

23rd November 2007

Mr. Andrew Macnish
Chief Executive Officer
Shire of Busselton
Locked Bag 1
BUSSELTON WA 6280

Dear Andrew

RE: ART4

The Urban Development Institute of Australia (WA Branch) is pleased to provide this response to the Shire of Busselton's draft **Percent for Art Policy**. UDIA is the peak industry body for the land development industry in Western Australia and a number of our corporate developer members operate in the Shire of Busselton. The proposed policy has significant financial implications for them requiring a contribution of 1% of the construction value of development proposals for multiple dwellings, mixed use, commercial, civic, institutional, educational projects or public works of a value greater than \$1M to be allocated to the Shire's Public Art Fund.

UDIA acknowledges that public art has an important role to play in promoting a sense of place and enhancing local identity, particularly in regional areas undergoing significant population growth and development. Members canvassed for this response are generally supportive of the proposed policy with qualifications on the following points:

Percent for Art Policy

2.2.1 Projects Eligible and 2.2.2 Area of Application

The draft policy needs to clarify the application of the rate of one percent of construction values over \$1M. UDIA assumes that the rate applies only to building construction, not the land development component of a development within the relevant zones.

3.1 Public Art Contribution Rate

The policy needs to clarify the term 'value of the eligible proposal' to which the rate of not less than one percent applies. UDIA assumes the value is the construction cost of a building in the relevant zones.

3.2 Form of Public Art Contribution

Proponents would prefer to have first option on the way in which their obligation is allocated where cash-in-lieu is required by the Shire. The query is whether it is the responsibility of new development to put art into old centres.

3.3 Location of Public Art Contribution and

If cash-in-lieu is paid for a precinct public art project which is located on crown land, who is responsible for the maintenance of the public art? UDIA assumes the Shire of Busselton would be the responsible party in this instance.

Guidelines for Percent for Art Policy

2.9 Clearance Process

In paragraph beginning, "Alternatively, the Shire may accept ...", replace the words "the works will be maintained by the owner in perpetuity" by "the works will be maintained by the owner for the life of the art work".

We hope you find these comments constructive and we look forward to viewing the final policy.

Yours sincerely

A handwritten signature in black ink that reads "Debra Goostrey". The signature is written in a cursive style with a large initial 'D' and a stylized 'G'.

Debra Goostrey
CEO UDIA (WA)