

## Circular to Councils

Subject/title	PSUP Evaluation 2025
Circular Details	Circular No 25-09 / 16 April 2025 / A955489
Previous Circular	<u><a href="#">23-14 Public Spaces (Unattended Property) Act 2021 – Commencement of Special arrangements for stock animals in emergencies</a></u> <u><a href="#">22-31 Commencement of the Public Spaces (Unattended Property) Act 2021.</a></u>
Who should read this	Councillors / General Managers / Regulatory and Public Space management staff
Contact	Sector Policy and Frameworks Team / 02 4428 4100 / <u><a href="mailto:olg@olg.nsw.gov.au">olg@olg.nsw.gov.au</a></u>
Action required	Response to OLG

### What's new or changing?

- The Office of Local Government (OLG) is evaluating the *Public Spaces (Unattended Property) Act 2021* and the *Public Spaces (Unattended Property) Regulation 2022* (PSUP laws) to assess:
  - the effectiveness of the laws in meeting their objectives
  - the effectiveness of the implementation of the new laws.

### What will this mean for council?

- Councils, other public land managers, industry stakeholders and members of the public are invited to provide feedback on the questions posed in the evaluation survey by **Friday, 13 June 2025**.
- Feedback received will be considered by OLG to inform the identification of short-term or longer-term improvements or additions to tools, activities, or regulation needed to improve operation of the PSUP laws.

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## Key points

- The PSUP laws commenced on 1 November 2022 to help keep our public places safe, accessible, and enjoyable for communities in NSW, now and into the future.
- The laws place the responsibility on property owners to collect items such as bikes, trolleys, vehicles, and animals left in public spaces.
- Councils and other authorities have the power to take a risk-based approach to move or remove unattended property from public spaces, direct owners to collect their property, and issue fines.
- After 2 years of implementing the laws, it's important to ensure that unattended property can be appropriately dealt with to keep public spaces safe and enjoyable.
- OLG is seeking feedback from community, operators, councils and other public land management authorities to evaluate the effectiveness of the PSUP laws since they commenced.
- The evaluation will carefully consider where the laws are working well, any key concerns with the laws, and what measures may be taken to support effective implementation into the future.
- Key issues such as timeframes and definitions in the laws, powers available to authorities and their use, and the nature and impact of offences and penalties, will be addressed.
- Outcomes of the evaluation will include identification of short-term or longer-term improvements or additions to tools, activities, or regulation needed to improve operation of the PSUP laws.

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## Where to go for further information

- Further information on the evaluation, including access to the online survey and an editable submission form, is available on OLG's website – <https://www.olg.nsw.gov.au/public/about-councils/laws-and-regulations/public-spaces-unattended-property-act-2021/>, or by contacting the Sector Policy and Frameworks team on 02 4428 4100 or via email at [unattendedproperty@olg.nsw.gov.au](mailto:unattendedproperty@olg.nsw.gov.au).



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