



Objectives: Place

Outcome: 2.1 - A diverse, well planned built environment.

Strategy: 2.1.1 - Actively engage in the development and promotion of an effective planning framework.

Purpose

1. Create artworks in public spaces that are site specific, meaningful and integrated into built and natural forms within the Shire.
2. Enhance public enjoyment, engagement and understanding of places through the integration of public art, thereby enhancing sense of place.
3. Enhance the appearance, character and value of buildings and places through the inclusion of high quality public art.
4. Establish a clear and equitable system for the provision of public art in the development process.

Definitions

'Public Art' is an artistic work(s) that is created and located for public accessibility. Public art is either located in or clearly seen from the public realm, such as a street, park, urban and transport plazas or public building. Public art may be freestanding or integrated into building exteriors, it may take the form of unique functional objects (such as seats or gates), but not architectural design, advertising signs or commercial branding.

'Professional Artist' means a person who earns the majority of their income from creating original artworks, who has relevant experience in exhibiting their artworks, and who has an established or emerging reputation in their field.

'Construction cost' means all costs associated with the preparation, construction and full completion of a development, including all materials, labour, servicing and ancillary costs. To ensure accurate calculation of public art contribution values the Shire may require an applicant to provide cost breakdowns and/or certification from a quantity surveyor to confirm construction costs.

'Public Art Fund' referred to in this policy is a special fund held in the Shire's account for the purposes of accumulating cash-in-lieu contributions made under this policy. The funds are to be used by the Shire, or persons nominated by the Shire, for the provision of public art within the Shire of Serpentine Jarrahdale. A public art strategy will be prepared where necessary to guide the use of the funds accumulated.



Policy

1. Requirement for Public Art/Contribution

- a. Public art shall be contributed in accordance with the Public Art Contribution Matrix as detailed in Section 9.0 of this policy;
- b. The Shire is focused on the delivery of permanent public art. Temporary, performance and ephemeral art installations are to be separately pursued through the Shire's Community Planning and place making initiatives; and
- c. Where a public art strategy consistent with this policy is prepared and endorsed for a defined geographical area such as a precinct or sub-precinct, development applications within the defined area will not be required to provide additional public art, but will be required to contribute to the public art.

2. The Artwork

- a. Where artwork is integrated within areas of landscaping and incorporated into the design of urban infrastructure, its design details as required in the Public Art Report is to form part of a landscaping plan;
- b. The artwork must be clearly seen from or be located in the public realm;
- c. The artwork must be an original artwork designed and created by a professional artist(s);
- d. Installation is to be supervised by the artist;
- e. The artwork is to be consistent with any public art strategy, heritage interpretation scheme, and/or landscaping plan if prepared for the area;
- f. Artwork should be developed in consideration of the demographics, work and lifestyles of its surrounding community in its form, content and placement;
- g. The artwork must contribute to the public realm so that it is attractive and stimulating without detracting from the amenity or safety;
- h. The artwork is to be specifically designed for, and be suitable for, the building or site on which it is to be located and able to add to the sense of place of the locality; and
- i. The Shire will only support water features should they be designed in accordance with water sensitive urban design principles.

3. Installation and Maintenance

- a. The Shire is to approve the detailed design and location of public artwork prior to installation through the provision of a Public Art Report;
- b. Where on public land the public artwork and associated infrastructure is to be maintained by the developer for a period of two years;
- c. Artwork and sculpture for public places should be designed to minimise maintenance, resist vandalism and be structurally sound. Materials are to be suitable for conditions in all seasons; and
- d. Where artworks are to be inserted within a footpath, they are to be constructed and/or positioned in such a manner so as not to create a safety hazard for pedestrians and avoid slippery and highly reflective surfaces.



Implementation

1. All applications for development where the development has a value of \$1 million or greater will be required to install public art or provide a contribution in accordance with the Public Art Contribution Matrix provided in Table 1:

The policy applies to all development applications, including developers of privately owned land, government agencies, service providers and the Shire itself.

2. A preliminary Public Art Report is to be submitted with a development application with details of the following:
 - i) Details of the artist's qualification, experience and suitability to the project.
 - ii) Design documentation including research, concept development, design theme and a detailed statement addressing compliance with this public art policy and public art strategy (when applicable).
 - iii) Any opportunities for participation in the artworks program by local community and school groups.
 - iv) Detailed plans of the artwork/s with plans to scale and which include, dimensions, location, materials, colours and installation details and engineering certification where required.
 - v) Details of public art contribution cost. Contribution costs are limited to artist's fee; labour; materials; installation and naming plate; building fabric that the art is attached to (e.g. fences, walls), anti-vandal treatment or coatings or any other associated construction costs.
 - vi) Details of requirements from the artist for any maintenance of the artwork by the building owner or public authority.
 - vii) For artwork that is to be located on or over public land, a copy of relevant public liability insurance and written consent of the landowner and/or the authority with management control of the land.
 - viii) Written acknowledgement of the implications of the *Copyright Amendment (Moral Rights) Act 2000*, including how the artist will be acknowledged, consent for any required maintenance, relocation or decommissioning, and consent for the Authority to publish images of the artwork

TABLE 1: Public Art Contribution Matrix

Construction Cost	Contribution Required
Less than \$1,000,000	Nil required.
\$1,000,000 to \$50,000,000	Public art with a minimum cost of 1% of construction cost; or 1% of construction cost contributed to the public art fund.
Greater than \$50,000,000	Public art cost of \$500,000.

**References**

Name of Policy	Local Planning Policy: 1.6 Public Art
Previous Policy	Local Planning Policy 59 – Public Art Policy for Major Developments
Date of Adoption and Resolution Number	23 July 2018 - OCM063/07/18
Review dates and Resolution Numbers	
Next review date	
Related documents	<p>Acts/Regulations <i>Local Government Act 1995</i> <i>Planning and Development Act 2005</i> <i>Planning and Development (Local Planning Schemes) Regulations 2015</i></p> <p>Plans/Strategies Strategic Community Plan 2017 - 2027</p> <p>Policies</p> <p>References</p> <p>Delegations 11.1.1</p> <p>Work Procedures</p>

Note: changes to references may be made without the need to take the Policy to Council for review.