptation Plan and this Agreement;

5.3.4 Ensure that South Australian Government agency support as described in the Schedule is provided to the Committee; and

5.3.5 Ensure that briefings and advice are provided to the Committee on State and national policy developments and discussions, as required and relevant to this Agreement.

6 INTELLECTUAL PROPERTY



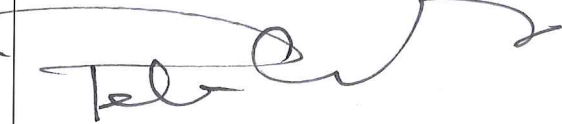
- 6.1 All existing and yet to be developed intellectual property created under the direction of the Committee, including but not limited to, the Resilient Hills & Coasts logo and logo block (Schedule 2), and branding materials, shall be jointly owned by RH&C Project Partners and the Crown in right of the State of South Australia. As co-owners of copyright material, the parties agree that each party may use or exercise their copyright rights (such as use of the logo and logo block and branding materials, communicating the material to the public or sub-contracting of licensing others to do so) without the consent of the other parties, so long as the activity is aligned with the purpose of this Agreement, and is not to the detriment of any other party.

7 DURATION OF THIS AGREEMENT

- 7.1 This Agreement shall continue from the date on which it is made until 30 June 2020.
- 7.2 This Agreement will be reviewed at least once prior to 30 June 2020 with the involvement of all of its signatories. The Agreement may also be amended more frequently, or extended on an as needs basis, with the agreement of the signatory parties.
- 7.3 The Schedule within the Agreement will be reviewed annually.
- 7.4 This Agreement may be amended at any time if one party seeks to withdraw from the Agreement by providing 30 days written notice to the other signatory parties.

RESILIENT HILLS & COASTS SECTOR AGREEMENT

SIGNED AND ENDORSED BY

<p>William (Bill) Spragg MAYOR, Adelaide Hills Council</p>  <p>Date: 30 May 2017</p>	<p>Keith Parkes MAYOR, Alexandrina Council</p>  <p>Date: 30 May 2017</p>
<p>Glen Rowlands MAYOR, District Council of Yankalilla</p>  <p>Date: 30 May 2017</p>	<p>Graham Philp MAYOR, City of Victor Harbor</p>  <p>Date: 5 June 2017</p>
<p>Peter Clements MAYOR, Kangaroo Island Council</p>  <p>Date: 5 June 2017</p>	<p>Ann Ferguson MAYOR, Mount Barker District Council</p>  <p>Date: 30 May 2017</p>
<p>Chris Daniels PRESIDING MEMBER, Adelaide and Mount Lofty Ranges Natural Resources</p>  <p>Date: 1 May 2017</p>	<p>Richard Trethewey PRESIDING MEMBER, Kangaroo Island Natural Resources Management Board</p>  <p>Date: 5 June 2017</p>
<p>Mayor Bill Spragg PRESIDENT, Southern And Hills Local Government Association</p>  <p>Date: 30 May 2017</p>	<p>Hon Ian Hunter MLC MINISTER FOR CLIMATE CHANGE</p>  <p>Date: 5 June 2017</p>

SCHEDULE 1

Joint Action Plan under the Resilient Hills & Coasts Regional Sector Agreement.

Sector Agreement Element	Key Actions	Date	Responsible party
1. Sector Agreement Governance / Administration Arrangements	a. The Committee will review progress of this Schedule on a quarterly basis at the Committee meeting falling closest to the nominated review dates.	1 October 2017, 1 January 2018, and so on	The Committee
2. Reporting Arrangements	a. The Committee will provide annual progress reports to the Minister and other relevant regional stakeholders. b. The Committee will review the Sector Agreement three months prior to its expiration and provide recommendations for future action to the RH&C Project Partners and State Government.	Annual from date of signing	The Committee
3. Resourcing Implementation Of the Adaptation Plan	a. The parties will continue to explore opportunities for resourcing and funding including continuation of the Project Coordinator role	Ongoing	All Signatory Parties
4. Adaptation Plan - Implementation	a. The parties will map current projects and programs in the RH&C region related to climate change adaptation. b. The parties will ensure that the regional adaptation priorities identified have commenced and progressed, as resources allow. c. The parties will commence Local Action Plans for local government areas	June 2017 Ongoing Ongoing	The Committee All Signatory Parties RH&C Project Partners
5. Information Provision	a. The Minister will ensure regular briefings are provided to the Committee on State and national developments and discussions, as required and relevant to this Agreement.	Ongoing	The Committee and DEWNR, in liaison with State agencies

Sector Agreement Element	Key Actions	Date	Responsible party
6. Pursuit Of Opportunities	a. The parties will identify and support the identification and development of opportunities in the region arising from climate change, in support of the Adaptation Plan.	As per the Plan timeline and staging	The Committee, RH&C Project Partners, State Government
7. Community Engagement	a. The parties will support community engagement programs, as appropriate and where relevant to agreed priorities of the Adaptation Plan.	Ongoing	The Committee and the RH&C Project Partners
8. External Support	a. The parties will collaborate on supporting the development and/or co-ordination of any relevant funding relating to this Agreement.	Ongoing	The Committee, the RH&C Project Partners, State Government
9. Communication Of Achievements	a. Where possible, the parties will promote and showcase regional achievements as a template for other regions across South Australia.	Ongoing	The Committee, RH&C Project Partners, and State Government

SCHEDULE 2

Resilient Hills & Coasts logo:



Resilient Hills & Coasts logo block:



Proudly supported by the Department of Environment, Water and Natural Resources, SA Fire & Emergency Services Commission, Adelaide and Mount Lofty Ranges Natural Resources Management Board and Kangaroo Island Natural Resources Management Board.