

## **DELETION OF CONDITION 6**

**Request by Dr Abdurrahman Asaroglu, President NSW Auburn Turkish Islamic Cultural Centre Inc**

At the JRPP Meeting on December 10<sup>th</sup> 2015, our Planner, Richard Smyth, foreshadowed a request for exemption from the provisions of Council's Development Contributions Plan on the basis that our organisation is essentially a Social Housing Provider. In approving our Development Application the JRPP included Condition 6 in the conditions to be modified as noted in their decision. Condition 6 required the Applicant to make a substantial monetary contribution towards facilities the occupants of the RACF are unlikely to ever visit or use. The subject development application was made by the NSW Auburn Turkish Islamic Cultural Centre Incorporated ("NATICCI") (ABN: 18 044 027 709):

**The Auburn Development Contribution Plan 2007** Clause 22.8 recognises that in some circumstances Council may consider exempting developments from a levy....with the provisions g,h and i the relevant sections of that Clause are as follows: ....

- (g) Developments which provide a distinct community benefit on a not-for-profit basis including but not limited to: fire stations, police stations or police shopfronts, ambulance stations, public hospitals, and the like;*
- (h) Development by or for non-profit organisations which provide a distinct community benefit including but not limited to: the provision of childcare services, libraries, community or educational facilities, places of worship, outreach services or the like, on a cooperative or not-for-profit basis;*
- (i) Works undertaken for charitable purposes or by a registered charity*

NATICCI is a non-profit organisation, its objectives are all for charitable purposes, including the development of the residential aged care facility. NATICCI is also a registered charity with the Australian Charities and Not-for-Profits Commission. Evidence of this fact is available on request. In addition a nursing home has a similar classification to a hospital which is included in the exempt uses listed in (g) above

In addition as you would be aware, Auburn City is one of the most culturally and linguistically diverse local government areas in Australia. At the 2011 Census, 64.1% of residents were born outside of Australia, 83.6% of residents have both parents born outside Australia, 79.5% of residents in Auburn spoke a language other than English at home with Arabic (10.7%) and Turkish (6.7%) being part of the top responses and the top result for religious affiliation being Islam (25.5%). Auburn LGA residents also have a lot lower median incomes in comparison to NSW and Australia overall, resulting in a larger number of residents requiring financial support/welfare.

NATICCI is a non-profit organisation which seeks to develop a residential aged care facility which will provide the Auburn community with the distinct benefit of culturally and linguistically diverse ("CALD") residential aged care services. The facility will have a strong focus on concessional, assisted/supported residents and low-means care recipients. The scheme is strongly supported by the Department of Social Services ('DSS'). This support is evident through the allocation of a \$10M capital grant in the 2014 ACAR. NATICCI's commitment to the scheme is also evident through the funding conditions agreed upon with the DSS specifying that the majority of care recipients must be from special needs groups, concessional, assisted/supported residents or low-means care recipients (Appendix 1).

In conclusion and as noted above, NATICCI is a non-profit organisation, its objectives are all for charitable purposes, including the development of the residential aged care facility. NATICCI is also a registered charity with the Australian Charities and Not-for-Profits Commission

On the grounds set out above we seek an exemption from the need to comply with the terms of condition No 6 of the consent and the deletion of that Condition..