

AGENDA

Ordinary Council Meeting Thursday, 27 October 2022

I hereby give notice that an Ordinary Meeting of Council will be held on:

Date: Thursday, 27 October 2022

Time: 5:30pm

Location: Council Chambers

Clarendon Street

Derby

Amanda Dexter Chief Executive Officer

Our Guiding Values

We are **PROUD** of who we are and where we live.

We will create a **POSITIVE LEGACY** for our children and children's children.

We will go about our business with INTEGRITY, TRANSPARENCY and AUTHENTICITY.

We value and **RESPECT** what our community has to say and will strive to make things happen.

We are **PROUD** of and value the **KNOWLEDGE** of our diverse and strong people and cultures.

We value our **RELATIONSHIPS** and will work with others to achieve common goals and gain maximum impact.

We are **PROUD** of and **COMMITTED** to the responsible preservation of our unique natural environment and making sure our built environment reflects our current and future needs.

We are open for and encourage business, industry and all aspects of **COMMUNITY DEVELOPMENT**, particularly our thriving arts and cultural scene.

Disclaimer

No responsibility whatsoever is implied or accepted by the Shire of Derby/West Kimberley (Shire) for any act, omission or statement or intimation occurring during Council or Committee meetings.

The Shire disclaims any liability for any loss whatsoever and howsoever caused arising out of reliance by any person or legal entity on any such act, omission or statement or intimation occurring during Council or Committee meetings. Any person or legal entity who acts or fails to act in reliance upon any statement, act or omission made in a Council or Committee meeting does so at that person's or legal entity's own risk.

In particular and without derogating in any way from the broad disclaimer above, in any discussion regarding any planning application or application for a licence, any statement or intimation of approval made by any Elected Member or officer of the Shire during the course of any meeting is not intended to be and Is not taken as notice of approval from the Shire.

The Shire warns that anyone who has any application lodged with the Shire must obtain and should only rely on written confirmation of the outcome of the application and any conditions attaching to the decision made by the Shire in respect of the application.

Notes for Members of the Public

PUBLIC QUESTION TIME

The Shire of Derby/West Kimberley extends a warm welcome to you in attending any Shire meeting. The Shire is committed to involving the public in its decision making processes whenever possible. The ability to ask questions during 'Public Question Time' is of critical importance in pursuing this public participation objective. The Shire sets aside a period of 'Public Question Time' to enable a member of the public to put questions. Questions should only relate to the business of the Shire and should not be a statement or personal opinion. Upon receipt of a question from a member of the public, the Presiding Member may either answer the question or direct it to an officer to answer, or it will be taken on notice.

Any comments made by a member of the public become a matter of public record as they are minuted by Council. Members of the public are advised that they are deemed to be held personally responsible and legally liable for any comments made by them that might be construed as defamatory or otherwise considered offensive by any other party.

MEETING FORMALITIES

Local government Council meetings are governed by legislation and regulations. During the meeting, no member of the public may interrupt the meetings proceedings or enter into conversation. Members of the public shall ensure that their mobile telephone or audible pager is not switched on or used during any Shire meeting.

Members of the public are hereby advised that the use of any electronic, visual or audio recording device or instrument to record proceedings of the meeting is not permitted without the permission of the Presiding Member.

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Notes for Elected Members

NATURE OF COUNCIL'S ROLE IN DECISION MAKING

Advocacy: When Council advocates on its own behalf or on behalf of its

community to another level of government/body/agency.

Executive/Strategic: The substantial direction setting and oversight role of the Council

such as adopting plans and reports, accepting tenders, directing

operations, grants, and setting and amending budgets.

Legislative: Includes adopting local laws, town planning schemes and policies.

Administrative: When Council administers legislation and applies the legislative

regime to factual situations and circumstances that affect the rights of people. Examples include town planning applications, building licences and other decisions that may be appealable to the State

Administrative Tribunal.

Review: When Council reviews a decision made by Officers.

Information: Includes items provided to Council for information purposed only

that do not require a decision of Council (that is for 'noting').

ALTERNATIVE MOTIONS

Councillors wishing to make alternative motions to officer recommendations are requested to provide notice of such motions in written form to the Chief Executive Officer prior to the Council meeting.

DECLARATIONS OF INTERESTS

Elected Members should fill in Disclosure of Interest forms for items in which they have a financial, proximity or impartiality interest and forward these to the Presiding Member before the meeting commences. Section 5.60A of the *Local Government Act 1995 states*;

"a person has a financial interest in a matter if it is reasonable to expect that the matter will, if dealt with by the local government, or an employee or committee of the local government or member of the council of the local government, in a particular way, result in a financial gain, loss, benefit or detriment for the person."

Section 5.60B states;

"a person has a proximity interest in a matter if the matter concerns –

- (a) a proposed change to a planning scheme affecting land that adjoins the person's land; or
- (b) a proposed change to the zoning or use of land that adjoins the person's land; or
- (c) a proposed development (as defined in section 5.63(5)) of land that adjoins the person's land."

Regulation 34C (Impartiality) states;

"interest means an interest that could, or could reasonably be perceived to, adversely affect the impartiality of the person having the interest and includes an interest arising from kinship, friendship or membership of an association."

MEETING DATES

At its Ordinary Meeting of Council on 28 October 2021, Council adopted the following meeting dates for 2022;

Thursday	9 December 2021	5.30 pm	Council Chambers, Derby
January			Council in Recess
Thursday	24 February 2022	5.30 pm	Council Chambers, Derby
Thursday	31 March 2022	5.30 pm	Fitzroy Crossing
Thursday	28 April 2022	5.30 pm	Council Chambers, Derby
Thursday	26 May 2022	5.30 pm	Council Chambers, Derby
Thursday	30 June 2022	1:00pm	Remote Aboriginal Community
Titursuay	30 Julie 2022	1.00μπ	(Location to be advised)
Thursday	28 July 2022	5.30 pm	Council Chambers, Derby
Thursday	25 August 2022	5.30 pm	Fitzroy Crossing
Thursday	29 September 2022	5.30 pm	Council Chambers, Derby
Thursday	27 October 2022	5.30 pm	Council Chambers, Derby
Thursday	24 November 2022	5.30 pm	Fitzroy Crossing
Thursday	8 December 2022	5.30 pm	Council Chambers, Derby

Council's Compliance and Strategic Review Committee and the Commercial Committee meet when required. Details of these meetings are advised as appropriate.

APPLICATION FOR LEAVE OF ABSENCE

In accordance with Section 2.25 of the *Local Government Act 1995*, an application for leave requires a Council resolution granting leave requested. Council may grant approval for Leave of Absence for an Elected Member for ordinary Council meetings for up to but not more than six consecutive meetings. The approval of the Minister is required for leave of absence greater than six ordinary Council meetings.

This approval must be by Council resolution and differs from the situation where an Elected Member records their apologies for the meeting. A failure to observe the requirements of the Act that relates to absence from meetings can lead to an Elected Member being disqualified should they be absent without leave for three consecutive meetings.

Order Of Business

1	Decl	aration of Opening, Announcement of Visitors	9
2	Atte	ndance via Telephone/Instantaneous Communications	9
3	Disc	losure of Interests	9
	3.1	Declaration of Financial Interests	9
	3.2	Declaration of Proximity Interests	9
	3.3	Declaration of Impartiality Interests	9
4	App	lications for Leave of Absence	9
5	Resp	oonses to Previous Public Questions taken on Notice	9
6	Publ	ic Time	9
	6.1	Public Question Time	9
	6.2	Public Statements	9
7	Petit	tions, Deputations, Presentations and Submissions	9
8	Ann	ouncements by Presiding Person without Discussion	9
9	Conf	firmation of Minutes of Previous Meetings	10
10	Reco	ommendations and Reports of Committees	11
	10.1	Minutes of the Audit Committee Meeting held on 20 October 2022	11
Rep	orts		207
11	Exec	utive Services	207
	11.1	2020/2021 Annual Report - Annual General Meeting of Electors	207
	11.2	Fitzroy Crossing Swimming Pool - Lease Extension	294
	11.3	Derby Port Masterplan (Draft for Stakeholder Consultatrion)	330
	11.4	Adopting Council Meeting Dates for the 2023 calendar year	414
	11.5	Elected Member Superannuation	422
12	Corp	oorate Services	435
	Nil		
13	Tech	nnical Services	436
	13.1	Awarding of Tender T7-2022 - Reconstruction works of Yurabi Road	436
14	Deve	elopment Services	439
	Nil		
15	Com	munity and Recreation Services	439
	Nil		
16	Mot	ions of which Previous Notice has been Given	439
17	New	Business of an Urgent Nature	439
18	Mat	ters for which the Meeting may be Closed (Confidential Matters)	439

Nil

19	Closure	439
	19.1 Date of Next Meeting	439
	19.2 Closure of Meeting	.439

1 DECLARATION OF OPENING, ANNOUNCEMENT OF VISITORS

2 ATTENDANCE VIA TELEPHONE/INSTANTANEOUS COMMUNICATIONS

In accordance with regulation 14A of the Local Government (Administration) Regulations 1996 Council must approve (by Absolute Majority) the attendance of a person, not physically present at a meeting of Council, by audio contact. The person must be in a 'suitable place' as approved (by absolute majority) by Council. A 'suitable place' means a place that is located in a townsite or other residential area and 150km or further from the place at which the meeting is to be held.

3 DISCLOSURE OF INTERESTS

Section 5.65 and 5.70 of the *Local Government Act 1995* requires an Elected Member or officer who has an interest in any matter to be discussed at a Committee/Council Meeting that will be attended by the Elected Member or officer must disclose the nature of the interest in a written notice given to the Chief Executive Officer before the meeting; or at the meeting before the matter is discussed.

An Elected Member who makes a disclosure under section 5.65 or 5.70 must not preside at the part of the meeting relating to the matter; or participate in; or be present during, any discussion or decision making procedure relating to the matter, unless allowed by the Committee/Council. If Committee/Council allow an Elected Member to speak, the extent of the interest must also be stated.

- 3.1 Declaration of Financial Interests
- 3.2 Declaration of Proximity Interests
- 3.3 Declaration of Impartiality Interests
- 4 APPLICATIONS FOR LEAVE OF ABSENCE
- 5 RESPONSES TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE
- 6 PUBLIC TIME
- 6.1 Public Question Time
- 6.2 Public Statements
- 7 PETITIONS, DEPUTATIONS, PRESENTATIONS AND SUBMISSIONS
- 8 ANNOUNCEMENTS BY PRESIDING PERSON WITHOUT DISCUSSION

9 CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS

RECOMMENDATION

That the Minutes of the Ordinary Meeting of the Shire of Derby/West Kimberley held at the Council Chambers, Clarendon Street, Derby, on 29 September 2022 and the Special Meeting of the Shire of Derby/West Kimberley held at the Council Chambers, Clarendon Street, Derby, on 13 October 2022 be CONFIRMED.

10 RECOMMENDATIONS AND REPORTS OF COMMITTEES

10.1 MINUTES OF THE AUDIT COMMITTEE MEETING HELD ON 20 OCTOBER 2022

File Number: 4110

Author: Sarah Smith, Executive Services Coordinator

Responsible Officer: Amanda Dexter, Chief Executive Officer

Authority/Discretion: Executive

SUMMARY

For Council to receive the minutes of the Audit Committee Meeting held on 20 October 2022.

ATTACHMENTS

1. Minutes of the Audit Committee Meeting held on 20 October 2022

RECOMMENDATION

THAT COUNCIL:

1. Receive the Minutes of the Audit Committee Meeting held on 20 October 2022 and the recommendations therein be adopted:

COMMITTEE RESOLUTION AC9501/22

Moved: Cr Peter McCumstie Seconded: Cr Geoff Haerewa

That the Audit Committee recommends that Council notes the List of Accounts for September 2022 paid under Delegated Authority in accordance with regulation 13(1) of the Local Government (Financial Management) Regulations 1996 attached to this report, totalling \$3,848,647.11.

<u>In Favour:</u> Crs Geoff Haerewa, Peter McCumstie and Andrew Twaddle

Against: Nil

CARRIED 3/0

COMMITTEE RESOLUTION AC9602/22

Moved: Cr Peter McCumstie Seconded: Cr Geoff Haerewa

That the Audit Committee recommends that Council:

1. RECEIVES the Monthly Financial Management Report incorporating the Statement of Financial Activity for the period ending 30th September 2022.

<u>In Favour:</u> Crs Geoff Haerewa, Peter McCumstie and Andrew Twaddle

Against: Nil

CARRIED 3/0

Item 10.1 Page 11

COMMITTEE RESOLUTION AC99/22

Moved: Cr Peter McCumstie Seconded: Cr Geoff Haerewa

That the Audit Committee recommends that Council BY AN ABSOLUTE MAJORITY:

- 1. Adopts the Audited 2020-2021 Annual Financial Statements;
- 2. Notes that the Independent Audit Report is to be included as the final page of the Annual Financial Statements; and
- 3. Notes the response from management to the items raised in the Auditor's Management Letters.

In Favour: Crs Geoff Haerewa, Peter McCumstie, Pat Riley and Andrew Twaddle

Against: Nil

CARRIED 4/0

COMMITTEE RESOLUTION AC104/22

Moved: Cr Geoff Haerewa Seconded: Cr Peter McCumstie

That the Audit Committee recommends that Council:

- 1. Receives the attached first quarter review of the 2022/2023 Budget, and
- 2. Authorises the requested amendments.

In Favour: Crs Geoff Haerewa, Peter McCumstie, Pat Riley and Andrew Twaddle

Against: Nil

CARRIED 4/0

COMMITTEE RESOLUTION AC106/22

Moved: Cr Geoff Haerewa Seconded: Cr Pat Riley

That the Audit Committee recommends that Council:

1. RECEIVES the report on outstanding rates and service charge debts by financial year to the end of September 2022.

<u>In Favour:</u> Crs Geoff Haerewa, Peter McCumstie, Pat Riley and Andrew Twaddle

Against: Nil

CARRIED 4/0

Item 10.1 Page 12

COMMITTEE RESOLUTION AC107/22

Moved: Cr Peter McCumstie Seconded: Cr Geoff Haerewa

That the Audit Committee recommends that Council:

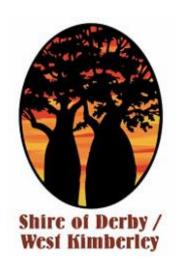
1. RECEIVES the information contained in the report detailing Sundry Debtors as at 30th September 2022.

<u>In Favour:</u> Crs Geoff Haerewa, Peter McCumstie, Pat Riley and Andrew Twaddle

Against: Nil

CARRIED 4/0 BY ABSOLUTE MAJORITY

Item 10.1 Page 13



UNCONFIRMED MINUTES

Audit Committee Meeting Thursday, 20 October 2022

Date: Thursday, 20 October 2022

Time: 4:00pm

Location: Council Chambers

Clarendon Street

Derby

Order Of Business

1	Decl	aration of Opening, Announcement of Visitors	3
2	Atte	ndance via Telephone/Instantaneous Communications	3
3	Ann	ouncements by Presiding Person without Discussion	3
4	Disc	losure of Interests	3
	4.1	Declaration of Financial Interests	4
	4.2	Declaration of Proximity Interests	4
	4.3	Declaration of Impartiality Interests	4
5	Petit	tions, Deputations, Presentations and Submissions	4
6	Conf	firmation of Minutes of Previous Meetings	4
7	Repo	orts	5
	7.1	ACCOUNTS FOR PAYMENT - SEPTEMBER 2022	5
	7.2	STATEMENT OF FINANCIAL ACTIVITY - SEPTEMBER 2022	32
	Cr Po	at Riley entered the meeting at 4:03pm	58
	7.3	Compliance Reports - Councillor Meeting Attendance	58
	7.4	Compliance Reports - Council Minute Management	62
	7.5	Annual Financial Report 2020-2021	91
8	New	Business of an Urgent Nature	181
	8.1	2022/23 Budget - First Quarter Review	182
9	New	and Emerging Items for Discussion	190
10	Mat	ters for which the Meeting may Be Closed (Confidential Matters)	191
	10.1	RATES OUTSTANDING SEPTEMBER 2022	191
	10.2	SUNDRY DEBTORS SEPTEMBER 2022	192
11	Date	e of Next Meeting	193
12	Clos	ure of Meeting	193

MINUTES OF SHIRE OF DERBY / WEST KIMBERLEY AUDIT COMMITTEE MEETING HELD AT THE COUNCIL CHAMBERS, CLARENDON STREET, DERBY ON THURSDAY, 20 OCTOBER 2022 AT 4:00PM

PRESENT: Cr Andrew Twaddle (Chair), Cr Geoff Haerewa (Shire President), Cr Peter

McCumstie (Deputy Shire President) and Cr Pat Riley (via videoconference)

(entered at 4:03pm).

IN ATTENDANCE: Alan Thornton (Acting Director of Corporate Services), Wayne Neate (Director

Technical and Development Services), Christie Mildenhall (Acting Director of Community Services), Sarah Smith (Executive Services Coordinator), Lavenia

Ratabua (Acting Manager of Finance) and Susan Krouzecky (Accountant).

VISITORS: Nil

GALLERY: Nil

APOLOGIES: Nil

APPROVED LEAVE OF ABSENCE: Cr Keith Bedford.

ABSENT: Nil

1 DECLARATION OF OPENING, ANNOUNCEMENT OF VISITORS

The meeting was opened at 4:00pm by Andrew Twaddle – Chair.

2 ATTENDANCE VIA TELEPHONE/INSTANTANEOUS COMMUNICATIONS

In accordance with regulation 14A of the Local Government (Administration) Regulations 1996 Council must approve (by Absolute Majority) the attendance of a person, not physically present at a meeting of Council, by audio contact. The person must be in a 'suitable place' as approved (by absolute majority) by Council. A 'suitable place' means a place that is located in a townsite or other residential area and 150km or further from the place at which the meeting is to be held.

Cr Pat Riley (entered at 4:03pm).

3 ANNOUNCEMENTS BY PRESIDING PERSON WITHOUT DISCUSSION

Nil.

4 DISCLOSURE OF INTERESTS

Section 5.65 and 5.70 of the *Local Government Act 1995* requires an Elected Member or officer who has an interest in any matter to be discussed at a Committee/Council Meeting that will be attended by the Elected Member or officer must disclose the nature of the interest in a written notice given to the Chief Executive Officer before the meeting; or at the meeting before the matter is discussed.

An Elected Member who makes a disclosure under section 5.65 or 5.70 must not preside at the part of the meeting relating to the matter; or participate in; or be present during, any discussion

or decision making procedure relating to the matter, unless allowed by the Committee/Council. If Committee/Council allow an Elected Member to speak, the extent of the interest must also be stated.

4.1 Declaration of Financial Interests

Nil.

4.2 Declaration of Proximity Interests

Nil.

4.3 Declaration of Impartiality Interests

Cr Peter McCumstie – Item 10.1 – Rates Oustanding September 2022
 Nature: Family member involved.

5 PETITIONS, DEPUTATIONS, PRESENTATIONS AND SUBMISSIONS

Nil.

6 CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS

COMMITTEE RESOLUTION AC94/22

Moved: Cr Geoff Haerewa Seconded: Cr Peter McCumstie

That the Minutes of the Audit Committee Meeting held at the Council Chambers, Clarendon Street, Derby, on 29 September 2022 be CONFIRMED.

<u>In Favour:</u> Crs Geoff Haerewa, Peter McCumstie and Andrew Twaddle

Against: Nil

CARRIED 3/0

7 REPORTS

7.1 ACCOUNTS FOR PAYMENT - SEPTEMBER 2022

File Number: 5110 - Accounts Payable

Author: Somya Chaudhary, Finance Officer

Responsible Officer: Alan Thornton, Acting Director of Corporate Services

Authority/Discretion: Information

SUMMARY

For the Audit Committee to note the list of accounts paid under delegated authority during the month of September 2022.

DISCLOSURE OF ANY INTEREST

Nil.

BACKGROUND

Council has delegated to the Chief Executive Officer the exercise of its power to make payments from the Shire's municipal and trust funds. In accordance with regulation 13 of the *Local Government (Financial Management) Regulations 1996*, a list of accounts paid by the Chief Executive Office is to be provided to Council.

STATUTORY ENVIRONMENT

Local Government (Financial Management) Regulations 1996

- 12. Payments from municipal fund or trust fund, restrictions on making
 - 12(1) A payment may only be made from the municipal fund or a trust fund -
 - (a) if the local government has delegated to the Chief Executive Officer the exercise of its power to make payments from those funds by the CEO: or
 - (b) otherwise, if the payment is authorised in advance by a resolution of the Council.

The Chief Executive Officer has delegated authority to make payments from the municipal and trust funds.

- 13. Payments from municipal fund or trust fund by CEO, CEO's duties as to etc.
 - (1) If the local government has delegated to the CEO the exercise of its power to make payments from the municipal fund or the trust fund, a list of accounts paid by the CEO is to be prepared each month showing for each account paid since the last such list was prepared
 - (a) the payee's name; and
 - (b) the amount of the payment; and

- (c) the date of the payment; and
- (d) sufficient information to identify the transaction.
- (2) A list of accounts for approval to be paid is to be prepared each month showing
 - (a) for each account which requires Council authorisation in that month
 - (i) the payee's name; and
 - (ii) the amount of the payment; and
 - (iii) sufficient information to identify the transaction; and
 - (b) the date of the meeting of the council to which the list is to be presented.
- (3) A list prepared under sub regulation (1) or (2) is to be
 - (a) presented to the council at the next ordinary meeting of the Council after the list is prepared; and
 - (b) recorded in the minutes of that meeting.

POLICY IMPLICATIONS

Nil.

FINANCIAL IMPLICATIONS

All expenditure from the municipal fund was included in the annual budget as adopted or revised by Council.

STRATEGIC IMPLICATIONS

GOAL	OUR PRIORITIES	WE WILL
1. Leadership and Governance	1.2 Capable, inclusive and effective organisation	1.2.2 Provide strong governance

RISK MANAGEMENT CONSIDERATIONS

RISK	LIKELIHOOD	CONSEQUENCE	RISK ANALYSIS	MITIGATION
Legal & Compliance: In accordance with section 6.8 of the Local Government Act 1995, a local government is not to incur expenditure from its municipal fund for an additional purpose	Rare	Minor	Low	Expenditure to only be incurred in accordance with budget parameters, which have been structured on financial viability and sustainability principles.

except where the		
expenditure is		
authorised in advance		
by an absolute majority		
of Council.		

CONSULTATION

Internal consultation within the Corporate Services Department.

COMMENT

All municipal fund expenditure included in the list of payments is incurred in accordance with the 2022-23 Annual Budget as adopted by Council at its meeting held 28 July 2022 (Resolution 94/22) and subsequently revised or has been authorised in advance by the President or by resolution of Council as applicable.

The table below summarises the payments drawn on the funds during the month. Lists detailing the payments made are appended as an attachment.

REPORT TO COUNCIL SEPTEMBER - 2022

FUND	DETAILS	AMOUNT			
MUNICIPAL ACCOU	NT				
EFT Payments	EFT 54307 - 54454	\$3,164,406.43			
Municipal Cheques	CHQ 54857	\$48,238.78			
Direct Debits	Fees & Charges, Credit Card Payments, Payroll, Payroll Liabilities	\$636,001.90			
Manual Cheques		Nil			
TRUST ACCOUNT					
EFT Payments		Nil			
Trust Cheques		Nil			
TOTAL	TOTAL \$3,848,647.1				

Creditors Outstanding as at 30/09/2022

\$933,743.35

VOTING REQUIREMENT

Simple majority

ATTACHMENTS

- 1. September 2022 List of Accounts
- 2. September 2022 Credit Card Reconciliation

COMMITTEE RESOLUTION AC95/22

Moved: Cr Peter McCumstie Seconded: Cr Geoff Haerewa

That the Audit Committee recommends that Council notes the List of Accounts for September 2022 paid under Delegated Authority in accordance with regulation 13(1) of the Local Government (Financial Management) Regulations 1996 attached to this report, totalling \$3,848,647.11.

<u>In Favour:</u> Crs Geoff Haerewa, Peter McCumstie and Andrew Twaddle

Against: Nil

CARRIED 3/0

REPORT TO COUNCIL – SEPTEMBER 2022

EFT PAYMENTS - MUNI ACCOUNT

PAYMENT ID	DATE	CREDITOR / INVOICE DETAILS	AMOUNT
EFT54362	09/09/2022	A & B TYRES	\$1,920.00
INV 42711	08/08/2022	PUNCTURE REPAIR - MOWER TYRE	\$25.00
INV 43717	09/08/2022	4X BF GOODRICH 235/85R16 A/T	\$1,720.00
INV 43840	16/08/2022	14-KW WHEEL ALIGNMENT	\$100.00
INV 43839	18/08/2022	1X TYRE REPAIR AND 1X TYRE FIT	\$75.00
EFT54403	16/09/2022	A & B TYRES	\$3,000.00
INV 43832	17/08/2022	4X HANKOOK DH16 11R22.5 TYRES	\$3,000.00
EFT54455	23/09/2022	ACTIVE DISCOVERY	\$37,114.00
INV 182399	13/09/2022	TRAVEL AND INSTALL 2X SHADE SAILS & HARDWARE	\$32,296.00
INV 182400	13/09/2022	VARIOUS PLAYGROUND SUPPLIES FOR FX	\$4,818.00
EFT54307	02/09/2022	ADLAM TRANSPORT	\$7,370.00
INV 523561	03/09/2022	STAFF RELOCATION COSTS	\$7,370.00
EFT54308	02/09/2022	AK EVANS GROUP AUSTRALIA PTY LTD	\$320,419.24
INV 25107	31/07/2022	FLOOD DAMAGE ROAD REPAIRS - AGRN 907	\$320,419.24
EFT54404	16/09/2022	AK EVANS GROUP AUSTRALIA PTY LTD	\$47,205.99
INV 25274	31/08/2022	FUEL PRICE VARIATION FOR EVENT AGRN 907	\$47,205.99
EFT54456	23/09/2022	ALLWEST BUILDING APPROVALS	\$440.00
INV 9020	05/09/2022	CDC (BPU 4284) & (BPU 4285)	\$440.00
EFT54309	02/09/2022	ALTHAM PLUMBING CONTRACTORS	\$906.38
INV 14074	22/08/2022	TEST 2X BACKFLOWS	\$440.00
INV 14080	23/08/2022	REMOVE LEAKING METER & ADJUST PIPE WORK TO SUIT NEW	\$466.38
EFT54363	09/09/2022	ALTHAM PLUMBING CONTRACTORS	\$15,947.25
INV 14084	24/08/2022	TEST FOR FAULTS, PUMP OUT SPECTATOR TOILETS, DISPOSE OF 30,000L SEPTAGE	\$15,639.25
INV 14134	01/09/2022	BURIAL PLOT EXCAVATION	\$308.00
EFT54355	02/09/2022	ANDREW JAMES TWADDLE	\$1,554.86
INV ALLOW3108	31/08/2022	AUGUST 2022 COUNCILLOR SITTING FEES	\$1,554.86
EFT54365	09/09/2022	ARAC REFRIGERATION & AIR CONDITIONING	\$297.00
INV 6839	26/08/2022	PRESSURE WASH & SERVICE AIR-CON UNITS	\$198.00
INV 6838	05/09/2022	PRESSURE WASH KITCHEN AIR-CON AND CHECK OPERATION	\$99.00
EFT54405	16/09/2022	ARAC REFRIGERATION & AIR CONDITIONING	\$1,041.00
INV 6840	06/09/2022	PRESSURE WASH & TEST ALL AIR-CON UNITS	\$1,041.00
EFT54310	02/09/2022	AUSTRALIAN SERVICES UNION	\$284.90
INV DEDUCTION	30/08/2022	PAYROLL DEDUCTION	\$284.90
EFT54406	16/09/2022	AUSTRALIAN SERVICES UNION	\$284.90
INV DEDUCTION	13/09/2022	PAYROLL DEDUCTIONS	\$284.90
EFT54311	02/09/2022	BLACKWOODS ATKINS - BROOME	\$701.05
INV PE9079EQ	04/08/2022	SUPPLY 1X ALUMINIUM TOOL BOX FOR 1HKJ104	\$701.05
EFT54459	23/09/2022	BOCLIMITED	\$240.82
INV 5005842008	31/08/2022	MONTHLY GAS CYLINDER CHARGES - AUGUST 2022	\$240.82
EFT54408	16/09/2022	BOOKEASY PTY LTD	\$438.90

INV 21646	06/09/2022	BOOKINGS MONTHLY FEE FOR AUGUST 2022	\$438.90
EFT54312	02/09/2022	BRENT SIMONS	\$78.00
INV REIMB3082	30/08/2022	STAFF REIMBURSEMENTS	\$78.00
EFT54457	23/09/2022	BROOME SHADE	\$3,335.00
INV 1579	07/09/2022	SUPPLY AND INSTALL REPLACEMENT SHADE SAIL TO KIDS PLAYGROUND	\$3,335.00
EFT54409	16/09/2022	BROOME TOYOTA NORTH WEST MOTOR GROUP	\$6,699.56
INV JC14089429	16/08/2022	GVM UPGRADE FOR P228 LAND CRUISER	\$6,699.56
EFT54360	08/09/2022	BUCKLEYS EARTHWORKS & PAVING PTY LTD	\$843,866.15
INV 2635	12/07/2022	DERBY STREETS RESEALING: CONTRACT C1-2022	\$670,276.08
INV 2645	31/07/2022	CLARENDON STREET RECONSTRUCTION: CONTRACT C6-2021	\$173,590.07
EFT54366	09/09/2022	BUCKLEYS EARTHWORKS & PAVING PTY LTD	\$137,535.93
INV 2637	20/07/2022	AGRN 907 - FLOOD DAMAGE REINSTATEMENT WORKS	\$137,535.93
EFT54367	09/09/2022	BUILDING AND ENERGY	\$882.35
INV PERMIT3108	31/08/2022	BSL - AUGUST 2022	\$882.35
EFT54369	09/09/2022	CARPET, PAINT & TILE CENTRE	\$299.25
INV 148170	01/09/2022	SUPPLY 200X200 GLOSS, 20KG GLUE AND 3KG GROUT	\$299.25
EFT54458	23/09/2022	CATHERINE FEENEY	\$33.95
INV REIMB1409	14/09/2022	STAFF REIMBURSEMENTS	\$33.95
EFT54413	16/09/2022	CHLOE SEARLES	\$84.45
INV REIMB1209	12/09/2022	STAFF REIMBURSEMENTS	\$84.45
EFT54396	09/09/2022	CLEANAWAY CO PTY LTD	\$234,889.76
INV 19111663	31/05/2022	MUNICIPAL BIN COLLECTION - APRIL 2022	\$52,538.68
INV 19128212	31/07/2022	MUNICIPAL BIN COLLECTION - JULY 2022	\$56,767.04
INV 19128213	31/07/2022	LANDFILL MANAGEMENT - JULY 2022	\$125,584.04
EFT54484	23/09/2022	CLEANAWAY CO PTY LTD	\$213,558.92
INV 19136580	31/08/2022	MUNICIPAL CHARGES - AUGUST 2022	\$87,974.88
INV 19136581	31/08/2022	LANDFILL MANAGEMENT - AUGUST 2022	\$125,584.04
EFT54313	02/09/2022	CLEANING GARDENING & TREE SERVICES	\$15,236.10
INV 10882	19/08/2022	CLEANING OF VARIOUS FX LOCATIONS - JUNE 2022	\$15,236.10
EFT54411	16/09/2022	CMT BUILDING WA PTY LTD	\$5,222.15
INV 0270	23/08/2022	VARIOUS SCREEN INSTALLATIONS & RE-GLAZING	\$3,101.45
INV 0284	24/08/2022	REMOVE DAMAGED STRIKER PLATE & INSTALL NEW HEAVY DUTY	\$121.00
INV 0300	30/08/2022	SUPPLY AND INSTALL 870 SOLID DOOR AND PAINT	\$822.75
INV 0296	30/08/2022	REPLACE FRONT DOOR LOCK AT FXVC	\$336.60
INV 0297	30/08/2022	BOARD UP HOLE NEAR GYM AT FX HALL	\$159.45
INV 0299	30/08/2022	SUPPLY 920 SOLID CORE DOOR, FIXINGS & PAINT	\$680.90
EFT54475	23/09/2022	CONFERENCE MANAGEMENT SOLUTIONS	\$2,250.00
INV 68	14/09/2022	NATSIEH 2022 REGISTRATION FOR 5X AEHU STAFF	\$2,250.00
EFT54460	23/09/2022	CROSSING AUTOMOTIVE SERVICES	\$129.80
INV 27980	06/09/2022	FIT 4 TYRES TO ATV SPRAY TRAILER	\$129.80
EFT54380	09/09/2022	CROSSING INN	\$1,850.00
INV 28946	31/08/2022	CATERING FOR FVDHS SKUTTA BLOKE DAY	\$1,850.00
EFT54400	09/09/2022	DEAN WILSON TRANSPORT PTY LTD	\$132.20
INV 20213219	21/08/2022	FREIGHT	\$132.20
EFT54490	23/09/2022	DEAN WILSON TRANSPORT PTY LTD	\$27.50

INV 20213661	12/09/2022	FREIGHT EX BROOME TOYOTA TO SHIRE OF DERBY AS PER PO 75911	\$27.50
EFT54461	23/09/2022	DEB FITZPATRICK	\$3,373.41
INV C643	11/08/2022	CHILDREN'S BOOK WEEK 2022 PRESENTATIONS 07/08/2022 TO 11/08/2022	\$3,200.00
INV C645	15/08/2022	MEALS & SUBSISTENCE EXPENSES - CHILDREN'S BOOK WEEK 2022	\$173.41
EFT54425	16/09/2022	DEPARTMENT OF FIRE AND EMERGENCY SERVICES.	\$80,868.10
INV 154287	19/08/2022	2022/23 ESL Q1 CONTRIBUTION	\$80,868.10
EFT54373	09/09/2022	DEPARTMENT OF PREMIER & CABINET	\$140.40
INV 1002247	11/08/2022	UV TO GRV GAZETTE PUBLICATION	\$140.40
EFT54423	16/09/2022	DEPARTMENT OF WATER AND ENVIRONMENTAL REGULATION	\$6,952.00
INV WL8602-2022	02/09/2022	DERBY WASTE MANAGEMENT FACILITY - ANNUAL FEE 2022	\$6,952.00
EFT54315	02/09/2022	DEPUTY CHILD SUPPORT REGISTRAR	\$297.63
INV DEDUCTION	30/08/2022	PAYROLL DEDUCTION	\$297.63
EFT54414	16/09/2022	DEPUTY CHILD SUPPORT REGISTRAR	\$297.63
INV DEDUCTION	13/09/2022	PAYROLL DEDUCTIONS	\$297.63
EFT54320	02/09/2022	DERBY 4X4 & MARINE	\$784.31
INV 30407-52139	03/08/2022	1X AIR FILTER FOR 01KW	\$76.88
INV 30436-52154	04/08/2022	1X FUEL FILTER FOR 1GJT706	\$74.25
INV 30437-52173	04/08/2022	1X 12V POWER SOCKET SURFACE MOUNT FOR 01KW	\$21.60
INV 30487-52227	08/08/2022	1X SOCKET TWIN SURFACE MOUNT FOR 3KW	\$43.98
INV 30495-52230	09/08/2022	1X BAR LAMP CLEAR ROUND FOR 16KW	\$61.60
INV 30607-52363	18/08/2022	2X BATTERIES FOR 7KW CRUISER	\$506.00
EFT54416	16/09/2022	DERBY 4X4 & MARINE	\$1,032.79
INV 30688-52445	25/08/2022	SUPPLY PARTS FOR 7KW	\$507.43
INV 30702-52457	26/08/2022	SUPPLY STARTER MOTOR AND BATTERY FOR 10KW	\$525.36
EFT54317	02/09/2022	DERBY BUILDING SUPPLIES	\$300.77
INV 518899	05/08/2022	2X BUY RIGHT SHOVELS & 3 X ADAPTORS	\$117.14
INV 520769	17/08/2022	2X STIHL 2-IN-1 FILE HOLDER	\$117.00
INV 520853	18/08/2022	1X BREMICK SCREW HEX, 2X VATER RIBBED INSERT	\$31.73
INV 520862	18/08/2022	PIPE GRIP PRIMING FLUID AND SOLVENT CEMENT	\$34.90
EFT54415	16/09/2022	DERBY BUILDING SUPPLIES	\$29.96
INV 521510	26/08/2022	SUPPLY 2X SOCKET PVC VALVE	\$6.76
INV 521711	30/08/2022	SUPPLY HEX NIPPLE & BALL VALVE	\$23.20
EFT54319	02/09/2022	DERBY BUS SERVICE PTY LTD	\$27.50
INV 20143	03/08/2022	FREIGHT AS PER PO 74089	\$27.50
EFT54462	23/09/2022	DERBY BUS SERVICE PTY LTD	\$93.50
INV 20225	31/08/2022	FREIGHT: 5 BOX FROM NW LOCKSMITH	\$93.50
EFT54318	02/09/2022	DERBY CHAMBER OF COMMERCE INC	\$275.00
INV 943	04/08/2022	SUBSCRIPTION FEES FOR 2022	\$275.00
EFT54370	09/09/2022	DERBY DISTRICT HIGH SCHOOL	\$500.00
INV REIMB3108	31/08/2022	BOND RETURN - TOWN OVAL FOR TWILIGHT SPORTS CARNIVAL 12/08/2022	\$500.00
EFT54321	02/09/2022	DERBY FUELS	\$2,291.47
INV 935353	03/08/2022	CATERING FOR "ON COUNTRY" TRIP	\$48.00
INV 936286	05/08/2022	100.00L UNLEADED FUEL FOR SMALL PLANT USE	\$255.50
INV 937458	09/08/2022	60.12 L UNLEADED FOR 1HMJ-659	\$150.00
INV 211566	19/08/2022	63.23L UNLEADED FOR P225	\$153.97

INV 941597	22/08/2022	CATERING FOR THURSDAY & WEEKEND PROGRAM 18/08/2022	\$1,480.00
INV 211874	25/08/2022	CATERING & ESKY FOR FX COUNCIL MEETING	\$204.00
EFT54371	09/09/2022	DERBY FUELS	\$215.00
INV 210011	29/07/2022	CATERING FOR ORDINARY COUNCIL MEETING 28/07/2022	\$215.00
EFT54417	16/09/2022	DERBY FUELS	\$4,037.86
INV 939809	17/08/2022	CATERING FOR FRIDAY LATE NIGHT AND WEEKEND 12/08/2022	\$1,480.00
INV 212177	30/08/2022	CATERING FOR THURSDAY LATE NIGHT & WEEKEND	\$840.00
INV 944429	31/08/2022	61.88L UNLEADED FOR 1HMJ659	\$145.73
INV 212575	02/09/2022	CATERING FOR THURSDAY LATE NIGHT AND WEEKEND PROGRAM 01/09/2022	\$1,480.00
INV 945776	05/09/2022	SUPPLY 39.12L UNLEADED FOR HILUX	\$92.13
EFT54324	02/09/2022	DERBY HARDWARE MITRE10	\$85.98
INV 10561523	05/08/2022	SUPPLY 2X LANDSCAPERS RAKES	\$85.98
EFT54374	09/09/2022	DERBY HARDWARE MITRE10	\$324.91
INV 10561727	08/08/2022	4X ANGLE BRACKETS	\$15.79
INV 10561778	09/08/2022	3X TECH SCREWS (PACKS 15 & 50)	\$20.77
INV 10561902	10/08/2022	1X HINGE PIANO & 1X DROP BOLT	\$40.98
INV 10561958	11/08/2022	1X JAMBRO RING FASTENERS	\$19.99
INV 10562942	25/08/2022	2X 5KG BAG OF WHITE RAGS	\$73.98
INV 10563160	29/08/2022	MICROFIBER TOWELS, CHAMOIS, POLISH & COMPOUND	\$103.96
INV 10563161	29/08/2022	2X 10L PLASTIC BUCKET	\$11.98
INV 10563170	29/08/2022	1X DRILL MASONRY	\$4.49
INV 10563248	30/08/2022	SUPPLY 1 CAN CRC	\$11.99
INV 10563763	06/09/2022	2X DISC ALL PK5	\$20.98
EFT54421	16/09/2022	DERBY HARDWARE MITRE10	\$335.35
INV 10562259	16/08/2022	4L PAINT CLEAN-UP, RUST GUARD AND SANDPAPER.	\$194.18
INV 10563373	01/09/2022	1X ZINC GALVANIZING SPRAY	\$19.99
INV 10563381	01/09/2022	SIKAFLEX SEALANT AND RAMSET DYNABOLT	\$50.27
INV 10563432	01/09/2022	1X NO MORE GAPS XM3 WHITE 475G	\$7.99
INV 10563711	05/09/2022	1X FOAM SANDING BLOCK	\$3.99
INV 10563631	05/09/2022	2X DISC ALL PK5	\$20.98
INV 10563824	07/09/2022	SUPPLY SOCKET HEAD SCREWS, NUTS, BOLTS & WASHERS	\$21.97
INV 10563861	08/09/2022	2X NO MORE GAPS XM3 WHITE 475G	\$15.98
EFT54464	23/09/2022	DERBY HARDWARE MITRE10	\$760.00
INV 10562794	23/08/2022	1X CHAMPION HEX BOLT	\$9.49
INV 10563629	05/09/2022	PAINTING MATERIALS	\$750.51
EFT54407	16/09/2022	DERBY LICENCED POST OFFICE	\$177.25
INV 000434	31/08/2022	2X LETTER DROP, 1X SMALL TOUGH BAG	\$177.25
EFT54463	23/09/2022	DERBY NETBALL ASSOCIATION INC	\$250.00
INV REIMB1909	19/09/2022	BOND REFUND	\$250.00
EFT54323	02/09/2022	DERBY PROGRESSIVE SUPPLIES	\$144.94
INV 048696	05/08/2022	SUPPLIES FOR FITZROY CROSSING GREAT NORTHERN CLEAN UP EVENT	\$144.94
EFT54419	16/09/2022	DERBY PROGRESSIVE SUPPLIES	\$1,839.62
INV 049093	11/08/2022	3X ICE BAGS FOR DERBY DEPOT	\$32.68
INV 049524	17/08/2022	PLATES, CUPS, KNIVES AND FORKS FOR FX YOUTH ACTIVITIES	\$520.14
INV 050254	29/08/2022	1X CARTON OF CUPS FOR ADF (RAFF) EXPO EVENT	\$178.79

INV 050528	31/08/2022	CLEANING MATERIALS FOR DEPOT	\$98.45
INV 050732	02/09/2022	CLEANING SUPPLIES	\$856.60
INV 051328	12/09/2022	SUPPLY 25L RIO MINERAL SALTS & RED DIRT REMOVER	\$152.96
EFT54420	16/09/2022	DERBY RED SHED - WOMENS COLLECTIVE	\$10,000.00
INV PAYOUT	15/09/2022	PART PAYMENT OF FUNDS HELD IN ACCOUNT BY SDWK	\$10,000.00
EFT54316	02/09/2022	DISTINCTIVE POOLS PTY LTD	\$201,911.60
INV 0394	10/08/2022	REFURBISHMENT OF DERBY SWIMMING POOL	\$183,541.60
INV 0396	22/08/2022	PURCHASE OF GROUT/MATERIALS FOR POOL & KIDS POOL	\$18,370.00
EFT54467	23/09/2022	GJ JOHNSON ELECTRICAL FITZROY CROSSING	\$676.50
INV 1327	30/08/2022	TEST AND REPAIR BORE PUMP FOR LAWN RETIC SYSTEM	\$676.50
EFT54322	02/09/2022	DYNAMIC PLAYGROUNDS PTY LTD	\$4,488.00
INV 0194	29/08/2022	SUPPLY VARIOUS PLAYGROUND SUPPLIES	\$4,488.00
EFT54347	02/09/2022	E & MJ ROSHER PTY LTD	\$434.80
INV 1446799	19/08/2022	8X TYRES	\$434.80
EFT54465	23/09/2022	ELDERS LIMITED (DERBY BRANCH)	\$187.07
INV IY 80462	17/08/2022	20KG CASTROL PREMIUM HD GREASE	\$187.07
EFT54364	09/09/2022	E-QUAL DISABILITY CONSULTANTS	\$1,650.00
INV 008142	10/08/2022	FINAL PAYMENT FOR DEVELOPMENT OF DAIP	\$1,650.00
EFT54424	16/09/2022	EXURBAN PTY LTD	\$2,906.17
INV URP-4232	03/09/2022	GENERAL TOWN PLANNING CONSULTANCY - AUGUST 2022	\$2,906.17
EFT54377	09/09/2022	FITZROY HARDWARE PTY LTD	\$243.00
INV 169240	25/07/2022	SUPPLIES FOR FITZROY CROSSING GROUNDS MAINTENANCE	\$243.00
EFT54466	23/09/2022	FITZROY HARDWARE PTY LTD	\$272.00
INV 170643	23/08/2022	BROOMS FOR DEPOT USE, PVC PRIMER & GLUE, GARDEN TAP	\$152.00
INV 170805	26/08/2022	SUPPLY 6 X ROLLS DANGER TAPE	\$120.00
EFT54326	02/09/2022	GEOFFREY ANDREW DAVIS	\$1,554.86
INV ALLOW3108	31/08/2022	AUGUST 2022 COUNCILLOR SITTING FEES	\$1,554.86
EFT54329	02/09/2022	GEOFFREY CHARLES HAEREWA	\$7,274.28
INV ALLOW3108	31/08/2022	AUGUST 2022 PRESIDENT SITTING FEES	\$7,274.28
EFT54379	09/09/2022	GEOFFREY CHARLES HAEREWA	\$794.24
INV REIMB3008	30/08/2022	TRAVEL REIMBURSEMENTS	\$656.42
INV REIMB3082	30/08/2022	TRAVEL REIMBURSEMENTS	\$137.82
EFT54427	16/09/2022	GILLIAN KENNEDY	\$300.00
INV REIMB1209	12/09/2022	BOND REFUND	\$300.00
EFT54368	09/09/2022	GLASS CO KIMBERLEY	\$17,655.00
INV 96212	05/08/2022	SUPPLY MATERIALS AND MAKE REPAIRS TO GLASS WINDOW AT DERBY DEPOT	\$248.60
INV 96213	05/08/2022	SUPPLY AND INSTALL INVISIGARD TO DERBY DEPOT EXTERIOR WINDOWS	\$17,406.40
EFT54410	16/09/2022	GLASS CO KIMBERLEY	\$4,571.60
INV 96251	12/08/2022	SUPPLY AND INSTALL INVISIGARD SCREENS TO REAR OF DERBY COUNCIL CHAMBERS	\$3,711.40
INV 96357	31/08/2022	SUPPLY & INSTALL INVISIGARD FIXED WINDOW SCREENS TO FRONT WINDOW	\$860.20
EFT54428	16/09/2022	GRACE RECORDS MANAGEMENT	\$759.55
INV RP01290607	31/08/2022	SUPPLY C4 PLAN CARTON & CARTON BARCODES	\$759.55
EFT54327	02/09/2022	GREENFIELD TECHNICAL SERVICES	\$1,625.80
INV 2725	31/07/2022	PROJECT MANAGEMENT DBCA SDK 2021/22	\$1,625.80
EFT54378	09/09/2022	GREENFIELD TECHNICAL SERVICES	\$82,875.12

INV 2748	11/08/2022	CONSTRUCTION MANAGEMENT PACKAGE 3 - AGRN907	\$34,713.25
INV 2755	16/08/2022	CONSTRUCTION MANAGEMENT PACKAGE 1 - AGRN907	\$4,475.08
INV 2713	16/08/2022	CONSTRUCTION MANAGEMENT PACKAGE 1 - AGRN907	\$4,260.80
INV 2715	17/08/2022	PROJECT MANAGEMENT - AGRN907	\$7,153.55
INV 2714	17/08/2022	PROJECT MANAGEMENT - AGRN907	\$4,603.62
INV 2771	26/08/2022	CAPITAL WORKS PACKAGE 3 FOR 08/08/2022 TO 22/08/2022	\$8,376.92
INV 2767	26/08/2022	CONSTRUCTION MANAGEMENT PACKAGE 3 - AGRN907	\$15,562.36
INV 2770	26/08/2022	CONSTRUCTION MANAGEMENT PACKAGE 3 - AGRN907	\$3,729.54
EFT54372	09/09/2022	HARDMAN ENTERPRISES PL T/AS DERBY PLUMBING AND GAS	\$247.50
INV 21541	25/08/2022	LOCATE & EXPOSE WATER LEAK FROM RETIC SOLENOID	\$247.50
EFT54394	09/09/2022	HIDRIVE GROUP PTY LTD	\$98.92
INV 229174/01	15/08/2022	SUPPLY PARTS FOR 14KW	\$98.92
EFT54330	02/09/2022	HORIZON POWER - ACCOUNT PAYMENTS	\$77.85
INV 438190	22/08/0202	UNIT 3/20 CLARENDON ST, DERBY FOR 22/07/2022 TO 19/08/2022	\$77.85
EFT54430	16/09/2022	HORIZON POWER - ACCOUNT PAYMENTS	\$31,188.32
INV 220780	01/09/2022	1108 STREETLIGHTS FOR THE PERIOD 01/08/2022 TO 31/08/2022	\$21,178.53
INV 333902	05/09/2022	24 LOCH ST, DERBY FOR 03/08/2022 TO 02/09/2022	\$587.46
INV 424950	05/09/2022	LOT 26818 WHARF RD, DERBY FOR 03/08/2022 TO 02/09/2022	\$59.64
INV 517343	05/09/2022	LOC 26818 RESTAURANT & TOILETS AT WHARF RD, DERBY FOR 03/08/2022 TO 02/09/2022	\$201.55
INV 312249	06/09/2022	LOT 143 DERBY HIGHWAY FOR 04/08/2022 TO 05/09/2022	\$2,823.79
INV 172452	06/09/2022	LOT 199 FORREST RD, FX FOR 04/08/2022 TO 05/09/2022	\$3,124.37
INV 321183	06/09/2022	30 CLARENDON ST, DERBY FOR 04/08/2022 TO 05/09/2022	\$2,961.34
INV 401732	12/09/2022	3/74 FALLON RD, FITZROY CROSSING FOR 12/07/2022 TO 09/09/2022	\$251.64
EFT54469	23/09/2022	HORIZON POWER - ACCOUNT PAYMENTS	\$5,378.09
INV 523100	01/09/2022	CCTV AT BAOBAB WAY DERBY FOR 01/08/2022 TO 31/08/2022	\$71.04
INV 539113	12/09/2022	2/74 FALLON RD, FITZROY CROSSING FOR 12/07/2022 TO 09/09/2022	\$529.70
INV 203951	15/09/2022	3 LOCH STREET, DERBY FOR 15/07/2022 TO 14/09/2022	\$345.53
INV 104620	19/09/2022	LOT 227/B CLARENDON ST, DERBY FOR 19/07/2022 TO 16/09/2022	\$165.73
INV 308420	19/09/2022	14 HARDMAN ST, DERBY FOR 19/07/2022 TO 16/09/2022	\$1,192.64
INV 328972	19/09/2022	30 JOHNSTON ST, DERBY FOR 19/07/2022 TO 16/09/2022	\$2,085.83
INV 541971	19/09/2022	35 CLARENDON ST, DERBY FOR 19/07/2022 TO 16/09/2022	\$206.43
INV 442971	19/09/2022	DERBY CIVIC CENTRE, POWER FOR 19/07/2022 - 16/09/2022	\$781.19
EFT54328	02/09/2022	HOZAUS CLAIRE	\$15,000.00
INV #04	27/04/2022	RECTIFICATION OF DAMAGED MURAL AT FXVC	\$15,000.00
EFT54429	16/09/2022	HUTCHINSON REAL ESTATE (RENT)	\$1,931.15
INV A900530	09/09/2022	RATES REFUND	\$1,085.21
INV A900381	09/09/2022	RATES REFUND	\$845.94
EFT54432	16/09/2022	IGO NEWSEARCH PTY LTD	\$707.12
INV A900962	08/09/2022	RATES REFUND	\$707.12
EFT54351	02/09/2022	ILLION TENDERLINK	\$180.40
INV SDWK-502819	03/08/2022	PUBLIC TENDER ADVERTISING : T05-2022	\$180.40
EFT54331	02/09/2022	INTEGRITY COACHLINES (AUST) PTY LTD	\$115.60
INV 13234	15/08/2022	BUS TICKET # 249690	\$115.60
EFT54431	16/09/2022	INTEGRITY COACHLINES (AUST) PTY LTD	\$242.76
INV 13251	31/08/2022	BUS TICKET # 251271 & 251272	\$242.76

EFT54332	02/09/2022	IPEC PTY LTD	\$87.74
INV 720587	16/08/2022	FREIGHT AS PER PO 76390	\$87.74
EFT54470	23/09/2022	IPEC PTY LTD	\$180.75
INV P69062834	14/08/2022	TRANSPORTATION OF PUBLIC HEALTH MATERIALS	\$180.75
EFT54333	02/09/2022	ITVISION	\$4,479.75
INV 37304	31/07/2022	PAYROLL PROCESSING AND SUPPORT - JULY 2022	\$4,479.75
EFT54471	23/09/2022	ITVISION	\$6,719.63
INV 37429	31/08/2022	PAYROLL PROCESSING AND SUPPORT - AUGUST 2022	\$6,719.63
EFT54476	23/09/2022	IXOM	\$253.70
INV 6566438	31/08/2022	AUGUST 2022 - MONTHLY CL2 SERVICE FEES	\$253.70
EFT54433	16/09/2022	JILA GALLERY	\$144.00
INV 1248	02/09/2022	CATERING FOR FROMONT FAREWELL - 6X PIZZAS	\$144.00
EFT54381	09/09/2022	JILA PLUMBING	\$254.10
INV 4895	01/09/2022	REPLACE GAS REGULATOR FLEXI HOSES WITH PIG TAILS	\$254.10
EFT54361	08/09/2022	JILL BRAZIL CONSULTING	\$9,054.75
INV 0059	22/08/2022	MENTORING, TRAINING AND ASSISTANCE ONSITE FROM 01/08/2022 TO 09/08/2022	\$9,054.75
EFT54434	16/09/2022	JO-ANNE BULSING	\$80.00
INV KAPP2022	08/09/2022	SALE OF ARTWORK AT KAPP 2022	\$80.00
EFT54334	02/09/2022	KEITH BEDFORD	\$1,554.86
INV ALLOW3108	31/08/2022	AUGUST 2022 COUNCILLOR SITTING FEES	\$1,554.86
EFT54384	09/09/2022	KELSEY LAIRD	\$161.01
INV REIMB3108	31/08/2022	UTILITY SUBSIDY	\$161.01
EFT54435	16/09/2022	KIMBERLEY ABORIGINAL MEDICAL SERVICE COUNCIL	\$500.00
INV REIMB3108	31/08/2022	BOND REFUND FOR FITZROY REC HALL HIRE	\$500.00
EFT54445	16/09/2022	KIMBERLEY COUNTRY DEPARTMENT STORE	\$3,767.94
INV DB35516	18/08/2022	STAFF UNIFORMS	\$240.00
INV DB35327	19/08/2022	STAFF UNIFORMS	\$209.85
INV DB34313	20/08/2022	STAFF UNIFORMS	\$479.00
INV DB34505	20/08/2022	STAFF UNIFORMS	\$568.75
INV DB34557	20/08/2022	STAFF UNIFORMS	\$210.20
INV DB35326	20/08/2022	STAFF UNIFORMS	\$416.10
INV DB34458	22/08/2022	STAFF UNIFORMS	\$728.74
INV DB34783	22/08/2022	STAFF UNIFORMS	\$241.30
INV DB35379	22/08/2022	STAFF UNIFORMS	\$674.00
EFT54382	09/09/2022	KIMBERLEY FIRE SYSTEMS	\$1,957.23
INV 15799	31/08/2022	6 MONTHLY INSPECTION & URGENT REPAIRS TO 2X FIRE HOSE REELS	\$1,957.23
EFT54335	02/09/2022	KIMBERLEY PILBARA CATTLEMEN'S ASSOCIATION	\$550.00
INV 0917	01/05/2022	RENEWAL OF ASSOCIATE MEMBERSHIP FOR KPCA	\$550.00
EFT54472	23/09/2022	KO CONTRACTING PTY LTD	\$10,246.50
INV 0097	02/09/2022	LINE MARKING AS PER QUOTE # QU-0053	\$10,246.50
EFT54438	16/09/2022	KW TILT & TOW	\$200.00
INV T137	02/09/2022	RETRIEVAL OF TOYOTA KLUGER EX STEEL ST	\$200.00
EFT54418	16/09/2022	LANDGATE (WA LAND INFORMATION AUTHORITY)	\$550.50
INV 377852	26/08/2022	MINIMUM CHARGE - MINING TENEMENT	\$51.00
INV 1213376	01/09/2022	GROSS RENTAL VALUATION SPLIT RATING	\$499.50

EFT54441	16/09/2022	LIANA INGRAM	\$133.34
INV REIMB1209	12/09/2022	UTILITY SUBSIDY	\$133.34
EFT54336	02/09/2022	LOCAL GOVERNMENT PROFESSIONALS (LGPRO)	\$150.00
INV 28107	15/08/2022	YOUNG PROFESSIONAL MEMBERSHIP - 2022/23	\$150.00
EFT54383	09/09/2022	LOCAL HEALTH AUTHORITY ANALYTICAL COMMITTEE	\$2,010.49
INV MA2022 040	05/08/2022	2022-23 ANALYTICAL SERVICES	\$2,010.49
EFT54439	16/09/2022	LOOMA COMMUNITY INCORPORATED	\$660.00
INV 3793	25/08/2022	HIRE OF COMMUNITY YOUTH CENTRE FOR DOG DE-SEXING PROGRAM	\$440.00
INV 3794	25/08/2022	RENT OF HOUSE AT DURACK ST CAMBALLIN FOR DOG DE-SEXING PROGRAM	\$220.00
EFT54337	02/09/2022	LYNETTE EVANS	\$2,351.96
INV ALLOW3108	31/08/2022	AUGUST 2022 COUNCILLOR SITTING FEES	\$1,554.86
INV TRAVEL3108	31/08/2022	TRAVEL REIMBURSEMENTS	\$797.10
EFT54449	16/09/2022	MARIA MATTHEWS T/AS MR & MRS POTATO HEAD	\$1,920.00
INV 84	05/09/2022	CATERING FOR LATE NIGHT PROGRAM 02/09/2022	\$960.00
INV 85	05/09/2022	CATERING FOR LATE NIGHT PROGRAM 26/08/2022	\$960.00
EFT54482	23/09/2022	MARIA MATTHEWS T/AS MR & MRS POTATO HEAD	\$960.00
INV 86	19/09/2022	CATERING FOR LATE NIGHT PROGRAM 09/09/2022	\$960.00
EFT54385	09/09/2022	MARIA O'CONNELL	\$99.04
INV REIMB3108	31/08/2022	STAFF REIMBURSEMENTS	\$99.04
EFT54338	02/09/2022	MARKET CREATIONS AGENCY PTY LTD	\$5,367.00
INV IQ19-1	31/03/2022	DESIGN AND SUPPLY OF 2020/2021 ANNUAL REPORT	\$2,078.00
INV IT12-1	30/06/2022	UPDATE EXISTING PULL-UP BANNER DESIGNS	\$1,276.00
INV IS75-1	12/08/2022	RATES BROCHURE - UPDATE EXISTING WITH NEW CONTENT	\$1,100.00
INV IT12-2	15/08/2022	PULL UP BANNERS - UPDATE DESIGN STYLE & NEW IMAGES	\$363.00
INV IU06-1	19/08/2022	1X BUSINESS CARD DESIGN WITH 2 TYPES	\$550.00
EFT54386	09/09/2022	MARNIN STUDIO	\$300.00
INV KAPP 22 SALE-2	31/08/2022	KAPP SALE - MARY GEORGE BARRAMUNDI CUSHION COVER	\$44.00
INV KAPP22 SALE-1	31/08/2022	KAPP SALE - MARY GORGE TURTLE & BARRAMUNDI TABLE CLOTH	\$128.00
INV KAPP22 SALE	31/08/2022	KAPP SALE - CHANTELL MURRAY TABLE CLOTH - FRESH WATER MUSS	\$128.00
EFT54339	02/09/2022	MARRA WORRA WORRA ABORIGINAL CORP	\$405.00
INV 2302	19/08/2022	ACCOMMODATION FOR SDWK STAFF	\$270.00
INV 2303	19/08/2022	ACCOMMODATION FOR SDWK STAFF	\$135.00
EFT54473	23/09/2022	MCLEODS BARRISTERS & SOLICITORS	\$1,908.15
INV 125347	29/07/2022	LEGAL SUPPORT IN THE CASE OF DOG ATTACK	\$1,040.75
INV 125348	29/07/2022	LEGAL SUPPORT FOR ENFORCEMENT OF DOG ACT 1976	\$867.40
EFT54375	09/09/2022	MEGAN NESHODA	\$161.44
INV REIMB0609	06/09/2022	STAFF REIMBURSEMENTS	\$161.44
EFT54442	16/09/2022	MOORE AUSTRALIA (TAX)	\$20,460.00
INV 425780	31/07/2022	JUNE 2022 BAS, FINANCIAL STATEMENT AND COMPILATION OF 2022-23 BUDGET ESTIMATES	\$16,060.00
INV 426266	31/08/2022	COMPILATION OF 2020/21 ANNUAL FINANCIAL STATEMENTS	\$4,400.00
EFT54387	09/09/2022	NISBETS AUSTRALIA PTY LIMITED	\$13,947.45
INV 1506398	10/08/2022	SUPPLY KITCHEN EQUIPMENT FOR YOUTH CENTRE UPGRADE	\$12,187.67
INV 1507276	11/08/2022	SUPPLY KITCHEN EQUIPMENT FOR YOUTH CENTRE UPGRADE	\$1,759.78
EFT54340	02/09/2022	NORTH WEST LOCKSMITH	\$1,342.00
INV ITR-1178	08/08/2022	REPLACEMENT KEYS FOR VARIOUS SHIRE BUILDINGS	\$1,013.00

INV ITR-1308	23/08/2022	REPLACE NSP RESTRICTED LOCKWOOD 355 DEADLOCK	\$329.00
EFT54388	09/09/2022	NORTH WEST LOCKSMITH	\$670.00
INV 26484	25/08/2022	LOCKWOOD 355 LOCKS KEYED TO D1 SYSTEM NW222	\$610.00
INV ITR-1368	31/08/2022	3X RESTRICTED KEY CUT ON MK SYSTEM GP1	\$60.00
EFT54474	23/09/2022	NORVAL ART COMPANY	\$200.00
INV 19092022	19/09/2022	INSTALL ART HANGING SYSTEM FOR 2022 KAPP	\$200.00
EFT54341	02/09/2022	OFFICE STAR	\$830.80
INV 59611	23/08/2022	SUPPLY TONER FOR RICOH IM C2000 #784	\$830.80
EFT54389	09/09/2022	ORD AGRICULTURAL EQUIPMENT	\$993.64
INV OA12943	12/08/2022	SUPPLY PARTS FOR KUBOTA LOADER	\$993.64
EFT54444	16/09/2022	ORD AGRICULTURAL EQUIPMENT	\$2,613.55
INV OA13038	01/08/2022	SUPPLY PARTS FOR KUBOTA RIDE ON MOWER	\$312.05
INV OA13037	01/08/2022	SUPPLY PARTS FOR KUBOTA RIDE ON MOWER	\$1,314.54
INV OA13041	01/08/2022	SUPPLY PARTS FOR KUBOTA RIDE ON MOWER	\$382.84
INV OA13036	01/08/2022	SUPPLY PARTS FOR KUBOTA MOWER	\$604.12
EFT54343	02/09/2022	PATRICIA LISA RILEY	\$1,554.86
INV ALLOW3108	31/08/2022	AUGUST 2022 COUNCILLOR SITTING FEES	\$1,554.86
EFT54393	09/09/2022	PATRICIA LISA RILEY	\$439.00
INV REIMB3008	30/08/2022	TRAVEL REIMBURSEMENTS	\$439.00
EFT54344	02/09/2022	PAUL LESLIE WHITE	\$1,554.86
INV ALLOW3108	31/08/2022	AUGUST 2022 COUNCILLOR SITTING FEES	\$1,554.86
EFT54342	02/09/2022	PETER JOHN MCCUMSTIE	\$3,431.03
INV ALLOW3108	31/08/2022	AUGUST 2022 COUNCILLOR SITTING FEES	\$2,861.67
INV TRAVEL3108	31/08/2022	TRAVEL REIMBURSEMENT	\$569.36
EFT54392	09/09/2022	PETER JOHN MCCUMSTIE	\$170.00
INV REIMB3008	30/08/2022	REIMBURSE 2X LONG TABLE DINNER TICKETS	\$170.00
EFT54391	09/09/2022	PETTIT NOMINEES PTY LTD T/AS P&M AUTOMOTIVE EQUIPMENT	\$398.20
INV 0771	09/08/2022	HOIST INSPECTION COUNTRY SERVICE & SAFETY COMPLIANCE INSPECTION	\$398.20
EFT54437	16/09/2022	PINDAN PRINTING - KIMBERLEY KOLORS	\$215.93
INV 1968	30/08/2022	XL POSTER PRINT	\$215.93
EFT54390	09/09/2022	PROTECTOR FIRE SERVICES PTY LTD	\$9,466.19
INV 10067493	30/06/2022	CARRY OUT 6 MONTHLY SERVICE OF FIRE EQUIPMENT	\$4,904.49
INV 10067524	30/06/2022	REPLACE UNSERVICEABLE FIRE EQUIPMENT	\$4,561.70
EFT54447	16/09/2022	RECHARGE PETROLEUM	\$19,031.69
INV 623309	19/08/2022	10,000 LITRES DIESEL TO DERBY DEPOT	\$19,031.69
EFT54345	02/09/2022	RED SAND SPARES	\$35.00
INV 22-00000961	05/08/2022	1X MCNAUGHT PUMP FILTER FUEL FOR FITZROY CROSSING DEPOT	\$35.00
EFT54478	23/09/2022	RED SAND SPARES	\$327.80
INV 22-00001253	15/09/2022	SUPPLY HUSQVARNA QC500 36V CHARGER FOR BLI BATTERY PACKS	\$327.80
EFT54443	16/09/2022	RED TRIM MOTOR TRIMMING PTY LTD	\$825.00
INV 1423	17/08/2022	REMOVE AND REFIT HEADLINING FOR COMMODORE	\$825.00
EFT54349	02/09/2022	REMOTE SOLAR SOLUTIONS	\$1,567.50
INV 0200	17/08/2022	PROVIDE QUOTES FOR DAMAGED SOLAR SYSTEM - FX INCLUDING TRAVEL	\$1,567.50
EFT54446	16/09/2022	ROCK'S AUTOMOTIVE SERVICES PTY LTD	\$1,981.00
INV 34333	02/09/2022	SUPPLY VARIOUS FILTERS	\$1,699.00

INV 34348	12/09/2022	SUPPLY VARIOUS FUEL FILTER	\$282.00
EFT54477	23/09/2022	ROCK'S AUTOMOTIVE SERVICES PTY LTD	\$658.00
INV 34351	12/09/2022	SUPPLY AXLE GASKETS, REAR & HUB SEALS	\$658.00
EFT54346	02/09/2022	ROWENA MOUDA	\$1,554.86
INV ALLOW3108	31/08/2022	AUGUST 2022 COUNCILLOR SITTING FEES	\$1,554.86
EFT54348	02/09/2022	ROYAL LIFE SAVING SOCIETY WA	\$21,169.96
INV 177415	16/08/2022	LABOUR PROVISION - DERBY SWIMMING POOL FOR JULY 2022	\$12,037.41
INV 177416	16/08/2022	LABOUR PROVISION - DERBY SWIMMING POOL FOR JULY 2022	\$9,132.55
EFT54376	09/09/2022	S&E AUTOMOTIVE (EVIE MOLSON)	\$2,920.50
INV 9424779	18/08/2022	REMOTE ENVIRONMENTAL HEALTH CONSULTANCY	\$1,287.00
INV 9424782	27/08/2022	REMOTE ENVIRONMENTAL HEALTH CONSULTANCY	\$1,633.50
EFT54422	16/09/2022	SHANE EDWARDS	\$472.98
INV REIMB1209	12/09/2022	STAFF REIMBURSEMENTS	\$238.00
INV REIMB1292	12/09/2022	STAFF REIMBURSEMENTS	\$234.98
EFT54480	23/09/2022	SIGMA CHEMICALS	\$2,461.25
INV 160120-01	02/09/2022	POOL CHLORINATION SUPPLIES	\$2,461.25
EFT54395	09/09/2022	SKIPPERS CLEANING SERVICES	\$544.50
INV 1494	31/08/2022	CLEANING OF 9X COUNSELLOR ROOMS - AUGUST 2022	\$544.50
EFT54448	16/09/2022	SKIPPERS CLEANING SERVICES	\$10,560.00
INV 1493	31/08/2022	CLEANING OF VARIOUS SHIRE BUILDINGS - AUGUST 2022	\$10,560.00
EFT54350	02/09/2022	SPINIFEX HOTEL	\$600.00
INV 52001	09/08/2022	ACCOMMODATION FOR BOOK WEEK AUTHOR 07/08/2022 TO 09/08/2022	\$400.00
INV 52032	11/08/2022	ACCOMMODATION FOR BOOK WEEK AUTHOR 10/08/2022 TO 11/08/2022	\$200.00
EFT54481	23/09/2022	ST JOHN AMBULANCE BROOME	\$419.70
INV 01012693	06/09/2022	SUPPLY WORKPLACE VEHICLE FIRST AID KIT	\$419.70
EFT54483	23/09/2022	TAMEIKA JOHANSON-HOUCHEN	\$1,402.37
INV REIMB1609	16/09/2022	STAFF REIMBURSEMENTS	\$1,185.77
INV REIMB1692	16/09/2022	STAFF REIMBURSEMENTS	\$144.60
INV REIMB1693	16/09/2022	STAFF REIMBURSEMENTS	\$72.00
EFT54353	02/09/2022	TARUNDA SUPERMARKET	\$29.66
INV 40146929	12/08/2022	STAFF AMENITIES	\$29.66
EFT54397	09/09/2022	TARUNDA SUPERMARKET	\$462.74
INV 30160253	18/08/2022	WATER AND ICE FOR FX MEN'S HEALTH WEEK EVENT	\$100.00
INV 50126655	30/08/2022	SUPPLY FOOD ITEMS FOR FVDHS SKUTTA BLOKE DAY 31/08/2022	\$362.74
EFT54485	23/09/2022	TARUNDA SUPERMARKET	\$49.71
INV 1011272	24/08/2022	MORNING TEA FOR FX VISITORS CENTRE	\$49.71
EFT54352	02/09/2022	TELSTRA CORPORATION	\$13,710.91
INV 4275260919	02/08/2022	MOBILE SERVICES	\$57.00
INV 0463459000	12/08/2022	TELEPHONE AND INTERNET LINES	\$13,653.91
EFT54325	02/09/2022	THE FITZROY RIVER LODGE	\$228.00
INV 320688	02/08/2022	STAFF ACCOMMODATION	\$228.00
EFT54426	16/09/2022	THE FITZROY RIVER LODGE	\$1,220.00
INV 322532	18/08/2022	SALADS FOR FX MEN'S HEALTH WEEK EVENT 2022	\$620.00
INV 322538	20/08/2022	CATERING FOR FX GREAT NORTHERN CLEAN UP EVENT	\$600.00
EFT54440	16/09/2022	THE PIER GROUP PTY LTD T/AS CS LEGAL	\$8,127.16

INV 031300	12/08/2022	RATES ARREARS	\$5,080.53
INV 031311	22/08/2022	PROFESSIONAL FEES RATES ARREARS	\$1,267.30
INV 031342	31/08/2022	PROFESSIONAL FEES FOR LGA SALE	\$1,375.33
INV 031340	31/08/2022	PROFESSIONAL FEES RATES ARREARS	\$404.00
EFT54451	16/09/2022	TRAVELWORLD BROOME	\$881.57
INV 1000035360	02/09/2022	RETURN FLIGHT BROOME - PERTH FOR RELIEF RANGER SERVICES	\$881.57
EFT54486	23/09/2022	TRAVELWORLD BROOME	\$494.00
INV 1000035475	07/09/2022	RETURN FLIGHTS BROOME - PERTH FOR THE RANGER	\$494.00
EFT54468	23/09/2022	TRILITY SOLUTIONS PTY LTD	\$407.00
INV 75029078	26/08/2022	P16191 - GASKET, LEAD, SUIT 210 & 510 CHLORINE INSTITUTE YOKE	\$407.00
EFT54354	02/09/2022	TUDOR HOUSE (WA) PTY LTD	\$953.00
INV 6390	05/08/2022	SUPPLY NEW FLAGS FOR FITZROY CROSSING OFFICE	\$953.00
EFT54450	16/09/2022	TUNA BLUE PTY LTD	\$1,815.00
INV 2707	29/08/2022	PREPARE AND DESIGN CONFERENCE POSTERS FOR AEHU	\$1,815.00
EFT54398	09/09/2022	TYREPOWER DERBY	\$2,230.00
INV 116051	17/08/2022	TYRE FITTING AND ALIGNMENT FOR 19KW	\$2,000.00
INV 116101	24/08/2022	WHEEL ALIGNMENT & BALANCE FOR 01KW	\$230.00
EFT54487	23/09/2022	TYREPOWER DERBY	\$1,254.00
INV 116193	12/09/2022	SUPPLY 265/75R16 TYRES FOR KW14	\$1,254.00
EFT54356	02/09/2022	VANDERFIELD - RDO EQUIPMENT PTY LTD	\$108.99
INV PE9873	16/08/2022	SUPPLY OIL FILTER FOR TRACTOR	\$108.99
EFT54488	23/09/2022	VETROBLU HOTELS PTY LTD	\$756.00
INV 90657	14/09/2022	STAFF ACCOMMODATION	\$756.00
EFT54357	02/09/2022	VISION POWER PTY LTD	\$2,842.95
INV 14154	03/08/2022	REPAIRS TO LIGHTING AT FITZROY OVAL AREA	\$2,380.95
INV 14155	03/08/2022	ELECTRICAL REPAIRS TO STAFF HOUSE	\$462.00
EFT54489	23/09/2022	VISION POWER PTY LTD	\$4,462.59
INV 14114	28/07/2022	REPLACE EXISTING CONSUMER POLE AT APEX PARK - DERBY	\$3,712.50
INV 14340	05/09/2022	ISSUE ELECTRICAL SAFETY CERTIFICATE	\$388.63
INV 14343	05/09/2022	ISSUE ELECTRICAL SAFETY CERTIFICATE, REPLACE 2X DGPO, MATERIALS & CONSUMABLES	\$361.46
EFT54479	23/09/2022	WA REMOVALS & STORAGE	\$6,750.00
INV 3551	14/09/2022	STAFF RELOCATION COSTS	\$6,750.00
EFT54401	09/09/2022	WATTLEUP TRACTORS	\$3,472.26
INV 1288253	25/08/2022	ROOF PARTS - VISORS FOR KW37	\$3,472.26
EFT54452	16/09/2022	WATTLEUP TRACTORS	\$125.07
INV 1288494	31/08/2022	MIRROR (EXTERIOR) FOR KW37	\$125.07
EFT54491	23/09/2022	WATTNOW ELECTRICAL	\$451.00
INV 11004	13/09/2022	INSPECT RUNWAY LIGHT, PROVIDE QUOTE	\$451.00
EFT54436	16/09/2022	WESFARMERS KLEENHEAT GAS PTY LTD	\$187.00
INV 63554522	31/08/2022	YEARLY FACILITY FEES FOR 45KG VAP CYLINDER	\$187.00
EFT54399	09/09/2022	WILLIAM ROBERT RICHMOND	\$2,750.82
INV A900980	02/09/2022	RATES REFUND	\$2,750.82
EFT54314	02/09/2022	WINC	\$2,350.87
INV 9039955575	04/08/2022	STATIONARY	\$151.80
INV 9039964870	04/08/2022	STATIONARY	\$1,475.19

INV 9039974645	05/08/2022	STATIONARY	\$297.17
INV 9039977858	05/08/2022	STATIONARY	\$14.54
INV 9040015256	10/08/2022	STATIONARY	\$21.78
INV 9040024308	11/08/2022	STATIONARY	\$20.79
INV 9040105221	19/08/2022	2X COMPUTER CHAIR AND FREIGHT	\$369.60
EFT54412	16/09/2022	WINC	\$218.71
INV 9040066595	16/08/2022	STATIONARY	\$41.72
INV 9040092096	18/08/2022	STATIONARY	\$5.35
INV 9040135918	23/08/2022	STATIONARY	\$130.83
INV 9040171623	26/08/2022	STATIONARY	\$40.81
EFT54453	16/09/2022	WOOLWORTHS PTY LIMITED	\$210.55
INV 4451785	13/06/2022	FOOD SUPPLIES FOR CAMPING TRIP	\$111.16
INV 3594431	22/07/2022	CLEANING PACKS FOR CLINICAL REFERRALS	\$99.39
EFT54492	23/09/2022	WOOLWORTHS PTY LIMITED	\$685.85
INV 4451608	04/08/2022	SUPPLY CAT AND DOG FOOD, CARE AND MAINTENANCE PRODUCTS	\$388.80
INV 4451632	10/08/2022	FOOD SUPPLIES FOR KEEP AUSTRALIA BEAUTIFUL EVENT	\$297.05
EFT54358	02/09/2022	WURTH AUSTRALIA PTY LTD	\$251.48
INV 4320165757	02/08/2022	SUPPLY DERBY WORKSHOP CONSUMABLES	\$251.48
EFT54359	02/09/2022	YOUNG'S EARTHMOVING PTY LTD	\$292,382.20
INV 2639	10/08/2022	AGRN 907 - FLOOD DAMAGE REINSTATEMENT WORKS	\$292,382.20
EFT54402	09/09/2022	YOUNG'S EARTHMOVING PTY LTD	\$177,909.05
INV 2647	31/08/2022	FLOOD DAMAGE REPAIRS FOR EVENT AGRN 907	\$29,205.00
INV 2646	31/08/2022	FLOOD DAMAGE REPAIRS FOR EVENT AGRN 907	\$76,676.60
INV 2648	31/08/2022	RE-SHEETING, DRAINAGE AND FLOODWAY IMPROVEMENT WORKS - LENNARD GORGE ROAD	\$72,027.45
EFT54454	16/09/2022	YOUNG'S EARTHMOVING PTY LTD	\$48,579.75
INV 2654	06/09/2022	FUEL PRICE VARIATION FOR EVENT AGRN 907	\$48,579.75
		TOTAL	\$3,164,406.43

CHQ PAYMENTS – MUNI ACCOUNT

PAYMENT ID	DATE	CREDITOR / INVOICE DETAILS	AMOUNT
54857	19/09/2022	WATER CORPORATION	\$48,238.78
INV 9018700655	03/05/2022	CENTRE AT FLYNN DRIVE FX LOT 302 RES 36824 FOR 01/05/22 TO 30/06/2022	\$474.10
INV 9006975053	17/05/2022	TOILETS AT 49-55 CLARENDON ST, DERBY FOR 15/03/2022 - 16/05/2022	\$227.64
INV 9017886750	20/07/2022	AMENITIES AT JETTY RD, DERBY FOR 16/05/2022 - 19/07/2022	\$8.19
INV 9006973883	20/07/2022	SWIMMING POOL AT 11 JOHNSTON ST, DERBY FOR 16/05/2022 - 19/07/2022	\$5,787.20
INV 9006973947	20/07/2022	YOUTH CENTRE AT HARDMAN ST, DERBY FOR 16/05/2022 - 19/07/2022	\$2,065.09
INV 9006973840	20/07/2022	24 LOCH ST, DERBY FOR 16/05/2022 - 19/07/2022	\$1,295.85
INV 9006973875	20/07/2022	30 LOCH ST, DERBY FOR 16/05/2022 - 19/07/2022	\$3,207.89
INV 9006973891	20/07/2022	INFANT HEALTH CENTRE AT 36 LOCH ST, DERBY FOR 16/05/2022 - 19/07/2022	\$52.92
INV 9006973904	20/07/2022	LIBRARY AT 30-34 LOCH ST, DERBY FOR 16/05/2022 - 19/07/2022	\$364.95
INV 9006973699	20/07/2022	MUSEUM AT 3 LOCH ST, DERBY FOR 16/05/2022 - 19/07/2022	\$473.19
INV 9006978422	21/07/2022	11 HANSON ST, DERBY FOR 17/05/2022 - 20/07/2022	\$539.98

INV 9006979679	21/07/2022	RESERVE AT 6-8 ROWELL CT, DERBY FOR 17/05/2022 - 20/07/2022	\$2,793.42
INV 9006985833	21/07/2022	MEDIUM STRIP ROAD VERGE AT 1 CLARENDON ST, DERBY FOR 17/05/2022 - 20/07/2022	\$180.11
INV 9006985841	21/07/2022	MEDIUM STRIP GARDEN AT 1 CLARENDON ST, DERBY FOR 17/05/2022 - 20/07/2022	\$523.22
INV 9009765414	21/07/2022	4A ROWELL CT, DERBY FOR 20/05/2022 - 21/07/2022	\$310.12
INV 9009765422	21/07/2022	4B ROWELL CT, DERBY FOR 20/05/2022 - 21/07/2022	\$316.76
INV 9021175409	21/07/2022	1 / 20 CLARENDON ST, DERBY FOR 17/05/2022 - 20/07/2022	\$384.58
INV 9021175433	21/07/2022	2/20 CLARENDON ST, DERBY FOR 17/05/2022 - 20/07/2022	\$305.81
INV 9021175417	21/07/2022	3/20 CLARENDON ST, DERBY FOR 17/05/2022 - 20/07/2022	\$373.37
INV 9021175425	21/07/2022	4/20 CLARENDON ST, DERBY FOR 17/05/2022 - 20/07/2022	\$329.32
INV 9021175396	21/07/2022	5/20 CLARENDON ST, DERBY FOR 17/05/2022 - 20/07/2022	\$341.72
INV 9021175329	21/07/2022	6/20 CLARENDON ST, DERBY FOR 17/05/2022 - 20/07/2022	\$340.88
INV 9022168905	21/07/2022	20 CLARENDON ST, DERBY FOR 17/05/2022 - 20/07/2022	\$124.59
INV 9008757359	22/07/2022	8 KURRAJONG LOOP, DERBY FOR 20/05/2022 - 21/07/2022	\$891.57
INV 9020549317	22/07/2022	19 WOOLLYBUTT CRN, DERBY (STRATA LOT 1) FOR 20/05/2022 - 21/07/2022	\$389.53
INV 9008757615	22/07/2022	19 WOOLLYBUTT CRN, DERBY (STRATA LOT 2) FOR 20/05/2022 - 21/07/2022	\$388.46
INV 9008757703	22/07/2022	4 WOOLLYBUTT CRN, DERBY FOR 20/05/2022 - 21/07/2022	\$265.93
INV 9012616903	22/07/2022	14A (16) BLOODWOOD CR, DERBY FOR 20/05/2022 - 21/07/2022	\$1,056.29
INV 9012616911	22/07/2022	14B BLOODWOOD CR, DERBY FOR 20/05/2022 - 21/07/2022	\$1,121.53
INV 9016645795	22/07/2022	RESERVE AT 8 COOLIBAH WY, DERBY FOR 20/05/2022 - 21/07/2022	\$2,196.87
INV 9018685299	22/07/2022	RESERVE AT CORKWOOD CT, DERBY FOR 20/05/2022 - 21/07/2022	\$1,182.37
INV 9018007711	22/07/2022	RESERVE AT PANDANAS WAY, DERBY FOR 20/05/2022 - 21/07/2022	\$900.22
INV 9006986051	25/07/2022	20A MACDONALD WY, FITZROY CROSSING FOR 19/05/2022 - 22/07/2022	\$371.17
INV 9006986414	25/07/2022	CENTRE AT 101 FALLON RD, FITZROY CROSSING FOR 19/05/2022 - 22/07/2022	\$1,319.93
INV 9006986481	25/07/2022	TOILETS AT FLYNN DR, FITZROY CROSSING FOR 19/05/2022 - 22/07/2022	\$2,167.50
INV 9006986908	25/07/2022	175L EMANUEL WY, FITZROY CROSSING FOR 19/05/2022 - 22/07/2022	\$174.20
INV 9006987783	25/07/2022	TOURIST BUREAU AT FLYNN DR, FITZROY CROSSING FOR 19/05/2022 - 22/07/2022	\$599.37
INV 9011140114	25/07/2022	TRICKLE IRRIGATION AT FORREST RD, FITZROY CROSSING FOR 21/05/2022 - 23/07/2022	\$49.76
INV 9017391459	25/07/2022	1/74 FALLON RD, FITZROY CROSSING FOR 20/05/2022 - 21/07/2022	\$287.15
INV 9017391475	25/07/2022	3/74 FALLON RD, FITZROY CROSSING FOR 20/05/2022 - 21/07/2022	\$898.59
INV 9006978123	26/07/2022	CEMETERY AT 27017 WODEHOUSE ST, DERBY FOR 21/05/2022 - 23/07/2022	\$1,265.38
INV 9006981445	26/07/2022	7 TOWER PL, DERBY FOR 21/05/2022 - 23/07/2022	\$1,181.57
INV 9006981517	26/07/2022	6 TOWER PL, DERBY FOR 21/05/2022 - 23/07/2022	\$549.15
INV 9006981541	26/07/2022	2 WODEHOUSE ST, DERBY FOR 21/05/2022 - 23/07/2022	\$277.40
INV 9006983547	26/07/2022	63-65 ASHLEY ST, DERBY FOR 21/05/2022 - 23/07/2022	\$3,764.82
INV 9006983598	26/07/2022	CENTRE AT 53 ASHLEY ST, DERBY FOR 21/05/2022 - 23/07/2022	\$55.22
INV 9006984048	26/07/2022	DEPOT AT 1-7 MILLARD ST, DERBY FOR 21/05/2022 - 23/07/2022	\$153.21
INV 9006984507	26/07/2022	SPEEDWAY AT DERBY HWY FOR 18/05/2022 - 23/07/2022	\$786.20
INV 9009945968	26/07/2022	13A HOLMAN ST, DERBY FOR 21/05/2022 - 23/07/2022	\$371.38
INV 9009945976	26/07/2022	13B HOLMAN ST, DERBY FOR 21/05/2022 - 23/07/2022	\$311.40
INV 9011212376	26/07/2022	RESERVE AT STEEL ST, DERBY FOR 21/05/2022 - 23/07/2022	\$2,433.71
INV 9006976646	26/07/2022	LYTTON PARK 142 LOCH ST. DERBY FOR 21/05/2022 - 23/07/2022	\$173.69
INV 9006974368	26/07/2022	TOILETS AT 153 LOCH ST, DERBY FOR 21/05/2022 - 23/07/2022	\$50.19
INV 9006974376	26/07/2022	SPORTS COMPLEX AT 153 LOCH ST, DERBY FOR 21/05/2022 - 23/07/2022	\$1,269.95
INV 9018700655	02/09/2022	CENTRE AT FLYNN DR FITZROY CROSSING LOT 302 RES 36824 FOR 01/09/2022- 31/10/2022	\$249.27

INV 9015670665	25/10/2022	20B MACDONALD WY, FITZROY CROSSING FOR 20/05/2022 - 21/07/2022	\$264.90	
		TOTAL	\$48,238.78	

FEE PAYMENTS

PAYMENT ID	DATE	CREDITOR / INVOICE DETAILS	AMOUNT
936	05/09/2022	ASF - ACCOUNT SERVICE FEE	\$60.00
936	15/09/2022	BEX - BPOINT FEES	\$39.78
522	01/09/2022	CBA - CBA POS FEE	\$5.00
522	01/09/2022	CBA - CBA POS FEE	\$60.00
936	01/09/2022	CMD - CHEQUE OR MERCHANT DEPOSITS FEE	\$10.80
936	02/09/2022	DOT - DOT PAYMENT	\$3,070.60
936	05/09/2022	DOT - DOT PAYMENT	\$3,999.05
936	06/09/2022	DOT - DOT PAYMENT	\$1,447.80
936	07/09/2022	DOT - DOT PAYMENT	\$2,235.90
936	08/09/2022	DOT - DOT PAYMENT	\$907.65
936	09/09/2022	DOT - DOT PAYMENT	\$2,015.45
936	12/09/2022	DOT - DOT PAYMENT	\$1,851.70
936	13/09/2022	DOT - DOT PAYMENT	\$546.50
936	14/09/2022	DOT - DOT PAYMENT	\$1,551.00
936	15/09/2022	DOT - DOT PAYMENT	\$1,102.25
936	16/09/2022	DOT - DOT PAYMENT	\$1,181.70
936	19/09/2022	DOT - DOT PAYMENT	\$4,076.05
936	20/09/2022	DOT - DOT PAYMENT	\$3,137.15
936	21/09/2022	DOT - DOT PAYMENT	\$2,186.65
936	23/09/2022	DOT - DOT PAYMENT	\$2,703.40
936	27/09/2022	DOT - DOT PAYMENT	\$2,216.30
936	28/09/2022	DOT - DOT PAYMENT	\$1,633.40
936	29/09/2022	DOT - DOT PAYMENT	\$1,675.50
936	30/09/2022	DOT - DOT PAYMENT	\$1,497.95
936	01/09/2022	DOT - DOT PAYMENT	\$1,848.25
936	01/09/2022	EXC - EXCESS TRANSACTIONS FEE	\$22.80
936	01/09/2022	EXC - EXCESS TRANSACTIONS FEE	\$116.40
936	01/09/2022	EXC - EXCESS TRANSACTIONS FEE	\$18.00
936	01/09/2022	EXC - EXCESS TRANSACTIONS FEE	\$1.20
936	07/09/2022	EXC - EXCESS TRANSACTIONS FEE	\$77.00
936	07/09/2022	EXC - EXCESS TRANSACTIONS FEE	\$303.38
936	01/09/2022	GHA - GREYHOUND AUSTRALIA	\$3,042.00
936	08/09/2022	GHA - GREYHOUND AUSTRALIA	\$2,502.00
936	15/09/2022	GHA - GREYHOUND AUSTRALIA	\$2,481.00
936	23/09/2022	GHA - GREYHOUND AUSTRALIA	\$1,622.00
936	29/09/2022	GHA - GREYHOUND AUSTRALIA	\$2,184.00
936	07/09/2022	IINET - IINET 225211599 (\$109.99)	\$109.99
936	05/09/2022	MER - MERCHANT FEES	\$935.11
936	05/09/2022	MER - MERCHANT FEES	\$1,530.70
936	01/09/2022	MER - MERCHANT FEES	\$29.95
936	01/09/2022	MER - MERCHANT FEES	\$32.00

936	01/09/2022	MER - MERCHANT FEES	\$301.73
DD20400.1	08/09/2022	ANZ COMMERCIAL CARD SERVICES CENTRE	\$8,708.37
INV ANZ AOH	08/09/2022	COMMERCIAL CREDIT CARD 13.07.22 - 14.08.22	\$4,762.99
INV ANZ WNE	08/09/2022	COMMERCIAL CREDIT CARD 13.07.22 - 14.08.22	\$3,271.50
INV ANZ ATH	08/09/2022	COMMERCIAL CREDIT CARD 13.07.22 - 14.08.22	\$16.40
INV ANZ CTM	08/09/2022	COMMERCIAL CREDIT CARD 13.07.22 - 14.08.22	\$1,229.00
INV OCT - CREDITS	08/09/2022	CREDITS RECEIVED	-\$571.52
DD20362.10	13/09/2022	AUSTRALIAN SUPER	\$4,031.47
INV DEDUCTION	13/09/2022	PAYROLL DEDUCTIONS	\$823.95
INV SUPER	13/09/2022	SUPERANNUATION	\$3,207.52
DD20388.16	27/09/2022	AUSTRALIAN SUPER	\$4,560.13
INV DEDUCTION	27/09/2022	PAYROLL DEDUCTIONS	\$823.95
INV SUPER	27/09/2022	SUPERANNUATION	\$3,736.18
DD20362.8	13/09/2022	AUSTRALIANSUPER	\$763.93
INV SUPER	13/09/2022	SUPERANNUATION	\$763.93
DD20388.10	27/09/2022	AUSTRALIANSUPER	\$763.92
INV SUPER	27/09/2022	SUPERANNUATION	\$763.92
DD20362.1	13/09/2022	AWARE SUPER	\$28,360.60
INV SUPER	13/09/2022	SUPERANNUATION	\$22,258.20
INV DEDUCTION	13/09/2022	PAYROLL DEDUCTIONS	\$6,102.40
DD20388.1	27/09/2022	AWARE SUPER	\$27,054.51
INV SUPER	27/09/2022	SUPERANNUATION	\$22,102.44
INV DEDUCTION	27/09/2022	PAYROLL DEDUCTIONS	\$4,952.07
DD20388.13	27/09/2022	BT SUPER FOR LIFE	\$57.75
INV SUPER	27/09/2022	SUPERANNUATION	\$57.75
DD20362.5	13/09/2022	CBUS SUPERANNUATION	\$922.18
INV SUPER	13/09/2022	SUPERANNUATION	\$658.70
INV DEDUCTION	13/09/2022	PAYROLL DEDUCTIONS	\$263.48
DD20388.6	27/09/2022	CBUS SUPERANNUATION	\$922.17
INV SUPER	27/09/2022	SUPERANNUATION	\$658.69
INV DEDUCTION	27/09/2022	PAYROLL DEDUCTIONS	\$263.48
DD20388.17	27/09/2022	COLONIAL FIRST STATE INVESTMENTS LIMITED	\$150.19
INV DEDUCTION	27/09/2022	PAYROLL DEDUCTIONS	\$36.63
INV SUPER	27/09/2022	SUPERANNUATION	\$113.56
DD20362.4	13/09/2022	ESSENTIAL SUPER	\$478.55
INV SUPER	13/09/2022	SUPERANNUATION	\$391.54
INV DEDUCTION	13/09/2022	PAYROLL DEDUCTIONS	\$87.01
DD20388.5	27/09/2022	ESSENTIAL SUPER	\$478.55
INV SUPER	27/09/2022	SUPERANNUATION	\$391.54
INV DEDUCTION	27/09/2022	PAYROLL DEDUCTIONS	\$87.01
DD20362.2	13/09/2022	FIRSTWRAP PLUS SUPER AND PENSION	\$1,668.51
INV SUPER	13/09/2022	SUPERANNUATION	\$1,191.79
INV DEDUCTION	13/09/2022	PAYROLL DEDUCTIONS	\$476.72
DD20388.3	27/09/2022	FIRSTWRAP PLUS SUPER AND PENSION	\$1,178.49
INV SUPER	27/09/2022	SUPERANNUATION	\$841.78
INV DEDUCTION	27/09/2022	PAYROLL DEDUCTIONS	\$336.71
DD20362.13	13/09/2022	FORMULAE1 PTY LTD ATF ISAIAH4110 SUPERANNUATION FUND	\$348.39

INV DEDUCTION	13/09/2022	PAYROLL DEDUCTIONS	\$99.54
INV SUPER	13/09/2022	SUPERANNUATION	\$248.85
DD20388.19	27/09/2022	FORMULAE1 PTY LTD ATF ISAIAH4110 SUPERANNUATION FUND	\$348.39
INV DEDUCTION	27/09/2022	PAYROLL DEDUCTIONS	\$99.54
INV SUPER	27/09/2022	SUPERANNUATION	\$248.85
DD20388.2	27/09/2022	GUILD SUPER	\$414.95
INV SUPER	27/09/2022	SUPERANNUATION	\$414.95
DD20362.16	13/09/2022	GUILD SUPER	\$184.09
INV SUPER	13/09/2022	SUPERANNUATION	\$184.09
DD20362.12	13/09/2022	HOST PLUS SUPERANNUATION FUND	\$3,002.73
INV DEDUCTION	13/09/2022	PAYROLL DEDUCTIONS	\$800.00
INV SUPER	13/09/2022	SUPERANNUATION	\$2,202.73
DD20388.18	27/09/2022	HOST PLUS SUPERANNUATION FUND	\$3,058.33
INV DEDUCTION	27/09/2022	PAYROLL DEDUCTIONS	\$800.00
INV SUPER	27/09/2022	SUPERANNUATION	\$2,258.33
DD20362.9	13/09/2022	IOOF PORTOFOLIO SERVICE SUPERANNUATION FUND	\$1,547.47
INV SUPER	13/09/2022	SUPERANNUATION	\$1,281.77
INV DEDUCTION	13/09/2022	PAYROLL DEDUCTIONS	\$265.70
DD20388.12	27/09/2022	IOOF PORTOFOLIO SERVICE SUPERANNUATION FUND	\$1,251.85
INV SUPER	27/09/2022	SUPERANNUATION	\$1,010.48
INV DEDUCTION	27/09/2022	PAYROLL DEDUCTIONS	\$241.37
DD20396.1	28/09/2022	MANAGED IT PTY LTD	\$6,615.18
INV 142027	01/09/2022	MANAGED SERVICES - SEPTEMBER 2022	\$6,615.18
DD20362.14	13/09/2022	MLC MASTERKEY SUPER	\$338.40
INV SUPER	13/09/2022	SUPERANNUATION	\$338.40
DD20388.20	27/09/2022	MLC MASTERKEY SUPER	\$338.40
INV SUPER	27/09/2022	SUPERANNUATION	\$338.40
DD20362.7	13/09/2022	MLC SUPER FUND	\$359.86
INV SUPER	13/09/2022	SUPERANNUATION	\$359.86
DD20388.8	27/09/2022	MLC SUPER FUND	\$359.86
INV SUPER	27/09/2022	SUPERANNUATION	\$359.86
DD20362.3	13/09/2022	QSUPER	\$200.59
INV SUPER	13/09/2022	SUPERANNUATION	\$200.59
DD20388.4	27/09/2022	Q SUPER	\$230.58
INV SUPER	27/09/2022	SUPERANNUATION	\$230.58
DD20362.11	13/09/2022	REST SUPERANNUATION	\$1,993.82
INV SUPER	13/09/2022	SUPERANNUATION	\$1,874.92
INV DEDUCTION	13/09/2022	PAYROLL DEDUCTIONS	\$118.90
DD20388.15	27/09/2022	REST SUPERANNUATION	\$2,427.30
INV SUPER	27/09/2022	SUPERANNUATION	\$2,309.50
INV DEDUCTION	27/09/2022	PAYROLL DEDUCTIONS	\$117.80
DD20388.11	27/09/2022	SPIRIT SUPER	\$154.42
INV SUPER	27/09/2022	SUPERANNUATION	\$154.42
DD20362.6	13/09/2022	STUDENT SUPER PROFESSIONAL SUPER	\$257.38
INV SUPER	13/09/2022	SUPERANNUATION	\$257.38
DD20388.7	27/09/2022	STUDENT SUPER PROFESSIONAL SUPER	\$257.38
INV SUPER	27/09/2022	SUPERANNUATION	\$257.38

DD20362.15	13/09/2022	SUNSUPER SUPERANNUATION FUND	\$827.60
INV SUPER	13/09/2022	SUPERANNUATION	\$827.60
DD20388.21	27/09/2022	SUNSUPER SUPERANNUATION FUND	\$822.90
INV SUPER	27/09/2022	SUPERANNUATION	\$822.90
DD20388.9	27/09/2022	SUPERESTATE	\$144.64
INV SUPER	27/09/2022	SUPERANNUATION	\$144.64
DD20388.14	27/09/2022	THE EQUIPSUPER SUPERANNUATION FUND	\$260.32
INV SUPER	27/09/2022	SUPERANNUATION	\$260.32
DD20383.1	21/09/2022	THE SHELL COMPANY OF AUSTRALIA LIMITED	\$1,735.47
INV FUEL-AUG22	31/08/2022	SHELL FUEL CARDS - AUG 2022	\$1,735.47
DD20403.1	28/09/2022	WESTERN AUSTRALIAN TREASURY CORPORATION	\$41,646.73
INV LOAN	28/09/2022	CAPITAL AND INTEREST LOAN REPAYMENT: STAFF HOUSING	\$41,646.73
NET PAY	13/09/2022	PAYROLL	\$203,610.73
NET PAY	27/09/2022	PAYROLL	\$226,795.73
		TOTAL	\$636,001.90

The Shire Of Derby / West Kimberley ANZ Corporate Credit Card Reconciliation Period Reporting: 13/07/22 to 14/08/22

		GST	Amount		Amount		Receipt	
Date	Transaction Description	(Y/N)	(GST Excl)	GST	(GST Incl)	Account	Provided	Comments
12/08/2022	Harvey Norman Online Homebush West	Υ	\$904.55	\$90.45	\$995.00	120401860.2101	Pending	TV replacement for Council Chambers - insurance claim pending
12/08/2022	SHIRE OF DERBY WEST KI DERBY	N	\$126.70	0	\$126.70	P228-266-2266	Yes	New plates for 12KW
12/08/2022	SHIRE OF DERBY WEST KI DERBY	Υ	\$416.16	\$38.74	\$454.90	P228-266-2266	Yes	Licence for 12KW (\$18.50 GST Free)
11/08/2022	DERBY 4X4 AND MARINE DERBY	N	\$130.25	0	\$130.25	P228-297-2100	Yes	Reinspection
4/08/2022	THE GOOD GUYS WEB STORE SOUTHBANK	N	-\$1,245.00	0	-\$1,245.00	193401010	Credit	Credit Reported Last Period - Cannot Supply TV for Council Chambers
25/07/2022	COLES EXPRESS 6960 FITZROY CRSNG	Υ	\$6.36	\$0.64	\$7.00	P17-298-2101	Yes	Globe for 31KW
25/07/2022	AUSTRALIAN LOCAL GOV DEAKIN	Υ	\$1,294.55	\$129.45	\$1,424.00	120401040.2100	Yes	National General Assembly Registration and Function G Haerewa
22/07/2022	FITZROY RIVER LODGE FITZROY CROSS	Υ	\$264.91	\$26.49	\$291.40	EP0025-298-2101	Yes	Dinner Mens shed and MWW (Julie Broad, Denise Andrews, Renee Dingo, Amanda and Simon Dexter)
20/07/2022	BROOME TIME RESORT BROOME	Υ	\$316.79	\$31.68	\$348.47	EX08-297-2100	Yes	Kimberley Community Cabinet Reception with Premier Mark McGowan - Amanda Dexter
20/07/2022	BROOME TIME RESORT BROOME	Υ	\$316.79	\$31.68	\$348.47	120401090.2100	Yes	Kimberley Community Cabinet Reception with Premier Mark McGowan - Geoff Haerewa
19/07/2022	MAILCHIMP *MISC MAILCHIMP.COM	N	\$52.40	0	\$52.40	121402410.2100	Yes	Order MC11780267 - Essentials plan + cc fee (INT'L TXN)
19/07/2022	DERBY FUELS DERBY	Y	\$34.09	\$3.41	\$37.50	EP0025-298-2101	Yes	Minister for Correction Services meeting - Refreshments
18/07/2022	DERBY LODGE Derby	Υ	\$204.55	\$20.45	\$225.00	120401090.2100	Yes	Accommodation for Linda Evans - Agenda Review and Briefing
18/07/2022	WOOLWORTHS/131-135 LOCH S DERBY	N	\$11.00	0	\$11.00	EP0025-298-2101	No	Minister for Correction Services meeting - Refreshments
18/07/2022	T & K MIN'S PTY LTD DERBY	Υ	\$52.27	\$5.23	\$57.50	EP0025-298-2101	Yes	Minister for Correction Services meeting - Refreshments
18/07/2022	SHIRE OF DERBY WEST KI DERBY	N	\$126.70	0	\$126.70	P56-298-2101	Yes	Remake of 11KW Plates
18/07/2022	SHIRE OF DERBY WEST KI DERBY	N	\$126.70	0	\$126.70	P226-298-2101	Yes	Remake of 01KW Plates
				TOTAL	\$ 3,517.99			

		GST	Amount		Amount		Receipt		
Date	Transaction Description	(Y/N)	(GST Excl)	GST	(GST Incl)	Account	Provided	Comments	
12/08/2022	BAYSWATERCARRENTALWA BAYSWATER	Υ	\$549.09	\$54.91	\$604.00	120502090.2003	Yes	Car Hire - Eliza Gravett - July Training	
8/08/2022	KIMBERLEY CAMP/OUTBC BROOME	Υ	\$1,136.36	\$113.64	\$1,250.00	120707650.2101	Yes	Replacement of old swags for AEHU	
5/08/2022	Vista print Australia PTY Derrimut	Υ	\$572.73	\$57.27	\$630.00	121402100	Yes	Car magnets for Shire Vehicles	
4/08/2022	BAYSWATERCARRENTALWA BAYSWATER	N	-\$300.00	0	-\$300.00	193401010	Credit	Credit Reported Last Period - Car Hire Bond Eliza Gravett - July Training	
1/08/2022	BROOME INTERNATIONAL BROOME	Υ	\$21.82	\$2.18	\$24.00	P117-297-2100	Yes	Long Term parking Fee 15KW transport for AMRRIC	
28/07/2022	BAYSWATERCARRENTALWA BAYSWATER	Υ	\$544.09	\$54.41	\$598.50	120502090.2003	Yes	Car Hire - Eliza Gravett - August Training	
22/07/2022	LO CAL GOVERNEMENT MANA EAST PERTH	Υ	\$150.00	\$15.00	\$165.00	120707050.2100	Yes	Recruitment advertisement EHO	
		TOTAL \$ 2,971.50							

Card Holder : Alan Thornton							
	GST	Amount		Amount		Receipt	
Date Transaction Description	(Y/N)	(GST Excl)	GST	(GST Incl)	Account	Provided	Comments
28/07/2022 JESTERS NEDLANDS NEDLANDS	Υ	\$14.91	\$1.49	\$16.40	AD06-298-2101	Yes	Refreshment for Alan Thornton whilst on LG Professionals seminar
TOTAL \$ 16.40							

Item 7.1 - Attachment 2

		GST	Amount		Amount		Receipt								
Date	Transaction Description	(Y/N)	(GST Excl)	GST	(GST Incl)	Account	Provided	Comments							
1/08/2022	LO CAL GOVERNEMENT MANA EAST PERTH	Υ	\$136.36	\$13.64	\$150.00	121402410.2100	Yes	2022-2023 Young Professional Membership for Sarah Smith							
27/07/2022	WOOLWORTHS/131-135 LOCH S DERBY	Υ	\$3.18	\$0.32	\$3.50	121102150.2101	Yes	Stationary - Clipboard							
27/07/2022	CONTINENTAL HOTEL BROOME BROOME	Υ	\$25.00	\$2.50	\$27.50	120807090.2100	Yes	RIO Tinto 15 years of FIFO out of Broome function (Breakfast) C Mildenhall							
25/07/2022	CONTINENTAL HOTEL BROOME BROOME	Y	\$353.64	\$35.36	\$389.00	120807090.2100	Yes	RIO Tinto 15 years of FIFO out of Broome function C Mildenhall							
18/07/2022	SEEK AU 48307124 MELBOURNE	Y	\$295.00	\$29.50	\$324.50	AD07.303.2003	Yes	Advertisement Accountant							
18/07/2022	SEEK AU 48307947 MELBOURNE	Υ	\$285.00	\$28.50	\$313.50	AD07.303.2003	Yes	Advertisement Manager of Administration							
15/07/2022	HOSSAM MANSOUR DERBY	Υ	\$19.09	\$1.91	\$21.00	EP0004-297-2101	Yes	KAPP - Roxane's Lunch							
				TOTAL	\$ 1,229.00			TOTAL \$ 1,229.00							

TOTAL PURCHASES FOR ABOVE STATED PERIOD \$7,734.89

PAYMENTS AND OTHER CREDITS \$1,545.00 Credits displayed on this statement but processed in prior period payment

PAYMENTS AND OTHER CREDITS -\$571.52 Credits related to following statement but deducted from current period payment

INTEREST CHARGES \$0.00

CLOSING BALANCE \$8,708.37 as per direct debit payment at bank 08/09/2022

Australia and New Zealand Banking Group Limited (ANZ) ABN 11 005 357 522. Australian Credit Licence No. 234527.



ANZ BUSINESS ONE

STATEMENT PERIOD: 13/07/22 to 14/08/22 ACCOUNT NUMBER:

Cards Enquiries: 13 10 06 Lost/Stolen Cards: 1800 033 844

SHIRE OF DERBY WEST KIMBERLEY SHIRE OF DERBY THE DIRECTOR C/O SHIRE OF DERBY PO BOX 94 DERBY WA 6728

P	PAYMENT SUMMARY			
Monthly Payment	\$186.00			
Due Date	08/09/2022			
Minimum Amount Due	\$186.00			

YOUR ANZ ACCOUNT SUMMARY

Opening Balance	\$30,184.14
Purchases, Cash Advances & Other Debits	\$9,279.89
Interest Charges	\$0.00
Payments & Other Credits	\$30,184.14
Closing balance	\$9,279.89

Account Credit Limit	\$50,000.00
Available Account Credit	
at Statement Date	\$40,720.11

YOUR PAYMENT OPTIONS



ANZ Internet Banking

www.anz.com Payments made after 10pm (EST) will be processed the next business day.



BPAY Payments - Biller Code 6007

BPAY payments from ANZ accounts made after 6pm (EST) will be processed the next business day. Check with your institution for cut-off times. Your bill reference number is your ANZ account number.



ANZ Phone Banking 13 22 73 Payments made after 10pm (EST) will be processed the next business day.



Tear off this slip and mail to GPO BOX 607, Melbourne, VIC 3001



CardPay Direct To ask about setting up a convenient direct debit payment please call 13 22 73.



Direct Credit via EFT

Payments to your Account can be made via Electronic Funds Transfer (EFT) from your nominated account. **Account Number**

SHIRE OF DERBY **Account Name**

Amount Paid

Due Date 08/09/2022

ANZ BUSINESS ONE

ACCOUNT NUMBER:

Interest Rates

PurchasesInterest Rate 17.74% p.a (0.0486% daily)Cash AdvancesInterest Rate 19.24% p.a (0.0527% daily)

Opening Account Balance

\$30,184.14

Cardholder Name: WAYNE NEATE

Cardholder Number: Spend Cap: \$5,000.00

Date	Description	Amount	Default GST*	
19/07/2022	LOCAL GOVERNEMENT MANA EAST PERTH	165.00	15.00	
26/07/2022	BAYSWATERCARRENTALWA BAYSWATER	598.50	54.40	
29/07/2022	BROOME INTERNATIONAL BROOME	24.00	2.18	
0/07/2022	BAYSWATERCARRENTALWA BAYSWATER	300.00CR C	redit reflecte <mark>d o</mark> n	DD dated 08/0
3/08/2022	VISTAPRINT AUSTRALIA PTY DERRIMUT	630.00	57.27	
5/08/2022	KIMBERLEY CAMP/OUTBC BROOME	1,250.00	113.63	
9/08/2022	BAYSWATERCARRENTALWA BAYSWATER	604.00	54.90	
ub-total		2,971.50	297.38	

Cardholder Name: AMANDA O'HALLORAN(S

Cardholder Number: Spend Cap: \$0.00

Date	Description	Amount	Default GST*					
13/07/2022	SHIRE OF DERBY WEST KI DERBY	126.70	11.51					
13/07/2022	SHIRE OF DERBY WEST KI DERBY	126.70	11.51					
15/07/2022	T & K MIN'S PTY LTD DERBY	57.50	5.22					
15/07/2022	WOOLWORTHS/131-135 LOCH S DERBY	11.00	1.00					
15/07/2022	DERBY LODGE DERBY	225.00	20.45					
15/07/2022	DERBY FUELS DERBY	37.50	3.40					
17/07/2022	MAILCHIMP *MISC MAILCHIMP.COM	52.40	4.76					
*The calculation	*The calculation is an estimate amount only and is not to be relied upon as an actual GST calculation.							

Cheque Particulars: Proceeds not available until cleared. Please make cheques payable to ANZ. Do not staple, pin ortoid your payment.							
Drawer	Bank	Branch	Amount				
			S				
			\$				
			s				
Teller Stamp	Signature	Subtota	1 \$				
		Note	\$				
		Coin	\$				
		Tota	1 \$				

Page 2 of 4

ANZ BUSINESS ONE

ACCOUNT NUMBER:

Date	Description	Amount	Default GST*	
	INCL OVERSEAS TXN FEE 1.53 AUD			
17/07/2022	BROOME TIME RESORT BROOME	348.47	31.67	
17/07/2022	BROOME TIME RESORT BROOME	348.47	31.67	
19/07/2022	FITZROY RIVER LODGE FITZROY CROSS	291.40	26.49	
20/07/2022	AUSTRALIAN LOCAL GOV DEAKIN	1,424.00	129.45	
20/07/2022	COLES EXPRESS 6960 FITZROY CRSNG	7.00	0.63	
02/08/2022	THE GOOD GUYS WEB STORE SOUTHBANK	1,245.00CR CI	edit reflected on	DD dated 08/08/2022
Sub-total		1,811,14	277.76	
Sub-total		1,011.14	2/7./0	

Cardholder Name: C MILDENHALL

Cardholder Number: Spend Cap: \$5,000.00

Date	Description	Amount	Default GST*
12/07/2022	HOSSAM MANSOUR DERBY	21.00	1.90
15/07/2022	SEEK AU 48307947 MELBOURNE	313.50	28.50
15/07/2022	SEEK AU 48307124 MELBOURNE	324.50	29.50
22/07/2022	CONTINENTAL HOTEL BROOME BROOME	389.00	35.36
22/07/2022	CONTINENTAL HOTEL BROOME BROOME	27.50	2.50
25/07/2022	WOOLWORTHS/131-135 LOCH S DERBY	3.50	0.31
27/07/2022	LOCAL GOVERNEMENT MANA EAST PERTH	150.00	13.63
Sub-total		1,229.00	111.70

Cardholder Name: ALAN THORNTON

Cardholder Number: Spend Cap: \$5,000.00

Date	Description	Amount	Default GST*
25/07/2022	JESTERS NEDLANDS NEDLANDS	16.40	1.49
Sub-total		16.40	1.49

Cardholder Name: AMANDA O'HALLORAN

Cardholder Number: Spend Cap: \$50,000.00

Date	Description	Amount	Default GST*
09/08/2022	DERBY 4X4 AND MARINE DERBY	130.25	11.84
09/08/2022	SHIRE OF DERBY WEST KI DERBY	454.90	41.35
09/08/2022	SHIRE OF DERBY WEST KI DERBY	126.70	11.51
10/08/2022	HARVEY NORMAN ONLINE HOMEBUSH WEST	995.00	90.45
Sub-total		1,706.85	155.15

 $^{^{*}}$ The calculation is an estimate amount only and is not to be relied upon as an actual GST calculation.

XPRVPL0004-22081302:

ANZ BUSINESS ONE

ACCOUNT NUMBER:

Account Number:

Date	Description	Amount	Default GST*
08/08/2022	AUTOREPAYMENT - THANK YOU	28,639.14CR	
Sub-total		28,639.14CR	
Total GST pay	vable this statement*		\$843.48
Closing Account Balance		\$9,279.89	

IMPORTANT MESSAGES

YOUR AGREED PAYMENT WILL BE DEBITED FROM YOUR ACCOUNT ON 08/09/22 ENSURE THAT YOUR ACCOUNT HAS SUFFICIENT FUNDS AT START OF BUSINESS ON YOUR DUE DATE AS SHOWN ON YOUR STATEMENT. FOR ADVICE ON YOUR TAX AFFAIRS, INCLUDING PREVIOUS REWARDS FEES CHARGED TO YOUR ACCOUNT, PLEASE CONSULT YOUR TAX ADVISER.

ANY QUESTIONS: PLEASE CALL 1800 032 481, MONDAY TO FRIDAY, 8AM TO 8PM(AET)

Page 4 of 4

 $^{{}^{*}}$ The calculation is an estimate amount only and is not to be relied upon as an actual GST calculation.

7.2 STATEMENT OF FINANCIAL ACTIVITY - SEPTEMBER 2022

File Number: 5179

Author: Alan Thornton, Acting Director of Corporate Services

Responsible Officer: Amanda Dexter, Chief Executive Officer

Authority/Discretion: Information

SUMMARY

This report provides a summary of Council's financial position for the period ending 30 September 2022.

DISCLOSURE OF ANY INTEREST

Il by Author or Responsible Officer. .

BACKGROUND

Pursuant to section 6.4 of the *Local Government Act 1995* and regulation 34(4) of the *Local Government (Financial Management) Regulations 1996* (the Regulations), a Local Government is to prepare, on a monthly basis, a statement of financial activity that reports on the Shire's financial performance in relation to its adopted/amended budget.

The Shires Financial Reports are produced in accordance with the *Local Government Act 1995* and *Local Government (Financial Management) Regulations 1996* as amended. Regulation 34 of the *Local Government (Financial Management) Regulations 1996* requires that Local Governments produce a monthly statement of financial activity and such other supporting information as is considered relevant by the Local Government.

The Shires financial reporting framework provides Council, management and employees with a broad overview of the Shire's wide financial position.

STATUTORY ENVIRONMENT

In accordance with the Local Government Act 1995 and Local Government (Financial Management) Regulations 1996, a Statement of Financial Activity is required to be presented to Council as a minimum requirement.

Section 6.4 of the Local Government Act 1995 provides for the preparation of financial reports.

In accordance with Regulation 34 (5) of the Local Government (Financial Management) Regulations 1996, a report must be compiled on variances greater than the materiality threshold adopted by Council of \$30,000 or 10% whichever is the greater. As this report is composed at a program level, variance commentary considers the most significant items that comprise the variance.

POLICY IMPLICATIONS

F3 – Significant Accounting Policies

F4 - Sundry Debtors Collection

F5 – Outstanding Rates Collection

F13 - Reserve Accounts

Item 7.2 Page 45

F16 – Cash Flow Management

F17 - Investments

FINANCIAL IMPLICATIONS

Expenditure for the period ending has been incurred in accordance with the 2022/23 Annual Budget as adopted by Council at its meeting held 28 July 2022 (Minute No. 94/22 refers) budget parameters, which have been structured on financial viability and sustainability principles.

Details of any budget variation in excess of \$30,000 (year to date) follow. There are no other known events which may result in a material non-recoverable financial loss or financial loss arising from an uninsured event.

STRATEGIC IMPLICATIONS

GOAL	OUR PRIORITIES	WE WILL
1. Leadership and Governance	1.2 Capable, inclusive and effective organisation	1.2.2 Provide strong governance

RISK MANAGEMENT CONSIDERATIONS

RISK	LIKELIHOOD	CONSEQUENCE	RISK ANALYSIS	MITIGATION
Financial:	Possible	Moderate	Medium	The completion of the Monthly Financial Activity Statement report is a control that monitors this risk

CONSULTATION

Internal consultation within the Corporate Services Department.

External consultation with Moore Stephens.

COMMENT

This is a monthly process advising Council of the current financial position of the Shire.

Financial integrity is essential to the operational viability of the Shire but also as the custodian of community assets and service provision. An ability to monitor and report on financial operations, activities and capital projects is imperative to ensure that financial risk is managed at acceptable levels of comfort.

The ability for the Shire to remain financially sustainable is a significant strategy for a region that is continually under pressure from the pastoral industry, private enterprise and State Government obligations for the ongoing development of infrastructure and services.

Item 7.2 Page 46

Any material variances are highlighted in the Operating Statement and included by way of note to the Operating Statement (as attached)

Attached to the Agenda is a copy of:

• Statement of Financial Activity by Nature and Type

Notes related to -

- Significant Accounting Policies
- Net Current Financial Position
- Capital Acquisition, Funding and Disposal
- Cash and Investments
- Budget Amendments
- Trust Fund Movements
- Material Variances
- Grants and Contributions
- Rating Information
- Cash Backed Reserves
- Receivables
- Payables; and
- Summary Graphs.

Comments are required for variances that are more than 10% of budget or \$30,000 whichever is the greater.

Note: At the time of preparing the attached financials the Annual Financial Report has not been finalised and therefore the surplus from 2021/22, as displayed, may change due to year end and audit adjustments.

VOTING REQUIREMENT

Simple majority

ATTACHMENTS

- 1. Management Information Report 30 September 2022
- 2. Monthly Financial Statements 30 September 2022

COMMITTEE RESOLUTION AC96/22

Moved: Cr Peter McCumstie Seconded: Cr Geoff Haerewa

That the Audit Committee recommends that Council:

1. RECEIVES the Monthly Financial Management Report incorporating the Statement of Financial Activity for the period ending 30th September 2022.

<u>In Favour:</u> Crs Geoff Haerewa, Peter McCumstie and Andrew Twaddle

Against: Nil

CARRIED 3/0

Item 7.2 Page 47

Management Information Report Period Ending 30 September 2022

MANAGEMENT COMMENTS

Issue		Priority	Management Comments
Although we acknowledge a significant pro- impairment exists, the debtors aged trial ba invoices totalling \$191,128 outstanding for and debtors with credit balances totalling \$6	llance includes over 90 days,	Medium	Outstanding debts are being reviewed as a priority and have been identified as debts under negotiation, currently in liquidation process, on payment arrangement with the Shire, or have been sent to CS Legal for further legal action.
Depreciation has not been processed in 20	22/23.	Low	Pending completion of 2021/22 Annual Financial Report
At the time of preparing the attached Stater Activity, the Annual Financial Report for 30 not been finalised, therefore the closing sur from the current \$11,321,826 due to year e adjustments.	June 2021 has plus may change	Low	Pending completion of 2021/22 Annual Financial Report



11 October 2022

Mrs Amanda Dexter Chief Executive Officer Shire Of Derby/West Kimberley PO Box 94 DERBY WA 6728

Moore Australia

Level 15, Exchange Tower, 2 The Esplanade, Perth, WA 6000 PO Box 5785, St Georges Terrace, WA 6831

T +61 8 9225 5355 F +61 8 9225 6181

www.moore-australia.com.au

Dear Amanda

ACCOUNTING SERVICE INFORMATION REPORT FOR THE PERIOD ENDED 30 SEPTEMBER 2022

We advise we have completed the compilation of your statutory monthly statement of financial activity (by nature or type) and monthly financial report for the month ended 30 September 2022 and enclose this with our compilation report.

We are required under APES 315 *Compilation of Financial Information* to report certain matters in our compilation report. Other matters which arise during the course of our compilation that we wish to bring to your attention are raised in this report.

It should be appreciated, our procedures are designed primarily to enable us to compile the monthly financial report and therefore may not bring to light all weaknesses in systems and procedures, or all financial matters of interest to management and council, which may exist. However, we aim to use our knowledge of the shire's financial operations gained during our work to make comments and suggestions, which, we hope, will be useful to you.

Please note in order to meet legislative requirements, details and explanations of the material variances between the year to date actuals and year to date budget need to be completed by shire staff, as required by *Local Government (Financial Management) Regulation* 34(1) (d).

COMMENTS/SUGGESTIONS

Attached is a list of comments/suggestions derived from compiling the monthly financial report and other end of month review services.

MATTERS FOR MANAGEMENT ATTENTION:

Please complete the monthly financial report by completing Note 13 – Explanation of Material Variances by providing a comment for each item where the council's year to date budget and year to date actual are over the variance threshold. These items are indicated with a \checkmark or $^{\blacktriangle}$.

In the management information report which follows, we have raised matters we wish to draw to management's attention.

Should you wish to discuss any matter relating to our service or any other matter, please do not hesitate to contact us.

Yours sincerely

Russell Barnes Director

Moore Australia (WA) Pty Ltd

Moore Australia (WA) Pty Ltd trading as agent – ABN 99 433 544 961.
An independent member of Moore Global Network Limited - members in principal cities throughout the world. Liability limited by a scheme approved under Professional Standards Legislation.

Shire of Derby/West Kimberley Management Information Report

Period Ending 30 September 2022

Topic	Item	First Identified	Explanation	Action Required	Priority
Subsidiary ledgers	Outstanding	August 2022	Although we acknowledge a significant provision for impairment exists, the debtors aged trial balance includes invoices totalling \$191,128 outstanding for over 90 days, and debtors with credit balances totalling \$60,328.	We recommend reviewing overdue debtors collection procedures to ensure debtors outstanding for over 30 days are subject to regular review and reminder notices are issued to improve the collection rate. We recommend debtors with credit balances be investigated and remedied.	Medium
Operating expenditure	Depreciation	August 2022	Depreciation has not been processed in 2022/23.	When the 2021/22 Annual Financial Statements have been finalised depreciation will be processed.	Low
Funding Surplus	Opening Surplus	August 2022	At the time of preparing the attached Statement of Financial Activity, the Annual Financial Report for 30 June 2021 has not been finalised, therefore the closing surplus may change from the current \$11,321,826 due to year end and audit adjustments.	None required.	Low

Approval: _____ Russell Barnes, Director Page 1 Date of Issue: 11 October 2022



11 October 2022

Mrs Amanda Dexter Chief Executive Officer Shire of Derby/West Kimberley PO Box 94 DERBY WA 6728

Dear Amanda

Moore Australia

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COMPILATION REPORT TO THE SHIRE OF DERBY/WEST KIMBERLEY

We have compiled the accompanying local government special purpose financial statements of the Shire of Derby/West Kimberley, which comprise the statement of financial activity (by nature or type), a summary of significant accounting policies and other explanatory notes for the period ending 30 September 2022. The monthly financial report has been compiled to meet compliance with the *Local Government Act 1995* and associated regulations.

THE RESPONSIBILITY OF THE SHIRE OF DERBY/WEST KIMBERLEY

The Shire of Derby/West Kimberley are solely responsible for the information contained in the special purpose financial statements and are responsible for the maintenance of an appropriate accounting system in accordance with the relevant legislation.

OUR RESPONSIBILITY

On the basis of information provided by the Shire of Derby/West Kimberley we have compiled the accompanying special purpose financial statements in accordance with the requirements of the *Local Government Act 1995*, associated regulations and APES 315 *Compilation of Financial Information*.

Our procedures use accounting expertise to collect, classify and summarise the financial information, which the Shire of Derby/West Kimberley provided, in compiling the financial report. Our procedures do not include verification or validation procedures. No audit or review has been performed and accordingly no assurance is expressed.

The local government special purpose financial statements were compiled exclusively for the benefit of the Shire of Derby/West Kimberley. We do not accept responsibility to any other person for the contents of the special purpose financial statements.

Russell Barnes Director

Moore Australia (WA) Pty Ltd

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SHIRE OF DERBY-WEST KIMBERLEY

MONTHLY FINANCIAL REPORT

(Containing the Statement of Financial Activity)
For the period ending 30 September 2022

LOCAL GOVERNMENT ACT 1995 LOCAL GOVERNMENT (FINANCIAL MANAGEMENT) REGULATIONS 1996

TABLE OF CONTENTS

Statement	of Financial Activity by Nature or Type	5
Basis of Pre	eparation	6
Note 1	Statement of Financial Activity Information	7
Note 2	Cash and Financial Assets	8
Note 3	Receivables	9
Note 4	Other Current Assets	10
Note 5	Payables	11
Note 6	Capital Acquisitions	12
Note 7	Borrowings	13
Note 8	Reserve Accounts	14
Note 9	Other Current Liabilities	15
Note 10	Operating grants and contributions	16
Note 11	Non operating grants and contributions	17
Note 12	Trust Fund	18
Note 13	Explanation of Material Variances	19

Please refer to the compilation report

SHIRE OF DERBY-WEST KIMBERLEY | 1

MONTHLY FINANCIAL REPORT FOR THE PERIOD ENDED 30 SEPTEMBER 2022

SUMMARY INFORMATION - GRAPHS



 $This \ information \ is \ to \ be \ read \ in \ conjunction \ with \ the \ accompanying \ Financial \ Statements \ and \ Notes.$

Please refer to the compilation report

SHIRE OF DERBY-WEST KIMBERLEY | 2

MONTHLY FINANCIAL REPORT FOR THE PERIOD ENDED 30 SEPTEMBER 2022

EXECUTIVE SUMMARY



This information is to be read in conjunction with the accompanying Financial Statements and notes.

Please refer to the compilation report

SHIRE OF DERBY-WEST KIMBERLEY | 3

KEY TERMS AND DESCRIPTIONS FOR THE PERIOD ENDED 30 SEPTEMBER 2022

REVENUE

RATES

All rates levied under the *Local Government Act 1995*. Includes general, differential, specified area rates, minimum rates, interim rates, back rates, ex-gratia rates, less discounts and concessions offered. Excludes administration fees, interest on instalments, interest on arrears, service charges and sewerage rates.

OPERATING GRANTS, SUBSIDIES AND CONTRIBUTIONS

Refers to all amounts received as grants, subsidies and contributions that are not non-operating grants.

NON-OPERATING GRANTS, SUBSIDIES AND CONTRIBUTIONS

Amounts received specifically for the acquisition, construction of new or the upgrading of identifiable non financial assets paid to a local government, irrespective of whether these amounts are received as capital grants, subsidies, contributions or donations.

REVENUE FROM CONTRACTS WITH CUSTOMERS

Revenue from contracts with customers is recognised when the local government satisfies its performance obligations under the contract.

FEES AND CHARGES

Revenues (other than service charges) from the use of facilities and charges made for local government services, sewerage rates, rentals, hire charges, fee for service, photocopying charges, licences, sale of goods or information, fines, penalties and administration fees. Local governments may wish to disclose more detail such as rubbish collection fees, rental of property, fines and penalties, and other fees and charges.

SERVICE CHARGES

Service charges imposed under *Division 6 of Part 6 of the Local Government Act 1995*. *Regulation 54 of the Local Government (Financial Management) Regulations 1996* identifies these as television and radio broadcasting, underground electricity and neighbourhood surveillance services. Exclude rubbish removal charges.

INTEREST EARNINGS

Interest and other items of a similar nature received from bank and investment accounts, interest on rate instalments, interest on rate arrears and interest on debtors.

OTHER REVENUE / INCOME

Other revenue, which can not be classified under the above headings, includes dividends, discounts, rebates, reimbursements etc.

PROFIT ON ASSET DISPOSAL

Excess of assets received over the net book value for assets on their disposal.

NATURE OR TYPE DESCRIPTIONS

EXPENSES

EMPLOYEE COSTS

All costs associated with the employment of person such as salaries, wages, allowances, benefits such as vehicle and housing, superannuation, employment expenses, removal expenses, relocation expenses, worker's compensation insurance, training costs, conferences, safety expenses, medical examinations, fringe benefit tax, etc.

MATERIALS AND CONTRACTS

All expenditures on materials, supplies and contracts not classified under other headings. These include supply of goods and materials, legal expenses, maintenance agreements, communication expenses, advertising expenses, membership, periodicals, publications, hire expenses, rental, postage and freight etc. Local governments may wish to disclose more detail such as contract services, consultancy, information technology, rental or lease expenditures.

UTILITIES (GAS, ELECTRICITY, WATER)

Expenditures made to the respective agencies for the provision of power, gas or water. Exclude expenditures incurred for the reinstatement of roadwork on behalf of these agencies.

INSURANCE

All insurance other than worker's compensation and health benefit insurance included as a cost of employment.

LOSS ON ASSET DISPOSAL

Shortfall between the value of assets received over the net book value for assets on their disposal.

DEPRECIATION ON NON-CURRENT ASSETS

Depreciation expense raised on all classes of assets. Excluding Land.

INTEREST EXPENSES

Interest and other costs of finance paid, including costs of finance for loan debentures, overdraft accommodation and refinancing expenses.

OTHER EXPENDITURE

Statutory fees, taxes, allowance for impairment of assets, member's fees or State taxes. Donations and subsidies made to community groups.

Please refer to the compilation report

SHIRE OF DERBY-WEST KIMBERLEY | 4

BY NATURE OR TYPE

		Adopted Budget	YTD Budget	YTD Actual	Variance \$	Variance %	Var.
	Note	(a)	(b)	(c)	(c) - (b)	((c) - (b))/(b)	
Opening funding surplus / (deficit)	1(c)	\$ 7,668,065	\$ 7,668,065	\$ 4,992,706	\$ (2,675,359)	% (34.89%)	•
Revenue from operating activities							
Rates		8,588,437	8,588,437	8,596,728	8,291	0.10%	
Operating grants, subsidies and contributions	10	5,565,182	1,133,256	1,251,543	118,287	10.44%	A
Fees and charges		5,003,258	3,096,242	2,920,553	(175,689)	(5.67%)	
Interest earnings		188,912	89,115	62,741	(26,374)	(29.60%)	
Other revenue		694,155	185,420	56,666	(128,754)	(69.44%)	•
		20,039,944	13,092,470	12,888,231	(204,239)	(1.56%)	
Expenditure from operating activities							
Employee costs		(11,936,453)	(2,986,813)	(2,327,657)	659,156	22.07%	A
Materials and contracts		(10,541,715)	(2,902,743)	(1,621,177)	1,281,566	44.15%	A
Utility charges		(911,688)	(207,525)	(224,722)	(17,197)	(8.29%)	
Depreciation on non-current assets		(7,131,200)	(1,782,799)	0	1,782,799	100.00%	A
Interest expenses		(102,989)	(25,722)	(7,320)	18,402	71.54%	
Insurance expenses		(1,342,900)	(516,073)	(853,381)	(337,308)	(65.36%)	•
Other expenditure		(633,708)	(182,752)	(68,405)	114,347	62.57%	A
		(32,600,653)	(8,604,427)	(5,102,662)	3,501,765	(40.70%)	
Non-cash amounts excluded from operating activities	1(a)	7,131,200	1,782,799	(130,237)	(1,913,036)	(107.31%)	•
Amount attributable to operating activities		(5,429,509)	6,270,842	7,655,332	1,384,490	22.08%	
Investing activities							
Proceeds from non-operating grants, subsidies and contributions	11	19,555,173	4,010,893	1,078,355	(2,932,538)	(73.11%)	•
Payments for property, plant and equipment and infrastructure	6	(22,886,426)	(4,701,071)	(2,876,126)	1,824,945	38.82%	A
Amount attributable to investing activities		(3,331,253)	(690,178)	(1,797,771)	(1,107,593)	160.48%	
Financing Activities							
Proceeds from new debentures	7	1,000,000	0	0	0	0.00%	
Transfer from reserves	8	474,476	0	0	0	0.00%	
Repayment of debentures	7	(381,779)	0	(25,297)	(25,297)	0.00%	
Amount attributable to financing activities		1,092,697	0	(25,297)	(25,297)	0.00%	
Closing funding surplus / (deficit)	1(c)	0	13,248,729	10,824,970	(2,423,759)	18.29%	•

KEY INFORMATION

pq Indicates a variance between Year to Date (YTD) Budget and YTD Actual data as per the adopted materiality threshold.

Refer to Note 13 for an explanation of the reasons for the variance.

 $This \, statement \, is \, to \, be \, read \, in \, conjunction \, with \, the \, accompanying \, Financial \, Statements \, and \, Notes.$

Please refer to the compilation report

SHIRE OF DERBY-WEST KIMBERLEY | 5

MONTHLY FINANCIAL REPORT FOR THE PERIOD ENDED 30 SEPTEMBER 2022

BASIS OF PREPARATION

BASIS OF PREPARATION

This financial report has been prepared in accordance with the Local Government Act 1995 and accompanying regulations.

Local Government Act 1995 requirements

Section 6.4(2) of the Local Government Act 1995 read with the Local Government (Financial Management) Regulations 1996, prescribe that the financial report be prepared in accordance with the Local Government Act 1995 and, to the extent that they are not inconsistent with the Act, the Australian Accounting Standards. The Australian Accounting Standards (as they apply to local governments and not-for-profit entities) and Interpretations of the Australian Accounting Standards Board were applied where no inconsistencies exist.

The Local Government (Financial Management) Regulations 1996 specify that vested land is a right-of-use asset to be measured at cost, and is considered a zero cost concessionary lease. All right-of-use assets under zero cost concessionary leases are measured at zero cost rather than at fair value, except for vested improvements on concessionary land leases such as roads, buildings or other infrastructure which continue to be reported at fair value, as opposed to the vested land which is measured at zero cost. The measurement of vested improvements at fair value is a departure from AASB 16 which would have required the Shire to measure any vested improvements at zero cost.

Accounting policies which have been adopted in the preparation of this financial report have been consistently applied unless stated otherwise. Except for cash flow and rate setting information, the financial report has been prepared on the accrual basis and is based on historical costs, modified, where applicable, by the measurement at fair value of selected non-current assets, financial assets and liabilities.

THE LOCAL GOVERNMENT REPORTING ENTITY

All funds through which the Shire controls resources to carry on its functions have been included in the financial statements forming part of this financial report.

All monies held in the Trust Fund are excluded from the financial statements. A separate statement of those monies appears at Note 12 to these financial statements.

SIGNIFICANT ACCOUNTING POLICES

CRITICAL ACCOUNTING ESTIMATES

The preparation of a financial report in conformity with Australian Accounting Standards requires management to make judgements, estimates and assumptions that effect the application of policies and reported amounts of assets and liabilities, income and expenses.

The estimates and associated assumptions are based on historical experience and various other factors believed to be reasonable under the circumstances; the results of which form the basis of making the judgements about carrying values of assets and liabilities not readily apparent from other sources.

Actual results may differ from these estimates.

The balances, transactions and disclosures impacted by accounting estimates are as follows:

- estimation of fair values of certain financial assets - estimation of fair values of fixed assets shown at fair value
- impairment of financial assets

GOODS AND SERVICES TAX

Revenues, expenses and assets are recognised net of the amount of GST, except where the amount of GST incurred is not recoverable from the Australian Taxation Office (ATO). Receivables and payables are stated inclusive of GST receivable or payable. The net amount of GST recoverable from, or payable to, the ATO is included with receivables or payables in the statement of financial position. Cash flows are presented on a gross basis. The GST components of cash flows arising from investing or financing activities which are recoverable from, or payable to, the ATO are presented as operating cash flows.

ROUNDING OFF FIGURES

All figures shown in this statement are rounded to the nearest dollar.

PREPARATION TIMING AND REVIEW

Date prepared: All known transactions up to 10 October 2022

Please refer to the compilation report

SHIRE OF DERBY-WEST KIMBERLEY | 6

(a) Non-cash items excluded from operating activities

The following non-cash revenue and expenditure has been excluded from operating activities within the Statement of Financial Activity in accordance with *Financial Management Regulation 32*.

Non-cash items excluded from operating activities	Notes	Adopted Budget	YTD Budget (a)	YTD Actual (b)
		\$	\$	\$
Adjustments to operating activities				
Movement in other provisions (non-current)		0	0	(130,237)
Add: Depreciation on assets		7,131,200	1,782,799	0
Total non-cash items excluded from operating activities		7,131,200	1,782,799	(130,237)

(b) Adjustments to net current assets in the Statement of Financial Activity

The following current assets and liabilities have been excluded from the net current assets used in the Statement of Financial Activity in accordance with <i>Financial Management Regulation</i> 32 to agree to the surplus/(deficit) after imposition of general rates.		Adopted Budget Opening 30 June 2022	Last Year Closing 30 June 2022	Year to Date 30 September 2022
Adjustments to net current assets				
Less: Reserves - restricted cash	8	(975,801)	(975,800)	(975,800)
Add: Borrowings	7	0	381,779	356,482
Add: Provisions employee related provisions	9	402,441	402,441	402,441
Total adjustments to net current assets		(573,360)	(191,580)	(216,877)
(c) Net current assets used in the Statement of Financial Activity Current assets				
Cash and cash equivalents	2	11,335,343	11,335,343	10,359,439
Rates receivables	3	1,312,090	1,145,601	4,247,985
Receivables	3	1,026,287	995,378	348,343
Other current assets	4	60,573	49,353	46,091
Less: Current liabilities				
Payables	5	(4,234,970)	(6,588,465)	(2,232,384)
Borrowings	7	0	(381,779)	(356,482)
Other liabilities	9	(679,631)	(679,631)	(679,631)
Provisions	9	(578,267)	(691,514)	(691,514)
Less: Total adjustments to net current assets	1(b)	(573,360)	(191,580)	(216,877)
Closing funding surplus / (deficit)		7,668,065	4,992,706	10,824,970

CURRENT AND NON-CURRENT CLASSIFICATION

In the determination of whether an asset or liability is current or non-current, consideration is given to the time when each asset or liability is expected to be settled. Unless otherwise stated assets or liabilities are classified as current if expected to be settled within the next 12 months, being the Council's operational cycle.

Please refer to the compilation report

SHIRE OF DERBY-WEST KIMBERLEY | 7

OPERATING ACTIVITIES NOTE 2 CASH AND FINANCIAL ASSETS

				Total			Interest	Maturity
Description	Classification	Unrestricted	Restricted	Cash	Trust	Institution	Rate	Date
		\$	\$	\$	\$			
Cash On Hand	Cash and cash equivalents	1,750	0	1,750	0	Cash on Hand	Nil	Nil
Municipal Bank Account	Cash and cash equivalents	7,285,956	0	7,285,956	0	ANZ	Variable	Nil
CBA Bank Acc - Fitzroy Deposits	Cash and cash equivalents	118,144	0	118,144	0	CBA	Nil	Nil
Municipal Investment Account	Cash and cash equivalents	1,977,789	0	1,977,789	0	ANZ	Variable	Nil
Reserve Bank Account	Cash and cash equivalents	0	975,800	975,800	0	ANZ	0.40%	Oct-22
Trust Cash at Bank	Cash and cash equivalents	0	0	0	295,981	ANZ	Nil	Nil
Total		9,383,639	975,800	10,359,439	295,981			
Comprising								
Cash and cash equivalents		9,383,639	975,800	10,359,439	295,981			
		9,383,639	975,800	10,359,439	295,981			

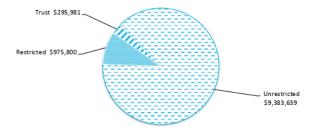
KEY INFORMATION

Cash and cash equivalents include cash on hand, cash at bank, deposits available on demand with banks and other short term highly liquid investments with original maturities of three months or less that are readily convertible to known amounts of cash and which are subject to an insignificant risk of changes in value. Bank overdrafts are reported as short term borrowings in current liabilities in the statement of net current assets.

The local government classifies financial assets at amortised cost if both of the following criteria are met:

- the asset is held within a business model whose objective is to collect the contractual cashflows, and
- the contractual terms give rise to cash flows that are solely payments of principal and interest.

Financial assets at amortised cost held with registered financial institutions are listed in this note other financial assets at amortised cost are provided in Note 4 - Other assets.



OPERATING ACTIVITIES NOTE 3 RECEIVABLES

Rates receivable	30 Jun 2022	30 Sep 2022		
	\$	\$		
Opening rates arrears	2,274,863	1,614,151		
Levied	7,626,940	8,596,728		
Less - collections	(8,287,652)	(5,556,587)		
Gross rates collectable	1,614,151	4,654,292		
Allowance for impairment of rates				
receivable	(406,307)	(406,307)		
Net rates collectable	1,207,844	4,247,985		
% Collected	83.7%	54.4%		



Receivables - general	Credit	Current	Current 30 Days		90+ Days	Total
	\$	\$	\$	\$	\$	\$
Receivables - general	(60,032)	331,364	98,260	59,525	191,128	620,245
Percentage	(9.7%)	53.4%	15.8%	9.6%	30.8%	
Balance per trial balance						
Sundry receivable						620,245
GST receivable						67,593
Allowance for impairment of recei	vables from contracts with o	customers				(374,162)
Other receivables						34,667
Total receivables general outstan	ding					348,343

Amounts shown above include GST (where applicable)

KEY INFORMATION

Trade and other receivables include amounts due from ratepayers for unpaid rates and service charges and other amounts due from third parties for goods sold and services performed in the ordinary course of business.

Trade receivables are recognised at original invoice amount less any allowances for uncollectable amounts (i.e. impairment). The carrying amount of net trade receivables is equivalent to fair value as it is due for settlement within 30 days.

Classification and subsequent measurement

Receivables which are generally due for settlement within 30 days except rates receivables which are expected to be collected within 12 months are classified as current assets. All other receivables such as, deferred pensioner rates receivable after the end of the reporting period are classified as non-current assets.

Trade and other receivables are held with the objective to collect the contractual cashflows and therefore the Shire measures them subsequently at amortised cost using the effective interest rate method.



Please refer to the compilation report

SHIRE OF DERBY-WEST KIMBERLEY | 9

OPERATING ACTIVITIES NOTE 4 OTHER CURRENT ASSETS

	Opening Balance	Asset Increase	Asset Reduction	Closing Balance
Other current assets	1 July 2022		30	September 2022
	\$	\$	\$	\$
Inventory				
Fuel	49,353	17,302	(20,564)	46,091
Total other current assets	49,353	17,302	(20,564)	46,091
Amounts shown above include GST (where applicable)				

KEY INFORMATION

Inventory

Inventories are measured at the lower of cost and net realisable value.

Net realisable value is the estimated selling price in the ordinary course of business less the estimated costs of completion and the estimated costs necessary to make the sale.

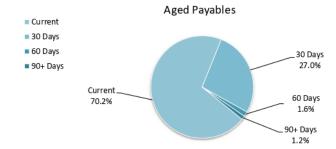
OPERATING ACTIVITIES NOTE 5 PAYABLES

Payables - general	Credit	Current	30 Days	60 Days	90+ Days	Total
	\$	\$	\$	\$	\$	\$
Payables - general	(655,925	252,394	14,550	10,874	933,743
Percentage	0%	6 70.2%	27%	1.6%	1.2%	
Balance per trial balance						
Sundry creditors						933,743
ATO liabilities						607,260
Other payables						557,494
Payroll creditors						3,650
Derby Women's Red Shed						130,237
Total payables general outstanding						2,232,384

Amounts shown above include GST (where applicable)

KEY INFORMATION

Trade and other payables represent liabilities for goods and services provided to the Shire prior to the end of the period that are unpaid and arise when the Shire becomes obliged to make future payments in respect of the purchase of these goods and services. The amounts are unsecured, are recognised as a current liability and are normally paid within 30 days of recognition. The carrying amounts of trade and other payables are considered to be the same as their fair values, due to their short-term nature.



INVESTING ACTIVITIES NOTE 6 CAPITAL ACQUISITIONS

	Adop	Adopted						
Contact constrictions	Budget	YTD Budget	YTD Actual	YTD Actual				
Capital acquisitions				Variance				
	\$	\$	\$	\$				
Buildings	1,000,000	0	70,668	70,668				
Plant & Equipment	772,342	0	6,091	6,091				
Infrastructure Roads	15,824,284	3,951,071	2,509,509	(1,441,562)				
Infrastructure Footpaths	280,000	0	0	0				
Infrastructure Drainage	50,000	0	0	0				
Infrastructure Airports	3,000,000	0	0	0				
Infrastructure Wharf	100,000	0	0	0				
Infrastructure Other	1,859,800	750,000	289,858	(460,142)				
Payments for Capital Acquisitions	22,886,426	4,701,071	2,876,126	(1,824,945)				
Capital Acquisitions Funded By:								
	\$	\$	\$	\$				
Capital grants and contributions	19,555,173	4,010,893	1,078,355	(2,932,538)				
Borrowings	1,000,000	0	0	0				
Cash backed reserves								
Asset renewal reserve	314,511	0	0	0				
Staff housing Reserve	159,965	0	0	0				
Contribution - operations	1,856,777	690,178	1,797,771	1,107,593				
Capital funding total	22,886,426	4,701,071	2,876,126	(1,824,945)				

SIGNIFICANT ACCOUNTING POLICIES

Each class of fixed assets within either plant and equipment or infrastructure, is carried at cost or fair value as indicated less, where applicable, any accumulated depreciation and impairment losses.

Assets for which the fair value as at the date of acquisition is under \$5,000 are not recognised as an asset in accordance with Financial Management Regulation 17A (5). These assets are expensed immediately.

Where multiple individual low value assets are purchased together as part of a larger asset or collectively forming a larger asset exceeding the threshold, the individual assets are recognised as one asset and capitalised.

Initial recognition and measurement for assets held at cost

Plant and equipment including furniture and equipment is recognised at cost on acquisition in accordance with *Financial Management Regulation 17A*. Where acquired at no cost the asset is initially recognise at fair value. Assets held at cost are depreciated and assessed for impairment annually.

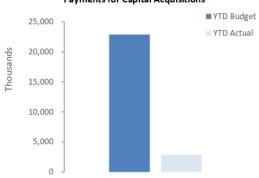
Initial recognition and measurement between

mandatory revaluation dates for assets held at fair value

In relation to this initial measurement, cost is determined as the fair value of the assets given as consideration plus costs incidental to the acquisition. For assets acquired at zero cost or otherwise significantly less than fair value, cost is determined as fair value at the date of acquisition. The cost of non-current assets constructed by the Shire includes the cost of all materials used in construction, direct labour on the project and an appropriate proportion of variable and fixed overheads.

Please refer to the compilation report

Payments for Capital Acquisitions



SHIRE OF DERBY-WEST KIMBERLEY | 12

FINANCING ACTIVITIES NOTE 7 **BORROWINGS**

Interest

Principal

Repayments - borrowings

					FIII	icipai	FIIII	upai	IIIC	iest.
Information on borrowings			New L	oa ns	Repa	yments	Outsta	anding	Repay	ments
Particulars	Loan No.	1 July 2022	Actual	Budget	Actual	Budget	Actual	Budget	Actual	Budget
		\$	\$	\$	\$	\$	\$	\$	\$	\$
Housing										
Staff Housing	136	51,785	0	0	0	(25,057)	51,785	26,728	0	(2,947)
Staff Housing	146	516,591	0	0	(25,297)	(51,394)	491,294	465,197	(16,350)	(31,900)
Staff Housing	148	243,688	0	0	0	(19,794)	243,688	223,894	0	(10,722)
Staff Housing		0	0	1,000,000	0	0	0	1,000,000	0	0
Transport										
Wharf Fenders and boat ramp	145	166,351	0	0	0	(28,934)	166,351	137,417	0	(10,940)
Refinance Derby Airport and wharf	152	1,531,820	0	0	0	(192,991)	1,531,820	1,338,829	0	(25,669)
Derby wharf infrastructure	151	251,676	0	0	0	(38,867)	251,676	212,809	0	(7,309)
Economic services										
Derby visitors centre	149	304,610	0	0	0	(24,742)	304,610	279,868	0	(13,402)
Total		3,066,521	0	1,000,000	(25,297)	(381,779)	3,041,224	3,684,742	(16,350)	(102,889)
Current borrowings		381,779					356,482			
Non-current borrowings		2,684,742					3,302,963			
		3,066,521					3,659,445			

Principal

KEY INFORMATION

Borrowing costs are recognised as an expense when incurred except where they are directly attributable to the acquisition, construction or production of a qualifying asset. Where this is the case, they are capitalised as part of the cost of the particular asset until such time as the asset is substantially ready for its intended use or sale.

Fair values of borrowings are not materiallly different to their carrying amounts, since the interest payable on those borrowings is either close to current market rates or the borrowings are of a short term nature. Non-current borrowings fair values are based on discounted cash flows using a current borrowing rate.

Please refer to the compilation report

SHIRE OF DERBY-WEST KIMBERLEY | 13

All debenture repayments were financed by general purpose revenue.

The Shire has no unspent debenture funds as at 30th June 2021, nor is it expected to have unspent funds as at 30th June 2022.

OPERATING ACTIVITIES

NOTE 8

RESERVE ACCOUNTS

Reserve accounts

		Budget	Actual	Budget	Actual	Budget	Actual YTD
	Opening	Transfers In	Transfers In	Transfers Out	Transfers Out	Closing	Closing
Reserve name	Balance	(+)	(+)	(-)	(-)	Balance	Balance
	\$	\$	\$	\$	\$	\$	\$
Restricted by Council							
Leave reserve	402,441	0	0	0	0	402,441	402,441
Plant reserve	28,456	0	0	0	0	28,456	28,456
Airport reserve	3,721	0	0	0	0	3,721	3,721
Asset renewal reserve	314,511	0	0	(314,511)	0	0	314,511
Economic development reserve	19,935	0	0	0	0	19,935	19,935
Fitzroy Crossing recreation hall reserve	46,771	0	0	0	0	46,771	46,771
Staff housing Reserve	159,965	0	0	(159,965)	0	0	159,965
	975,800	0	0	(474,476)	0	501,324	975,800

Please refer to the compilation report

SHIRE OF DERBY-WEST KIMBERLEY | 14

OPERATING ACTIVITIES NOTE 9 OTHER CURRENT LIABILITIES

		Opening Balance	Liability transferred from/(to) non current	Liability Increase	Liability Reduction	Closing Balance
Other current liabilities	Note	1 July 2022				30 September 202
		\$		\$	\$	\$
Other liabilities						
- Contract liabilities		679,631	0	0		0 679,631
Total other liabilities		679,631	0	0		0 679,631
Employee Related Provisions						
Annual leave		364,110	0	0		0 364,110
Long service leave		327,404	0	0		0 327,404
Total Employee Related Provisions		691,514	0	0		0 691,514
Total other current liabilities		1,371,145	0	0		0 1,371,145
Amounts shown above include GST (where applicable)						

A breakdown of contract liabilities and associated movements is provided on the following pages at Note 10

KEY INFORMATION

Provisions

Provisions are recognised when the Shire has a present legal or constructive obligation, as a result of past events, for which it is probable that an outflow of economic benefits will result and that outflow can be reliably measured.

Provisions are measured using the best estimate of the amounts required to settle the obligation at the end of the reporting period.

Employee Related Provisions

Short-term employee benefits

Provision is made for the Shire's obligations for short-term employee benefits. Short-term employee benefits are benefits (other than termination benefits) that are expected to be settled wholly before 12 months after the end of the annual reporting period in which the employees render the related service, including wages, salaries and sick leave. Short-term employee benefits are measured at the (undiscounted) amounts expected to be paid when the obligation is settled.

The Shire's obligations for short-term employee benefits such as wages, salaries and sick leave are recognised as a part of current trade and other payables in the calculation of net current assets.

Other long-term employee benefits

The Shire's obligations for employees' annual leave and long service leave entitlements are recognised as employee related provisions in the statement of financial position.

Long-term employee benefits are measured at the present value of the expected future payments to be made to employees. Expected future payments incorporate anticipated future wage and salary levels, durations of service and employee departures and are discounted at rates determined by reference to market yields at the end of the reporting period on government bonds that have maturity dates that approximate the terms of the obligations. Any remeasurements for changes in assumptions of obligations for other long-term employee benefits are recognised in profit or loss in the periods in which the changes occur. The Shire's obligations for long-term employee benefits are presented as non-current provisions in its statement of financial position, except where the Shire does not have an unconditional right to defer settlement for at least 12 months after the end of the reporting period, in which case the obligations are presented as current provisions.

Contract liabilities

An entity's obligation to transfer goods or services to a customer for which the entity has received consideration (or the amount is due) from the customer.

Capital grant/contribution liabilities

Grants to acquire or construct recognisable non-financial assets to identified specifications be constructed to be controlled by the Shire are recognised as a liability until such time as the Shire satisfies its obligations under the agreement.

Please refer to the compilation report

SHIRE OF DERBY-WEST KIMBERLEY | 15

13

NOTE 10 OPERATING GRANTS, SUBSIDIES AND CONTRIBUTIONS

	Unspent	ope rating gra	nt, subsidies a	and contributio	ons liability		grants, subside butions rever	
Provider	Liability 1 July 2022	Increase in Liability	Decrease in Liability (As revenue)	Liability 30 Sep 2022	Current Liability 30 Sep 2022	Adopted Budget Revenue	YTD Budget	YTD Reven
	S	Ś	S	S	S	S	Ś	s
rating grants and subsidies	•	•	•	•	•	*	*	•
General purpose funding								
GEN PUR - Financial Assistance Grant - General	0	0	0	0	0	2,297,885	574,471	446,
GEN PUR - Financial Assistance Grant - Roads	0	0		0	0	418,288	104,572	94,
GEN PUR - Financial Assistance Grant - Aboriginal						,	,	
Access Roads	0	0	0	0	0	294,586	73,647	71,
Law, order, public safety								
ANIMAL - Grants	0	0	0	0	0	0	0	50
Health								
PEST - Grants	0	0	0	0	0	7,500	1,875	
OTH HEALTH - Grants	0	0	0	0	0	625,000	156,250	228
Education and welfare								
WELFARE - Grants	180,400	0	0	180,400	180,400	970,000	197,500	67
WELFARE - Other Income	0	0	0	0	0	310,000	0	
Community amenities								
COM AMEN - Grants	10,000	0	0	10,000	10,000	0	0	
Recreation and culture								
REC - Grants	0	0	0	0	0	321,964	0	
LIBRARY - Other Grants	0	0	0	0	0	5,000	0	4
LIBRARY - Grant - Regional Library Services	0	0	0	0	0	4,000	1,000	
OTH CUL - Grants - Other Culture	13,813	0	0	13,813	13,813	30,000	2,500	
OTH CUL - Sculptures on the Marsh - Grant	0	0	0	0	0	120,000	0	100
HERITAGE - Grants	23,340	0	0	23,340	23,340	0	0	
erating contributions General purpose funding RATES - Reimbursement of Debt Collection Costs	0	0	0	0	0	80,000	20,001	30
OTH GOV - Reimbursements	0	0		0	0	0	0	
Law, order, public safety								
FIRE - Reimbursements	0	0	0	0	0	0	0	9
ANIMAL - Reimbursements	0	0	0	0	0	0	0	12
OLOPS - Reimbursements	0	0	0	0	0	0	0	2
Health								
HEALTH - Reimbursements	0	0	0	0	0	1,500	375	4
OTH HEALTH - Reimbursements	0	0	0	0	0	2,260	565	
Education and welfare								
WELFARE - Reimbursements	0	0	0	0	0	0	0	3
Recreation and culture								
REC - Reimbursements - Other Recreation	0	0		0	0	0	0	78
LIBRARY - Reimbursements Lost Books	0	0	-	0	0	200	0	
HERITAGE - Contributions & Donations	0	0		0	0	1,999	500	
OTH CUL - Other Income	0	0	0	0	0	20,000	0	
OTH CUL - Contributions & Donations - Other Culture				0		55,000	0	20
Transport								
AERO - Reimbursements - Aerodromes	0	0		0	0	0	0	4
WATER - Reimbursements	0	0	0	0	0	0	0	4
Other property and services								
PRIVATE - Private Works Income	0	0		0	0	0	0	1
ADMIN - Reimbursements	0	0		0	0	0	0	2
PWO - Other Reimbursements	0	0		0	0	0	0	10
	0	0	0	0	0	160,959	21,441	188

Please refer to the compilation report

SHIRE OF DERBY-WEST KIMBERLEY | 16

NOTE 11 NON-OPERATING GRANTS, SUBSIDIES AND CONTRIBUTIONS

erating grants and subsidies neral purpose funding OADC - Financial Assistance Grants Roads w, order, public safety LOPS - Grants		Capital grant/contribution liabilities					Non operating grants, subsidies and contributions revenue		
Provider	Liability 1 July 2022	Increase in Liability	Decrease in Liability (As revenue)	Liability 30 Sep 2022	Current Liability 30 Sep 2022	Adopted Budget Revenue	YTD Budget	YTD Revenue Actual	
	\$	\$	\$	\$	\$	\$	\$	\$	
-operating grants and subsidies									
General purpose funding									
ROADC - Financial Assistance Grants Roads	0	0	0	0	0	350,000	87,500	556,56	
Law, order, public safety									
OLOPS - Grants	26,238	0	0	26,238	26,238	0	0		
Health									
OTH HEALTH - Grants	0	0	0	0	0	0	0		
OTH HEALTH - Capital Grants	0	0	0	0	0	75,100	0		
Education and welfare									
WELFARE - Grants	50,000	0	0	50,000	50,000	0	0		
Community amenities									
COM AMEN - Grants	55,531	0	0	55,531	55,531	0	0		
Recreation and culture									
SWIM AREAS - Grant	0	0	0	0	0	436,500	0		
Transport									
ROADC - Regional Road Group Grants (MR W A)	0	0	0	0	0	1,030,188	257,547		
ROADC - Roads to Recovery - Grants	0	0	0	0	0	1,097,385	274,346		
ROADC - Other Grants Roads/Streets	229,116	0	0	229,116	229,116	700,000	175,000	338,9	
ROADC - Other Grants Footpaths	17,074	0	0	17,074	17,074	436,000	109,000		
ROADC - Other Grants Aboriginal Roads	0	0	0	0	0	430,000	107,500	174,3	
ROADC - Other Grants Flood Damage	0	0	0	0	0	12,000,000	3,000,000	8,5	
AERO - Grants Aerodromes	1,978	0	0	1,978	1,978	3,000,000	0		
WATER - Grants	54,334	0	0	54,334	54,334	0	0		
	434,271	0	0	434,271	434,271	19,555,173	4,010,893	1,078,3	

NOTE 12 TRUST FUND

Funds held at balance date which are required by legislation to be credited to the trust fund and which are not included in the financial statements are as follows:

	Opening Balance	Amount	Amount	Closing Balance
Description	1 July 2022	Received	Paid	30 Sep 2022
	\$	\$	\$	\$
Public open spaces	295,981	0	C	295,981
	295,981	0	C	295,981

OPERATING ACTIVITIES NOTE 13 EXPLANATION OF MATERIAL VARIANCES

The material variance thresholds are adopted annually by Council as an indicator of whether the actual expenditure or revenue varies from the year to date Actual materially.

 $The \ material \ variance \ adopted \ by \ Council \ for \ the \ 2022-23 \ year \ is \ \$30,000 \ or \ 10.00\% \ whichever \ is \ the \ greater.$

			explanation of positive variances		Expranation of negative variances		
Nature or type	Var. \$	Var. %		Timing	Permanent	Timing	Permanent
	\$	%					
Opening funding surplus / (deficit)	(2,675,359)	(34.89%)	Y			Timing	
Revenue from operating activities							
Operating grants, subsidies and contributions	118,287	10.44%	Timing				
Other revenue	(128,754)	(69.44%)	*			Timing	
Expenditure from operating activities							
Employee costs	659,156	22.07%	Timing				
Materials and contracts	1,281,566	44.15%	Timing				
Depreciation on non-current assets	1,782,799	100.00%	Timing				
Insurance expenses	(337,308)	(65.36%)	▼			Timing	
Other expenditure	114,347	62.57%	Timing				
Non-cash amounts excluded from operating activities	(1,913,036)	(107.31%)	*			Timing	
Investing activities							
Proceeds from non-operating grants, subsidies and contributions	(2,932,538)	(73.11%)	*			Timing	
Payments for property, plant and equipment ar	1,824,945	38.82%	Timing				
Closing funding surplus / (deficit)	(2,423,759)	18.29%	*			Timing	

Cr Pat Riley entered the meeting at 4:03pm.

7.3 COMPLIANCE REPORTS - COUNCILLOR MEETING ATTENDANCE

File Number: 4262 - Status Reports

Author: Sarah Smith, Executive Services Coordinator

Responsible Officer: Amanda Dexter, Chief Executive Officer

Authority/Discretion: Information

SUMMARY

For the Committee to monitor councillor attendance at Ordinary Meetings of Council and Special Council Meetings to oversee compliance with the Local Government Act.

DISCLOSURE OF ANY INTEREST

Nil by Author and Responsible Officer.

BACKGROUND

The Councillor Meeting Attendance Report provides Council with accurate meeting attendance register and allows the Administration to monitor attendance by Councillors to ensure compliance with the Local Government Act 1995.

STATUTORY ENVIRONMENT

Local Government Act 1995

- 2.25. Disqualification for failure to attend meetings
 - (1) A council may, by resolution, grant leave of absence, to a member.
 - (2) Leave is not to be granted to a member in respect of more than 6 consecutive ordinary meetings of the council without the approval of the Minister, unless all of the meetings are within a period of 3 months.
 - (3A) Leave is not to be granted in respect of
 - (a) a meeting that has concluded; or
 - (b) the part of a meeting before the granting of leave.
 - (3) The granting of the leave, or refusal to grant the leave and reasons for that refusal, is to be recorded in the minutes of the meeting.
 - (4) A member who is absent, without obtaining leave of the council, throughout 3 consecutive ordinary meetings of the council is disqualified from continuing his or her membership of the council, unless all of the meetings are within a 2 month period.
 - (5A) If a council holds 3 or more ordinary meetings within a 2 month period, and a member is absent without leave throughout each of those meetings, the member is disqualified if he or she is absent without leave throughout the ordinary meeting of the council immediately following the end of that period.

Item 7.3 Page 71

- (5) The non-attendance of a member at the time and place appointed for an ordinary meeting of the council does not constitute absence from an ordinary meeting of the council
 - (a) if no meeting of the council at which a quorum is present is actually held on that day; or
 - (b) if the non-attendance occurs
 - (i) while the member has ceased to act as a member after written notice has been given to the member under section 2.27(3) and before written notice has been given to the member under section 2.27(5); or
 - (ii) while proceedings in connection with the disqualification of the member have been commenced and are pending; or
 - (iiia) while the member is suspended under section 5.117(1)(a)(iv) or Part 8; or
 - (iii) while the election of the member is disputed and proceedings relating to the disputed election have been commenced and are pending.
- (6) A member who before the commencement of the *Local Government Amendment*Act 2009 section 5 was granted leave during an ordinary meeting of the council from which the member was absent is to be taken to have first obtained leave for the remainder of that meeting.

[Section 2.25 amended: No. 49 of 2004 s. 19(1); No. 17 of 2009 s. 5; No. 31 of 2018 s. 5.]

POLICY IMPLICATIONS

Nil.

FINANCIAL IMPLICATIONS

Nil.

STRATEGIC IMPLICATIONS

GOAL	OUR PRIORITIES	WE WILL
1. Leadership and	1.2 Capable, inclusive and	1.2.1 Provide strong civic leadership
Governance effective organisation	1.2.2 Provide strong governance	

Item 7.3 Page 72

RISK MANAGEMENT CONSIDERATIONS

RISK	LIKELIHOOD	CONSEQUENCE	RISK ANALYSIS	MITIGATION
Financial: Financial, Legal and Compliance, Organisational Operations and Reputation	Unlikely	Severe	Extreme	Monthly reporting to the Audit Committee for awareness and direction where required.

CONSULTATION

Internal consultation has been undertaken with relevant areas to collate information.

COMMENT

There is no compliance concerns noted for this reporting period.

VOTING REQUIREMENT

Simple majority

ATTACHMENTS

1. Council Meeting Attendance Table - 22/23

COMMITTEE RESOLUTION AC97/22

Moved: Cr Peter McCumstie Seconded: Cr Geoff Haerewa

That the Audit Committee:

1. RECEIVES the information contained in the report detailing Councillor meeting attendance.

<u>In Favour:</u> Crs Geoff Haerewa, Peter McCumstie, Pat Riley and Andrew Twaddle

Against: Nil

CARRIED 4/0



MEETING ATTENDANCE

The following table provides information on attendance at the 2022/23 Financial Year Ordinary and Special Council Meetings:

	28	25	29	13	27	24	8	твс	ТВС	TBC	TBC	TBC
Councillor	Jul	Aug	Sep	Oct	Oct	Nov	Dec	Feb	Mar	Apr	May	June
Councillo	2022	2022	2022	2022	2022	2022	2022	2023	2023	2023	2023	2023
	OCM	OCM	OCM	Special	OCM							
G Haerewa	√ Phone	LOA	✓	✓								
P McCumstie	LOA	✓	✓	✓								
K Bedford	√ Phone	LOA	LOA	LOA								
R Mouda	✓	✓	А	✓								
P Riley	Α	√ Phone	А	√ Phone								
P White	✓	LOA	LOA	А								
A Twaddle	✓	√	✓	√ Phone								
G Davis	√ Phone	√	√ Phone	√ Phone								
L Evans	А	√	√	А								



7.4 COMPLIANCE REPORTS - COUNCIL MINUTE MANAGEMENT

File Number: 4262 - Status Reports

Author: Sarah Smith, Executive Services Coordinator

Responsible Officer: Amanda Dexter, Chief Executive Officer

Authority/Discretion: Information

SUMMARY

The Council Minute Management Report provides Council with an update on all actions required to be undertaken by the Administration once a resolution has been adopted by Council at the Ordinary Council and Audit Committee Meetings.

DISCLOSURE OF ANY INTEREST

Nil by Author and Responsible Officer.

BACKGROUND

Officers are required to provide an accurate update on items to inform the Council on the progress, or any delays or the completion of each recommendation adopted by Council at the Ordinary Council and Audit Committee Meetings.

The report assists the Shire fulfil its corporate governance responsibilities in managing the affairs of the organisation. This includes financial reporting, risk management, compliance requirements and auditing.

STATUTORY ENVIRONMENT

Local Government Act 1995

Section 5.41(a) of the Act requires CEOs to advise councils in relation to the functions of a local government under both the *Local Government Act 1995*, and other legislation.

The CEO's function under section 5.41(b) is to ensure the availability of unbiased, professional and relevant advice and information to elected members for their decision making purposes.

POLICY IMPLICATIONS

Nil.

FINANCIAL IMPLICATIONS

Nil.

STRATEGIC IMPLICATIONS

GOAL	OUR PRIORITIES	WE WILL
1. Leadership and	1.2 Capable, inclusive and	1.2.1 Provide strong civic leadership
Governance	effective organisation	1.2.2 Provide strong governance

RISK MANAGEMENT CONSIDERATIONS

RISK	LIKELIHOOD	CONSEQUENCE	RISK ANALYSIS	MITIGATION
Financial: Financial, Legal and Compliance, Organisational Operations and Reputation	Unlikely	Severe	Extreme	Monthly reporting to the Audit Committee for awareness and direction where required.

CONSULTATION

Internal consultation has been undertaken with relevant areas to collate information.

COMMENT

All items are up to date within reasonable parameters.

Staff leave, recent resignations and COVID 19 impacts have had some impact on progress, and however the delays at this point are not concerning.

VOTING REQUIREMENT

Simple majority

ATTACHMENTS

1. Council Minute Management - October 2022

COMMITTEE RESOLUTION AC98/22

Moved: Cr Peter McCumstie Seconded: Cr Geoff Haerewa

That the Audit Committee:

1. RECEIVES the information contained in the report detailing Council Minute Management.

<u>In Favour:</u> Crs Geoff Haerewa, Peter McCumstie, Pat Riley and Andrew Twaddle

Against: Nil

CARRIED 4/0

Outstanding	Division:	Date From:
	Committee:	Date To:
	Officer:	
Action Sheets Re	port	Printed: 14 October 2022 2:40 PM

Meeting	Officer/Director	Section	Subject
Council 25/06/2020	Neate, Wayne	Executive Services	Allocation of Curtin Airport Donga's
	Dexter Amanda		

RESOLUTION 105/20

Moved: Cr Rowena Mouda Seconded: Cr Paul White

That Council;

- 1. Advertise notice of intention to dispose of the ex-Curtin Accommodation Block 3 to the Friends of Wharfinger House in accordance with section 3.58 of the Local Government Act 1995, subject to the relevant approvals being gained;
- 2. Advertise notice of intention to dispose of the ex-Curtin Accommodation Block 4 to the Derby Enduro Club in accordance with section 3.58 of the Local Government Act 1995, subject to the relevant approvals being gained;
- 3. Advertise notice of intention to dispose of the ex-Curtin Accommodation Block 5 to the Derby Golf Club in accordance with section 3.58 of the Local Government Act 1995, subject to the relevant approvals being gained;
- 4. Advertise notice of intention to dispose of the ex-Curtin Security Block to the Derby Regional Hospital in accordance with section 3.58 of the Local Government Act 1995, subject to the relevant approvals being gained;
- 5. Note that the Shire is using the remaining two Guard Houses for its own purposes; and
- 6. Advertise to the wider public for expression of interest for the use of the eight piece medical facility and for any of the other buildings should the disposal of the assets listed in points 1 through to 4 not occur for any reason.

In Favour: Crs Geoff Haerewa, Paul White, Geoff Davis, Chris Kloss, Andrew Twaddle, Steve Ross, Rowena Mouda, Pat Riley and Keith Bedford

Against: Nil

CARRIED 9/0 BY ABSOLUTE MAJORITY

3 Sep 2020 - 2:29 PM - Wayne Neate

Revised Target Date changed by: Neate, Wayne From: 9 Jul 2020 To: 30 Jul 2020

Reason: All parties have been written to about the allocation of the Donga's and have been requested to write back to Council Accepting the offer - If accepted disposal will be advertised. if not disposal plus extra dongs will be advertised to the public for interest.

28 Oct 2020 - 10:34 AM - Wayne Neate

Infocouncil Page 1 of 27

Outstanding	Division:	Date From:
	Committee:	Date To:
	Officer:	
Action Sheets Report		Printed: 14 October 2022 2:40 PM

Revised Target Date changed by: Neate, Wayne From: 30 Jul 2020 To: 01 Dec 2020

Reason: All parties are now in agreement to remove the Donga's as per agenda item just waiting on approval process for each organisation

5 Feb 2021 - 3:17 PM - Amanda Dexter

No formal application was recieved - the Shire will need to review and seek further advice.

5 Feb 2021 - 3:18 PM - Amanda Dexter

Revised Target Date changed by: O'Halloran, Amanda From: 1 Dec 2020 To: 31 Mar 2021

Reason: As per comments

8 Apr 2021 - 2:46 PM - Wayne Neate

Revised Target Date changed by: Neate, Wayne From: 31 Mar 2021 To: 30 Jun 2021

Reason: No one has taken the oppourtunity to bid for these they will be advetised for sale again shortly.

13 Sep 2021 - 8:38 AM - Wayne Neate

Revised Target Date changed by: Neate, Wayne From: 30 Jun 2021 To: 01 Nov 2021

Reason: All Donga's have been allocated awaiting groups to remove and place onsite

18 Oct 2021 - 3:53 PM - Wayne Neate

Revised Target Date changed by: Neate, Wayne From: 1 Nov 2021 To: 01 Dec 2021

Reason: We have recently written to all of the groups in regards to the Dongas to confirm moving the buildings.

19 Dec 2021 - 1:07 PM - Wayne Neate

Revised Target Date changed by: Neate, Wayne From: 1 Dec 2021 To: 31 Jan 2022

Reason: Hospital has moved Dongas. Medical facility is to be relocated to Mt Hart (8 piece). Derby Enduro has handed thiers back. Derby Golf Club will take thiers and Derby Turf Clubs to place at the

Sportsmans Club and Golf Club

16 Mar 2022 - 12:24 PM - Wayne Neate

Revised Target Date changed by: Neate, Wayne From: 31 Jan 2022 To: 01 May 2022

Reason: One Donga has been Handed back to re issue all others were promised to be collected prior to the Wet season. Will work with Groups post the wet season to ensure they are taken up

17 May 2022 - 8:33 AM - Wayne Neate

Revised Target Date changed by: Neate, Wayne From: 1 May 2022 To: 01 Jul 2022

Reason: One Donga has been passed back in and awaiting other Donga's to be removed by Community Groups and Colin Fitzgerald

12 Aug 2022 - 10:47 AM - Wayne Neate

That Council;

Revised Target Date changed by: Neate, Wayne From: 1 Jul 2022 To: 01 Sep 2022

Reason: Still awaiting organisations to remove thier buildings

Meeting	Officer/Director	Section	Subject
Council 25/06/2020	Neate, Wayne Dexter, Amanda	Technical Services	Fitzoy Crossing - Low level Crossing
RESOLUTION 111/20			
Moved: Cr Geoff Davis Seconded: Cr Paul White			

Infocouncil Page 2 of 27

Outstanding	Division:	Date From:
	Committee:	Date To:
	Officer:	
Action Sheets Report		Printed: 14 October 2022 2:40 PM

- Include the Fitzroy Crossing Low Level Crossing in the Road Maintenance Strategy 2020-25 with updated pricing for the risk assessment and upgrade works.
- 2. Close the Fitzroy Crossing Low Level Crossing to all traffic and advertise the decision as per the requirements of the Local Government Act 1995.
- Instruct Officers to investigate feasible options to close the Fitzroy Crossing Low Level Crossing to traffic but allow access to the banks of the Fitzroy River.
- 4. Instruct officers to investigate alternative sources of funding for the Low Level Crossing.

In Favour: Crs Geoff Haerewa, Paul White, Geoff Davis, Chris Kloss, Andrew Twaddle, Steve Ross, Rowena Mouda, Pat Riley and Keith Bedford

Against: Nil

CARRIED 9/0

5 Feb 2021 - 3:18 PM - Amanda Dexter

This project is ongoing, further advice is being sought from Main Roads in regards to strucutual integrity and funding is being sought to implement the social infrastrucuture.

5 Feb 2021 - 3:19 PM - Amanda Dexter

Revised Target Date changed by: O'Halloran, Amanda From: 9 Jul 2020 To: 31 Mar 2021

Reason: This project is ongoing

4 Jun 2021 - 3:33 PM - Sarah Smith

Revised Target Date changed by: Smith, Sarah From: 31 Mar 2021 To: 30 Jun 2021

Reason: This project is ongoing

16 Mar 2022 - 12:25 PM - Wayne Neate

Revised Target Date changed by: Neate, Wayne From: 30 Jun 2021 To: 01 Jun 2022

Reason: Beginning to explore options for post this wet season to place boolards on old Crossing

12 Aug 2022 - 12:58 PM - Wayne Neate

Revised Target Date changed by: Neate, Wayne From: 1 Jun 2022 To: 01 Dec 2022

Reason: Still working through the actions listed in Council

Meeting	Officer/Director	Section	Subject
Council 25/03/2021	Neate, Wayne	Development Services	Policy H2 - Traders and Stall Holders Permits (revised)
	Dexter, Amanda		

RESOLUTION 24/21

Moved: Cr Rowena Mouda Seconded: Cr Paul White

Infocouncil Page 3 of 27

Outstanding	Division:	Date From:
	Committee:	Date To:
	Officer:	
Action Sheets Report		Printed: 14 October 2022 2:40 PM

That Council:

1. Pursuant to Section 2.7(2)(b) of the Local Government Act, 1995 adopt Policy H2 – Traders and Stall Holders Permits (revised) as presented in Attachment 1 of this report for a period of three months whilst it seeks community consultation on the matter.

2. Request the Chief Executive Officer to undertake a consultation process as addressed in the Shire Report and refer the matter back to Council for consideration.

In Favour: Crs Geoff Haerewa, Paul White, Geoff Davis, Chris Kloss, Andrew Twaddle, Rowena Mouda, Pat Riley and Keith Bedford

Against: Nil

CARRIED 8/0

17 May 2021 - 3:49 PM - Robert Paull

Further report to Council on outcome of advertising

10 Sep 2021 - 4:14 PM - Robert Paull

Report to be prepared for the 28 October 2021 Council meeting.

10 Aug 2022 - 11:04 AM - Sarah Smith

Action reassigned to Neate, Wayne by: Smith, Sarah for the reason: Rob Paull has left the organisation

12 Aug 2022 - 10:49 AM - Wayne Neate

Revised Target Date changed by: Neate, Wayne From: 8 Apr 2021 To: 01 Sep 2022 Reason: With resignation of MDS the DTDS will need to investigate what has occurred

Meeting	Officer/Director	Section	Subject
Council 27/05/2021	Hartley, Neil	Executive Services	Sale of "Dongas" - Derby Airport
1	Dexter, Amanda		

RESOLUTION 49/21

Moved: Cr Paul White Seconded: Cr Andrew Twaddle

That Council;

1. Accept the offer from Department of Biodiversity, Conservation and Attractions for up to \$10,000 to purchase six of the remaining eight surplus to requirements transportable buildings (currently located at the Derby Airport); and

Infocouncil Page 4 of 27

Outstanding	Division:	Date From:
	Committee:	Date To:
	Officer:	
Action Sheets Report		Printed: 14 October 2022 2:40 PM

2. Authorise the CEO to negotiate with the Department of Biodiversity, Conservation and Attractions with the view to it also taking the remaining two units, and for those units to be relocated from the airport. Alternatively, if that cannot be agreed to, to dispose of the remaining two units if within a reasonable period of time a use cannot be found for them within the community, or a buyer is not forthcoming.

In Favour: Crs Geoff Haerewa, Paul White, Geoff Davis, Chris Kloss, Andrew Twaddle, Steve Ross, Rowena Mouda, Pat Riley and Keith Bedford

Against: Nil

CARRIED 9/0 BY ABSOLUTE MAJORITY

4 Jun 2021 - 3:32 PM - Neil Hartley

Revised Target Date changed by: Hartley, Neil From: 10 Jun 2021 To: 31 Jul 2021

Reason: Sale no longer progressing. Other options being explored.

5 Jul 2021 - 8:37 AM - Neil Hartley

Revised Target Date changed by: Hartley, Neil From: 31 Jul 2021 To: 31 Dec 2021

Reason: Dongas sold to Mt Hart. Removal to occur in November/December 2021.

8 Mar 2022 - 5:08 PM - Neil Hartley

Revised Target Date changed by: Hartley, Neil From: 28 Feb 2022 To: 30 Apr 2022

Reason: Transport has not occurred as promised, but purchaser has advised that dongas will be removed as soon as possible.

31 Mar 2022 - 2:46 PM - Neil Hartley

Revised Target Date changed by: Hartley, Neil From: 30 Apr 2022 To: 30 Jun 2022

Reason: Still awaiting Mt Hart to remove the dongas. Mt Hart contacted but it has unfortunately not met its commitments.

4 Jul 2022 - 9:35 AM - Neil Hartley

Revised Target Date changed by: Hartley, Neil From: 30 Jun 2022 To: 31 Dec 2022

Reason: Lack of available staff by Mt Hart (due to COVID-29) to move dongas.

Meeting	Officer/Director	Section	Subject
Council 24/06/2021	Neate, Wayne	Development Services	Proposal for Lease Agreement - Horizon Power Community Battery
	Dexter, Amanda		

Infocouncil Page 5 of 27

Outstanding Division: Date From:
Committee: Date To:

Committee: Dat
Officer:

Action Sheets Report Printed: 14 October 2022 2:40 PM

RESOLUTION 78/21

Moved: Cr Geoff Davis Seconded: Cr Rowena Mouda

A motion was moved that Council suspend standing orders.

In Favour: Crs Paul White, Geoff Davis, Andrew Twaddle, Rowena Mouda, Pat Riley and Keith Bedford

Against: Nil

CARRIED 6/0

RESOLUTION 80/21

Moved: Cr Rowena Mouda Seconded: Cr Geoff Davis

That Council:

1.Authorise the CEO to decide on the most appropriate location of the Horizon Power Community Battery at Nicholson Square Oval, or an alternative location if that is deemed more appropriate.

- 2. Agrees to lease the required land to Horizon Power for \$500 p.a., utilising the attached lease document (under confidential section Attachment "C"), noting that the CEO is authorised to make any necessary modifications to ensure the Shire's interest are suitably protected; and
- 3. Notes that Horizon Power is an exempt body as that relates to the Shire being otherwise required to progress through the Local Government Act's S 3.58 (Disposing of Property) provisions.

In Favour: Crs Paul White, Geoff Davis, Andrew Twaddle, Rowena Mouda, Pat Riley and Keith Bedford

Against: Nil

CARRIED 6/0

19 Jul 2021 - 3:51 PM - Philip Gehrmann

Revised Target Date changed by: Gehrmann, Philip From: 8 Jul 2021 To: 27 Aug 2021

Reason: Awaiting feedback from Horizon Power on next steps.

Infocouncil Page 6 of 27

Outstanding Division: Date From:
Committee: Date To:
Officer:

Action Sheets Report Printed: 14 October 2022 2:40 PM

10 Sep 2021 - 4:06 PM - Sarah Smith

Action reassigned to Neate, Wayne by: Smith, Sarah for the reason: Phillip Gerhmann no longer at SDWK

18 Oct 2021 - 3:51 PM - Wayne Neate

Revised Target Date changed by: Neate, Wayne From: 27 Aug 2021 To: 01 Dec 2021

Reason: Horizon Power working up lease 19 Dec 2021 - 1:09 PM - Wayne Neate

Revised Target Date changed by: Neate, Wayne From: 1 Dec 2021 To: 01 Apr 2022

Reason: Location has been determined at Nicholson Square, Lease being progressed

16 Mar 2022 - 12:27 PM - Wayne Neate

Revised Target Date changed by: Neate, Wayne From: 1 Apr 2022 To: 01 Jun 2022

Reason: Horizon Power yet to provide Lease document

17 May 2022 - 8:31 AM - Wayne Neate

Revised Target Date changed by: Neate, Wayne From: 1 Jun 2022 To: 01 Jul 2022

Reason: Work onsite has commenced however lease is not in place as yet

12 Aug 2022 - 11:20 AM - Wayne Neate

Revised Target Date changed by: Neate, Wayne From: 1 Jul 2022 To: 01 Oct 2022 Reason: Work has commenced on site however lease has not been resolved

Meeting	Officer/Director	Section	Subject
Council 24/06/2021	Neate, Wayne	Development Services	Proposal for Lease Agreement - Horizon Power Solar Farm
1	Dexter, Amanda		

RESOLUTION 81/21

Moved: Cr Paul White Seconded: Cr Geoff Davis

That Council:

- Supports the location of a Horizon Power Solar Farm at Derby Airport;
- 2. Agrees to lease the required land to Horizon Power for \$500 p.a., utilising the attached lease document (under confidential cover at Attachment "B"), noting that the CEO is authorised to make any necessary modifications to ensure the Shire's interest are suitably protected; and
- 3. Notes that Horizon Power is an exempt body as that relates to the Shire being otherwise required to progress through the Local Government Act's S 3.58 (Disposing of Property) provisions.

In Favour: Crs Paul White, Geoff Davis, Andrew Twaddle, Rowena Mouda, Pat Riley and Keith Bedford

Against: Nil

Infocouncil Page 7 of 27

Outstanding	Division:	Date From:
	Committee:	Date To:
	Officer:	
Action Sheets Report		Printed: 14 October 2022 2:40 PM

CARRIED 6/0

19 Jul 2021 - 3:51 PM - Philip Gehrmann

Revised Target Date changed by: Gehrmann, Philip From: 8 Jul 2021 To: 27 Aug 2021

Reason: Awaiting feedback from Horizon Power on next steps.

10 Sep 2021 - 4:05 PM - Sarah Smith

Action reassigned to Neate, Wayne by: Smith, Sarah for the reason: Phillip Gerhmann no longer at SDWK

18 Oct 2021 - 3:51 PM - Wayne Neate

Revised Target Date changed by: Neate, Wayne From: 27 Aug 2021 To: 01 Dec 2021

Reason: This project may not advance dependant on Horizon Power

19 Dec 2021 - 1:10 PM - Wayne Neate

Revised Target Date changed by: Neate, Wayne From: 1 Dec 2021 To: 01 Apr 2022

Reason: Confirmation being sought from Horizon Power about this project moving forward

11 Jan 2022 - 1:14 PM - Wayne Neate

Revised Target Date changed by: Neate, Wayne From: 1 Apr 2022 To: 01 Apr 2022

Reason: Horizon Power have advised that this was a back up plan in case the solar array on the hospital did not go ahead. Horizon Power have internally tabled the project as a future potential project as it aligns with thier strategy for renewable energy. if surplus funds are found they may come back to the Shire. This could potentially be on hold for sometime.

16 Mar 2022 - 12:58 PM - Wayne Neate

Revised Target Date changed by: Neate, Wayne From: 1 Apr 2022 To: 01 Dec 2022

Reason: Horizon Power (HP) have stated that this was a back up project if Hospital did not work out. Still may eventuate for HP to meet energy alterntive energy targets however this may be some time away or not eventuate at all.

Meeting	Officer/Director	Section	Subject
Council 26/08/2021	Dexter, Amanda	Executive Services	Aboriginal Empowerment Strategy
1	Devter Amanda		

RESOLUTION 84/21

Moved: Cr Geoff Davis Seconded: Cr Rowena Mouda

That Council:

- 1. Endorses the Workshop Report 22 July 2021 Shire of Derby/West Kimberley Aboriginal Empowerment Strategy;
- 2. Authorise the CEO to commence a Request for Quote process, to seek out an external consultancy with expertise to support Councillors and the Executive with strategic direction setting and policy development to the Aboriginal Empowerment Strategy; and

Infocouncil Page 8 of 27

Outstanding	Division:	Date From:
	Committee:	Date To:
	Officer:	
Action Sheets Report		Printed: 14 October 2022 2:40 PM

3. Endorse the scoping and development of a senior Aboriginal identified position within the SDWK to operationalise empowerment strategies including economic development and communications.

In Favour: Crs Geoff Haerewa, Paul White, Geoff Davis, Chris Kloss, Andrew Twaddle, Rowena Mouda, Pat Riley and Keith Bedford

Against: Nil

CARRIED 8/0

10 Sep 2021 - 4:12 PM - Sarah Smith

Action reassigned to O'Halloran, Amanda by: Smith, Sarah for the reason: Sarah Tobias is an external consultant

16 Mar 2022 - 11:30 AM - Amanda Dexter

Amanda will arrange advertising to progress the appointment of a Organisation/ Consultant to assist with the Development of a Strategy and/ or high level priorities in order to get this program up and running over the next few months.

16 Mar 2022 - 11:34 AM - Amanda Dexter

Revised Target Date changed by: Dexter, Amanda From: 9 Sep 2021 To: 31 May 2022

Reason: This item has not been resourced adequartely and higher priioritisation has been allocated to ensure that it progresses over the next few months

9 Jun 2022 - 4:02 PM - Amanda Dexter

Revised Target Date changed by: Dexter, Amanda From: 31 May 2022 To: 30 Jul 2022

Reason: This project has unfortunately not progressed due to resoucing issues, it has been reallocated in the 2022/23 Budget and the CEO's Exec Team will progress the project once the once the budget is approved.

12 Aug 2022 - 11:09 AM - Amanda Dexter

Revised Target Date changed by: Dexter, Amanda From: 30 Jul 2022 To: 30 Sep 2022

Reason: This Item is a high priority for the first quarter of the 2022/23 FY.

12 Aug 2022 - 11:10 AM - Amanda Dexter

Revised Target Date changed by: Dexter, Amanda From: 30 Sep 2022 To: 30 Sep 2022

Reason: This Item is a high priority of the 2022/23 FY. A detailed report will be provided to Council by the 30 September 2022

Meeting	Officer/Director	Section	Subject
Council 9/12/2021	Hartley, Neil	Executive Services	Fitzroy Crossing Airport - Proposal for State Government Funding Plan
l	Dexter, Amanda		

RESOLUTION 160/21

Moved: Cr Peter McCumstie Seconded: Cr Keith Bedford

That Council:

Infocouncil Page 9 of 27

Outstanding	Division:	Date From:
	Committee:	Date To:
	Officer:	
Action Sheets Report		Printed: 14 October 2022 2:40 PM

- 1. Endorse the principle and thrust of the Fitzroy Crossing Airport Funding Plan and request the CEO to coordinate its finalisation at the earliest opportunity;
- 2. Authorise the President and the Chief Executive Officer to facilitate discussions with the State Government for a contribution towards the long term asset management funding of the Fitzroy Crossing Airport; and
- Notes that a separate report on Curtin and Derby airports, including asset and operational cost considerations at those sites, will be forthcoming.

In Favour: Crs Geoff Haerewa, Paul White, Andrew Twaddle, Rowena Mouda, Pat Riley, Keith Bedford, Linda Evans and Peter McCumstie

Against: Nil

CARRIED 8/0

15 Dec 2021 - 9:53 AM - Neil Hartley

Revised Target Date changed by: Hartley, Neil From: 23 Dec 2021 To: 31 Mar 2022

Reason: Letter forwarded to State Minister for Health. Awaiting meeting opportunity. Still need to finalise Funding Proposal with accurate asset management estimates (awaiting consultant engineering report).

7 Feb 2022 - 7:28 AM - Neil Hartley

Revised Target Date changed by: Hartley, Neil From: 31 Mar 2022 To: 30 Jun 2022

Reason: Minister for Health has passed on to Minister for Transport. Requires ongoing lobbying of state government.

3 Jun 2022 - 10:35 AM - Neil Hartley

Revised Target Date changed by: Hartley, Neil From: 30 Jun 2022 To: 30 Sep 2022

Reason: In ongoing discussions with Department of Transport. Asset Management Plans being prepared for DoT consideration to justify ongoing state support. \$1.5m(State - approved) + \$1.5m(Federal - awaiting confirmation) grants applied for to fund runway and apron area upgrade.

7 Sep 2022 - 8:36 AM - Neil Hartley

Revised Target Date changed by: Hartley, Neil From: 30 Sep 2022 To: 30 Apr 2024

Reason: \$1.5m (State) + \$1.5m (Federal) grants secured. Project Manager appointed. Works to now be schedued and tendered for construction to occur in 2023. Discussions continue with State Department of Transport on the longer term management/funding of FX Airport.

Subject
Proposed new Parking Local Law

RESOLUTION 167/21

Moved: Cr Paul White Seconded: Cr Linda Evans

Infocouncil Page 10 of 27

Outstanding	Division:	Date From:
	Committee:	Date To:
	Officer:	
Action Sheets Report		Printed: 14 October 2022 2:40 PM

That Council;

- In accordance with sections 3.12(3)(a) and (3a) of the Local Government Act 1995, State wide and local public notice be given stating that;
 - (a) It is proposed to make a Shire of Derby/West Kimberley Parking Local Law, and a summary of its purpose and effect;
 - (b) Copies of the proposed local law may be inspected at the Shire offices and website;
 - (c) Submissions about the proposed local law may be made to the Shire within a period of not less than six weeks after the notice is given;
- In accordance with s3.12(3)(b) of the Act, as soon as the notice is given, a copy of the proposed local law be sent to the Minister for Local Government;
- 3. In accordance with s3.12(3)(c) of the Act, a copy of the proposed local law be supplied to any person requesting it; and
- 4. The results of the public consultation be presented to Council for consideration of any submissions received.

In Favour: Crs Geoff Haerewa, Paul White, Andrew Twaddle, Rowena Mouda, Pat Riley, Keith Bedford, Linda Evans and Peter McCumstie

Against: Nil

CARRIED 8/0

19 Dec 2021 - 1:02 PM - Wayne Neate

Revised Target Date changed by: Neate, Wayne From: 23 Dec 2021 To: 30 Mar 2022

Reason: Parking local laws have been advertised

16 Mar 2022 - 1:00 PM - Wayne Neate

Revised Target Date changed by: Neate, Wayne From: 30 Mar 2022 To: 01 May 2022

Reason: Advertisment has closed confirming any public submissions will progress to relavent authority for approval

12 Aug 2022 - 11:21 AM - Wayne Neate

Revised Target Date changed by: Neate, Wayne From: 1 May 2022 To: 01 Oct 2022

Reason: Local Law has been advertised, following up if any objections were noted prior to progressing next steps

Meeting	Officer/Director	Section	Subject
Council 28/10/2021	Hartley, Neil	Matters for which the Meeting May Be Closed (Confi	Derby Airport - Royal Flying Doctor Service Lease/Landing Fees
1	Dexter, Amanda		
RESOLUTION 139/21			
Moved: Cr Linda Evans			

Infocouncil Page 11 of 27

Outstanding	Division:	Date From:
	Committee:	Date To:
	Officer:	
Action Sheets Report		Printed: 14 October 2022 2:40 PM

Seconded: Cr Keith Bedford

That Council by Absolute Majority:

- 1. Accepts the offer of the Royal Flying Doctor Service to in addition to its normal services consumption fees and charges payments, to also pay the equivalent of 50% of the annual lease fee from 1 July 2021 until the expiry of the current lease period (31 July 2023);
- 2. Agrees that in light of #1, to write off outstanding lease fees charged to Royal Flying Doctor Service of \$80,190.00 (for the period concluding 30 April 2021);
- 3. Authorises the Chief Executive Officer to secure an agreement with Royal Flying Doctor Service for the payment of relevant Derby Airport fees, including if required, reasonable use of the Derby Airport Terminal for patient transfers.

In Favour: Crs Geoff Haerewa, Paul White, Geoff Davis, Andrew Twaddle, Rowena Mouda, Pat Riley, Keith Bedford, Linda Evans and Peter McCumstie

Against: Nil

CARRIED 9/0

31 Mar 2022 - 2:16 PM - Neil Hartley

Revised Target Date changed by: Hartley, Neil From: 11 Nov 2021 To: 30 Apr 2022

Reason: Agreement reached with Royal Flying Doctor Service, inclusive of comments provided by the Shire's legal advisors. Awaiting final documents from RFDS to execute (RFDS producing documentsaion "in-house")

3 May 2022 - 1:52 PM - Neil Hartley

Revised Target Date changed by: Hartley, Neil From: 30 Apr 2022 To: 31 May 2022

Reason: Still awaiting final documents from RFDS to execute (RFDS producing documentsaion "in-house").

16 May 2022 - 4:36 PM - Neil Hartley

Revised Target Date changed by: Hartley, Neil From: 31 May 2022 To: 30 Jun 2022

Reason: Deed of Agreement settled but awaiting RFDS Board Meeting to confirm it does not wish to take up the lease extension, following which that final clause can be worded and the document executed. 4 Jul 2022 - 9:26 AM - Neil Hartley

Revised Target Date changed by: Hartley, Neil From: 30 Jun 2022 To: 30 Sep 2022

Reason: Still awaiting advice from RFDS in regard to its position on Derby hangar and this is aligned to its position on its housing stock in Derby. There is no dispute about the econtract conditions and the matter will resolve itself in due course.

Meeting	Officer/Director	Section	Subject
Council 25/11/2021	Hartley, Neil	Matters for which the Meeting May Be Closed (Confi	Derby Jetty - Insurance and Related Considerations
	Dexter, Amanda		

Infocouncil Page 12 of 27

Outstanding	Division:	Date From:
	Committee:	Date To:
	Officer:	
Action Sheets Report		Printed: 14 October 2022 2:40 PM

RESOLUTION 159/21

Moved: Cr Paul White Seconded: Cr Geoff Davis

That Council:

- 1. Accepts the position offered by Kimberley Ports Authority that the Derby Jetty can be insured for \$5.6m on the basis that in the event of a catastrophic event which destroyed the jetty, the jetty would not be reinstated or replaced utilising the existing design and specifications, and the intent would be to clear the site and reinstate a small recreational jetty (due to the change in demand and utilisation since the Jetty was first built);
- 2. Understands that any costs above the insured level would be the responsibility of the Shire to bear, and asks that the Chief Executive Officer arrange for engineering studies to be sought to confirm the most prudent level of insurance that should be set, such that removal of debris/clean-up can be undertaken, and construction/reinstatement of a small recreational jetty to replace the existing structure can be achieved, without there being any undue risk of excess costs resulting.
- 3. Confirms the need to maintain current levels of insurance levels (until 2023 when the MPA Fish Farms Lease is due to expire) unless legal advice is obtained that reasonably allows the changes to be brought in earlier;
- 4. Notes that the eventual lease renegotiations with Kimberley Mineral Sands will need to accommodate a mutually agreed position on jetty insurance;
- 5. Requires the Chief Executive Officer to pursue the implementation of a Deed to suitably modify the insurance clauses of the Head Lease (from "replacement", to a "removal of debris/clean up only" clause);
- 6. Requires that any future Derby Port/Jetty Leases provide clarity on the Shire's capacity going forward to undertake Jetty maintenance or replacement, and that the Shire's position be suitably protected;
- 7. Requires that a Derby Port Masterplan workshop be scheduled with Councillors, to outline options available for the sustainable operation of the Derby Port; and
- 8. Requires that a review of Derby Jetty fees/charges be undertaken and a report be presented to Council on the options available to it.

In Favour: Crs Geoff Haerewa, Paul White, Geoff Davis, Andrew Twaddle, Rowena Mouda, Pat Riley, Keith Bedford, Linda Evans and Peter McCumstie

Against: Nil

Infocouncil Page 13 of 27

Outstanding	Division:	Date From:
	Committee:	Date To:
	Officer:	
Action Sheets Report		Printed: 14 October 2022 2:40 PM

CARRIED 9/0

31 Mar 2022 - 2:37 PM - Neil Hartley

Revised Target Date changed by: Hartley, Neil From: 9 Dec 2021 To: 30 Jun 2023

Reason: Insurance changes can be accommodated by LGIS, but can generally only occur once each year, on policy renewal (end fo financial year). Insurance change is also subject to Kimberley Mineral Sands and MPA Fish Farms lease clauses and commitments. It is hoped that a change to Removal of Debris Only insurance can be arranged to occur from 1 July 2023.

Meeting	Officer/Director	Section	Subject	
Audit Committee 24/03/2022	Thornton, Alan	Reports	Long Term Financial Plan - 2022-23 to 2036-37	
l	Dexter. Amanda			

COMMITTEE RESOLUTION AC24/22

Moved: Cr Peter McCumstie Seconded: Cr Keith Bedford

That the Audit Committee recommend that Council:

1. Endorse the Long Term Financial Plan 2022/23 – 2036/37 per attachment to this report for Council's on going consideration.

<u>In Favour:</u> Crs Keith Bedford, Peter McCumstie and Andrew Twaddle

Against: Nil

CARRIED 3/0

12 Aug 2022 - 11:17 AM - Amanda Dexter

Revised Target Date changed by: Dexter, Amanda From: 7 Apr 2022 To: 30 Sep 2022

Reason: Formal Presentation of the Long Term Financial Plan will occur at the OCM Setember 29 2022

Meeting	Officer/Director	Section	Subject
Audit Committee 24/03/2022	Thornton, Alan	Matters for which the Meeting May Be Closed (Confi	Kimberley Mineral Sands - Debt Write-Off
	Dexter, Amanda		
COMMITTEE RESOLUTION	I AC28/22		
Moved: Cr Peter McCu	mstie		

Infocouncil Page 14 of 27

Outstanding	Division:	Date From:
	Committee:	Date To:
	Officer:	
Action Sheets Report		Printed: 14 October 2022 2:40 PM

Seconded: Cr Keith Bedford

That the Audit Committee recommends that Council, conditional on a new sub-lease being executed by the Shire and the Kimberley Mineral Sands group:

- 1. Writes off the insurance contribution claim made upon the Derby Port lessee's, Thunderbird Operations Pty Ltd and Sheffield Resources Limited (of \$172,958.16); and
- 2. Notes that insurance contributions by the lessee will apply (as per the lease's new position) from 1 January 2022.

In Favour: Crs Keith Bedford, Peter McCumstie and Andrew Twaddle

Against: Nil

CARRIED 3/0 BY ABSOLUTE MAJORITY

3 May 2022 - 2:11 PM - Neil Hartley

Revised Target Date changed by: Hartley, Neil From: 7 Apr 2022 To: 26 May 2022

Reason: Lease negotiations ongoing, with report hoped to be presented to the 26 May 2022 Council Meeting.

3 Jun 2022 - 10:29 AM - Neil Hartley

Revised Target Date changed by: Hartley, Neil From: 26 May 2022 To: 30 Jun 2022

Reason: Updated decision as per 26 May Council Meeting. Debt can be written off on execution of revised lease documentation.

4 Jul 2022 - 9:31 AM - Neil Hartley

Revised Target Date changed by: Hartley, Neil From: 30 Jun 2022 To: 30 Sep 2022

Reason: Subject to new 28 July Council Meeting decision and lease being executied.

7 Sep 2022 - 8:39 AM - Neil Hartley

Action reassigned to Thornton, Alan by: Hartley, Neil for the reason: New lease agreement execution progressing. Debt to be written off through the normal accounting process once executed lease documents finalised.

Meeting	Officer/Director	Section	Subject
Council 26/05/2022	Neate, Wayne	Technical Services	Award of Tender T3-2022 Flood Damage Reinstatement AGRN 951
	Dexter Amanda		

RESOLUTION 67/22

Moved: Cr Linda Evans Seconded: Cr Paul White

That Council award tender T3-2022 Flood Damage Re-instatement work for event AGRN 951 as follows;

Buckley's Earthworks and Paving for package Area 1;

Infocouncil Page 15 of 27

Outstanding	Division:	Date From:
	Committee:	Date To:
	Officer:	
Action Sheets Report		Printed: 14 October 2022 2:40 PM

2. Young's Earthmoving for package Area 2; and

3. Should either Buckley's Earthworks and Paving or Young's Earthmoving not be able to undertake the work or not sign a contract due to other commitments that the Chief Executive Officer be authorised to award either package to AK Evans.

In Favour: Crs Geoff Haerewa, Paul White, Geoff Davis, Andrew Twaddle, Rowena Mouda, Pat Riley, Keith Bedford, Linda Evans and Peter McCumstie

Against: Nil

CARRIED BY ABSOLUTE MAJORITY 9/0

10 Jun 2022 - 3:39 PM - Wayne Neate

Revised Target Date changed by: Neate, Wayne From: 9 Jun 2022 To: 01 Aug 2022

Reason: Information has been sent to DFES for approval of rates will await correspondence before contracts committed to

12 Aug 2022 - 11:00 AM - Wayne Neate

Revised Target Date changed by: Neate, Wayne From: 1 Aug 2022 To: 01 Sep 2022

Reason: Still awaiting confirmation from DFES

Meeting	Officer/Director	Se	ection	Subject
Audit Committee 23/06/2022	Mildenhall,	Reports		LGIS / Royal Life-saving WA Safety Assessment and Improvement Audit
Addit Committee 23/00/2022	Christie	Reports		Edis / Noyal Elie-saving WA Safety Assessment and improvement Addit
	Dexter, Amanda			

COMMITTEE RESOLUTION AC54/22

Moved: Cr Peter McCumstie Seconded: Cr Geoff Haerewa

That the Audit Committee;

- Receives the information contained in the report detailing the Royal Life-Saving Safety Assessment and Improvement Plan.
- 2. Notes the proposed Action Plan as outlined in Attachment 2 to address the issues identified in the Royal Life-Saving WA Safety Assessment and Improvement Plan.

In Favour: Crs Geoff Haerewa, Keith Bedford, Peter McCumstie, Pat Riley and Andrew Twaddle

Against: Nil

CARRIED 5/0

Infocouncil Page 16 of 27

Outstanding	Division:	Date From:
	Committee:	Date To:
	Officer:	
Action Sheets Report		Printed: 14 October 2022 2:40 PM

18 Aug 2022 - 8:12 AM - Christie Mildenhall

Feedback provided to Royal Lifesaving on some aspects of the report as per process. Final report has been provided with our total audit score increasing from 88.04% to 90.22% (90% is target mark). 18 Aug 2022 - 3:22 PM - Christie Mildenhall

15 of 23 identified actions now completed.

Meeting	Officer/Director	Section	Subject
Council 29/06/2022	Hartley, Neil	Executive Services	WA Grants Commission Submission - Change of Distribution Methodology
	Dexter, Amanda		

RESOLUTION 75/22

Moved: Cr Paul White

Seconded: Cr Peter McCumstie

That Council:

- 1. Endorse the draft WA Grants Commission submission;
- 2. Supports the principal that the Shire and the Kimberley Region would benefit from other Kimberley local governments also having input and lodging complimentary submissions to the Grants Commission, and requires that the CEO refer the submission to the Kimberley Regional Group for its input and support; and
- 3. Authorises the CEO to modify the report following any feedback from the Kimberley Regional Group's members, and subsequent to that, forward the finalised submission to the Grants Commission for its consideration.

In Favour: Crs Geoff Haerewa, Paul White, Andrew Twaddle, Keith Bedford and Peter McCumstie

Against: Nil

CARRIED 5/0

12 Aug 2022 - 11:20 AM - Amanda Dexter

Revised Target Date changed by: Dexter, Amanda From: 13 Jul 2022 To: 30 Sep 2022

Reason: The Submission has been circulated to the KRG CEO's and Councils for their review and any recommendation and ultimate endorsement, prior to sending through to the Commission.

7 Sep 2022 - 8:29 AM - Neil Hartley

Revised Target Date changed by: Hartley, Neil From: 30 Sep 2022 To: 30 Jun 2023

Reason: Submission forwarded to Grants Commission. Assessment by Commission is expected to be concluded prior to the notification of the 2023/24 grant allocations.

Meeting	Officer/Director	Section	Subject

Infocouncil Page 17 of 27

Outstanding	Division:	Date From:
	Committee:	Date To:
	Officer:	
Action Sheets Report		Printed: 14 October 2022 2:40 PM

Council 29/06/2022 Bone, Jamie Corporate Services Elected Member Reimbursement 29 June 2022 Council Meeting Attendance in Person Dexter, Amanda

RESOLUTION 77/22

Moved: Cr Andrew Twaddle Seconded: Cr Peter McCumstie

That Council:

- 1. Approve the required process contained in the comment section of this report for claiming any additional expenses incurred while attending in person the Wananami Remote Community School Ordinary Council Meeting on Wednesday 29 June 2022; and
- 2. Requires that to address future situations of Council Member entitlement to claim a reimbursement for unforeseen costs incurred as a result of travel to remote locations for the purposes of Council endorsed business, a draft Policy be developed for Council consideration.

In Favour: Crs Geoff Haerewa, Paul White, Andrew Twaddle, Keith Bedford and Peter McCumstie

Against: Nil

CARRIED 5/0

19 Jul 2022 - 8:41 AM - Jamie Bone

Revised Target Date changed by: Bone, Jamie From: 13 Jul 2022 To: 06 Sep 2022

Reason: Competing priorities

Meeting	Officer/Director	Section	Subject
Council 29/06/2022	Neate, Wayne	Development Services	Adoption of the 2022 Local Emergency Management Arrangements
1	Douter Amenda		

RESOLUTION 80/22

Moved: Cr Andrew Twaddle Seconded: Cr Keith Bedford

That Council:

1. Adopt the Local Emergency Management Arrangements (LEMA), in accordance with the requirement of the Emergency Management Act 2005.

Infocouncil Page 18 of 27

Outstanding Division: Date From:
Committee: Date To:
Officer:

Action Sheets Report Printed: 14 October 2022 2:40 PM

2. Request the Chief Executive Officer to forward a copy of the LEMA to the State Emergency Management Committee.

In Favour: Crs Geoff Haerewa, Paul White, Andrew Twaddle, Keith Bedford and Peter McCumstie

Against: Nil

CARRIED 5/0

10 Aug 2022 - 11:04 AM - Sarah Smith

Action reassigned to Neate, Wayne by: Smith, Sarah for the reason: Rob Paull has left the organisation

12 Aug 2022 - 11:02 AM - Wayne Neate

Revised Target Date changed by: Neate, Wayne From: 13 Jul 2022 To: 01 Sep 2022

Reason: With resignation of MDS, DTDS investigating where the matter is up to

Meeting	Officer/Director	Section	Subject	
Council 29/06/2022	Neate, Wayne	Development Services	Adoption of the 2022 Local Recovery Plan	
1	Dexter, Amanda			

RESOLUTION 81/22

Moved: Cr Paul White Seconded: Cr Andrew Twaddle

That Council:

- 1. Adopt the Local Recovery Plan (LRP), in accordance with the requirement of the Emergency Management Act 2005; and
- 2. Request the Chief Executive Officer to forward a copy of the LRP to the State Emergency Management Committee.

In Favour: Crs Geoff Haerewa, Paul White, Andrew Twaddle, Keith Bedford and Peter McCumstie

Against: Nil

CARRIED 5/0

10 Aug 2022 - 11:05 AM - Sarah Smith

Action reassigned to Neate, Wayne by: Smith, Sarah for the reason: Rob Paull has left the organisation

12 Aug 2022 - 11:02 AM - Wayne Neate

Infocouncil Page 19 of 27

Outstanding	Division:	Date From:
	Committee:	Date To:
	Officer:	
Action Sheets Report		Printed: 14 October 2022 2:40 PM

Revised Target Date changed by: Neate, Wayne From: 13 Jul 2022 To: 13 Jul 2022 Reason: With resignation of MDS, DTDS investigating where the matter is up to 12 Aug 2022 - 11:12 AM - Wayne Neate
Revised Target Date changed by: Neate, Wayne From: 13 Jul 2022 To: 01 Sep 2022 Reason: With resignation of MDS, DTDS investigating where the matter is up to

Meeting	Officer/Director	Section	Subject
Council 28/07/2022	Neate, Wayne	Technical Services	Awarding of Tender T4-2022 Project Management for event AGRN 951
1	Dexter, Amanda		

RESOLUTION 95/22

Moved: Cr Geoff Haerewa Seconded: Cr Geoff Davis

That Council award Tender T2022-04 Project Management of Flood damage reinstatement works for event AGRN 951 to Greenfields Technical Services.

In Favour: Crs Geoff Haerewa, Paul White, Geoff Davis, Andrew Twaddle, Rowena Mouda, Pat Riley and Keith Bedford

Against: Nil

CARRIED 7/0 BY ABSOLUTE MAJORITY

12 Aug 2022 - 11:01 AM - Wayne Neate

Revised Target Date changed by: Neate, Wayne From: 11 Aug 2022 To: 01 Sep 2022

Reason: As award of T3-2022 awaiting confirmation from DFES

Meeting	Officer/Director	Section	Subject
Council 28/07/2022	Neate, Wayne	Development Services	Planning Application for oversized shed (440m2) and reduced setback at Lot 27 (No. 51) Fitzroy Street, Derby
	Dexter, Amanda		

RESOLUTION 97/22

Moved: Cr Rowena Mouda Seconded: Cr Geoff Davis

That with respect to Planning Application for oversized shed (440m2) and reduced setback at Lot 27 (No. 51) Fitzroy Street, Derby, that Council:

Infocouncil Page 20 of 27

Outstanding	Division:	Date From:
	Committee:	Date To:
	Officer:	
Action Sheets Report		Printed: 14 October 2022 2:40 PM

- 1. Note the Shire Report;
- Resolve that the Application in its current form is not supported due to the industrial nature of the shed and precedent a reduced setback will establish in the Rural Residential zone;
- 3. Invite the Applicant to review the proposal and to locate the oversized shed within the setback provisions of the Shire of Derby/West Kimberley Local Planning Scheme No.5 (this should be undertaken within 14 days from Council's consideration); and
- 4. Should the Application be amended reflecting 3. above, the Chief Executive Officer (CEO) be authorised to issue planning consent with conditions considered appropriate by the CEO; or
- 5. Where the Applicant does not amend the proposal as referred in 3. above, the CEO be authorised to refuse the application on grounds considered appropriate by the CEO.

In Favour: Crs Geoff Haerewa, Paul White, Geoff Davis, Andrew Twaddle, Rowena Mouda, Pat Riley and Keith Bedford

Against: Nil

CARRIED 7/0

12 Aug 2022 - 1:42 PM - Wayne Neate

Revised Target Date changed by: Neate, Wayne From: 11 Aug 2022 To: 01 Sep 2022 Reason: Letter sent to Owner awaiting repsonse prior to deeming application refused

Meeting	Officer/Director	Section	Subject
Council 28/07/2022	Smith, Sarah	New Business Of An Urgent Nature	Shire Councillor Conference Attendance
1	Doxtor Amanda		

RESOLUTION 100/22

Moved: Cr Paul White Seconded: Cr Rowena Mouda

That Council:

- 1. Endorse Cr Evans and Twaddle's attendance at the Pastoralists and Graziers Association 2022 Convention in Perth (7 September 2022)
- 2. Endorse Cr Riley and Cr McCumstie's attendance at Town Team Movement Conference in Port Hedland (18-19 August 2022)

Infocouncil Page 21 of 27

Outstanding	Division:	Date From:
	Committee:	Date To:
	Officer:	
Action Sheets Report		Printed: 14 October 2022 2:40 PM

- 3. Endorse Cr Haerewa's attendance at the Office of Defence Industries in Karratha (19 August 2022) and the Indian Ocean Defence & Security Conference in Perth (25-26 August 2022); and
- 4. Request that Councillors attending the above conferences provide a detailed report with observations, items of importance and trends to the next Council meeting post attendance.

In Favour: Crs Geoff Haerewa, Paul White, Geoff Davis, Andrew Twaddle, Rowena Mouda, Pat Riley and Keith Bedford

Against: Nil

CARRIED 7/0

10 Aug 2022 - 11:02 AM - Sarah Smith

Revised Target Date changed by: Smith, Sarah From: 11 Aug 2022 To: 18 Aug 2022

Reason: Progressing the logostics with Councillors

Meeting	Officer/Director	Section	Subject
Council 28/07/2022	Hartley, Neil	Matters for which the Meeting May Be Closed (Confi	Derby Airport - Lease to Frontier Helicopters (Area #18)
	Dexter, Amanda		

RESOLUTION 101/22

Moved: Cr Geoff Davis Seconded: Cr Geoff Haerewa

That Council takes the following position in regard to the Frontier Helicopter (Derby Airport Area #18) lease:

- 1. Endorse the establishment of a new lease over Derby Airport Lease Area #18 on the following general conditions:
 - a. Lessee to be Frontier Helicopters Pty Ltd (under new ownership);
 - b. 10+10 year term;
 - c. Subject to #2 below, a commencing annual rental of \$15,304.68 (+GST and adjusted annually by CPI/market review),
 - d. The lease area to be in full compliance with all relevant legislate (e.g. planning permit and building licences);
 - e. All fuel storage be removed from the site or be in accordance with lease conditions;

Infocouncil Page 22 of 27

Outstanding	Division:	Date From:
	Committee:	Date To:
	Officer:	
Action Sheets Report		Printed: 14 October 2022 2:40 PM

- f. May include the temporary assignment of the existing lease until the new lease is in position and may require that the existing lease to remain in place in "holding over" mode, until the new lease takes effect; and
- g. The Lessee being required to meet the legal and other costs of the preparation of the Deed of Lease Extension, including the lodgement of a deposit on these costs of \$8,000;
- 2. Notes that through S. 3.58 (4)(c)(ii) of the Local Government Act, Council has thus far utilised a 11 October 2021 valuation, which was carried out more than 6 months before the proposed disposition, and whilst it believes it to still be a true indicator of the rental value, if the new (July/August 2022) valuation sought does provide for a higher rental sum, then that new valuation figure is to be utilised as the commencing lease fee referred to in (1c) above;
- 3. Notes that the public advertising process for S. 3.58 has occurred, with no objections received;
- 4. Authorises the President and Chief Executive Officer to execute the necessary documentation and apply the Shire's Common Seal (if required); and
- 5. The CEO be required to manage (1d) and (1e) above, including progressing the voiding of the lease if the lessee fails to comply with these requirements within a reasonable period of time as determined by the CEO.

In Favour: Crs Geoff Haerewa, Geoff Davis, Andrew Twaddle, Rowena Mouda, Pat Riley and Keith Bedford

Against: Nil

CARRIED 6/0

12 Aug 2022 - 11:33 AM - Sarah Smith

Revised Target Date changed by: Smith, Sarah From: 11 Aug 2022 To: 15 Sep 2022

Reason: Lease documents have been sent to Frontier Helicopters buyer and seller for execution. Waiting for contract of sale.

7 Sep 2022 - 8:27 AM - Neil Hartley

Revised Target Date changed by: Hartley, Neil From: 15 Sep 2022 To: 31 Oct 2022

Reason: Originally proposed sale of Frontier Helicopters (to Helispirit) has fallen through. Company ownership/Leasee to now remain unchanged. Lease to otherwise be as per Council resolution.

Meeting	Officer/Director	Section	Subject
Council 25/08/2022	Neate, Wayne	Technical Services	REQUEST TO CLOSE HOLLAND STREET, DERBY AND TO AMALGAMATE WITH ADJOINING LAND
	Dexter, Amanda		

RESOLUTION 110/22

Moved: Cr Andrew Twaddle

Infocouncil Page 23 of 27

Outstanding	Division:	Date From:
	Committee:	Date To:
	Officer:	
Action Sheets Report		Printed: 14 October 2022 2:40 PM

Seconded: Cr Rowena Mouda

That with respect to request to close Holland Street, Derby and to amalgamate with adjoining land, Council:

- 1. Pursuant to Section 58 of the Land Administration Act 1997, support the permanent closure of Holland Street, Derby as outlined in this Report and expresses its preference that the closed portion be offered to adjoining land owners to acquire those portions of the closed road that abut their land;
- 2. Give notice of the proposed road closure in accordance with Land Administration Act 1978 allowing a minimum period of 35 days for people to lodge submissions from the date of the notice;
- 3. At the conclusion of the submission period, that the Chief Executive Officer be requested to provide a further report addressing whether to proceed or not to proceed with the proposed road closure in light of any submissions; and
- 4. Instruct the Chief Executive Officer to write to all of the owners requesting that they indemnify the Shire and the State of Western Australia of any and all third party costs that may be triggered by this process and only proceed with points 1, 2 and 3 when all letters are received from all property owners that adjoin the Holland Street road reserve.

In Favour: Crs Geoff Davis, Andrew Twaddle, Rowena Mouda, Pat Riley, Linda Evans and Peter McCumstie

Against: Nil

CARRIED 6/0

Meeting	Officer/Director	Section	Subject
Council 25/08/2022	Dyer, John Neate, Wayne	Matters for which the Meeting May Be Closed (Confi	Award of Tender T5-2022 - Project 1 - Fitzroy Crossing Visitors Centre Carpark Redevelopment and Project 2 - Emanuel Way Stabilisation and Asphalt Seal
RESOLUTION 114/22			
Moved: Cr Geoff Davis Seconded: Cr Linda Evans			
That Council;			

Infocouncil Page 24 of 27

Outstanding	Division:	Date From:
	Committee:	Date To:
	Officer:	
Action Sheets Report		Printed: 14 October 2022 2:40 PM

- 1. Award Tender T5-2022 consisting of Project 1 Fitzroy Crossing Visitors Centre Carpark Redevelopment and Project 2 Emanuel Way Stabilisation and Asphalt Seal to Buckley's Earthworks and Paving;
- 2. Amend the 2022-23 Budget reallocating the \$225,000 from the Fitzroy Crossing Road re-seals to Emanuel Way for the purpose of undertaking the Stabilisation and Asphalt Seal work;
- 3. Reallocate Roads to Recovery Funds from the future 2023-24 Budget allocation pool to Emanuel Way for the purpose of undertaking the Stabilisation and Asphalt Seal work;
- 4. Amend the 2022-23 Budget to include an additional \$315,632.90 of Local Community Road and Infrastructure (LCRI) funds from the LCRI pool to the Fitzroy Crossing Visitors Centre Carpark Redevelopment; and
- 5. That authorisation be given to the Chief Executive Officer to negotiate scope of work adjustment with Buckley's Earthworks and Paving.

In Favour: Crs Geoff Davis, Andrew Twaddle, Rowena Mouda, Pat Riley, Linda Evans and Peter McCumstie

Against: Nil

CARRIED 6/0

Meeting	Officer/Director	Section	Subject
Audit Committee 18/08/2022	Gloor, Aaron	Matters for which the Meeting May Be Closed (Confi	Rates Exemption Application - A100511
	Dexter. Amanda		

COMMITTEE RESOLUTION AC83/22

Moved: Cr Peter McCumstie Seconded: Cr Geoff Haerewa

That the Audit Committee recommends that Council:

- 1. Grants Rate Exemption to property A100511 145 Loch Street Derby WA under sub-section 6.26(2)(g) of the Local Government Act 1995.
- 2. Advise Winun Ngari Aboriginal Corporation that they must resubmit their Rate Exemption Application for A100511 145 Loch Street Derby WA every two years to maintain status. If application is not received, full rates will be charged to the property.

Infocouncil Page 25 of 27

Outstanding Division: Date From:

Committee: Date To:
Officer:

Action Sheets Report Printed: 14 October 2022 2:40 PM

3. Advise Winun Ngari Aboriginal Corporation that interest accrued, waste charges and ESL are still payable.

<u>In Favour:</u> Crs Geoff Haerewa, Keith Bedford, Peter McCumstie and Andrew Twaddle

Against: Nil

CARRIED 4/0 BY ABSOLUTE MAJORITY

Meeting	Officer/Director	Section	Subject
Council 29/09/2022	Neate, Wayne	Executive Services	Liquor Restrictions - Expiring Communities 2023
	Dexter, Amanda		

RESOLUTION 120/22

Moved: Cr Andrew Twaddle Seconded: Cr Geoff Davis

That Council respond to the Department of Local Government, Sport and Cultural Industries in support of the extension of the restrictions.

<u>In Favour:</u> Crs Geoff Haerewa, Geoff Davis, Andrew Twaddle, Linda Evans and Peter McCumstie

Against: Nil

CARRIED 5/0

Meeting	Officer/Director	Section	Subject
Council 29/09/2022	Neate, Wayne	Development Services	Request to Waive waste management fees by Department of Communities
1	Dexter, Amanda		· · · · · · · · · · · · · · · · · · ·

RESOLUTION 121/22

Moved: Cr Peter McCumstie Seconded: Cr Linda Evans

That Council:

Infocouncil Page 26 of 27

Outstanding	Division:	Date From:
	Committee:	Date To:
	Officer:	
Action Sheets Report		Printed: 14 October 2022 2:40 PM

- 1. Expresses its appreciation for the valuable role of the Thrive program run by the Department of Communities and recognises that it plays a role in keeping residential properties in a tidy state, but advises the Department of Communities that it is not in a position at the present time to waiving the waste management fees applicable to the Thrive program's operation; and
- 2. Advises the Department of Communities that once the waste disposal site revenues meet the service's expenditure levels and service planning requirements, Council would be prepared to consider a future application for a subsidy by Department of Communities.

In Favour: Crs Geoff Haerewa, Geoff Davis, Andrew Twaddle, Linda Evans and Peter McCumstie

Against: Nil

CARRIED 5/0

Infocouncil Page 27 of 27

7.5 ANNUAL FINANCIAL REPORT 2020-2021

File Number: 4105

Author: Alan Thornton, Acting Director of Corporate Services

Responsible Officer: Amanda Dexter, Chief Executive Officer

Authority/Discretion: Legislative

SUMMARY

The purpose of this report is for the Audit Committee to consider and accept the audited Annual Financial Statements and the auditor's report of the Shire of Derby/West Kimberley for the financial year ended the 30 June 2021 (having been received by the Shire on 10 October 2022).

DISCLOSURE OF ANY INTEREST

Nil by Author or Responsible Officer.

BACKGROUND

Each year the Shire is to produce its Annual Financial Report and send the report to the Shire's auditor by 30 September (6.4 (3) of the Local Government Act). The report was forwarded on 30 September 2021. The Audit Committee is to accept responsibility for the annual external audit and to liaise with the auditor so that Council can be satisfied with the performance of the Local Government in managing its financial affairs.

Following the Exit Meeting with the Shire, the Office of the Auditor General (OAG) meets with the auditor to review the audit file, Management Letter, Annual Financial Report, etc. and then produces the Audit Report. This report is then forwarded to the President, CEO, and the Department of Local Government. Documents presented to the Committee relating to 2020-21 audit were:

- Exit Meeting Agenda;
- Independent Audit Report 2021;
- Auditor's Closing Report;
- Final Management Letter A;
- Final Management Letter B; and
- Annual Financial Report 2020-2021.

Shire staff along with its consultants, Moore Stephens, have worked in collaboration to prepare the financial statements that were presented to the auditors. The Office of the Auditor General has now provided an independent Auditors report as required under the relevant provisions of the Local Government Act 1995. The Auditors Report and Annual Financial Statements are presented to the Audit Committee for their information and review.

STATUTORY ENVIRONMENT

Local Government Act S. 5.54 (Acceptance of annual reports) requires that the annual report for a financial year is to be accepted* by the local government no later than 31 December after that financial year, or no later than two months after the auditor's report becomes available. (* Absolute majority required).

The Local Government (Administration) Regulations require that the annual financial report be the first item of business on the agenda at the annual meeting of electors, followed by general business. At least 14 days' notice of the meeting is required to be given.

Section 6.4 of the Local Government Act (1995) requires all local governments to prepare an annual financial report for the preceding financial year. The annual financial report is required to be drawn up in accordance with the Act, Local Government (Financial Management) Regulations, the Australian Accounting Standards (including the Australian Accounting Interpretations) and International Financial Reporting Standards. The annual financial report is to be audited by the local government's auditors in accordance with the Local Government (Audit) Regulations.

POLICY IMPLICATIONS

There are no policy implications that relate to this report.

FINANCIAL IMPLICATIONS

The Annual Financial Statements set out the operating results for the Shire for the year ended 30 June 2021 and the assets and liabilities as at that date, together with other relevant financial information.

In the 2020-2021 financial year the Shire recorded a net result deficit of \$(3,555,660). In comparison a \$922,969 net result surplus was recognised in the 2019-2020 financial year. This significant decline in the Shires comprehensive income net result is mainly due to a reduction in grant funding received.

STRATEGIC IMPLICATIONS

GOAL	OUR PRIORITIES	WE WILL	
1. Leadership and Governance	1.2 Capable, inclusive and effective organisation	1.2.2 Provide strong governance	

RISK MANAGEMENT CONSIDERATIONS

RISK	LIKELIHOOD	CONSEQUENCE	RISK ANALYSIS	MITIGATION
Financial: Failure to prepare and adopt the Annual Financial Report would result in noncompliance with its statutory responsibilities under the Local Government Act 1995	Rare	Moderate	Low	Accept Officer recommendation

CONSULTATION

The author has consulted with:

Office of the Auditor General,

- RSM contracted audit by OAG,
- Moore WA, the Shire's financial services provider; and
- Shire staff.

COMMENT

The OAG using contractors RSM have completed their audit of Council's financial affairs for the financial year ended 30 June 2021. There are five primary financial statements which have been prepared to finalise the report for 2020-2021:

- Statement of Comprehensive Income;
- Statement of Financial Position;
- Statement of changes in equity;
- · Statement of cash flows; and
- Rate Setting Statement.

Statement of Comprehensive Income

The Statement of Comprehensive Income shown on pages 3 and 4 of the Financial Statement shows the extent to which operating expenditure has exceeded Operating revenue during the financial year 2020-21, leaving an operating deficit of \$(3,555,660).

Statement of Financial Position

The Statement of Financial Position income shown on pages 5 of the Financial Statement total equity of \$330,222,316 for the 2020-21.

Statement of changes in equity

The Statement of Changes in Equity shows the movement of Equity of \$143,261,838 due to changes in asset revaluations (as per the Statement of Comprehensive Income).

Statement of Cash Flows

The Statement of Cash Flows shown on page 7 of the Financial Statements a decrease in cash flow of \$2,698,267 over the financial year leaving a total balance of Cash and Cash equivalents being \$8,934,223.

Rate Setting Statement

The Rate Setting Statement shown on page 8 of the Financial Statements show a total surplus to be carried through to the 2021/22 year of \$5,789,478.

After receiving the auditor reports, the Audit Committee is to examine the report of the auditor and determine if any matters raised by the report require action to be taken and ensure appropriate action is taken in the future.

The Audit Report is produced by the Office of the Auditor General (OAG) after a detailed assessment and consultation process, including a requirement for the Chief Executive Officer to sign the Annual Financial Report once satisfied that it is representative/accurate.

VOTING REQUIREMENT

Absolute majority

ATTACHMENTS

- 1. Exit Meeting Agenda
- 2. Independent Audit Report 2021
- 3. Auditor's Closing Report 2021
- 4. Final Management Letter A
- 5. Final Management Letter B
- 6. Annual Financial Report 2020-2021

COMMITTEE RESOLUTION AC99/22

Moved: Cr Peter McCumstie Seconded: Cr Geoff Haerewa

That the Audit Committee recommends that Council BY AN ABSOLUTE MAJORITY:

- 1. Adopts the Audited 2020-2021 Annual Financial Statements;
- 2. Notes that the Independent Audit Report is to be included as the final page of the Annual Financial Statements; and
- 3. Notes the response from management to the items raised in the Auditor's Management Letters.

In Favour: Crs Geoff Haerewa, Peter McCumstie, Pat Riley and Andrew Twaddle

Against: Nil

CARRIED 4/0





Exit Meeting Agenda

ANNUAL FINANCIAL AUDIT OF THE SHIRE OF DERBY / WEST KIMBERLEY FOR THE YEAR ENDED 30 JUNE 2021

ATTENDEES

Shire of Derby / West Kimberley

Councillors & Audit committee

Executive members

Amanda Dexter Chief Executive Officer
Neil Hartley Deputy Chief Executive Officer
Alan Thornton Director Corporate Services

Wayne Neate Director Technical and Development Services

Office of the Auditor General

Jordan Langford-Smith Senior Director, Financial Audit

RSM Australia

Amit Kabra Audit Director Krushna Hirani Audit Manager

Meeting Date & Time: 29 Sept 2022 at 4:00pm (Via Teams)

Location: Shire of Derby / West Kimberley Council Chambers and Online - Via

Microsoft Teams

Agenda

1. Introduction

2. Engagement completion

- Audit opinion recommending an unqualified opinion. However, there are five matters indicating non-compliance with Part 6 of the Local Government Act, the Financial Management Regulations, or applicable financial controls of any other written law.
- Final management letter issues open 18 items (4 from prior year)
- Compliance with laws and regulations 5 matters noted
- Audit adjustment 4 adjustments noted
- Unadjusted audit differences 2 adjustments noted
- Subsequent events none noted
- Outstanding audit matters Our receipt of the signed financial statements and management representation letter
- Areas of audit emphasis
 - Fixed assets

3. Closing comments



INDEPENDENT AUDITOR'S REPORT 2021 Shire of Derby-West Kimberley

To the Councillors of the Shire of Derby-West Kimberley

Report on the audit of the annual financial report

Opinion

I have audited the financial report of the Shire of Derby-West Kimberley (Shire) which comprises:

- the Statement of Financial Position at 30 June 2021, the Statement of Comprehensive Income by Nature or Type, Statement of Comprehensive Income by Program, Statement of Changes in Equity, Statement of Cash Flows and Rate Setting Statement for the year then ended
- Notes comprising a summary of significant accounting policies and other explanatory information
- the Statement by the Chief Executive Officer.

In my opinion the financial report of the Shire of Derby-West Kimberley:

- is based on proper accounts and records
- fairly represents, in all material respects, the results of the operations of the Shire for the
 year ended 30 June 2021 and its financial position at the end of that period in accordance
 with the Local Government Act 1995 (the Act) and, to the extent that they are not
 inconsistent with the Act, Australian Accounting Standards.

Basis for opinion

I conducted my audit in accordance with Australian Auditing Standards. My responsibilities under those standards are further described in the Auditor's responsibilities section below. I am independent of the Shire in accordance with the *Auditor General Act 2006* and the relevant ethical requirements of the Accounting Professional & Ethical Standards Board's APES 110 *Code of Ethics for Professional Accountants (including Independence Standards)* (the Code) that are relevant to my audit of the financial report. I have also fulfilled my other ethical responsibilities in accordance with the Code. I believe that the audit evidence I have obtained is sufficient and appropriate to provide a basis for my opinion.

Emphasis of matter

I draw attention to note 8(a) Infrastructure of the financial report which discloses that the Shire has recognised a net revaluation increment of \$134.5 million in respect of infrastructure assets. My opinion is not modified in respect of this matter.

Page 1 of 3

7th Floor Albert Facey House 469 Wellington Street Perth MAIL TO: Perth BC PO Box 8489 Perth WA 6849 TEL: 08 6557 7500

Responsibilities of the Chief Executive Officer and Council for the financial report

The Chief Executive Officer (CEO) of the Shire is responsible for the preparation and fair presentation of the financial report in accordance with the requirements of the Act, the Regulations and Australian Accounting Standards. The CEO is also responsible for managing internal control (as required by the CEO) to ensure the financial report is free from material misstatement, whether due to fraud or error.

In preparing the financial report, the CEO is responsible for assessing the Shire's ability to continue as a going concern, disclosing, as applicable, matters related to going concern and using the going concern basis of accounting unless the State Government has made decisions affecting the continued existence of the Shire.

The Council is responsible for overseeing the Shire's financial reporting process.

Auditor's responsibility for the audit of the financial report

As required by the *Auditor General Act 2006*, my responsibility is to express an opinion on the financial report. The objectives of my audit are to obtain reasonable assurance about whether the financial report as a whole is free from material misstatement, whether due to fraud or error, and to issue an auditor's report that includes my opinion. Reasonable assurance is a high level of assurance but is not a guarantee that an audit conducted in accordance with Australian Auditing Standards will always detect a material misstatement when it exists.

Misstatements can arise from fraud or error and are considered material if, individually or in the aggregate, they could reasonably be expected to influence the economic decisions of users taken on the basis of the financial report. The risk of not detecting a material misstatement resulting from fraud is higher than for one resulting from error, as fraud may involve collusion, forgery, intentional omissions, misrepresentations or the override of internal control.

A further description of my responsibilities for the audit of the financial report is located on the Auditing and Assurance Standards Board website. This description forms part of my auditor's report and can be found at https://www.auasb.gov.au/auditors responsibilities/ar4.pdf.

Report on other legal and regulatory requirements

In accordance with the Local Government (Audit) Regulations 1996 I report that:

- (i) In my opinion, the following material matters indicate a significant adverse trend in the financial position of the Shire:
 - a) The Operating Surplus Ratio as reported in Note 28 of the annual financial report is below the Department of Local Government, Sport and Cultural Industries (DLGSCI) standard for the last three financial years.
 - b) The Asset Sustainability Ratio as reported in Note 28 of the annual financial report is below the DLGSCI standard for the last two years and the current year is below last year.
- (ii) The following material matters indicating non-compliance with Part 6 of the Act, the Regulations or applicable financial controls of any other relevant written law were identified during the course of my audit:
 - The Shire has not fully developed its formal policies and supporting procedures for proper control over its fixed assets.
 - b) The Shire has insufficient controls in place to appropriately manage access, including privileged access, to the Shire's network and key systems.

Page 2 of 3

- c) The Shire has not reported the Asset Renewal Funding Ratio in the annual financial report as planned capital renewals and required capital expenditure were not estimated in a long-term financial plan and asset management plan respectively.
- (iii) All required information and explanations were obtained by me.
- (iv) All audit procedures were satisfactorily completed.
- In my opinion, the Asset Consumption Ratio included in the financial report were supported by verifiable information and reasonable assumptions.

Other information

The other information is the information in the entity's annual report for the year ended 30 June 2021, but not the financial report and my auditor's report. The CEO is responsible for the preparation and the Council for overseeing the other information.

My opinion does not cover the other information and, accordingly, I do not express any form of assurance conclusion thereon.

Matters relating to the electronic publication of the audited financial report

This auditor's report relates to the financial report of the Shire of Derby-West Kimberley for the year ended 30 June 2021 included on the Shire's website. The Shire's management is responsible for the integrity of the Shire's website. This audit does not provide assurance on the integrity of the Shire's website. The auditor's report refers only to the financial report described above. It does not provide an opinion on any other information which may have been hyperlinked to/from this financial report. If users of the financial report are concerned with the inherent risks arising from publication on a website, they are advised to refer to the hard copy of the audited financial report to confirm the information contained in this website version of the financial report.

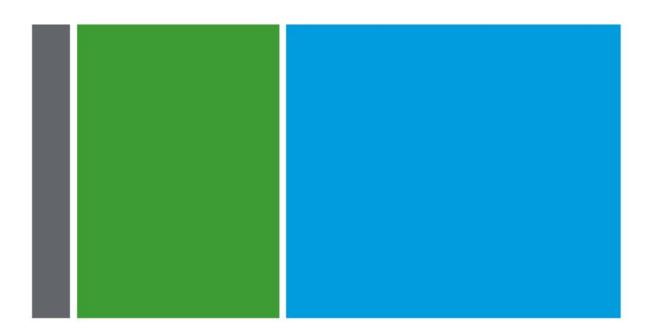
Grant Robinson

Assistant Auditor General Financial Audit Delegate of the Auditor General for Western Australia Perth, Western Australia

10 October 2022

Page 3 of 3

ASSURANCE & ADVISORY SERVICES



SHIRE OF DERBY / WEST KIMBERLEY

Audit Closing Report

30 June 2021 Financial Statements





THE POWER OF BEING UNDERSTOOD AUDIT | TAX | CONSULTING

CONTENTS

1	EXE	CUTIVE SUMMARY	1
	1.1	PURPOSE OF THE AUDIT CLOSING REPORT	1
	1.2	SCOPE AND APPROACH	1
	1.3	KEY DELIVERABLES	
	1.4	MATTERS OF SIGNIFICANCE	
	1.5	COVID-19	
	1.6	INDEPENDENCE	
	1.7	OUR APPRECIATION	
2	AUD	DIT COMPLETION	
	2.1	STATUTORY FINANCIAL STATEMENTS AND AUDIT OPINION	
	2.2	EMPHASIS OF MATTER	
	2.3	REPORT ON OTHER LEGAL AND REGULATORY REQUIREMENTS	
	2.4	MANAGEMENT LETTER - CONTROL WEAKNESSES	
	2.5	COMPLIANCE WITH LAWS AND REGULATIONS	
	2.6	UNADJUSTED AUDIT DIFFERENCES	
	2.7 2.8	SUMMARY OF AUDIT ADJUSTMENTS	
	2.9	CONTINGENT LIABILITIES AND COMMITMENTS	
	2.10	ENVIRONMENTAL MATTERS	
	2.11	OUTSTANDING AUDIT MATTERS.	
3	NEW	V ACCOUNTING STANDARD ADOPTED IN THE CURRENT YEAR	
,			
	3.1	AASB 1059 Service Concession Arrangements: Grantors	
4	AMI	ENDMENTS TO LOCAL GOVERNMENT FINANCIAL MANAGEMENT REGULATIONS	б
	4.1	REGULATION 44 - FEES ETC. TO COUNCIL MEMBERS, INFORMATION ABOUT IN ANNUAL FINANCIAL REPORT	e
5	ARE	AS OF AUDIT EMPHASIS	7
6	IMP	ACT OF COVID-19	9
7	отн	IER CRITICAL DISCLOSURES IN THE FINANCIAL STATEMENTS	9
8	FRA	UD RISK	0
•			
	8.1	OVERRIDE OF CONTROL	
	8.2	ELEMENT OF UNPREDICTABILITY	
	8.3	FRAUD INCIDENCES DURING THE AUDIT	
9	INFO	DRMATION SYSTEM AUDIT	. 10
10	NEW	V ACCOUNTING STANDARDS APPLICABLE IN FUTURE YEARS	. 10
11	MA	TTEDS DELATING TO ELITUDE ALIDIT	10

1 EXECUTIVE SUMMARY

1.1 Purpose of the Audit Closing Report

The primary purpose of this Audit Closing Report is to brief the Shire of Derby / West Kimberley (**Shire**) on the results of our substantially completed audit of the 30 June 2021 financial statements. This report should be read in conjunction with our Audit Planning Memorandum (**APM**) presented to the Shire on 27 May 2021.

1.2 Scope and approach

There were no changes to the audit scope or approach set out in the APM.

1.3 Key deliverables

1.3.1 Annual financial statements audit report

The Auditor General is required to issue an opinion on the financial statements of the Shire for the year ended 30 June 2021. In accordance with section 7.9(1) of the *Local Government Act 1995* (**LG Act**), the audit report will be addressed to the Council, with a copy being forwarded to the Chief Executive Officer (**CEO**) and the Minister for Local Government.

We will recommend to the Auditor General that an unqualified audit opinion is issued on the financial statements (refer section 2.1).

1.3.2 Report on other legal and regulatory requirements

The Auditor General is also required by regulation 10(3) of the Local Government (Audit) Regulations 1996 to report:

- Any matters indicating non-compliance with Part 6 of the LG Act, the Local Government (Financial Management)
 Regulations 1996 (Financial Management Regulations) or applicable financial controls;
- Any material matters indicating significant adverse trends in the financial position or the financial management practices;
- Whether all required information and explanations were obtained during the audit;
- Whether audit procedures were satisfactorily completed; and
- Whether the Asset Consumption Ratio and the Asset Renewal Funding Ratio, disclosed in the notes to the financial statements, were supported by verifiable information and reasonable assumptions.

During the audit we identified five matters that required reporting under regulation 10(3) of the *Local Government (Audit)* Regulations 1996 (refer section 2.3).

1.3.3 Management letters

Two significant, seven moderate and five minor findings were identified during the 2020/21 financial audit and information systems audit (refer section 2.4).

There are three significant findings that remain unresolved from prior audits (refer section 2.4).

1.4 Matters of significance

In accordance with section 24(1) of the *Auditor General Act 2006*, the Auditor General is required to report to Parliament on matters arising out of the performance of the Auditor General's functions that are, in the opinion of the Auditor General, of such significance as to require reporting.

We confirm that no such matters came to our attention during our audit work.

1.5 COVID-19

We concurred with the Shire's assessment that there was no significant impact on the Shire's financial statements or operations due to the COVID-19 pandemic (refer section 6).

1.6 Independence

RSM Australia's audit methodology requires that we conduct a regular evaluation of our independence. We have fully satisfied ourselves that we do not have any actual or perceived conflict of interest.

1.7 Our appreciation

We wish to express our thanks for the co-operation shown by Council and Shire Administration during the audit.

Shire of Derby / West Kimberley Audit Closing Report 30 June 2021 1

2 AUDIT COMPLETION

2.1 Statutory financial statements and audit opinion

We have completed the audit fieldwork on the statutory financial statements of the Shire for the year ended 30 June 2021.

The financial statements are general purpose financial report prepared in accordance with the LG Act, accompanying regulations and, to the extent that they are not inconsistent with the LG Act, Australian Accounting Standards.

We have discussed all significant auditing and accounting issues with Administration, and these have been satisfactorily resolved and are discussed in this report. The audit and assurance procedures are designed to support the audit and assurance opinion and they cannot be expected to identify all weaknesses or inefficiencies in the Shire's systems and working practices.

Based on the evidence, which has been assessed during our audit, we expect to conclude that the financial statements of the Shire:

- (i) Are based on proper accounts and records; and
- (ii) Fairly represent, in all material respects, the results of the operations of the Shire for the year ended 30 June 2021 and its financial position at the end of that period in accordance with the LG Act and, to the extent that they are not inconsistent with the LG Act, Australian Accounting Standards.

We will recommend to the Auditor General that an unqualified opinion is issued on the financial statements.

2.2 Emphasis of matter

Significant increase in revaluation

I draw attention to note 8(a) Infrastructure of the financial report which discloses that the Shire has recognised a net revaluation increment of \$134.5 million in respect of infrastructure assets. My opinion is not modified in respect of this matter

2.3 Report on other legal and regulatory requirements

As disclosed in Note 28 to the financial statements, the following material matters indicate significant adverse trends in the financial position of the Shire:

- The Operating Surplus Ratio has been below the Department of Local Government, Sport and Cultural Industries (DLGSCI) standard threshold for the last three financial years.
- The Asset Sustainability Ratio has been below the DLGSCI standard for the last two years and the current year is below last year

As reported in the final audit management letter, there were two instances of material non-compliance with Part 6 of the LG Act, the Regulations or applicable financial controls of any other written law were identified during our audit:

- The Shire has not fully developed its formal policies and supporting procedures for control over its fixed assets (refer to section 2.3).
- The Shire has insufficient controls in place to appropriately manage unauthorised and privileged access to the Shire's network and key systems (refer to section 2.4).
- The Shire has not reported the Asset Renewal Funding Ratio in the annual financial report as planned capital renewals and required capital expenditure were not estimated in a long-term financial plan and asset management plan respectively (refer to section 2.4).

We will recommend to the Auditor General that this matter is communicated in the auditor's report.

2.4 Management letter – control weaknesses

Our audit approach involves the use of a rotation methodology when planning our test of controls. Consequently, not all control cycles are subject to testing and only certain transaction cycles are in audit scope each year. In accordance with the APM, we performed key management control testing over the revenue, payment and fixed assets transaction cycles. In addition, we tested IT general controls to the extent described in section 9.

Based on our testing, the status of findings from prior period audits and the control weaknesses identified during the preliminary and final audit stages are as follows:

2

2.4.1 Prior period audits

Four significant, six moderate and one minor finding were reported during the prior year audit:

Findings	Rating	Status
Impact of changes to accounting standards	Significant	Resolved
2. AASB 15 and AASB 1058 revenue recognition	Significant	Resolved
3. Impairment assessment of Roads	Significant	Resolved
Completeness of Fixed Asset Register	Significant	Partial
5. Management valuation inputs	Moderate ⁽²⁾ – prior year Significant – current year	Ongoing
6. Excess leave management	Moderate	Resolved
7. Backdating of purchase orders	Moderate	Resolved
8. Fixed Asset Management Policy (1)	Moderate ⁽²⁾ – prior year Significant – current year	Ongoing
9. Asset Capitalisation Policy (1)	Moderate ⁽²⁾ – prior year Significant – current year	Ongoing
10. Purchasing policy exceptions	Moderate	Resolved
11. Monthly financial reporting	Minor	Resolved

⁽¹⁾ Reported under the Local Government (Audit) Regulations 1996 in the 2020/21 Audit Report (refer section 2.3).

3

⁽²⁾ These findings have been re-assessed as significant during the current year audit.

2.4.2 2020/21 audit

Two significant, seven moderate and five minor findings were identified during the 2020/21 audit:

Financial reporting and control findings	Rating
Asset Renewal Funding Ratio (1)	Significant
2. Recognition of accrued expenses	Moderate
3. Completeness of the Fixed Asset Register	Moderate
Incorrect fixed assets capitalisation dates	Minor
5. Completeness of long service leave provisions	Minor
Information system specific findings (pending management response)	Rating
Financial Application – User Access Management (1)	Significant
2. IT Governance - Standards, Policies & Procedure	Moderate
3. IT Governance and Strategy	Moderate
Physical and Environmental Security Management	Moderate
5. Business Continuity Management	Moderate
6. Network Access Management	Moderate
7. Risk Management	Minor
8. Network Security Management	Minor
9. Password Management	Minor

⁽¹⁾ Reported under the Local Government (Audit) Regulations 1996 in the 2020/21 Audit Report (refer section 2.3).

The action taken by the Shire to address the 2020/21 management letter findings and the unresolved prior period management letter finding will be reviewed during the 2021/22 audit.

2.5 Compliance with laws and regulations

We have reviewed the Shire's controls to manage the risk of systemic failure to comply with relevant laws and regulations. We also reviewed Council and other relevant committee minutes of meetings throughout the year to identify any recorded non-compliance with relevant laws and regulations.

As a result of our procedures, except for the matters noted in section 2.3, nothing further has come to our attention, within the scope of the audit, to indicate non-compliance with relevant laws and regulations.

4

2.6 Unadjusted audit differences

There were two uncorrected misstatements for the year ended 30 June 2021:

Entry	Account description	Debit (\$)	Credit (\$)
1	Housing (Expense)		398,586
	Health (Expense)	39,589	
	Law, Order & Public Safety (Expense)	19,929	
	Community Amenities (Expense)	13,951	
	Recreation & Culture (Expense)	51,816	
	Economic Services (Expense)	69,753	
	Other Property & Services (Expense)	203,278	
	Statement of comprehensive income by program – classification error		
2	Contract liability (Liability)	180,400	
	Non-operating grants (revenue)		180,400
	Under recognition of revenue – not in line with AASB 15		

The Shire assessed that the above noted uncorrected misstatements are not material to the financial statements. We concurred with the Shire's assessment.

2.7 Summary of audit adjustments

Four audit adjustments were processed by the Shire during the course of the audit:

Entry	Account description	Debit (\$)	Credit (\$)
1	Revaluation of assets (fixed asset)	2,648,131	
	Other provision (liability)		1,680,442
	Other expenses (expenses)	447,211	
	Revaluation reserve (equity)		1,414,900
	To recognise valuation of rehabilitation asset		
2	Infrastructure - Roads (assets)	428,431	
	Accrued expenses (Expense)		428,431
	Revaluation increment (other comprehensive income)		428,431
	Revaluation reserve (Equity)	428,431	
	To adjust for unrecorded accruals		
3	Land	464,000	
	Revaluation surplus		464,000
	Land omitted from APV valuation report		
4	Land, buildings and infrastructure	42,199,103	
	Net revaluation surplus		42,199,103
	Revaluation of land, building and other infrastructure not recognised in FY21		

5

Page 118

2.8 Subsequent events

The Shire Administration has represented that there are no significant subsequent events between the end of the financial year and the date of this Audit Closing Report, which may significantly impact the results of the operations and the state of affairs of the Shire for the financial year (as disclosed in note 24 to the financial statements).

2.9 Contingent liabilities and commitments

The Shire Administration has represented to us that, other than those matters disclosed in the financial statements and reported at section 2.9 below, there are no other outstanding or pending litigation, contingent liabilities or commitments.

We have received and reviewed the solicitors' confirmations and, except for those matters detailed in the notes to the financial statements, we have not become aware of any other material contingent liabilities, pending litigation or commitments.

2.10 Environmental matters

The Shire has identified 11 contaminated sites. We have reviewed the key controls used by the Shire to manage the risk of failure to comply with *Contaminated Sites Act 2003*. We also reviewed Council and committee minutes of meetings throughout the year to identify any reported non-compliance with the relevant environmental laws and regulations.

As disclosed in note 15 to the financial statements, the Shire has brought to account a clean-up liability of \$11 million for the two landfill sites (Derby and Fitzroy).

As the Shire is unable to estimate its clean-up liability for the other nine contaminated sites as at 30 June 2021, this has been disclosed as a contingent liability in note 18 to the financial statements.

Based on our work within the scope of our engagement, nothing came to our attention to indicate the key controls around contaminated sites are ineffective.

2.11 Outstanding audit matters

The audit opinion is subject to the finalisation of our audit process. The key matters still outstanding are:

- a) Our receipt of the signed financial statements and management representation letter; and
- b) Our review of subsequent events up to date the audit report is issued.

3 NEW ACCOUNTING STANDARD ADOPTED IN THE CURRENT YEAR

3.1 AASB 1059 Service Concession Arrangements: Grantors

AASB 1059 Service Concession Arrangements: Grantors is effective on or after 1 July 2020, which resulted in charges to accounting policies. AASB 1059 introduces the accounting treatment for assets in service concession arrangements from the perspective of public sector grantors. The standard defines a service concession arrangement and provide guidance on the recognition and measurement requirements. Determining whether an arrangement is a service concession requires significant judgement and should be assessed on an asset-by-asset basis.

The Shire completed an internal assessment on the adoption of AASB 1059 and concluded that there was no impact of AASB 1059 as of 1 July 2020 and for the current financial year.

We audited and concurred with the Shire's assessment that the adoption of AASB 1059 has no impact on the financial statements.

4 AMENDMENTS TO LOCAL GOVERNMENT FINANCIAL MANAGEMENT REGULATIONS

4.1 Regulation 44 - Fees etc. to council members, information about in annual financial report

Amendments to regulation 44 requires information about fees, expenses and allowances paid to council members, the mayor or the president to be included in the annual financial report commencing from the year ended 30 June 2021. The amendment provides clarity that itemised information is required for each council member and mayor or president, rather than total figures. We have audited the Shire's disclosure at Note 19 and concluded that the Shire has correctly applied the new requirements of regulation 44 and made appropriate disclosures in the notes to the financial statements.

6

5 AREAS OF AUDIT EMPHASIS

As mentioned in the APM, our audit focus was on those areas where we assessed there to be a significant risk of material misstatement in the financial statements. We designed and performed procedures to be able to conclude, with reasonable assurance, whether each significant risk area is free from material misstatement. The following is a summary of the audit focus areas for the past three financial years:

Audit focus area	30 June 2021 \$'000	30 June 2020 \$'000	30 June 2019 \$'000
Revenue recognition			
Rates	7,365	7,342	6,861
Fees and charges	3,705	4,029	3,874
Operating and non-operating grants, subsidies and contributions	10,628	13,526	12,505
Trade and other receivables (current and non- current)	2,830	3,948	4,178
Procurement			
Materials and contracts	8,231	8,350	4,248
Property, plant and equipment (additions)	775	-	1,370
Infrastructure (additions)	3,589	4,090	9,362
Fixed assets			
Property, plant and equipment	47,445	45,666	47,124
Infrastructure	291,233	149,685	163,369
Provisions			
Provision for landfill rehabilitation provision	11,202	9,969	10,301

The outcome of our audit procedures for each audit focus area is summarised in the following table:

7

Audit focus area	Key risks	Free from material misstatement
Revenue recognition Rates Fees and charges	Rates, fees and charges and grants revenue are material and a significant risk due to the multifaceted method of calculation, the high dependency on information systems and the significant regulatory compliance regime.	√
Operating grants, subsidies and contributions Trade and other	Compliance with AASB 15 Revenue from Contracts with Customers and AASB 1058 Income of Not-for-Profit Entities can be complex and requires detailed analysis of contracts and appropriate application of revenue recognition policies.	
receivables	Calculation and recording of the expected credit loss provision in accordance with AASB 9 <i>Financial Instruments</i> can also be complex and is subject to estimation.	
Procurement Materials and contracts Property, plant and equipment (additions) Infrastructure (additions)	These expenditure items are a significant risk due to the materiality of the amounts, the different cost allocation methods, the strict and complex requirements of the Shire's purchasing policy and the risk of management override of controls.	✓
Fixed assets	Property, plant and equipment and Infrastructure are material assets in	✓
Property, plant and equipment Infrastructure	the Statement of Financial Position. Regulation 17A (2) of the Financial Management Regulations requires that land, buildings, infrastructure investment properties and vested improvements to be shown at fair value.	
	In FY21, the Shire obtained a third-party independent valuation for three categories of all land, buildings and infrastructure assets. The key revaluation change occurred within the roads category with reported increase in value of \$105m during FY21. However, during the FY21 audit, the Shire was unable to provide the valuer with sufficient supporting documentation for the inputs used by the Shire in the FY18 revaluation model. Therefore, the valuer has stated they were unable to provide a reasonable comparison or explain the reason for the \$105m variation in the road's valuation between their valuation and the previous valuation.	
	RSM engaged RSM CF to conduct a review on the valuation reports and noted "Overall the approach and methodology adopted by APV appears reasonable in the context of the requirement to provide a current replacement or market cost for the Shire of Derby/ West Kimberley assets. RSM CF does not provide any comment on the individual assumptions or prices applied as these are not within our expertise to comment on."	
	RSM made enquiries of the Shire to determine the key reasons for the \$146m variation gains which was driven by given the last revaluation was done in 2018 which was in-house, locality and significant construction costs increases.	
	An Emphasis of matter has been issued in the audit report in relation to the matter above (discussed in section 2.2).	
	In addition, the Shire reviewed fixed assets for impairment and concluded there was no requirement to adjust the carrying values.	

Shire of Derby / West Kimberley Audit Closing Report 30 June 2021

Audit focus area	Key risks	Free from material misstatement
Provisions • Provision for landfill rehabilitation	Provision for landfill rehabilitation reflects the Shire's obligation to make good the Derby and Fitzroy Waste Disposal site. In accordance with AASB 137 <i>Provisions, Contingent Liabilities and Contingent Assets</i> , a provision for landfill rehabilitation has been brought to account. Accounting for the provision is complex and is subject to a high degree of estimation.	✓

6 IMPACT OF COVID-19

As the COVID-19 pandemic progressed throughout 2020/21, the rollout of effective vaccines has eased uncertainty for the global economy. Despite this, Western Australia still continues to enforce border restrictions with other Australian states / territories.

The Shire advised that the COVID-19 pandemic did not have any significant impacts on the Shire's operations or the 2020/21 financial statements. We audited and concurred with the Shire's assessment that the COVID-19 pandemic did not have any significant impact on the Shire's operations or the 2020/21 financial statements.

7 OTHER CRITICAL DISCLOSURES IN THE FINANCIAL STATEMENTS

We also audited the following critical disclosures in the financial statements by verifying the underlying calculations and auditing the evidence to support the amounts disclosed:

Critical disclosure	Key risks	Comply with accounting standards
Related party	Disclosures of key management personnel remuneration and related party transactions are not in accordance with AASB 124 Related Party Disclosures.	✓
Financial ratios	The underlying data is incomplete or inaccurate and the calculations of the ratios are incorrect and not in accordance with Financial Management Regulations.	✓

8 FRAUD RISK

Under Australian Auditing Standard ASA 240 *The Auditor's Responsibilities Relating to Fraud in an Audit of a Financial Report*, when planning and performing audit procedures and evaluating the results, the auditor must consider the risk of material misstatement in the financial statements because of fraud and error. To address our responsibilities relating to fraud, we designed and implemented audit procedures to obtain sufficient appropriate audit evidence regarding the assessed risks of material misstatement due to fraud. Procedures and the results of our testing are detailed below:

8.1 Override of control

Administration is in a unique position to perpetrate fraud because of Administration's ability to manipulate accounting records and prepare fraudulent financial statements by overriding controls that otherwise appear to be operating effectively. Override of controls can occur in areas such as journal entries, accounting estimates and judgements.

Based on our work, nothing has come to our attention to indicate that the Shire does not have proper processes and controls to manage the risk of override of controls and that material key estimates and judgments are properly assessed and brought to account. Our audit did not detect any instances of fraud.

9

Shire of Derby / West Kimberley Audit Closing Report 30 June 2021

8.2 Element of unpredictability

We also incorporated an element of unpredictability in our audit procedures to address the risk of Administration, who are familiar with the normal audit procedures, being more able to conceal fraudulent activity.

Our unpredictable testing involved sampling expense accounts that would normally be overlooked for selection in regular expenses audit procedures due to their miscellaneous nature and low value. Specifically, the audit team assessed transactions made through these accounts for:

- Relevance to the ordinary course of business undertaken by the Shire; and
- Indications of any potentially fraudulent activity

During our audit testing, nothing came to our attention to suggest any fraudulent payments were made.

8.3 Fraud incidences during the audit

We have made enquiries of the CEO, the Director – Corporate Services and the Shire's Administration regarding any knowledge they have of incidences of misconduct or fraud (actual or suspected) during the financial year.

Based on our enquiries and other audit procedures, we did not become aware of any incidences of misconduct or fraud, which would have a material impact on the financial statements.

9 INFORMATION SYSTEM AUDIT

The Shire's financial management information system is classified by the audit team as 'complex'. Audit also determined that the information system general controls are critical to the processing of financial transactions and the preparation of the financial statements. Due to these circumstances, the audit team included an information system audit specialist (ISAS) to assess the risk of material misstatement imposed by the IT environment.

The ISAS obtained an understanding of the information system, including the related business processes, relevant to financial reporting, including how the information system captures events and conditions, other than transactions, that are significant to the financial statements. The ISAS also tested general IT controls around system access and tested controls over computer operations within specific applications, which are required to be operating correctly to mitigate the risk of misstatement in the financial statements.

As a result of the ISAS procedures, we identified and reported a number of control weaknesses in the audit management letter (refer to section 2.4).

10 NEW ACCOUNTING STANDARDS APPLICABLE IN FUTURE YEARS

There are no new accounting standards, which would materially impact the Shire's financial statements in future financial years. We reviewed and concurred with the Shire's disclosures in the notes to the financial statements regarding new accounting standards.

11 MATTERS RELATING TO FUTURE AUDIT

- · Changes to local government regulations with the corresponding impact on change to the financial statements.
- Resolution of management letter findings, especially those in relation to the fixed asset register, given the significant changes recorded in FY21 financial statements.

10

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SHIRE OF DERBY-WEST KIMBERLEY PERIOD OF AUDIT: 1 JULY 2020 TO 30 JUNE 2021 FINDINGS IDENTIFIED DURING THE FINANCIAL AUDIT

INDEX OF FINDINGS	RATING		
	Significant	Moderate	Minor
Findings identified in the current audit			
Asset Renewal Funding Ratio	✓		
2. Recognition of accrued expenses		✓	
3. Completeness of the Fixed Asset Register		✓	
4. Incorrect fixed asset capitalisation dates			✓
Completeness of long service leave provisions			~
Matters outstanding fro	m prior audit	s	
6. Management valuation inputs	✓		
7. Fixed Asset Management Policy	✓		
8. Asset Capitalisation Policy	✓		

KEY TO RATINGS

The ratings in this management letter are based on the audit team's assessment of risks and concerns with respect to the probability and/or consequence of adverse outcomes if action is not taken. We consider these potential adverse outcomes in the context of both quantitative impact (for example financial loss) and qualitative impact (for example inefficiency, non-compliance, poor service to the public or loss of public confidence).

Significant -

Those findings where there is potentially a significant risk to the entity should the finding not be addressed by the entity promptly. A significant rating may be reported as a matter of non-compliance in the audit report in the current year, or in a subsequent reporting period if not addressed. However, even if the issue is not likely to impact the audit report, it should be addressed promptly.

Moderate

 Those findings which are of sufficient concern to warrant action being taken by the entity as soon as practicable.

Minor

Those findings that are not of primary concern but still warrant action being taken.

SHIRE OF DERBY-WEST KIMBERLEY PERIOD OF AUDIT: 1 JULY 2020 TO 30 JUNE 2021 FINDINGS IDENTIFIED DURING THE FINANCIAL AUDIT

1. Asset Renewal Funding Ratio

Finding

The Shire has not reported the Asset Renewal Funding Ratio for 2021, 2020 and 2019 in the annual financial report as required by regulation 50 (1)(c) of the Local Government Financial Management Regulations, as planned capital renewals and required capital expenditure were not estimated in a long-term financial plan and asset management plan respectively.

Rating: Significant

Implication

The financial report does not comply with regulation 50(1)(c) of the Local Government (Financial Management) Regulations 1996.

Recommendation

We recommend that the Shire updates and approves the asset management and long-term financial plans as soon as possible. This will allow the Shire to calculate the asset renewal funding ratio based on verifiable information and reasonable assumptions, to facilitate reporting in the financial report.

Management Comment

During 2021-22 financial year the Shire has updated and presented to council asset management plans and long-term financial plan that will facilitate the reporting of the Asset Renewal Funding Ratio in the 2021-22 Annual Financial Statements.

Responsible position: Director Corporate Services

Completion Date: 30 June 2022

SHIRE OF DERBY-WEST KIMBERLEY PERIOD OF AUDIT: 1 JULY 2020 TO 30 JUNE 2021 FINDINGS IDENTIFIED DURING THE FINANCIAL AUDIT

2. Recognition of accrued expenses

Finding:

During our cut-off testing of creditors and accruals, we found \$428,431 of accrued expenses which had not been accrued at 30 June 2021.

Rating: Moderate

Implication:

Failure to correctly accrue expenses at year end could result in the financial statements being misstated

Recommendation:

The Shire should develop procedures to assist with identification and accrual of invoices received after balance date, which relate to the prior year.

Management Comment

The Shire has developed procedures to ensure that invoices received after balance date, which relate to the prior year, will be identified resulting in accrued expenses being recorded.

Responsible position: Director Corporate Services

Completion Date: 30 June 2022

SHIRE OF DERBY-WEST KIMBERLEY PERIOD OF AUDIT: 1 JULY 2020 TO 30 JUNE 2021 FINDINGS IDENTIFIED DURING THE FINANCIAL AUDIT

3. Completeness of the Fixed Asset Register

Finding:

During the review of the fixed asset register, we noted that there were \$204,000 of assets which were not recorded on the asset register.

Rating: Moderate Implication:

The Shire's Fixed Asset Register is incomplete and does not contain a complete list of assets. Whilst the value of these assets is unlikely to be material, the register should be maintained and reconciled as part of good governance and stewardship over these assets.

Recommendation:

The Shire should conduct and record a full stocktake of its fixed assets and reconcile those records with the Fixed Asset Register. Regular stocktaking is imperative to verify an assets existence and condition.

Management Comment

A full stocktake of assets was undertaken as part of the revaluation of assets in December 2021. As part of the valuation process assets were identified through the valuation along with assets unable to be located or matched to the asset register. Once the decision to book the valuation as at 30 June 2021 was made the assets were included in the asset register and reconciled to the General ledger and valuation report. In managements opinion no further action is required.

Responsible position: Director Corporate Services

Completion Date: 30 June 2022

SHIRE OF DERBY-WEST KIMBERLEY PERIOD OF AUDIT: 1 JULY 2020 TO 30 JUNE 2021 FINDINGS IDENTIFIED DURING THE FINANCIAL AUDIT

4. Incorrect fixed asset capitalisation dates

Finding

From our review of the fixed assets additions listing for the year, we noted that from a sample of 2 transactions, one (50%) sample was not capitalised on the correct date. The asset is valued at \$57,063 and was completed on 25 June 2021. However, it was only capitalised in the fixed asset register on 1 September 2021.

Rating: Minor

Implication:

Capitalising fixed assets at a later period, instead of the actual date when the asset was ready for use, results in overstatement of the Shire's fixed assets and understatement of the depreciation expense.

Recommendation

The Shire should capitalise all assets into the fixed asset register when the asset is ready for use.

Management comment

Increased staffing numbers will allow more timely assessment of works completed on work in progress.

Responsible position: Director Corporate Services

Completion date: Ongoing

SHIRE OF DERBY-WEST KIMBERLEY PERIOD OF AUDIT: 1 JULY 2020 TO 30 JUNE 2021 FINDINGS IDENTIFIED DURING THE FINANCIAL AUDIT

5. Completeness of long service leave provisions

Finding:

From the review of the long service leave provision calculations, we noted that 9 casual employees were excluded from the long service leave provision calculations.

All employees, including casual employees, should be accounted for in long service leave provisions calculations in accordance with the *Long Service Leave Act 1958* (WA).

Rating: Minor

Implication:

Not recognising employee entitlement results in an understatement of employee benefits expenses and associated liabilities.

Recommendation

The Shire should account for all causal employees' long service leave provision in accordance with the *Long Service Leave Act 1958* (WA).

Management comment:

Methodology will be reviewed and amendments will be reflected in the 2021/22 calculation of employee entitlements.

Whilst the need to calculate long service for casual employees has existed in the award the lack of long serving casual staff has resulted in their long service leave not being considered material and therefore not included in the calculation. Start dates for all staff used in the calculations are the start dates as casuals where required.

Casuals will be included in the long service listings going forward in order to satisfy the auditors.

Responsible position: Director Corporate Services

Completion date: 30 June 2022

SHIRE OF DERBY-WEST KIMBERLEY PERIOD OF AUDIT: 1 JULY 2020 TO 30 JUNE 2021 FINDINGS IDENTIFIED DURING THE FINANCIAL AUDIT

Matters outstanding from prior audits

6. Management valuation inputs

Finding FY 2021

The Shire revalued roads, drainage and footpaths classes of infrastructure assets in 2020-21. This resulted in a net revaluation increment of \$101 million.

However, the remaining classes of infrastructure assets (land and parks, wharf, airports and other structures) were also valued at 30 June 2021, but this valuation was not processed in the financial report. The valuation indicated that there was a material (\$43m) increase in the valuation of other infrastructure assets.

Management previously advised us that this valuation was performed at 31 December 2021, but we were not aware of the effective date of the valuation, or the substantial increase, until we were provided a copy of the valuation on 31 May 2022.

Paragraph 31 of AASB 116: 'Property, Plant and Equipment' requires revaluations to be conducted with sufficient regularity to ensure that the carrying amount at the end of the year does not materially differ from fair value.

FY 2020 Finding:

During our review of 2018 infrastructure valuations, it was noted that the assets were revalued by management. Management worked from the 2015 3rd party valuation to form their 2018 valuation. Management was unable to provide supporting documentation for some of the inputs to the 2018 valuation of these items.

Rating: Significant (2020: Moderate)

Implication:

The Shire's financial report contained material errors.

Recommendation:

The Shire should:

- ensure that all valuations are reviewed and processed in the financial report in the financial year which they relate to;
- (ii) in the years between valuations, perform an assessment as to whether there is a material difference between the carrying amount of property, plant and equipment and infrastructure and its fair value. If there is a material difference, the Shire should conduct a revaluation in line with the requirements of AASB 116.

Management Comment

A valuation of the entire infrastructure class was undertaken by independent valuers and issued on 3 December 2021 following preparation of the 2021 Annual Financial Report. A number of issues were identified by management with the valuation and queries raised with the valuer, these queries were only resolved in July 2022 and hence the valuation was unable to be taken up until this time.

Responsible position: Director Corporate Services

Completion Date: 30 June 2022

SHIRE OF DERBY-WEST KIMBERLEY PERIOD OF AUDIT: 1 JULY 2020 TO 30 JUNE 2021 FINDINGS IDENTIFIED DURING THE FINANCIAL AUDIT

7. Fixed asset management policy

Findings FY 2020 & 2021

During the current year audit the Shire advised that a formal policy and associated procedures for fixed asset management are still being developed to help ensure the existence and safeguarding of fixed assets.

Finding FY 2019

During our risk assessment procedures over the fixed assets transaction cycle, we noted that there is no formal policy to help ensure the existence of fixed assets, such as physical asset tagging and regular stock takes.

Rating: Significant (2020: Moderate)

Implication:

Failure to have a formal policy and associated procedures for fixed asset management could result in:

- Errors and omissions remaining undetected;
- b. Incorrect depreciation expense; and
- c. Undetected theft or misplacement.

These matters could in turn lead to misstatements in the Shire's financial reporting. There is a further risk of non-compliance with *Regulation 5(2)(a)* of the *Local Government (Financial Management) Regulations 1996* which requires the Chief Executive Officer to ensure that the resources of the local government are effectively and efficiently managed.

Recommendation:

The Shire should develop, document and implement policies and procedures for fixed asset management.

Management Comment

In accordance with the requirements to ensure the proper management of assets under Financial Management Regulation 5.1 and 5.2 the CEO intends to review current procedures and where considered necessary develop documented procedures for the safeguarding of the Shire's fixed assets utilising a risk based approach. As this is a regulatory requirement on the CEO rather than a Policy decision of Council the Shire currently sees no benefit in formation of Council Policy in regards to control of fixed assets.

Depreciation expenses and remaining useful life of assets is required to be assessed annually under AASB 116 and as such is not viewed as a Policy decision of Council beyond the adoption of broad asset useful lives when adopting the Annual Statutory budget.

This is not considered an area of Council Policy but a responsibility of the CEO under Financial Management Regulation 5.1 and 5.2. Management continues to develop procedures for all areas of finance.

Responsible position: Director Corporate Services

Completion Date: On-going

SHIRE OF DERBY-WEST KIMBERLEY PERIOD OF AUDIT: 1 JULY 2020 TO 30 JUNE 2021 FINDINGS IDENTIFIED DURING THE FINANCIAL AUDIT

8. Asset Capitalisation Policy

Findings FY 2021

During the current year audit the Shire advised that a formal policy and associated procedures for Asset capitalisation policy is still being developed.

Finding FY 2020

Management have advised that the Asset capitalisation policy is currently in review where management plan to implement the policy by the end of FY2020. However, there could be potential delays due to the lack of an asset manager at the Shire.

Finding FY 2019

During our risk assessment procedures over the fixed assets transaction cycle, it was noted that the Shire does not have a formal policy for the capitalisation of assets with extended useful lives.

Rating: Significant (2020: Moderate)

Implication:

Failure to design and implement a formal policy for the capitalisation of assets with extended useful lives increases the risk of:

- Errors and omissions remaining undetected;
- b. Incorrect depreciation expense; and
- c. Undetected theft or misplacement.

Recommendation:

The Shire should develop, document and implement a formal asset capitalisation policy to help control, record and depreciate assets with extended useful lives.

Management Comment

This is not considered an area of Council Policy but a responsibility of the CEO under Financial Management Regulation 5.1 and 5.2. Management continues to develop procedures for all areas of finance.

Management is of the view that operating control procedures should be developed that determine the capitalisation of assets on a case-by-case basis taking into account extended useful lives.

Management to make a determination whether to expense an item or capitalise item as an asset depending on the circumstances of the transaction, for example, taking into consideration asset aggregation and whether items should be placed on a Portable Items Register.

Responsible position: Director Corporate Services

Completion Date: On-going

SHIRE OF DERBY-WEST KIMBERLEY

PERIOD OF AUDIT: YEAR ENDED 30 JUNE 2021

FINDINGS IDENTIFIED DURING THE INFORMATION SYSTEMS AUDIT

INDEX OF FINDINGS		RATING		
		Significant	Moderate	Minor
Fin	dings identified in the current audit			
1.	Financial Application – User Access Management	✓		
2.	IT Governance - Standards, Policies & Procedure		√	
3.	IT Governance and Strategy		✓	
4.	Physical and Environmental Security Management		√	
5.	Business Continuity Management		√	
6.	Network Access Management		✓	
7.	Risk Management			✓
8.	Network Security Management			✓
9.	Password Management			✓

KEY TO RATINGS

The ratings in this management letter are based on the audit team's assessment of risks and concerns with respect to the probability and/or consequence of adverse outcomes if action is not taken. We consider these potential adverse outcomes in the context of both quantitative impact (for example financial loss) and qualitative impact (for example inefficiency, noncompliance, poor service to the public or loss of public confidence).

Significant - Those findings where there is potentially a significant risk to the entity should the finding not be addressed by the entity promptly. A significant rating may be reported as a matter of non-compliance in the audit report in the current year, or in a subsequent reporting period if not addressed. However, even if the issue is not likely to impact the audit report, it should be addressed promptly.

Moderate

Those findings which are of sufficient concern to warrant action being taken by the entity as soon as practicable.

Minor

Those findings that are not of primary concern but still warrant action being taken.

SHIRE OF DERBY-WEST KIMBERLEY

PERIOD OF AUDIT: YEAR ENDED 30 JUNE 2021

FINDINGS IDENTIFIED DURING THE INFORMATION SYSTEMS AUDIT

1 Financial Application - User Access Management

Finding

We identified the following issues relating to the user management of the SynergySoft financial application:

- 6 out of 17 generic accounts were confirmed as not in use and were no longer required;
- 3 out of 96 terminated employee accounts were still active in the application. We acknowledge that two of these accounts were disabled in the network;
- 1 account with privileged access was active in the application but disabled in the network. We confirmed that this account was no longer required and should have been disabled:
- the segregation of duties (SoD) matrix has been created and updated in 2020, however, there is no process defined to periodically review the SoD matrix to ensure user role assignments and roles are appropriate.

Rating: Significant Implications

- Without effective user access management processes in place, there is an increased risk of unauthorised access to the finance application. This could impact the confidentiality, integrity, and availability of the Shire's information.
- Without effective review of SoD controls, there is an increased risk of making unauthorised changes and approvals to application transactions. This could impact the integrity of the data in SynergySoft application and lead to unauthorised and fraudulent transactions

Recommendation

The Shire should:

- regularly review and monitor user access to the application to ensure it is still appropriate and needed. Appropriate records of these reviews should be retained, and accounts not needed should be removed or disabled. This should include unused generic accounts, and terminated employee accounts are removed appropriately;
- (ii) document and implement a segregation of duties review frequency.

Management Comment

The Shire has entered into a new contract with our current information and technology service provider – Managed IT. Part of the contractual agreement involves quarterly reviews of the Shire's information and technology capabilities, governance, and performance. Items (i) and (ii) above will be addressed in the quarterly reviews.

Responsible Person: Manager Administration and Managed IT

Completion Date: On going

SHIRE OF DERBY-WEST KIMBERLEY

PERIOD OF AUDIT: YEAR ENDED 30 JUNE 2021

FINDINGS IDENTIFIED DURING THE INFORMATION SYSTEMS AUDIT

2 IT Governance - Standards, Policies & Procedures

Finding

We identified that the Shire has no formal policies / procedures / guidelines / governance documents in place for the following key IT functional areas or processes:

- Change Management
- Identity and Access Management

Further, we identified that the revision date and review frequency of the "Internet and Email usage" policy has not been established and noted that the policy was last reviewed in 2002.

Rating: Moderate

Implication

There is a risk that out of date or missing Policies / Procedures / Guidelines / Governance documents may not be supporting the needs of the Shire and staff may not be fulfilling management expectations.

Recommendation

The Shire should:

- (i) develop, document, review, approve and publish missing Policies / Procedures / Guidelines / Governance documents as required and ensure that these documents are appropriately governed;
- (ii) periodically review and update Policies / Procedures / Guidelines / Governance documents following any relevant internal or external changes.

Management Comment

The Shire has engaged the services of a dedicated Senior Governance Officer. Duties performed by the Senior Governance Officer will involve IT governance - standards, policies and procedures that are aligned to best practice governance.

Responsible Person: Manager Administration

Completion Date: On going

SHIRE OF DERBY-WEST KIMBERLEY

PERIOD OF AUDIT: YEAR ENDED 30 JUNE 2021

FINDINGS IDENTIFIED DURING THE INFORMATION SYSTEMS AUDIT

3 IT Governance and Strategy

Finding

Appropriate and defined IT governance structures and processes enable alignment with business strategies and help to efficiently manage/monitor outsourced IT systems.

We identified that the Shire does not have an up to date or current IT strategic or operational plan which is aligned to the overall business strategy. The previous IT initiative was managed by the Shire's outsourced IT service provider (Managed IT) and progress was reported in 2019. However, evidence of further review or governance by the Shire on the services provided by Managed IT was not available to understand if this strategy has been updated to reflect the current and future state strategy of the Shire

We acknowledge that the Shire is in the process of creating a roadmap for IT capability with third party service provider Managed IT.

Rating: Moderate

Implication:

Without appropriate and defined IT governance structures and processes the Shire may not be able to:

- effectively align IT with business strategies, increasing the risk of sub-optimal achievement in relation to business plans and initiatives;
- efficiently manage, monitor and ensure effective outsourced IT systems requirements, functionality and availability.

Recommendation

The Shire should:

- (i) develop an appropriate IT governance structure to govern and manage the strategic direction of IT with third party vendors;
- (ii) periodically review executive summary reports from Managed IT to ensure compliance with SLA.

Management Comment

The Shire's Senior Governance Officer will be involved with IT governance and strategy and the management of strategic direction of the Shire's IT service providers.

The Shire has entered into a new contract with our current information and technology service provider – Managed IT. One condition of the contract is for Managed IT to comply with service level agreements. IT compliance will be part of regular reviews

Responsible Person: Manager Administration

Completion Date: On going

SHIRE OF DERBY-WEST KIMBERLEY

PERIOD OF AUDIT: YEAR ENDED 30 JUNE 2021

FINDINGS IDENTIFIED DURING THE INFORMATION SYSTEMS AUDIT

4 Physical and environmental security management

Finding

During our audit, we identified the following issues in the physical and environmental security management of the Shire's datacentre / server room:

- no documented process is in place to manage the datacentre / server room including physical access and environmental controls:
- no equipment is installed to monitor humidity controls;
- the air conditioner in place is a split system that leaks water into a drip tray in the inside
 of the server room:
- the glass window in the server room has a metal security frame, however the window
 has security weaknesses as we noted that there were break ins through this window
 previously;
- access to the datacentre is not appropriately restricted and reviewed. We noted that
 five employees have access to the datacentre and three out of five are non-IT staff.
 Further, no logbook or CCTV is in place to track/ record access to the datacentre
- we acknowledge that there is a CO2 fire extinguisher in place, however there were no fire / smoke detection devices installed within the datacentre.

Rating: Moderate

Implication

Without appropriate controls in place to manage the physical and environmental controls within the datacentre, there is an increased risk of inappropriate, unauthorised access and potential failure of critical hardware to support key infrastructure or systems. This could impact the confidentiality, integrity and availability of the Shire's systems and information.

Recommendation

The Shire should:

- (i) develop, document, and implement datacentre management policies and procedures which contain appropriate physical and environmental controls management;
- (ii) investigate and implement appropriate physical security measures to protect the data centre against unauthorised access and damage;
- (iii) investigate and implement appropriate environmental measures to protect physical sites and the data centre against environmental threats and damage.

Management Comment

Since the Systems Audit review measures have been implemented to mitigate the issues physical and environmental security management. Access to the datacentre has been restricted. Faulty air conditioner in datacentre has been replaced. Shire staff are currently developing an Administration Building renovation plan and upgrade of security proposal for the Administration Building. These plans will work towards resolving the identified physical and environmental security management.

Responsible Person: Manager Administration

Completion Date: 30 June 2023

SHIRE OF DERBY-WEST KIMBERLEY

PERIOD OF AUDIT: YEAR ENDED 30 JUNE 2021

FINDINGS IDENTIFIED DURING THE INFORMATION SYSTEMS AUDIT

5 Business Continuity Management

Finding

During our audit, we identified that the Shire does not have a business continuity or a disaster recovery plan.

Rating: Moderate

Implication

Without an appropriate business continuity plan (BCP) or disaster recovery plan (DRP), the Shire may not be able to recover critical services in a timely manner, in line with business requirements. This could affect the Shire in providing key operations and business functions.

Recommendation

The Shire should develop, document, and endorse a BCP and DRP so they meet the Shire's recovery requirements. To help maintain the effectiveness of the BCP and DRP it should be regularly reviewed and appropriately tested to ensure key operations and business functions are recovered in accordance with the agreed recovery requirements.

Management Comment

Discussions concerning the Shire's development, documentation, and endorsement of a BCP and DRP have occurred between the Shire, Managed IT, and Local Government Insurance Scheme (LGIS).

Responsible Person: Director Corporate Services

Completion Date: 30 June 2023

SHIRE OF DERBY-WEST KIMBERLEY

PERIOD OF AUDIT: YEAR ENDED 30 JUNE 2021

FINDINGS IDENTIFIED DURING THE INFORMATION SYSTEMS AUDIT

6 Network Access Management

Finding

During our audit, we identified the following issues with the management of user access within the Shire's network:

- 20 out of 64 generic accounts were identified as not in use and were confirmed to be no longer required;
- 2 out of 172 terminated employee accounts were still active in the network. We acknowledge that one these accounts were for an employee rehired, however the account remained active for 2 months between the employee being terminated and rehired:
- 1 out of 9 active privileged access accounts were identified as redundant and were no longer required:
- no documented process is in place to perform user access reviews in the network.

Rating: Moderate

Implication

Without appropriate management of network user accounts, there is an increased risk that unauthorised or unintentional modifications of IT systems will occur. This could impact the confidentiality, integrity, and availability of information.

Recommendation

The Shire should develop, document, and implement access management policies / procedures including remote access that should include:

- onboarding & offboarding of users, including privileged and generic accounts;
- o privileged and generic account management;
- o performing periodic user access reviews;
- o deactivate inactive/dormant account.

Management Comment

The Shire has commenced developing procedures concerning onboarding & offboarding of users. The appointment of a dedicated Senior Governance Officer will resolve the remaining network access management issues.

Responsible Person: Manager Administration

Completion Date: On-going

SHIRE OF DERBY-WEST KIMBERLEY

PERIOD OF AUDIT: YEAR ENDED 30 JUNE 2021

FINDINGS IDENTIFIED DURING THE INFORMATION SYSTEMS AUDIT

7 Risk Management

Finding

While the Shire has defined a risk management policy, it was found to be missing key risk components (i.e. risk criteria etc.), Further the Shire's risk register has not been developed and we could not ascertain if IT risks were reviewed, mitigated, and documented in the audit period.

Rating: Minor Implication

Without effective risk management policies and processes in place, there is an increased risk that the Shire will not be able to identify and address key risks affecting the IT environment.

Recommendation

The Shire should:

- (i) review and update the Shire's risk management policy to ensure it contains the following key aspects:
 - · Risk assessment criteria
 - · Risk appetite and tolerance
 - · Improvement and mitigation strategies
 - · Risk management processes.
- (ii) develop and document a risk register

Management Comment

Shire management will review and update the Shire's risk management policy as per above Recommendation. Additionally, the Shire will develop and document a risk register.

Responsible Person: Manager Administration

Completion Date: 31 December 2022

SHIRE OF DERBY-WEST KIMBERLEY

PERIOD OF AUDIT: YEAR ENDED 30 JUNE 2021

FINDINGS IDENTIFIED DURING THE INFORMATION SYSTEMS AUDIT

8 Network Security Management

Finding

During our audit, we identified that there was no documented process in place to perform vulnerability assessments and security (i.e. penetration) testing.

However, we acknowledge that Managed IT performs vulnerability assessments on the Shire's network periodically.

Rating: Minor Implication

Without effective security management policies, processes and procedures in place, there is an increased risk that the Shire will not be able to maintain an effective and secure cyber security posture. This could lead to potential cyber breaches, downtime, loss or exposure of critical systems or information.

Recommendation

The Shire should develop, document, and implement a formal vulnerability and security penetration testing policy / procedure. This document should contain the requirements for periodic vulnerability scanning and penetration testing requirements to be performed.

Management Comment

The Shire will develop, document, and implement a formal vulnerability and security penetration testing policy / procedure that is in accordance to the Recommendation above.

Responsible Person: Manager Administration

Completion Date: 31 December 2022

SHIRE OF DERBY-WEST KIMBERLEY

PERIOD OF AUDIT: YEAR ENDED 30 JUNE 2021

FINDINGS IDENTIFIED DURING THE INFORMATION SYSTEMS AUDIT

9 Password Management

Finding

We identified that the Shire does not have a formal password policy in place to enforce strong password settings within the IT environment. We further noted that password parameters configured in network does not align with industry better practice. Refer table below:

Password parameter	Industry best practice	Shire's password configuration	i
Password History	Minimum 6 passwords	5 passwords	

Rating: Minor Implication

Without adequate password management, there is an increased risk of unauthorised access or compromise to the network security. The network may become susceptible to potential security breaches such as brute force or social engineering attacks.

Recommendation

The Shire should:

- (i) Develop, document, and publish an appropriate password policy to govern password configuration and management
- (ii) Assess and configure appropriate password parameters within the network.

Management Comment

The Shire will develop, document, and publish an appropriate password policy to govern password configuration and management. Additionally, the Shire will assess and configure appropriate password parameters within the network.

Responsible Person: Manager Administration

Completion Date: 31 December 2022

SHIRE OF DERBY / WEST KIMBERLEY

FINANCIAL REPORT

FOR THE YEAR ENDED 30 JUNE 2021

TABLE OF CONTENTS

Statement by Chief Executive Officer	2
Statement of Comprehensive Income by Nature or Type	3
Statement of Comprehensive Income by Program	4
Statement of Financial Position	5
Statement of Changes in Equity	6
Statement of Cash Flows	7
Rate Setting Statement	8
Index of Notes to the Financial Report	9
Independent Auditor's Report	51

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| 1

SHIRE OF DERBY / WEST KIMBERLEY FINANCIAL REPORT FOR THE YEAR ENDED 30 JUNE 2021

Local Government Act 1995 Local Government (Financial Management) Regulations 1996

STATEMENT BY CHIEF EXECUTIVE OFFICER

The attached financial report of the Shire of Derby / West Kimberley for the financial year ended 30 June 2021 is based on proper accounts and records to present fairly the financial position of the Shire of Derby / West Kimberley at 30 June 2021 and the results of the operations for the financial year then ended in accordance with the Local Government Act 1995 and, to the extent that they are not inconsistent with the Act, the Australian Accounting Standards.

Signed on the 30th day of September 2022

Chief Executive Officer

Amanda Dexter

Name of Chief Executive Officer

SHIRE OF DERBY / WEST KIMBERLEY STATEMENT OF COMPREHENSIVE INCOME BY NATURE OR TYPE FOR THE YEAR ENDED 30 JUNE 2021

		2021	2021	2020
	NOTE	Actual	Budget	Actual
		\$	\$	\$
Revenue				
Rates	21(a)	7,365,244	8,795,965	7,342,404
Operating grants, subsidies and contributions	2(a)	9,572,828	7,205,732	6,890,842
Fees and charges	2(a)	3,705,444	3,356,473	4,028,832
Interest earnings	2(a)	261,755	253,005	543,956
Other revenue	2(a)	669,882	18,425	148,375
		21,575,153	19,629,600	18,954,409
Expenses		(0.000.007)	(7.005.000)	(0.000.100)
Employee costs		(6,868,307)	(7,325,883)	(6,233,109)
Materials and contracts		(7,583,028)	(10,051,182)	(7,758,407)
Utility charges	0/1-1	(909,609)	(1,015,601)	(1,011,575)
Depreciation on non-current assets	9(b)	(7,414,109)	(7,454,631)	(7,721,744)
Interest expenses	2(b)	(117,250)	(191,085)	(183,670)
Insurance expenses		(979,070)	(1,094,727)	(1,023,930)
Other expenditure		(749,530)	(337,755)	(734,267)
		(24,620,903)	(27,470,864)	(24,666,702)
		(3,045,750)	(7,841,264)	(5,712,293)
Non-operating grants, subsidies and contributions	2(a)	1,054,897	16,233,630	6,635,262
Profit on asset disposals	2(a) 9(a)	28,788	41,258	0,033,202
(Loss) on asset disposals	9(a)	(199,314)	(203,559)	0
(Loss) on revaluation of other infrastructure - footpaths	8(a)	(1,394,281)	(203,339)	0
(2003) Of Tovaldation of other initiastracture - tootpatris	O(a)	(509,910)	16,071,329	6,635,262
		(505,510)	10,071,020	0,000,202
Net result for the period		(3,555,660)	8,230,065	922,969
Other comprehensive income				
Items that will not be reclassified subsequently to profit or los				
Changes in asset revaluation surplus	10	146,817,498	0	(11,417,516)
Total other comprehensive income for the period		146,817,498	0	(11,417,516)
Total comprehensive income for the period		143,261,838	8,230,065	(10,494,547)

This statement is to be read in conjunction with the accompanying notes.





| 3

SHIRE OF DERBY / WEST KIMBERLEY STATEMENT OF COMPREHENSIVE INCOME BY PROGRAM FOR THE YEAR ENDED 30 JUNE 2021

		2021	2021	2020
	NOTE	Actual	Budget	Actual
		\$	\$	\$
Revenue	2(a)	4.450	04.050	55.000
Governance		1,158	21,050	55,668
General purpose funding		13,784,449	12,095,437	13,058,156
Law, order, public safety Health		58,840	43,300	74,971
Education and welfare		621,024	737,679	559,825
Housing		132,061 97,375	512,114 70,560	311,998 108,866
Community amenities		1,784,707	1,949,138	1,986,887
Recreation and culture		345,504	349,960	499,508
Transport		4,563,395	3,724,762	1,970,022
Economic services		83,835	87,600	87,996
Other property and services		102,805	38,000	240,512
Other property and services		21,575,153	19,629,600	18,954,409
		21,070,100	10,020,000	10,004,400
Expenses	2(b)			
Governance	2(6)	(1,214,318)	(1,689,431)	(1,539,111)
General purpose funding		(609,156)	(400,346)	(798,415)
Law, order, public safety		(645,066)	(413,635)	(463,736)
Health		(961,513)	(889,031)	(987,427)
Education and welfare		(722,644)	(1,041,379)	(420,768)
Housing		(510,835)	(93,376)	(7,610)
Community amenities		(4,121,524)	(3,752,805)	(3,624,864)
Recreation and culture		(5,527,606)	(5,424,667)	(4,606,458)
Transport		(8,940,302)	(12,515,161)	(10,619,081)
Economic services		(1,141,122)	(1,015,771)	(1,062,165)
Other property and services		(109,567)	(44,177)	(353,397)
		(24,503,653)	(27,279,779)	(24,483,032)
Finance Costs	2(b)			
General purpose funding		0	(40,000)	0
Housing		(45,640)	(56,261)	(60,321)
Recreation and culture		(5)	(447)	(1,338)
Transport		(56, 186)	(78,872)	(105,528)
Economic services		(15,419)	(15,505)	(16,483)
		(117,250)	(191,085)	(183,670)
		(3,045,750)	(7,841,264)	(5,712,293)
	0/ 1	4 05 1 05	10.000.00	0.005.005
Non-operating grants, subsidies and contributions	2(a)	1,054,897	16,233,630	6,635,262
Profit on disposal of assets	9(a)	28,788	41,258	0
(Loss) on disposal of assets	9(a)	(199,314)	(203,559)	0
(Loss) on revaluation of other infrastructure - footpaths	8(a)	(1,394,281)	0	0
		(509,910)	16,071,329	6,635,262
Not account for the product		(2.555.000)	0.020.005	000.000
Net result for the period		(3,555,660)	8,230,065	922,969
Other committee in the				
Other comprehensive income				
Items that will not be reclassified subsequently to profit or loss				
' ' '	40	440.047.400	0	(44.447.540)
Changes in asset revaluation surplus	10	146,817,498	0	(11,417,516)
Total other comprehensive income for the movied		146 047 400		(11 417 546)
Total other comprehensive income for the period		146,817,498	0	(11,417,516)
Total comprehensive income for the period		1/13 261 020	0 220 065	(10.404.547)
Total completionsive income for the period		143,261,838	8,230,065	(10,494,547)

This statement is to be read in conjunction with the accompanying notes.

| 4

SHIRE OF DERBY / WEST KIMBERLEY STATEMENT OF FINANCIAL POSITION AS AT 30 JUNE 2021

	NOTE	2021	2020
		\$	\$
CURRENT ASSETS			
Cash and cash equivalents	3	8,934,223	6,235,956
Trade and other receivables	5	2,721,478	3,824,167
Inventories	6	32,395	54,679
TOTAL CURRENT ASSETS		11,688,096	10,114,802
NON-CURRENT ASSETS			
Trade and other receivables	5	108,614	123,754
Property, plant and equipment	7	47,444,801	45,666,420
Infrastructure	8	291,233,418	149,684,526
TOTAL NON-CURRENT ASSETS		338,786,833	195,474,700
TOTAL ASSETS		350,474,929	205,589,502
CURRENT LIABILITIES		0.745.744	
Trade and other payables	11	3,745,714	3,681,924
Other liabilities	12	1,001,277	529,572
Borrowings	13(a)	368,840	373,274
Employee related provisions TOTAL CURRENT LIABILITIES	14	578,267 5,694,098	558,741 5,143,511
TOTAL CURRENT LIABILITIES		3,094,096	5,145,511
NON-CURRENT LIABILITIES			
Borrowings	13(a)	3,066,521	3,435,361
Employee related provisions	14	159,406	81,031
Other provisions	15	11,332,588	9,969,121
TOTAL NON-CURRENT LIABILITIES		14,558,515	13,485,513
TOTAL LIABILITIES		20,252,613	18,629,024
NET ASSETS		330,222,316	186,960,478
NET ASSETS		330,222,310	100,900,476
EQUITY			
Retained surplus		63,069,114	66,097,921
Reserves - cash backed	4	975,801	1,502,654
Revaluation surplus	10	266,177,401	119,359,903
TOTAL EQUITY		330,222,316	186,960,478

This statement is to be read in conjunction with the accompanying notes.





| 5

SHIRE OF DERBY / WEST KIMBERLEY STATEMENT OF CHANGES IN EQUITY FOR THE YEAR ENDED 30 JUNE 2021

			RESERVES		
		RETAINED	CASH	REVALUATION	TOTAL
	NOTE	SURPLUS	BACKED	SURPLUS	EQUITY
		\$	\$	\$	\$
Balance as at 1 July 2019		65,124,952	1,552,654	130,777,419	197,455,025
Comprehensive income Net result for the period		922,969	0	0	922,969
Other comprehensive income	10	0	0	(11,417,516)	(11,417,516)
Total comprehensive income	_	922,969	0	(11,417,516)	(10,494,547)
Transfers from reserves	4	50,000	(50,000)	0	0
Balance as at 30 June 2020	-	66,097,921	1,502,654	119,359,903	186,960,478
Comprehensive income Net result for the period		(3,555,660)	0	0	(3,555,660)
Other comprehensive income	10 _	0	0	146,817,498	146,817,498
Total comprehensive income		(3,555,660)	0	146,817,498	143,261,838
Transfers from reserves	4	526,853	(526,853)	0	0
Balance as at 30 June 2021	-	63,069,114	975,801	266,177,401	330,222,316

This statement is to be read in conjunction with the accompanying notes.





| 6

SHIRE OF DERBY / WEST KIMBERLEY STATEMENT OF CASH FLOWS FOR THE YEAR ENDED 30 JUNE 2021

		2021	2021	2020
	NOTE	Actual	Budget	Actual
		\$	\$	\$
CASH FLOWS FROM OPERATING ACTIVITIES				
Receipts			10.005.005	7 000 400
Rates		9,014,722	10,295,965	7,009,162
Operating grants, subsidies and contributions		9,545,810	6,339,219	7,123,344
Fees and charges		3,640,102	3,356,473	4,028,832
Interest received		261,755	253,005	543,956
Goods and services tax received		939,663	0	1,239,154
Other revenue		669,882	18,425	148,375
B		24,071,934	20,263,087	20,092,823
Payments Employee costs		(C 740 F4C)	/7 22E 002\	(C 254 C9C)
Employee costs Materials and contracts		(6,740,546)	(7,325,883)	(6,351,686) (8,349,534)
		(8,230,785)	(9,051,182)	. , , ,
Utility charges		(909,609)	(1,015,601)	(1,011,575)
Interest expenses Insurance paid		(117,250)	(191,085) (1,094,727)	(183,670) (1,023,930)
Goods and services tax paid		(979,070) (846,763)	(1,094,727)	(1,130,368)
Other expenditure		(749,530)	(337,755)	(734,267)
Other experialitie		(18,573,553)	(19,016,233)	(18,785,030)
Net cash provided by (used in)		(10,575,555)	(19,010,233)	(10,705,050)
operating activities	16	5,498,381	1,246,854	1,307,793
operating activities	10	5,450,561	1,240,004	1,507,705
CASH FLOWS FROM INVESTING ACTIVITIES				
Payments for purchase of property, plant & equipment	7(a)	(774,846)	(1,736,330)	0
Payments for construction of infrastructure	8(a)	(3,589,428)	(20,123,938)	(4,090,009)
Non-operating grants, subsidies and contributions	- (/	1,828,621	16,233,630	6,635,262
Proceeds from sale of property, plant & equipment	9(a)	108,813	167,000	0
Net cash provided by (used in)	,	,	,	
investment activities		(2,426,840)	(5,459,638)	2,545,253
CASH FLOWS FROM FINANCING ACTIVITIES				
Repayment of borrowings	13(b)	(373,274)	(389,274)	(5,648,350)
Proceeds from new borrowings	13(b)	0	500,000	2,000,000
Net cash provided by (used In)				
financing activities		(373,274)	110,726	(3,648,350)
Net increase (decrease) in cash held		2,698,267	(4,102,058)	204,696
Cash at beginning of year		6,235,956	6,236,281	6,031,260
Cash and cash equivalents at the end of the year	16	8,934,223	2,134,223	6,235,956

This statement is to be read in conjunction with the accompanying notes.





| 7

SHIRE OF DERBY / WEST KIMBERLEY RATE SETTING STATEMENT FOR THE YEAR ENDED 30 JUNE 2021

		2021	2021	2020
	NOTE	Actual	Budget	Actual
		\$	\$	\$
OPERATING ACTIVITIES				
Net current assets at start of financial year - surplus/(deficit)	22 (b)	3,841,911	5,293,692	3,266,678
		3,841,911	5,293,692	3,266,678
Barrer (and the second				
Revenue from operating activities (excluding rates)		1 150	24.050	EE 660
Governance General purpose funding		1,158 6,419,205	21,050 3,299,472	55,668 5,715,752
Law, order, public safety		58.840	5,299,472	74.971
Health		621,024	737,679	559,825
Education and welfare		132,061	512,114	311,998
Housing		97,375	70,560	108,866
Community amenities		1,784,707	1,949,138	1,986,887
Recreation and culture		345,504	357,628	499,508
Transport		4,563,395	3,724,762	1,970,022
Economic services		83,835	87,600	87,996
Other property and services		131,593	62,919	240,512
		14,238,697	10,874,893	11,612,005
Expenditure from operating activities		/4.04.4.040	(4.000.404)	(4.500.444)
Governance		(1,214,318)	(1,689,431)	(1,539,111)
General purpose funding		(609,156)	(440,346)	(798,415)
Law, order, public safety Health		(645,066) (961,513)	(413,635) (889,031)	(463,736) (987,427)
Education and welfare		(722,644)	(1,041,379)	(420,768)
Housing		(755,789)	(349,637)	(67,931)
Community amenities		(4,121,524)	(3,752,805)	(3,624,864)
Recreation and culture		(5,527,611)	(5,425,114)	(4,607,796)
Transport		(8,996,488)	(12,594,033)	(10,724,609)
Economic services		(1,156,541)	(1,031,276)	(1,078,648)
Other property and services		(1,503,848)	(47,736)	(353,397)
		(26,214,498)	(27,674,423)	(24,666,702)
			7.040.000	7
Non-cash amounts excluded from operating activities	22(a)	9,605,109	7,616,932	7,340,623
Amount attributable to operating activities		1,471,219	(3,888,906)	(2,447,396)
INVESTING ACTIVITIES				
Non-operating grants, subsidies and contributions	2(a)	1,054,897	16,233,630	6,635,262
Proceeds from disposal of assets	2(a) 9(a)	108,813	167,000	0,033,202
Purchase of property, plant and equipment	7(a)	(774,846)	(1,736,330)	0
Purchase and construction of infrastructure	8(a)	(3,589,428)	(20,123,938)	(4,090,009)
Amount attributable to investing activities	. ,	(3,200,564)	(5,459,638)	2,545,253
FINANCING ACTIVITIES				
Repayment of borrowings	13(b)	(373,274)	(389,274)	(5,648,350)
Proceeds from borrowings	13(c)	0	500,000	2,000,000
Transfers to reserves (restricted assets)	4	0	(85,000)	0
Transfers from reserves (restricted assets)	4	526,853	526,853	50,000
Amount attributable to financing activities		153,579	552,579	(3,598,350)
Surplus/(deficit) before imposition of general rates		(1,575,766)	(8,795,965)	(3,500,493)
Total amount raised from general rates	21(a)	7.365.244	8.795.965	7.342.404
Surplus/(deficit) after imposition of general rates	22(b)	5,789,478	0,700,000	3,841,911
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This statement is to be read in conjunction with the accompanying notes.

| 8

SHIRE OF DERBY / WEST KIMBERLEY INDEX OF NOTES TO THE FINANCIAL REPORT FOR THE YEAR ENDED 30 JUNE 2021

Note 1	Basis of Preparation	10
Note 2	Revenue and Expenses	11
Note 3	Cash and Cash Equivalents	15
Note 4	Reserves - Cash backed	16
Note 5	Trade and Other Receivables	17
Note 6	Inventories	18
		19
Note 7	Property, Plant and Equipment	
Note 8	Infrastructure	21
Note 9	Fixed Assets	23
Note 10	Revaluation Surplus	26
Note 11	Trade and Other Payables	27
Note 12	Other Liabilities	28
Note 13	Information on Borrowings	29
Note 14	Employee Provisions	31
Note 15	Other Provisions	32
Note 16	Notes to the Statement of Cash Flows	33
Note 17	Total Assets Classified by Function and Activity	34
Note 18	Contingent Liabilities	35
Note 19	Elected Members Remuneration	36
Note 20	Related Party Transactions	38
Note 21	Rating Information	39
Note 22	Rate Setting Statement Information	42
Note 23	Financial Risk Management	43
Note 24	Events occurring after the end of the Reporting Period	46
Note 25	Trust Funds	47
Note 26	Other Significant Accounting Policies	48
Note 27	Activities/Programs	49
Note 28	Financial Ratios	50

1. BASIS OF PREPARATION

The financial report comprises general purpose financial statements which have been prepared in accordance with Australian Accounting Standards (as they apply to local governments and not-for-profit entities) and Interpretations of the Australian Accounting Standards Board, and the Local Government Act 1995 and accompanying regulations.

The Local Government Act 1995 and accompanying Regulations take precedence over Australian Accounting Standards where they are inconsistent.

The Local Government (Financial Management) Regulations 1996 specify that vested land is a right-of-use asset to be measured at cost. All right-of-use assets (other than vested improvements) under zero cost concessionary leases are measured at zero cost rather than at fair value. The exception is vested improvements on concessionary land leases such as roads, buildings or other infrastructure which continue to be reported at fair value, as opposed to the vested land which is measured at zero cost. The measurement of vested improvements at fair value is a departure from AASB 16 which would have required the Shire to measure any vested improvements at zero cost.

Accounting policies which have been adopted in the preparation of this financial report have been consistently applied unless stated otherwise. Except for cash flow and rate setting information, the financial report has been prepared on the accrual basis and is based on historical costs, modified, where applicable, by the at fair value of selected non-current assets, financial assets and

THE LOCAL GOVERNMENT REPORTING ENTITY

All funds through which the Shire controls resources to carry on its functions have been included in the financial statements forming part of this financial report.

In the process of reporting on the local government as a single unit, all transactions and balances between those funds (for example, loans and transfers between funds) have been

All monies held in the Trust Fund are excluded from the financial statements. A separate statement of those monies appears at Note 25 to these financial statements. INITIAL APPLICATION OF ACCOUNTING STANDARDS During the current year, the Shire adopted all of the new and

revised Australian Accounting Standards and Interpretations which were compiled, became mandatory and which were applicable to its operations.

- AASB 1059 Service Concession Arrangements: Grantors
- AASB 2018-7 Amendments to Australian Accounting Standards - Definition of Materiality

The adoption of these standards had no material impact on the financial report

NEW ACCOUNTING STANDARDS FOR APPLICATION IN **FUTURE YEARS**

The following new accounting standards will have application to local government in future years:

- AASB 2020-1 Amendments to Australian Accounting Standards - Classification of Liabilities as Current or Non-current
- AASB 2020-3 Amendments to Australian Accounting Standards - Annual Improvements 2018-2020 and Other Amendments
- AASB 2021-2 Amendments to Australian Accounting Standards - Disclosure of Accounting Policies or Definition of Accounting Estimates

It is not expected these standards will have an impact on the financial report

CRITICAL ACCOUNTING ESTIMATES

The preparation of a financial report in conformity with Australian Accounting Standards requires management to make judgements, estimates and assumptions that effect the application of policies and reported amounts of assets and liabilities, income and expenses

The estimates and associated assumptions are based on historical experience and various other factors that are believed to be reasonable under the circumstances: the results of which form the basis of making the judgements about carrying values of assets and liabilities that are not readily apparent from other sources. Actual results may differ from these estimates

The balances, transactions and disclosures impacted by accounting estimates are as follows:

- Other revenue
- Other expenditures
- Trade and other receivables
- · Property, Plant and Equipment
- Infrastructure
- · Depreciation expense Other liabilities
- Borrowing
- · Employee expenses
- Provisions

| 10

Page 153

2. REVENUE AND EXPENSES

REVENUE RECOGNITION POLICY								
			Abi-dd d		de deside e e de e e e e e e			
of revenue and recogn	is dependant on the source ised as follows:	e or revenue and	the associated terms a	and conditions associa	ated with each source			
Revenue Category	Nature of goods and services	When obligations typically satisfied	Payment terms	Returns/Refunds/ Warranties	Determination of transaction price	Allocating transaction price	Measuring obligations for returns	Timing of revenue
Rates	General Rates	Over time	Payment dates adopted by Council during the year	None	Adopted by council annually	When taxable event occurs	Not applicable	When rates notice is issued
Grant contracts with customers	Community events, minor facilities, research, design, planning evaluation and services	Overtime	Fixed terms transfer of funds based on agreed milestones and reporting	Contract obligation if project not complete	Set by mutual agreement with the customer	Based on the progress of works to match performance obligations	Returns limited to repayment of transaction price of terms breached	Output method based on project milestones and/or completion date matched to performance obligations as inputs are shared
Grants, subsidies or contributions for the construction of non-financial assets	Construction or acquisition of recognisable non- financial assets to be controlled by the local government	Over time	Fixed terms transfer of funds based on agreed milestones and reporting	Contract obligation if project not complete	Set by mutual agreement with the customer	Based on the progress of works to match performance obligations	Returns limited to repayment of transaction price of terms breached	Output method based on project milestones and/or completion date matched to performance obligations as inputs are shared
Grants with no contract commitments	General appropriations and contributions with no reciprocal commitment	No obligations	Not applicable	Not applicable	Cash received	On receipt of funds	Not applicable	When assets are controlled
Licences/ Registrations/ Approvals	Building, planning, development and animal management, having the same nature as a licence regardless of naming.	Single point in time	Full payment prior to issue	None	Set by State legislation or limited by legislation to the cost of provision	Based on timing of issue of the associated rights	No refunds	On payment and issue of the licence, registration or approval
Other inspections	Regulatory Food, Health and Safety	Single point in time	Full payment prior to inspection	None	Set by State legis lation or limited by legis lation to the cost of provision	Applied fully on timing of inspection	Not applicable	Revenue recognised after inspection event occurs
Waste management collections	Kerbside collection service	Overtime	Payment on an annual basis in advance	None	Adopted by council annually	Apportioned equally across the collection period	Not applicable	Output method based on regular weekly and fortnightly period as proportionate to collection service
Property hire and entry	Use of halls and facilities	Single point in time	In full in advance	Refund if event cancelled within 7 days	Adopted by council annually	Based on timing of entry to facility	Returns limited to repayment of transaction price	On entry or at conclusion of hire
Fees and charges for other goods and services	Goods and services, reinstatements and private works	Single point in time	Payment in full in advance	None	Adopted by council annually	Applied fully based on timing of provision	Not applicable	Output method based on provision of service or completion of works

2. REVENUE AND EXPENSES

Grants, subsidies and contributions are included as both operating and non-operating revenues in the Statement of Comprehensive Income:

Operating grants, subsidies and contributions Governance General purpose funding Law, order, public safety Health Education and welfare Housing Community amenities Recreation and culture Transport Economic services Other property and services
Non-operating grants, subsidies and contributions General purpose funding Law, order, public safety Community amenities Recreation and culture Transport Economic services
Total grants, subsidies and contributions
Fees and charges Governance General purpose funding

Community	annonnaca			
Recreation	and cultur	е		
Transport				
Economic s	services			
Other prope	erty and se	rvices		

There were no changes to the amounts of fees or charges detailed in the original budget.

SIGNIFICANT ACCOUNTING POLICIES

Law, order, public safety

Health Housing

Grants, subsidies and contributions
Operating grants, subsidies and contributions are grants, subsidies or contributions that are not non-operating in nature.

Non-operating grants, subsidies and contributions are amounts received for the acquisition or construction of recognisable non-financial assets to be controlled by the local government.

stating revenues in the statement of comprehensive income.					
2021	2021	2020			
Actual	Budget	Actual			
\$	\$	\$			
0	16,600	54.858			
6,137,770	3,028,317	5,152,557			
115	19,000	7,884			
571,058	703,679	502,169			
132,061	512,114	311,966			
6,264	0	6,171			
0	1,000	3,323			
208,254	252,160	378,985			
2,487,842	2,604,762	296,618			
5,686	30,100	2,892			
23,778	38,000	173,419			
9,572,828	7,205,732	6,890,842			
0	3,866,830	300.000			
204,720	231,000	140,000			
273	0	0			
136	0	0			
849,768	12,135,800	6,190,262			
0	0	5,000			
1,054,897	16,233,630	6,635,262			
10,627,725	23,439,362	13,526,104			
836	2,250	0			
19,662	18,125	19,240			
27,393	20,100	24,009			
49,960	34,000	47,656 97,263			
88,228 1,784,707	70,560 1,948,138	1,983,292			
93,318	95,800	101,812			
1,617,428	1,120,000	1,715,719			
14,648	47.500	16,665			
9.264	47,500	23,176			
3,705,444	3,356,473	4,028,832			
2,. 22, 111	-,, 0	.,,			

Fees and Charges
Revenue (other than service charges) from the use of facilities
and charges made for local government services, sewerage
rates, rentals, hire charges, fee for service, photocopying
charges, licences, sale of goods or information, fines, penalties
and administration fees.

| 12

2. REVENUE AND EXPENSES (Continued)

		2021	2021	2020
(a)	Revenue (Continued)	Actual	Budget	Actual
	Contracts with customers and transfers for recognisable non-financial assets Revenue from contracts with customers and transfers to enable the acquisition or construction of recognisable non-financial assets to be controlled by the Shire was recognised during the year for the following nature or types of goods or services:	š	\$	\$
	Operating grants, subsidies and contributions	0	0	614,557
	Fees and charges	3,600,052	3,282,223	4,028,379
	Other revenue	621,311	0	145,852
	Non-operating grants, subsidies and contributions	1,054,897	16,233,630	6,635,262
		5,276,260	19,515,853	11,424,050
	Revenue from contracts with customers and transfers to enable the acquisition or construction of recognisable non-financial assets to be controlled by the Shire is comprised of:			
	Revenue from contracts with customers included as a contract liability			
	at the start of the period	529,572	0	753,058
	Revenue from contracts with customers recognised during the year Revenue from transfers intended for acquiring or constructing	3,691,791	3,282,223	4,788,788
	recognisable non financial assets during the year	1,054,897	16,233,630	5,882,204
		5,276,260	19,515,853	11,424,050
	Information about receivables, contract assets and contract liabilities from contracts with customers along with financial assets and associated liabilities arising from transfers to enable the acquisition or construction of recognisable non financial assets is:			
	Trade and other receivables from contracts with customers Contract liabilities from contracts with customers Financial assets held from transfers for recognisable financial assets Grant liabilities from transfers for recognisable non financial assets	1,077,423 (227,553) 773,724 (773,724)	0 (424,597) 0 0	1,352,424 (187,667) 341,905 (341,905)

Impairment of assets associated with contracts with customers are detailed at note 2 (b) under 'Other expenditure'. Contract liabilities for contracts with customers primarily relate to grants with performance obligations received in advance, for which revenue is recognised over time as the performance obligations are met.

Information is not provided about remaining performance obligations for contracts with customers that had an original

expected duration of one year or less.

Consideration from contracts with customers is included in the transaction price.

Performance obligations in relation to contract liabilities from transfers for recognisable non financial assets are satisfied as project milestones are met or completion of construction or acquisition of the asset. All associated performance obligations are expected to be met over the next 12 months.

| 13

2. REVENUE AND EXPENSES (Continued)

(a)	Revenue (Continued)	2021 Actual	2021 Budget	2020 Actual
	Revenue from statutory requirements Revenue from statutory requirements was recognised during the year for the following nature or types of goods or services:	\$	\$	\$
	General rates Statutory permits and licences Fines	7,365,244 105,020 372	8,795,965 66,750 7,500	7,342,404 80,403 453
		7,470,636	8,870,215	7,423,260
	Other revenue			
	Reimbursements and recoveries	48,571	18,425	2,523
	Other	621,311	0	145,852
		669,882	18,425	148,375
	Interest earnings			
	Interest on reserve funds	17,511	35,005	41,654
	Rates instalment and penalty interest (refer Note 21(b))	238,542	218,000	483,839
	Other interest earnings	5,702	0	18,463
		261,755	253,005	543,956

SIGNIFICANT ACCOUNTING POLICIES
Interest earnings
Interest income is calculated by applying the effective interest rate to the gross carrying amount of a financial asset except for financial assets that subsequently become credit-impaired. For credit-impaired financial assets the effective interest rate is applied to the net carrying amount of the financial asset (after deduction of the loss allowance).

Interest earnings (continued)
Interest income is presented as operating income where it is
earned from financial assets that are held for cash
management purposes.

(b) Expenses	Note	Actual	Budget	Actual
		\$	\$	\$
Auditors remuneration				
Audit of the Annual Financial Report		65,000	80,000	65,000
Other Services Financial Management Review		0	0	14,698
Audit fees associated with grant aquittals		3,900	0	5,750
		68,900	80,000	85,448
Interest expenses (finance costs)				
Borrowings	13(b)	117,250	151,085	183,670
Other		0	40,000	0
		117,250	191,085	183,670
Other expenditure				
Impairment loss on trade and other receivables from contracts wi	th customers	370,545	0	901,727
Sundry expenses		378,985	337,755	(167,460)
		749,530	337,755	734,267

| 14

| 15

SHIRE OF DERBY / WEST KIMBERLEY NOTE TO AND FORMING PART OF THE FINANCIAL REPORT FOR THE YEAR ENDED 30 JUNE 2021

3. CASH AND CASH EQUIVALENTS	NOTE	2021	2020
		\$	\$
Cash at bank and on hand		7,661,934	5,235,956
Term deposits		1,272,289	1,000,000
Total cash and cash equivalents		8,934,223	6,235,956
Restrictions The following classes of assets have restrictions imposed by regulations or other externally imposed requirements which limit or direct the purpose for which the resources may be used:			
- Cash and cash equivalents		1,977,078 1,977,078	2,032,226 2,032,226
The restricted assets are a result of the following specifi purposes to which the assets may be used:	С		
Reserves - cash backed	4	975,801	1,502,654
Contract liabilities from contracts with customers	12	227,553	529,572
Grants for transfers for recognisable non financial asset	s 12	773,724	0
Total restricted assets		1,977,078	2,032,226

SIGNIFICANT ACCOUNTING POLICIES

Cash and cash equivalents

Cash and cash equivalents include cash on hand, cash at bank, deposits available on demand with banks and other short term highly liquid investments with original maturities of three months or less that are readily convertible to known amounts of cash and which are subject to an insignificant risk of changes in value and bank overdrafts. Bank overdrafts are reported as short term borrowings in current liabilities in the statement of financial position.

Restricted assets

Restricted asset balances are not available for general use by the local government due to externally imposed restrictions. Externally imposed restrictions are specified in an agreement, contract or legislation. This applies to reserves, unspent grants, subsidies and contributions and unspent loans that have not been fully expended in the manner specified by the contributor, legislation or loan agreement.

16

SHIRE OF DERBY / WEST KIMBERLEY
NOTE TO AND FORMING PART OF THE FINANCIAL REPORT
FOR THE YEAR ENDED 30 JUNE 2021

	2021	2021	2021	2021	2021	2021	2021	2021	2020	2020	2020	2020
	Actual	Actual	Actual	Actual	Budget	Budget	Budget	Budget	Actual	Actual	Actual	Actual
A RESERVES - CASH BACKED	Opening	Tranefarto	Transfer	Closing	Opening	Tranefarto	Transfer	Closing	Opening	Transfar to	Transfer	Closing
the state of the s	Balance	nailsiei 10	(from)	Balance	Balance	lalisiei to	(from)	Balance	Balance	O I I I I I I I I I I I I I I I I I I I	(from)	Balance
	ss	ss	55	55	so.	59	59	49	59	59	59	45
(a) Leave Reserve	402,441	0	0	402,441	452,441	0	0	452,441	452,441	0	(20,000)	402,441
(b) Office Building Reserve	814,511	0	(200,000)	314,511	814,511	0	(500,000)	314,511	814,511	0	0	814,511
(c) Airport Reserve	28,456	0	0	28,456	28,456	0	0	28,456	28,456	0	0	28,456
(d) Derby Wharf Maintenance Reserve	3,721	0	0	3,721	3,721	0	0	3,721	3,721	0	0	3,721
(e) Economic Development Reserve	19,936	0	0	19,936	19,936	0	0	19,936	19,936	0	0	19,936
(f) Fitzroy Crossing Recreation Hall Reserve	46,771	0	0	46,771	46,771	0	0	46,771	46,771	0	0	46,771
(g) Staff Housing Reserve	159,965	0	0	159,965	159,965	85,000	0	244,965	159,965	0	0	159,965
(ii) Energy Developments Eta west Amberrey Cement Donations Reserve	26,853	0	(26,853)	0	26,853	0	(26,853)	0	26,853	0	0	26,853
	1,502,654	0	(526,853)	975,801	1,552,654	85,000	(526,853)	1,110,801	1,552,654	0	(20,000)	1,502,654

All reserves are supported by cash and cash equivalents and are restricted within equity as Reserves - cash backed.

In accordance with Council resolutions or adopted budget in relation to each reserve account, the purpose for which the reserves are set aside and their anticipated date of use are as follows:

	Anticipated	
Name of Reserve	date of use	ate of use Purpose of the reserve
(a) Leave Reserve	Ongoing	Ongoing To be used to fund annual and long service leave requirements
(b) Office Building Reserve	Ongoing	Ongoing To be used to fund the new Derby administration building
(c) Airport Reserve	Ongoing	Ongoing To be used to fund airport capital works, primarily bitumen resealing
(d) Derby Wharf Maintenance Reserve	Ongoing	Ongoing To be used to carry out major wharf maintenance
(e) Economic Development Reserve	Ongoing	Ongoing To promote economic development within the Shire
(f) Fitzroy Crossing Recreation Hall Reserve	Ongoing	Ongoing To be used to quarantine funds received from the lease of the FX Recreation Hall to be utilised for any upgrade works
(g) Staff Housing Reserve	Ongoing	Ongoing To be used for the construction of staff housing
(h) Energy Developments Ltd West Kimberley	Ongoing	Ongoing To administer the funds provided by Energy Developments Limited to create lasting value throughout the West Kimberley by contributing to not-for-profit projects
Company of the contract of the		or making that home of the Opins of Dealer (March Mincheston)

5. TRADE AND OTHER RECEIVABLES

Rates receivable Trade and other receivables GST receivable Allowance for impairment of receivables

Pensioner's rates and ESL deferred

SIGNIFICANT ACCOUNTING POLICIES

Trade and other receivables
Trade and other receivables include amounts due from ratepayers for unpaid rates and service charges and other amounts due from third parties for goods sold and services performed in the ordinary course of business.

Trade receivables are recognised at original invoice amount less any allowances for uncollectible amounts (i.e. impairment). The carrying amount of net trade receivables is equivalent to fair value as it is due for settlement within 30 days.

Impairment and risk exposure Information about the impairment of trade receivables and their exposure to credit risk and interest rate risk can be found in Note 23.

2021	2020
\$	\$
2,274,863 1,077,423 205,577 (836,385)	3,074,993 1,352,424 298,477 (901,727)
2,721,478	3,824,167
108,614 108,614	123,754 123,754

SIGNIFICANT ACCOUNTING POLICIES (Continued)

Classification and subsequent measurement Receivables expected to be collected within 12 months of the end of the reporting period are classified as current assets. All other receivables are classified as non-current assets.

Trade receivables are held with the objective to collect the contractual cashflows and therefore measures them subsequently at amortised cost using the effective interest rate method.

Due to the short term nature of current receivables, their carrying amount is considered to be the same as their fair value. Non-current receivables are indexed to inflation, any difference between the face value and fair value is considered immaterial.

| 17

6. INVENTORIES

Fuel and materials

The following movements in inventories occurred during the year:

Balance at beginning of year Inventories expensed during the year Additions to inventory Balance at end of year

2021	2020
\$	\$
32,395	54,679
32,395	54,679
54,679	93,038
(90,554)	(54,679)
68,270	16,320
32,395	54,679

SIGNIFICANT ACCOUNTING POLICIES
General
Inventories are measured at the lower of cost and net realisable value.

Net realisable value is the estimated selling price in the ordinary course of business less the estimated costs of completion and the estimated costs necessary to make the sale.

| 18

SHIRE OF DERBY / WEST KIMBERLEY
NOTE TO AND FORMING PART OF THE FINANCIAL REPORT
FOR THE YEAR ENDED 30 JUNE 2021

7. PROPERTY, PLANT AND EQUIPMENT

(a) Movements in Balances

Movement in the balances of each class of property, plant and equipment between the beginning and the end of the current financial year.

	Land	Buildings	Total land and buildings	Furniture and equipment	Plant and equipment	Computer	Reclamation asset	Total property, plant and equipment
Balance at 1 July 2019	\$ 3,450,000	\$ 35,608,875	\$ 39,058,875	\$ 19,913	\$ 1,575,251	\$ 92,677	\$ 6,284,313	\$ 47,031,029
Revaluation increments transferred to revaluation surplus	0	0	0	0	210,813	18,880	0	229,693
Depreciation (expense) Balance at 30 June 2020	3,450,000	(955,681) 34,653,194	(955,681) 38,103,194	(3,673)	(317,819)	(34,220)	(282,909) 6,001,404	(1,594,302) 45,666,420
Comprises: Gross balance amount at 30 June 2020 Accumulated depreciation at 30 June 2020	3,450,000 0	37,286,506 (2,633,312)	40,736,506 (2,633,312)	30,705	2,173,966 (705,721)	192,585 (115,248)	7,571,317 (1,569,913)	50,705,079 (5,038,659)
Balance at 30 June 2020	3,450,000	34,653,194		16,240	1,468,245	77,337	6,001,404	45,666,420
Additions	0	665,726	665,726	31,169	77,951	0	0	774,846
(Disposals)	0	(276,226)	(276,226)	0	(3,113)	0	0	(279,339)
Revaluation increments transferred to revaluation surplus	763,000	8,731,138	9,494,138	0	0	0	2,648,131	12,142,269
Depreciation (expense)	0	(660,036)	(660'096)	(3,863)	(265,758)	(29,084)	(282,909)	(1,531,713)
Transfers	0	(992,225)	(992, 225)	48,253	31,169	(48,253)	(8,366,626)	(9,327,682)
Balance at 30 June 2021	4,213,000	41,831,508	41,831,508 46,044,508	91,799	1,308,494	0	0	47,444,801
Comprises: Gross balance amount at 30 June 2021 Accumulated depreciation at 30 June 2021	4,213,000	41,831,508	41,831,508 46,044,508 0 0	254,459 (162,660)	2,260,586 (952,092)	0 0	0 0	48,559,553 (1,114,752)
Balance at 30 June 2021	4.213,000	41,831,508	46,044,508	91,799	1,308,494	0	0	47,444,801

The Shire as part of its asset revaluation at 30 June 2021 reclassified a number of assets between asset classes.

This resulted in transfers between asset classes and between Infrastructure and Property, Plant and Equipment at June 2021.

SHIRE OF DERBY / WEST KIMBERLEY
NOTE TO AND FORMING PART OF THE FINANCIAL REPORT
FOR THE YEAR ENDED 30 JUNE 2021

7. PROPERTY, PLANT AND EQUIPMENT (Continued)

(b) Carrying Value Measurements

	Fair Value		Basis of	Date of Last	
Asset Class	Hierarchy	Valuation Technique	Valuation	Valuation	Inputs Used
(i) Fair Value					
Land and buildings					
Land	Level 2	Market approach using recent observable market data for similar properties / income approach using discounted cash flow methodology	Independent registered valuer	June 2021	Price per hectare / market borrowing rate
Buildings	Level 2	Improvements to land valued using cost approach using depreciated replacement cost	Independent registered valuer	June 2021	Perth based construction rates with appropriate district allowance applied to each location
Reclamation asset	Level 3	Cost approach using discounted cash flow methodology.	Independent and management valuation	June 2021	Discounted future construction cost estimate
(ii) Cost Furniture and equipment		Not Applicable	At cost	July 2019	Not Applicable
Plant and equipment		Not Applicable	At cost	July 2019	Not Applicable

Following a change to Local Government (Financial Management) Regulation 17A, plant and equipment type assets (being plant and equipment and furniture and equipment) are to be measured under the cost model, rather than at fair value. This change was effective from 1 July 2019 and represented a change in accounting policy. Revaluations carried out previously were not reversed as it was deemed fair value approximated cost at the date of change.

NOTE TO AND FORMING PART OF THE FINANCIAL REPORT FOR THE YEAR ENDED 30 JUNE 2021 SHIRE OF DERBY / WEST KIMBERLEY

8. INFRASTRUCTURE

(a) Movements in Balances

Movement in the balances of each class of infrastructure between the beginning and the end of the current financial year.

	Infrastructure - roads	Other infrastructure - drainage	Other infrastructure - footpaths	Other infrastructure - land & parks	Other infrastructure - wharf	Other infrastructure - airports	Other infrastructure - other structures	Landfill	Totall	Total Infrastructure
Balance at 1 July 2019	\$ 125,525,446	\$ 5,038,935	\$ 2,500,609	\$ 1,507,292	\$ 3,732,682	\$ 15,995,828	\$ 9,068,376	s	0	\$ 163,369,168
Additions	3,353,722	0	0	0	6,364	367,845	362,078		0	4,090,009
Impairment losses	(11,647,209)	0	0	0	0	0	0		0	(11,647,209)
Depreciation (expense) Balance at 30 June 2020	(3,498,537)	(670,464)	(69,615)	(122,108)	(186,581)	(1,007,363)	(572,774)		0 0	(6,127,442)
Comprises: Gross balance at 30 June 2020	131 928 754	5 708 960	2 564 855	1629400	3 925 602	17 422 581	9 984 822		0	173 164 974
Accumulated depreciation at 30 June 2020 Accumulated impairment loss at 30 June 2020	(6,548,123)	(1,340,489)	(133,861)	(244,216)	(373,137)	(2,066,271)	(1,127,142)		0	(11,833,239)
Balance at 30 June 2020	113,733,422	4,368,471	2,430,994	1,385,184	3,552,465	15,356,310	8,857,680		0	149,684,526
Additions	3,396,131	0	273	7,040	73,693	0	112,291		0	3,589,428
Revaluation increments / (decrements) transferred to revaluation surplus	105,229,596	(2,298,097)	(192,005)	2,123,530	17,705,999	13,467,942	(128,506)		0	135,908,459
Revaluation loss transferred to profit or loss	0	0	(1,394,281)	0	0	0	0		0	(1,394,281)
Depreciation (expense)	(3,338,465)	(666,807)	(69,614)	(109,362)	(187,146)	(912,029)	(598,973)		0	(5,882,396)
Transfers	(12,774)	0	(191,231)	0	37,445	068'886	120,686	8,384,666	999	9,327,682
Balance at 30 June 2021	219,007,910	1,403,567	584,136	3,406,392	21,182,456	28,901,113	8,363,178	8,384,666	991	291,233,418
Comprises: Gross balance at 30 June 2021 Balance at 30 June 2021	219,007,910 219,007,910	1,403,567	584,136	3,406,392	21,182,456	28,901,113	8,363,178	8,384,666	999	291,233,418 291,233,418

During the year, the Shire engaged an independent valuer to revalue the entire dass of infrastructure which resulted in a net revaluation increment of \$134.5 million.

The previous independent valuation as undefacted in 25 and further updated by management inchouse in 2018. The increment was mainly attributed to increased cost of construction and locality factor. The Shire as part of its asset revaluation at 300 June 2021 reclassified a number of a seets between asset classes.

This resulted in transfers between asset classes and between infrastructure and Property, Plant and Equipment at June 2021.

| 22

SHIRE OF DERBY / WEST KIMBERLEY
NOTE TO AND FORMING PART OF THE FINANCIAL REPORT
FOR THE YEAR ENDED 30 JUNE 2021

8. INFRASTRUCTURE (Continued)

(b) Carrying Value Measurements

Asset Class	Fair Value Hierarchy	Valuation Technique	Basis of Valuation	Date of Last Valuation	Inputs Used
(i) Fair Value Infrastructure - roads	Level 3	Cost approach using depreciated replacement cost	Independent valuation	June 2021	Construction costs and current condition, residual values and remaining useful life assessments
Other infrastructure - drainage	Level 3	Cost approach using depreciated replacement cost	Independent valuation	June 2021	Construction costs and current condition, residual values and remaining useful life assessments
Other infrastructure - footpaths	Level 3	Cost approach using depreciated replacement cost	Independent valuation	June 2021	Construction costs and current condition, residual values and remaining useful life assessments
Other infrastructure - land & parks	Level 3	Cost approach using depreciated replacement cost	Independent valuation	June 2021	Construction costs and current condition, residual values and remaining useful life assessments
Other infrastructure - wharf	Level 3	Cost approach using depreciated replacement cost	Independent valuation	June 2021	Construction costs and current condition, residual values and remaining useful life assessments
Other infrastructure - airports	Level 3	Cost approach using depreciated replacement cost	Independent valuation	June 2021	Construction costs and current condition, residual values and remaining useful life assessments
Other infrastructure - other structures	Level 3	Cost approach using depreciated replacement cost	Independent valuation	June 2021	Perth based construction rates with appropriate district allowance applied to each location

9. FIXED ASSETS

SIGNIFICANT ACCOUNTING POLICIES

Fixed assets

Each class of fixed assets within either plant and equipment or infrastructure, is carried at cost or fair value as indicated less, where applicable, any accumulated depreciation and impairment losses

Initial recognition and measurement for assests held at cost Plant and equipment including furniture and equipment is recognised at cost on acquisition in accordance with Financial Management Regulation 17A. Where acquired at no cost the asset is initially recognise at fair value. Assets held at cost are depreciated and assessed for impairment annually.

Initial recognition and measurement between

mandatory revaluation dates for assets held at fair value Assets for which the fair value as at the date of acquisition is under \$5,000 are not recognised as an asset in accordance with Financial Management Regulation 17A (5). These assets are expensed immediately

Where multiple individual low value assets are purchased together as part of a larger asset or collectively forming a larger asset exceeding the threshold, the individual assets are recognised as one asset and capitalised.

In relation to this initial measurement, cost is determined as the fair value of the assets given as consideration plus costs incidental to the acquisition. For assets acquired at zero cost or otherwise significantly less than fair value, cost is determined as fair value at the date of acquisition. The cost of non-current assets constructed by the Shire includes the cost of all materials used in construction, direct labour on the project and an appropriate proportion of variable and fixed overheads.

Individual assets that are land, buildings, infrastructure and investment properties acquired between initial recognition and the next revaluation of the asset class in accordance with the mandatory measurement framework, are recognised at cost and disclosed as being at fair value as management believes cost approximates fair value. They are subject to subsequent revaluation at the next anniversary date in accordance with the mandatory measurement framework.

Revaluation

The fair value of land, buildings, infrastructure and investment properties is determined at least every five years in accordance with the regulatory framework. This includes buildings and infrastructure items which were pre-existing improvements (i.e. vested improvements) on vested land acquired by the Shire.

Revaluation (Continued)

At the end of each period the valuation is reviewed and where appropriate the fair value is updated to reflect current market conditions. This process is considered to be in accordance with Local Government (Financial Management) Regulation 17A (2) which requires land, buildings, infrastructure, investment properties and vested improvements to be shown at fair value.

Increases in the carrying amount arising on revaluation of assets are credited to a revaluation surplus in equity. Decreases that offset previous increases of the same class of asset are recognised against revaluation surplus directly in equity. All other decreases are recognised in profit or loss.

AUSTRALIAN ACCOUNTING STANDARDS - INCONSISTENCY Land under roads from 1 July 2019

As a result of amendments to the Local Government (Financial Management) Regulations 1996, effective from 1 July 2019, vested land, including land under roads, is treated as right-of-use assets measured at zero cost. Therefore, the previous inconsistency with AASB 1051 in respect of non-recognition of land under roads acquired on or after 1 July 2008 has been removed, even though measurement at zero cost means that land under roads is still not included in the statement of financial position.

Vested improvements from 1 July 2019

The measurement of vested improvements at fair value in accordance with Local Government (Financial Management) Regulation 17A(2)(iv) is a departure from AASB 16 which would have required the Shire to measure the vested improvements as part of the related right-of-use assets at zero cost.

| 23

| 24

SHIRE OF DERBY / WEST KIMBERLEY
NOTE TO AND FORMING PART OF THE FINANCIAL REPORT
FOR THE YEAR ENDED 30 JUNE 2021

9. FIXED ASSETS

(a) Disposals of Assets

	2021	2021			2021	2021			2020	202
	Actual	Actual	2021	2021	Budget	Budget	2021	2021	Actual	Actu
	Net Book	Sale	Actual	Actual	Net Book	Sale	Budget	Budget	Net Book	Sal
	Value	Proceeds	Profit	Loss	Value	Proceeds	Profit	Loss	Value	Proce
	s	s	w	69	69	s	w	69	s	S
Buildings	276,226	76,912	0	(199,314)	285,000	85,000	0	(200,000)	0	
Plant and equipment	3,113	31,901	28,788	0	44,301	82,000	41,258	(3,559)	0	
	279,339	108,813	28,788	28,788 (199,314)	329,301	167,000	41,258	(203,559)	0	
The following assets were disposed of during the year.	ıring the yea	ت ۔								
	2021	2021								
	Actual Net Book	Actual Sale	2021 Actual	2020 Actual						
Plant and Equipment	Value	Proceeds	Profit	Loss						
Other property and services										
11KW Toyota Landcrusier	3,113	31,901	28,788	0						
	3,113	31,901	28,788	0						
Other Asset class Housing										
Residence unit (Lot 8/5 Rowan Street)	276,226	76,912	0	0 (199,314)						
	276,226	76,912	0	0 (199,314)						

9. FIXED ASSETS

(b) Depreciation	2021	2021	2020
	Actual	Budget	Actual
	\$	\$	\$
Buildings	950,099	1,291,267	955,681
Furniture and equipment	32,947	0	3,673
Plant and equipment	265,758	1,451,871	317,819
Computer equipment	0	0	34,220
Infrastructure - roads	3,338,465	510,082	3,498,537
Other infrastructure - drainage	666,807	1,181,382	670,464
Other infrastructure - footpaths	69,614	510,082	69,615
Other infrastructure - land & parks	109,362	1,086,655	122,108
Other infrastructure - wharf	187,146	0	186,581
Other infrastructure - airports	912,029	278,455	1,007,363
Other infrastructure - other structures	598,973	1,144,837	572,774
Landfill	282,909	0	282,909
	7,414,109	7,454,631	7,721,744

SIGNIFICANT ACCOUNTING POLICIES

Depreciation

The depreciable amount of all fixed assets including buildings but excluding freehold land and vested land, are depreciated on a straight-line basis over the individual asset's useful life from the time the asset is held ready for use. Leasehold improvements are depreciated over the shorter of either the unexpired period of the lease or the estimated useful life of the improvements.

The assets residual values and useful lives are reviewed, and adjusted if appropriate, at the end of each reporting period.

An asset's carrying amount is written down immediately to its recoverable amount if the asset's carrying amount is greater than its estimated recoverable amount.

Gains and losses on disposals are determined by comparing proceeds with the carrying amount. These gains and losses are included in the statement of comprehensive income in the period in which they arise.

Depreciation rates

Typical estimated useful lives for the different asset classes for the current and prior years are included in the table below.

Asset Class Buildings Furniture and equipment Plant and equipment Sealed roads and streets	Useful life 25 to 40 years 3 to 10 years 4 to 15 years
formation pavement seal	not depreciated 60 years 13 years
Gravel roads formation pavement Drainage Footpaths - slab	not depreciated 13 years 8 years 15 years
Car parks sub base seal Land and parks Wharfs Airport electrical facilities Airport runways, aprons and taxiways Other infrastructure assets	60 years 20 years 20 years 20 to 65 years 15 to 25 years 20 to 65 years 10 to 50 years
Landfill	20 to 50 years

Depreciation on revaluation

When an item of property, plant and equipment is revalued, any accumulated depreciation at the date of the revaluation is eliminated against the gross carrying amount of the asset and the net amount restated to the revalued amount of the asset.

| 25

126

NOTE TO AND FORMING PART OF THE FINANCIAL REPORT FOR THE YEAR ENDED 30 JUNE 2021 SHIRE OF DERBY / WEST KIMBERLEY

10. REVALUATION SURPLUS

Revaluation surplus - Land - freehold land Revaluation surplus - Buildings Revaluation surplus - Plant and equipment Revaluation surplus - Computer equipment Revaluation surplus - Infrastructure - roads Revaluation surplus - Other infrastructure - roads Revaluation surplus - Other infrastructure - footpaths Revaluation surplus - Other infrastructure - land & parks Revaluation surplus - Other infrastructure - land & parks Revaluation surplus - Other infrastructure - aliopaths

			•					~					•		÷
MOVEMBER OF	Revaluation	ss	0	0	210,813	18,880	0	(11,647,209)	0	0	0	0	0	0	229,693 (11,647,209) (11,417,516) 1'
Nevaluation impairment movement on	Increment (Decrement) Revaluation	ss	0	0	0	0	0	(11,647,209)	0	0	0	0	0	0	(11,647,209)
Nevaluation	Increment	5	0	0	210,813	18,880	0	0	0	0	0	0	0	0	229,693
Cilange III	Accounting Policy	ss	(000'66)		0	0	0	0	0	0	0	0	0	0	(93,000)
Similado	Balance	55	12,218,340		538,090	0	0	93,004,330	5,076,353	192,005	2,327,966	0	14,845,708	2,667,627	130,870,419
Gineon	Balance	ss	12,888,340	8,731,138	748,903	18,880	1,414,901	186,586,716	2,778,257	0	4,451,496	17,705,999	28,313,650	2,539,121	266,177,401
vevaluation revaluation movement on	Revaluation	ss	763,000	8,731,138	0	0	1,414,901	105,229,595	(2,298,096)	(192,005)	2,123,530	17,705,999	13,467,942	(128,506)	146,817,498
Meyallaarion	(Decrement) Revaluation	ss	0	0	0	0	(1,233,230)	0	(2,298,096)	(192,005)	0	0	0	(128,506)	(3,851,837)
Meyalluation	Increment	s	763,000	8,731,138	0	0	2,648,131	105,229,595	0	0	2,123,530	17,705,999	13,467,942	0	150,669,335
Billing	Balance	S	12,125,340	0	748,903	18,880	0	81,357,121	5,076,353	192,005	2,327,966	0	14,845,708	2,667,627	119,359,903
											ks			tures	

81,357,121 5,076,353 192,005 2,327,966

748,903 18,880

14,845,708 2,667,627 119,359,903

The revaluation decrement in 2021 comprised of the movements detailed below:
Reclamation asset arising from an increase in the reinstatement provision. Refer note 15.
Revaluation surplus - Other infrastructure - drainage and footpaths arising from a decrease in the value of the asset class. Refer note 8

11. TRADE AND OTHER PAYABLES

Current

Sundry creditors
Prepaid rates
Accrued salaries and wages
ATO liabilities
Other payables
Accrued expenses

SIGNIFICANT ACCOUNTING POLICIES

Trade and other payables

Trade and other payables represent liabilities for goods and services provided to the Shire prior to the end of the financial year that are unpaid and arise when the Shire becomes obliged to make future payments in respect of the purchase of these goods and services. The amounts are unsecured, are recognised as a current liability and are normally paid within 30 days of recognition

2021	2020
\$	\$
1,473,262	2,447,205
902,464	68,256
115,699	102,311
95,948	79,476
564,083	619,086
594,258	365,590
3,745,714	3,681,924

Prepaid rates

Prepaid rates are, until the taxable event has occurred (start of the next financial year), refundable at the request of the ratepayer. Rates received in advance are initially recognised as a financial liability. When the taxable event occurs, the financial liability is extinguished and the Shire recognises revenue for the prepaid rates that have not been refunded.

12. OTHER LIABILITIES

Current

Contract liabilities

Liabilities under transfers to acquire or construct non-financial assets to be controlled by the entity

Performance obligations for each type of liability are expected to be recognised as revenue in accordance with the following time bands:

Less than 1 year

SIGNIFICANT	ACCOUNTIN	G POLICIES
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Contract liabilities

Contract liabilities represent the the Shire's obligation to transfer goods or services to a customer for which the Shire has received consideration from the customer.

With respect to transfers for recognisable non-financial assets, contract liabilities represent performance obligations which are not yet satisfied.

Contract liabilities are recognised as revenue when the performance obligations in the contract are satisfied.

2021	2020
\$	\$
227,553	529,572
773,724	0
1.001.277	529,572

Liabilities under transfers to acquire or construct non-financial assets to be Contract liabilities the entity

\$ 227,553 773,724

773,724

Liabilities under transfers to acquire or construct non-financial assets to be controlled by the entity Grant liabilities represent the the Shire's performance obligations to construct recognisable non-financial assets to identified specifications which are yet to be

227,553

Grant liabilities are recognised as revenue when the performance obligations in the contract are satisfied.

satisfied.

| 28

| 29

SHIRE OF DERBY / WEST KIMBERLEY
NOTE TO AND FORMING PART OF THE FINANCIAL REPORT
FOR THE YEAR ENDED 30 JUNE 2021

13. INFORMATION ON BORROWINGS

(b) Kepayments - Borrowings			Loan	Number Institution			146 WATC		Recreation and culture	Civic Centre renovations 135 WATC		Derby airport infrastructure 150 WATC	151	Refinance Derby Airport		153 WATC	Economic services	Derby Visitors Centre 149 WATC
			Interest	Rate		6.46%	6.33%	4.49%		5.32%	6.87%	0.00%	3.02%	1000	1.73%	0.00%		4.49%
		Actual	Principal	1 July 2020	ss	97,299	610,251	280,734		16,791	218,673	0	326,000		1,907,970	0		350,917
	30 June 2021	Actual	Principal	repayments	ss	(22,023)	(45,371)	(18,112)		(16,791)	(25,278)		(36,605)		(186,455)	0		(22,639)
	30 June 2021	Actual	Interest	repayments	us.		(27,950)			(5)	(14,555)		(9,517)		(32,114)	0		(15,419)
	30 June 2021	Actual	Principal	outstanding	ss	75,278	564,880	262,622		0	193,395	0	289,395		1,721,515	0		328,278
		Budget	Principal	1 July 2020	45	97,298	610,251	280,734		16,791	218,673	0	1,907,970		326,001	0		350,918
	30 June 2021	Budget	New	Loans	w	0	0	0		0	0	0	0		0	500,000		0
	30 June 2021	Budget	Principal	repayments	w	(22,023)	(45,371)	(18,112)		(16,791)	(25,277)	0	(36,605)		(186,455)	(16,000)		(22,640)
	30	Budget	Interest	repayments	45		(37,922)			(447)	(14,598)	0	(9,571)			(22,500)		(15,505)
	30	Budget	Principal	outstanding	45	75,275	564,880	262,622		0	193,396	0	1,871,365			4		328,278
		Actual	Principal	1 July 2019	w	117,946	652,880	306,438		49,055	253,527	5,315,200	378,892		0	0		383,047
	30 June 2020	Actual	New	Loans	49	0	0	0		0	0	0	0		2,000,000	0		0
	020	Actual	Principal	repayments	w	(20,647)	(42,629)	(25,704)		(32,264)	(34,854)	(5,315,200)	(52,892)		(92,030)	0		(32,130)
	30 June 2020	Actual	Interest	repayments	w	(6,656	(39,967)	(13,698		(1,338)	(16,243	(61,348)	(10,637		(17,300			(16,483)

218,673 0 328,000 1,907,970 0

30

SHIRE OF DERBY / WEST KIMBERLEY
NOTE TO AND FORMING PART OF THE FINANCIAL REPORT
FOR THE YEAR ENDED 30 JUNE 2021

13. INFORMATION ON BORROWINGS (Continued)

0/21	
owings - 2020/2	
c) New Borro	
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(c) New Dollowings - 202021					Amount Borrowed	orrowed	Amount (Used)	(Deal)	Total	Actual
	Institution	Loan	Term Years	Interest Rate	2021 Actual	2021 Budget	2021 Actual	2021 Budget	Interest & Charges	Balance Unspent
Particulars/Purpose Loan 153 - Capital Works Projects * WA Treasury Corporation		Debenture	10	2.50%	0 0	\$ 200,000	0 0	\$ (500,000) (500,000)	0 0	· ഗ
(d) Undrawn Borrowing Facilities		2021	2020							
Credit Standby Arrangements Bank overdraft limit Bank overdraft at balance date Credit card limit Credit card balance at balance date Total amount of credit unused	a)	0 0 50,000 (49,532) 468	0 0 50,000 (12,580) 37,420							
Loan facilities Loan facilities - current Loan facilities - non-current Total facilities in use at balance date	date	368,840 3,066,521 3,435,361	373,274 3,435,361 3,808,635							
Unused loan facilities at balance	ance date	NIL	N							
SIGNIFICANT ACCOUNTING POLICIES Financial liabilities Financial liabilities are recognised at fair value when the Shire becomes a party to the contractual provisions to the instrument.	S POLICIES lised at fair value wrisions to the instrui	hen the Shire b ment.	ресотея	Borrowing costs at Borrowing costs at where they are directory and production of a guarante control of a guara	costs Osts are recognine directly attractions	Borrowing costs Borrowing costs are recognised as an expense when incurred except where they are directly attributable to the acquisition, construction or where they are directly attributable to the acquisition, construction or	pense when i acquisition, c	ncurred exce	pt r	
Non-derivative financial liabilities (excluding financial guarantees) are subsequently measured at amortised cost. Gains or losses are recognised in profit or loss.	excluding final ed cost. Gains	ies (excluding financial guarantee nortised cost. Gains or losses are	es) are	capitalised a as the asset	s part of the co	production of a quanty ing asset, where this is the case, tried are capitalised as part of the cost of the particular asset until such time as the asset is substantially ready for its intended use or sale.	cular asset ur ntended use	or sale.		
Financial liabilities are derecognised where the related obligations are discharged, cancelled or expired. The difference between the carrying amount of the financial liability extinguished or transferred to another party and the fair value of the consideration paid, including the transfer of non-cash assets or liabilities assumed, is recognised in profit or loss	d where the rhe difference oguished or transferation paid umed, is recommed, is recommed, is recommed, is recommed, is recommed.	elated obligation between the canasferred to an including the ignitional profit including the ignised in profit ignised in profit.	ons are arrying rother transfer t or loss.	Nisk Information r	egarding expo	NISK Information regarding exposure to risk can be found at Note 23	n be found at	. Note 23.		

14. EMPLOYEE RELATED PROVISIONS

(a) Employee Related Provisions

Opening balance at 1 July 2020

Current provisions
Non-current provisions

Additional provision Amounts used Balance at 30 June 2021

Comprises

Current Non-current

Amounts are expected to be settled on the following basis:

Less than 12 months after the reporting date More than 12 months from reporting date Expected reimbursements from other WA local governments

Timing of the payment of current leave liabilities is difficult to determine as it is dependent on future decisions of employees. Expected settlement timings are based on information obtained from employees and historical leave trends and assumes no events will occur to impact on these historical

SIGNIFICANT ACCOUNTING POLICIES

Employee benefits

trends.

The Shire's obligations for employees' annual leave and long service leave entitlements are recognised as provisions in the statement of financial position.

Short-term employee benefits

Provision is made for the Shire's obligations for short-term employee benefits. Short-term employee benefits are benefits (other than termination benefits) that are expected to be settled wholly before 12 months after the end of the annual reporting period in which the employees render the related service, including wages, salaries and sick leave. Short-term employee benefits are measured at the (undiscounted) amounts expected to be paid when the obligation is settled.

The Shire's obligations for short-term employee benefits such as wages, salaries and sick leave are recognised as a part of current trade and other payables in the statement of financial position.

Other long-term employee benefits

Long-term employee benefits are measured at the present value of the expected future payments to be made to employees. Expected future payments incorporate anticipated future wage and salary levels, durations of service and employee departures and are discounted at

Provision for Annual Leave	Provision for Long Service Leave	Total
\$	\$	\$
271,713 0	287,028 81,031	558,741 81,031
271,713	368,059	639,772
426,916	136,573	563,489
(392,070)	(73,518)	(465,588)
306,559	431,114	737,673
306,559	271,708 159,406	578,267 159,406
306,559	431,114	737.673
306,559	431,114	131,013

2021	2020
\$	\$
578,267	558,738
159,406	48,043
0	32,991
737,673	639,772

Other long-term employee benefits (Continued)

rates determined by reference to market yields at the end of the reporting period on government bonds that have maturity dates that approximate the terms of the obligations. Any remeasurements for changes in assumptions of obligations for other long-term employee benefits are recognised in profit or loss in the periods in which the changes occur.

The Shire's obligations for long-term employee benefits are presented as non-current provisions in its statement of financial position, except where the Shire does not have an unconditional right to defer settlement for at least 12 months after the end of the reporting period, in which case the obligations are presented as current provisions.

Provisions

Provisions are recognised when the Shire has a present legal or constructive obligation, as a result of past events, for which it is probable that an outflow of economic benefits will result and that outflow can be reliably measured.

Provisions are measured using the best estimate of the amounts required to settle the obligation at the end of the reporting period.

31

15. OTHER PROVISIONS

	Provision for remediation costs	Deferred creditor - (RAAF Curtain)	Total
	\$	\$	\$
Opening balance at 1 July 2020			
Non-current provisions	9,969,121	0	9,969,121
	9,969,121	0	9,969,121
Additional provision	1,233,230	130,237	1,363,467
Balance at 30 June 2021	11,202,351	130,237	11,332,588
Comprises			
Non-current	11,202,351	130,237	11,332,588
	11,202,351	130,237	11,332,588

Provision for remediation costs increased by \$1,233,230 as at 30 June 2021, due to a change in the valuation of the associated landfill asset, and movements in the net present value of the liability. The increase in the liability has been fully recognised as a decrease in the revaluation surplus associated with landfill assets. Refer note 10.

SIGNIFICANT ACCOUNTING POLICIES

Make good provisions

The Shire has a legal obligation to restore the waste landfill site.

A make good provision is recognised when:

- there is a present obligation as a result of waste activities undertaken;
- it is probable that an outflow of economic benefits will be required to settle the obligation; and
- the amount of the provision can be measured reliably.

The estimated future obligations include the costs of restoring the affected areas and continued monitoring of the site.

The make good provision is the best estimate of the present value of the expenditure required to settle the remediation obligation at the reporting date. Future remediation costs are reviewed annually and any changes in the estimate are reflected in the present value of the make good provision at each reporting date.

| 32

16. NOTES TO THE STATEMENT OF CASH FLOWS

Reconciliation of Cash

For the purposes of the Statement of Cash Flows, cash includes cash and cash equivalents, net of outstanding bank overdrafts. Cash at the end of the reporting period is reconciled to the related items in the Statement of Financial Position as follows:

	2021 Actual	2021 Budget	2020 Actual
	\$	\$	\$
Cash and cash equivalents	8,934,223	2,134,223	6,235,956
Reconciliation of Net Cash Provided By Operating Activities to Net Result			
Net result	(3,555,660)	8,230,065	922,969
Non-cash flows in Net result:			
Depreciation on non-current assets	7,414,109	7,454,631	7,721,744
(Profit)/loss on sale of asset	170,526	162,301	0
Loss on revaluation of fixed assets	1,394,281	0	0
Changes in assets and liabilities:			
(Increase)/decrease in receivables	1,117,829	1,500,000	332,062
(Increase)/decrease in inventories	22,284	0	38,359
Increase/(decrease) in payables	63,790	1,000,000	(295,791)
Increase/(decrease) in employee provisions	97,901	0	(552,802)
Increase/(decrease) in other provisions	130,237	0	0
Increase/(decrease) in other liabilities	471,705	(866,513)	(223,486)
Non-operating grants, subsidies and contributions	(1,828,621)	(16,233,630)	(6,635,262)
Net cash from operating activities	5,498,381	1,246,854	1,307,793

17. TOTAL ASSETS CLASSIFIED BY FUNCTION AND ACTIVITY

	2021	2020	
	\$	\$	
0	0.000.000	4 004 000	
Governance	2,309,339	1,924,990	
General purpose funding	9,873,349	7,256,670	
Law, order, public safety	547,363	508,148	
Health	559,241	281,674	
Education and welfare	1,680,251	1,113,557	
Housing	9,114,131	7,950,870	
Community amenities	10,882,595	11,506,970	
Recreation and culture	20,148,322	15,973,662	
Transport	289,302,913	150,896,107	
Economic services	4,568,897	4,978,006	
Other property and services	1,488,528	3,198,848	
	350,474,929	205,589,502	

| 35

SHIRE OF DERBY / WEST KIMBERLEY
NOTE TO AND FORMING PART OF THE FINANCIAL REPORT
FOR THE YEAR ENDED 30 JUNE 2021

18. CONTINGENT LIABILITIES

The Shire of Derby / West Kimberley has in compliance with the *Contaminated Sites Act 2003* section 11 listed sites to be possible sources of contamination - details of those sites:

Derby Airport
Myalls Bore
Fitzroy Crossing Works Depot
Derby Works Depot
Derby Landfill Site
Derby Cemetery
Fitzroy Crossing Landfill Site
Fitzroy Crossing Cemetery
Camballin Cemetery
Camballin Landfill Sites

Until the Shire conducts an investigation to determine the presence and scope of contamination, assess the risk and agree with the Department of Water and Environment Regulation the need and criteria for remediation using on a risk based approach, the amount of the contingent liability is unknown. This approach is consistent with the Department of Water and Environment Regulation Guidelines.

19. ELECTED MEMBERS REMUNERATION

. LLLC I LD MILMIDLING INLIMITIALING I TON			
	2021	2021	2020
	Actual	Budget \$	Actual \$
Elected member - President	•	•	\$
President's annual allowance	62,727	65,000	47,045
Meeting attendance fees	22,125	16,500	23,458
Annual allowance for ICT expenses	, 0	750	1,333
	84,852	82,250	71,836
Elected member - Deputy President			
Deputy President's annual allowance	15,682	15,000	15,682
Meeting attendance fees	16,500	16,500	17,833
Annual allowance for ICT expenses	0	750	1,333
	32,182	32,250	34,848
Elected member - Member 1			
Meeting attendance fees	16,500	16,500	17,833
Annual allowance for ICT expenses	0	750	1,333
	16,500	17,250	19,166
Elected member - Member 2			
Meeting attendance fees	16,500	16,500	15,155
Annual allowance for ICT expenses	0	750	0
·	16,500	17,250	15,155
Elected member - Member 3	,	,	,
Meeting attendance fees	16,500	16,500	28,478
Annual allowance for ICT expenses	0	750	1,732
Travel and accommodation expenses	2,591	0	707
··-·-	19,091	17,250	30,917
Elected member - Member 4	,	,	,
Meeting attendance fees	16,500	16,500	12,501
Annual allowance for ICT expenses	1,333	750	933
Travel and accommodation expenses	0	0	299
Travol and accommodation expenses	17,833	17,250	13,733
Elected member - Member 5	,555	,200	10,100
Meeting attendance fees	16,500	16,500	12,501
Annual allowance for ICT expenses	0	750	933
Travel and accommodation expenses	120	0	0
riavor and accommodation expenses	16,620	17,250	13,434
Elected member - Member 6	10,020	17,200	10,404
Meeting attendance fees	16,500	16,500	12,850
Annual allowance for ICT expenses	0	750	933
Travel and accommodation expenses	0	0	350
Haver and accommodation expenses	16,500	17,250	14,133
Elected member - Member 7	10,500	17,230	14,133
	16 500	16 500	15 702
Meeting attendance fees	16,500	16,500	15,703
Annual allowance for ICT expenses	2.010	0	933
Travel and accommodation expenses	2,019	0	3,848
Floated warmban 0	18,519	16,500	20,484
Elected member 8			F 000
Meeting attendance fees	0	0	5,333
Annual allowance for ICT expenses	0	0	401
	0	0	5,734

| 36

19. ELECTED MEMBERS REMUNERATION

. ELECTED WEWDERS REWUNERATION			
	2021	2021	2020
	Actual \$	Budget	Actual \$
Elected member 9	•	•	a
			5.000
Meeting attendance fees	0	0	5,333
Annual allowance for ICT expenses	0	0	401
	0	0	5,734
Elected member 10			
Meeting attendance fees	0	0	5,333
Annual allowance for ICT expenses	0	0	401
	0	0	5,734
Elected member 11			
Meeting attendance fees	0	0	5,333
Annual allowance for ICT expenses	0	0	401
	0	0	5,734
	238,597	234,500	256,642
Fees, expenses and allowances to be paid or			
reimbursed to elected council members.			
President's allowance	62,727	65,000	47,045
Deputy President's allowance	15,682	15,000	15,682
Meeting attendance fees	154,125	148,500	177,644
Annual allowance for ICT expenses	1,333	6,000	11,067
Travel and accommodation expenses	4,730	0	5,204
	238,597	234,500	256,642
			,

20. RELATED PARTY TRANSACTIONS

Key Management Personnel (KMP) Compensation Disclosure

	2021	2020
The total of remuneration paid to KMP of the	Actual	Actual
Shire during the year are as follows:	\$	\$
Short-term employee benefits	1,388,739	1,717,281
Post-employment benefits	152,489	178,529
Other long-term benefits	89,956	156,156
Termination benefits	25,960	38,922
	1,657,144	2,090,888

Short-term employee benefits

These amounts include all salary, fringe benefits and cash bonuses awarded to KMP except for details in respect to fees and benefits paid to elected members which may be found above.

Post-employment benefits

These amounts are the current-year's estimated cost of providing for the Shire's superannuation contributions made during the year.

Other long-term benefits

These amounts represent long service benefits accruing during the year.

Termination benefits

These amounts represent termination benefits paid to KMP (Note: may or may not be applicable in any given year).

Transactions with related parties

Transactions between related parties and the Shire are on normal commercial terms and conditions, no more favourable than those available to other parties, unless otherwise stated.

No outstanding balances or provisions for doubtful debts or guaranties exist in relation to related parties at year end.

The following transactions occurred with related parties:	2021 Actual	2020 Actual
	\$	\$
Sale of goods and services Purchase of goods and services	4,566 38,740	13,110 0
Amounts outstanding from related parties: Trade and other receivables	505	5,656
Amounts payable to related parties: Trade and other payables	25,470	333,980

Related Parties

The Shire's main related parties are as follows:

i. Key management personnel

Any person(s) having authority and responsibility for planning, directing and controlling the activities of the entity, directly or indirectly, including any elected member, are considered key management personnel.

ii. Other Related Parties

An associate person of KMP was employed by the Shire under normal employment terms and conditions.

Any entity that is controlled by or over which KMP, or close family members of KMP, have authority and responsibility for planning, directing and controlling the activity of the entity, directly or indirectly, are considered related parties in relation to the Shire.

iii. Entities subject to significant influence by the Shire

An entity that has the power to participate in the financial and operating policy decisions of an entity, but does not have control over those policies, is an entity which holds significant influence. Significant influence may be gained by share ownership, statute or agreement.

| 38

| 39

SHIRE OF DERBY / WEST KIMBERLEY
NOTE TO AND FORMING PART OF THE FINANCIAL REPORT
FOR THE YEAR ENDED 30 JUNE 2021

21. RATING INFORMATION

(a) Rates												
		Number	2020/21 Actual	2020/21 Actual	2020/21 Actual	2020/21 Actual	2020/21 Actual	2020/21 Budget	2020/21 Budget	2020/21 Budget	2020/21 Budget	2019/20 Actual
RATE TYPE Differential general rate / general rate	Rate in \$	of Properties	Rate able Value	Rate Revenue	Interim Rates	Back Rates	Total Revenue	Rate Revenue	Interim Rate	Back Rate	Total Revenue	Total Revenue
oncitation stand				∨	(A	\$	50	₩.	\$		\$\$	\$
GRV General	12.5746	1,491	36,931,348	4,643,970	33,338	43,225	4,720,533	4,654,583	0	0	4,654,583	5,048,664
Unimproved valuations UV Pastoral UV Mining UV Other	6.0373	103	57,911,187 3,525,185 0	3,496,272 425,652 0	(1,508,376) (27,713)	61,619 (2,918) 0	2,049,515 395,021 0	3,496,272 427,803 0	5,000	5,000	3,496,272 437,803 0	1,000,898 927,196 278,696
Sub-Total Minimum payment	Minimum \$	1,641	98,367,720	8,565,894	8,565,894 (1,502,751)	101,926	7,165,069	8,578,658	5,000	5,000	8,588,658	7,255,454
Gross rental valuations GRV General	1,027	181	768,256	185,887	0	0	185,887	185,887	0	0	185,887	78,361
UV Pastoral UV Mining Sub-Total	1,027	8 97 286	89,180 155,025 1,012,461	8,216 61,110 255,213	000	000	8,216 61,110 255,213	10,270 66,150 262,307	0	000	10,270 66,150 262,307	1,817 55,011 135,189
Discounts/concessions (Note 21(b)) Total amount raised from general rate		1,927	99,380,181	8,821,107	8,821,107 (1,502,751)	101,926	7,420,282 (55,038) 7,365,244	8,840,965	5,000	5,000	8,850,965 (55,000) 8,795,965	7,390,643 (48,239) 7,342,404
SIGNIFICANT ACCOUNTING POLICIES Rates Control over assets acquired from rates is obtained at the commencement of the rating period.	tained at the											
Prepaid rates are, until the taxable event has occurred (start of the next financial year), refundable at the request of the ratepayer. Rates received in advance are initially recognised as a financial liability. When the taxable event occurs, the financial liability is extinguished and the Shire recognises revenue for the prepaid rates that have not been refunded.	occurred (sta uest of the rat nised as a fina inancial liabilit ue for the prep	rt of epayer. ncial y is										

40

SHIRE OF DERBY / WEST KIMBERLEY
NOTE TO AND FORMING PART OF THE FINANCIAL REPORT
FOR THE YEAR ENDED 30 JUNE 2021

21. RATING INFORMATION (Continued)

(b) Discounts, Incentives, Concessions, & Write-offs

Rates Discounts							
Rate or Fee				2021	2021	2020	
Discount Granted		Discount	Discount	Actual	Budget	Actual (Circumstances in which Discount is Granted
Discount		%	49 0	\$ 55.038	\$ 55.000	\$ 48.239	
Waivers or Concessions				55,038	55,000	48,239	
Rate or Fee and Charge to which the Waiver or Concession is Granted	Type	Discount	Discount	2021 Actual	2021 Budget	2020 Actual	
Rates concessions Royal Flying Doctor Service	కి క	% 0.00% 100.00%	\$ 161,300 0	0 0 ⊈	\$ 0 20,000	\$ 161,300 30,805	
50% of facility hire fees	Waiver	%00.09	0	650	22,000	5,920 198,025	
Total discounts/concessions				55,688	77,000	246,264	
Rate or Fee and Charge to which the Waiver or Concession is Granted	Circumstances in which the Waiver or Concession is Granted and to whom it was available	in which oncession is whom it was		- 0	Objects of the Waiver or Concession		Reasons for the Waiver or Concession
Rates concessions	Concession to a vacant parcelsof land outside th minimum rated and one basis of a reduced area	Concession to a vacant island which is minimum rates, two parcelsof land outside the town boundary which are minimum rated and one rural property which is rated n the basis of a reduced area.	is minimum ndary which a ty which is rat		To allow for limited	services provic	To allow for limited services provided and cultural related matters.
Royal Flying Doctor Service		100% of landing fees incurred by Royal Flying Doctor Service	yal Flying Do		To retain the RFDS	sevices in the	To retain the RFDS sevices in the community and acknowedge the vital community service.
50% of facility hire fees	50% of use for so staff.	50% of use for some community organisations and shire staff.	anisations an		To support clubs for of shire staff.	r contributions	To support clubs for contributions made to the community and to protect the health and lifestyle of shire staff.

21. RATING INFORMATION (Continued)

(b) Interest Charges & Instalments

		Instalment	Instalment	Unpaid Rates
	Date	Plan	Plan	Interest
Instalment Options	Due	Admin Charge	Interest Rate	Rate
-		\$	%	%
Option One				
Single full payment	16/09/2020	0.00	0.00%	8.00%
Option Two				
First instalment	16/09/2020	15.00	5.50%	8.00%
Second instalment	18/01/2021	15.00	5.50%	8.00%
Option Three				
First instalment	16/09/2020	15.00	5.50%	8.00%
Second instalment	17/11/2020	15.00	5.50%	8.00%
Third instalment	18/01/2021	15.00	5.50%	8.00%
Fourth instalment	22/03/2021	15.00	5.50%	8.00%
		2021	2021	2020
		Actual	Budget	Actual
		\$	\$	\$
Interest on unpaid rates		209,146	200,000	467,066
Interest on instalment plan		29,396	18,000	16,773
Charges on instalment plan		11,760	12,000	12,210
		250,302	230,000	496,049

| 41

2020/21

SHIRE OF DERBY / WEST KIMBERLEY
NOTE TO AND FORMING PART OF THE FINANCIAL REPORT
FOR THE YEAR ENDED 30 JUNE 2021

22. RATE SETTING STATEMENT INFORMATION

			2020/21	
		2020/21	Budget	2019/20
		(30 June 2021	(30 June 2021	(30 June 2020
		Carried	Carried	Carried
	Note	Forward)	Forward)	Forward
	14010	\$	\$	\$
(a) Non-cash amounts excluded from operating activities		•	•	•
The following non-cash revenue or expenditure has been excluded from amounts attributable to operating activities within the Rate Setting Statement in accordance with <i>Financial Management Regulation</i> 32.				
Adjustments to operating activities				
Less: Profit on asset disposals	9(a)	(28,788)	(41,258)	0
Movement in liabilities associated with restricted cash	. ,	402,441	Ó	0
Movement in pensioner deferred rates (non-current)		15,140	0	(22,074)
Movement in employee benefit provisions (non-current)		78,375	0	(27, 133)
Movement in other provisions (non-current)		130,237	0	(331,914)
Add: Loss on disposal of assets Add: Loss on revaluation of fixed assets	9(a)	199,314	203,559	0
Add: Loss on revaluation of fixed assets Add: Depreciation on non-current assets	8(a) 9(b)	1,394,281 7,414,109	7,454,631	7,721,744
Non cash amounts excluded from operating activities	9(D)	9,605,109	7,616,932	7,340,623
(b) Surplus/(deficit) after imposition of general rates		-,,	.,,	.,
The following current assets and liabilities have been excluded from the net current assets used in the Rate Setting Statement in accordance with <i>Financial Management Regulation 32</i> to agree to the surplus/(deficit) after imposition of general rates.				
Adjustments to net current assets				
Less: Reserves - cash backed	4	(975,801)	(1,110,801)	(1,502,654)
Add: Current liabilities not expected to be cleared at end of year		` , , ,		
- Current portion of borrowings	13(a)	368,840	18,697	373,274
- Employee benefit provisions		402,441	452,441	0
Total adjustments to net current assets		(204,520)	(639,663)	(1,129,380)
Net current assets used in the Rate Setting Statement				
Total current assets		11,688,096	5,937,047	10,114,802
Less: Total current liabilities		(5,694,098)	(5,297,384)	(5,143,511)
Less: Total adjustments to net current assets		(204,520)	(639,663)	(1,129,380)
Net current assets used in the Rate Setting Statement		5,789,478	0	3,841,911

23. FINANCIAL RISK MANAGEMENT

This note explains the Shire's exposure to financial risks and how these risks could affect the Shire's future financial performance.

Risk	Exposure arising from	Measurement	Management
Market risk - interest rate	Long term borrowings at variable rates	Sensitivity analysis	Utilise fixed interest rate borrowings
Credit risk	Cash and cash equivalents, trade receivables, financial assets and	0 0 ,	Diversification of bank deposits, credit limits. Investment policy
Liquidity risk	Borrowings and other liabilities	Rolling cash flow forecasts	Availability of committed credit lines and borrowing facilities

The Shire does not engage in transactions expressed in foreign currencies and is therefore not subject to foreign currency risk.

Financial risk management is carried out by the finance area under policies approved by the Council. The finance area identifies, evaluates and manages financial risks in close co-operation with the operating divisions. Council have approved the overall risk management policy and provide policies on specific areas such as investment policy.

(a) Interest rate risk

Cash and cash equivalents

The Shire's main interest rate risk arises from cash and cash equivalents with variable interest rates, which exposes the Shire to cash flow interest rate risk. Short term overdraft facilities also have variable interest rates however these are repaid within 12 months, reducing the risk level to minimal.

Excess cash and cash equivalents are invested in fixed interest rate term deposits which do not expose the Shire to cash flow interest rate risk. Cash and cash equivalents required for working capital are held in variable interest rate accounts and non-interest bearing accounts. Carrying amounts of cash and cash equivalents at the 30 June and the weighted average interest rate across all cash and cash equivalents and term deposits held disclosed as financial assets at amortised cost are reflected in the table below.

	Weighted Average Interest Rate %	Carrying Amounts	Fixed Interest Rate	Variable Interest Rate	Non Interest Bearing
2021					
Cash and cash equivalents	0.16%	8,934,223	1,272,289	7,588,849	73,085
2020 Cash and cash equivalents	0.90%	6,235,956	1,000,000	5,189,426	46,530

Sensitivity

Profit or loss is sensitive to higher/lower interest income from cash and cash equivalents as a result of changes in interest rates.

2021
2020
\$
Impact of a 1% movement in interest rates on profit and loss and equity*
88,611
61,895

* Holding all other variables constant

Borrowings

Borrowings are subject to interest rate risk - the risk that movements in interest rates could adversely affect funding costs. The Shire manages this risk by borrowing long term and fixing the interest rate to the situation considered the most advantageous at the time of negotiation. The Shire does not consider there to be any interest rate risk in relation to borrowings. Details of interest rates applicable to each borrowing may be found at Note 13(b).

| 43

23. FINANCIAL RISK MANAGEMENT (Continued)

(b) Credit risk

Trade and Other Receivables

The Shire's major receivables comprise rates annual charges and user fees and charges. The major risk associated with these receivables is credit risk – the risk that the debts may not be repaid. The Shire manages this risk by monitoring outstanding debt and employing debt recovery policies. It also encourages ratepayers to pay rates by the due date through incentives.

Credit risk on rates and annual charges is minimised by the ability of the Shire to recover these debts as a secured charge over the land, that is, the land can be sold to recover the debt. Whilst the Shire was historically able to charge interest on overdue rates and annual charges at higher than market rates, which further encourage payment.

The level of outstanding receivables is reported to Council monthly and benchmarks are set and monitored for acceptable collection performance.

The Shire applies the AASB 9 simplified approach to measuring expected credit losses using a lifetime expected loss allowance for all trade receivables. To measure the expected credit losses, rates receivable are separated from other trade receivables due to the difference in payment terms and security for rates receivable.

The expected loss rates are based on the payment profiles of rates and fees and charges over a period of 36 months before 1 July 2020 or 1 July 2021 respectively and the corresponding historical losses experienced within this period. Historical credit loss rates are adjusted to reflect current and forward-looking information on macroeconomic factors such as the ability of ratepayers and residents to settle the receivables. Housing prices and unemployment rates have been identified as the most relevant factor in repayment rates, and accordingly adjustments are made to the expected credit loss rate based on these factors.

The loss allowance as at 30 June 2021 for rates receivable was determined as follows:

	Current	More than 1 year past due	More than 2 years past due	More than 3 years past due	Total
30 June 2021					
Rates receivable					
Expected credit loss	0.46%	7.39%	10.88%	74.47%	
Gross carrying amount	963,589	522,189	255,964	533,121	2,274,863
Loss allowance	5,095	38,599	27,854	397,002	468,550
30 June 2020					
Rates receivable					
Expected credit loss	0.10%	0.72%	1.31%	56.64%	
Gross carrying amount	169,945	1,134,394	664,239	1,106,415	3,074,993
Loss allowance	190	8,168	8,702	658,320	675,380

The loss allowance as at 30 June 2021 and 30 June 2020 was determined as follows for trade receivables.

		More than 30	More than 60	More than 90	
	Current	days past due	days past due	days past due	Total
30 June 2021					
Trade and other receivables					
Expected credit loss	0.87%	0.88%	0.99%	80.57%	
Gross carrying amount	401,750	138,312	88,379	448,982	1,077,423
Loss allowance	3,976	1,216	876	361,767	367,835
30 June 2020					
Trade and other receivables					
Expected credit loss	0.10%	0.16%	0.59%	73.93%	
Gross carrying amount	820,565	163,831	63,839	304,189	1,352,424
Loss allowance	817	262	377	224,892	226,348

| 44

23. FINANCIAL RISK MANAGEMENT (Continued)

(c) Liquidity risk

Payables and borrowings

Payables and borrowings are both subject to liquidity risk – that is the risk that insufficient funds may be on hand to meet payment obligations as and when they fall due. The Shire manages this risk by monitoring its cash flow requirements and liquidity levels and maintaining an adequate cash buffer. Payment terms can be extended and overdraft facilities drawn upon if required and disclosed in Note 13(d).

The contractual undiscounted cash flows of the Shire's payables and borrowings are set out in the liquidity table below. Balances due within 12 months equal their carrying balances, as the impact of discounting is not significant.

	Due within 1 year	Due between 1 & 5 years	Due after 5 years	Total contractual cash flows	Carrying values
2021	\$	\$	\$	\$	\$
Payables	3,745,714	0	0	3,745,714	3,745,714
Borrowings	484,644	2,339,353	1,186,008	4,010,005	3,435,361
Contract liabilities	1,001,277	0	0	1,001,277	1,001,277
	5,231,635	2,339,353	1,186,008	8,756,996	8,182,352
2020					
Payables	3,681,924	0	0	3,681,924	3,681,924
Borrowings	501,859	2,367,333	1,642,671	4,511,863	3,808,635
Contract liabilities	529,572	0	0	529,572	529,572
	4,713,355	2,367,333	1,642,671	8,723,359	8,020,131

24. EVENTS OCCURRING AFTER THE END OF THE REPORTING PERIOD

No subsequent events were noted that require disclosure.

| 46

| 47

SHIRE OF DERBY / WEST KIMBERLEY
NOTE TO AND FORMING PART OF THE FINANCIAL REPORT
FOR THE YEAR ENDED 30 JUNE 2021

25. TRUST FUNDS

Funds held at balance date which are required to be held in trust and which are not included in the financial statements are as follows:

	1 July 2020	Amounts Received	Amounts Paid	30 June 2021
	\$	\$	\$	\$
Public open space	295,891	0	0	295,891
	295 891	0	0	295 891

26. OTHER SIGNIFICANT ACCOUNTING POLICIES

a) Goods and services tax (GST)

Revenues, expenses and assets are recognised net of the amount of GST, except where the amount of GST incurred is not recoverable from the Australian Taxation Office (ATO).

Receivables and payables are stated inclusive of GST receivable or payable. The net amount of GST recoverable from, or payable to, the ATO is included with receivables or payables in the statement of financial position.

Cash flows are presented on a gross basis. The GST components of cash flows arising from investing or financing activities which are recoverable from, or payable to, the ATO are presented as operating cash flows.

b) Current and non-current classification

The asset or liability is classified as current if it is expected to be settled within the next 12 months, being the Shire's operational cycle. In the case of liabilities where the Shire does not have the unconditional right to defer settlement beyond 12 months, such as vested long service leave, the liability is classified as current even if not expected to be settled within the next 12 months. Inventories held for trading are classified as current or non-current based on the Shire's intentions to release for sale.

c) Rounding off figures

All figures shown in this annual financial report, other than a rate in the dollar, are rounded to the nearest dollar. Amounts are presented in Australian Dollars

d) Comparative figures

Where required, comparative figures have been adjusted to conform with changes in presentation for the current financial year

When the Shire applies an accounting policy retrospectively, makes a retrospective restatement or reclassifies items in its financial statements that has a material effect on the statement of financial position, an additional (third) statement of financial position as at the beginning of the preceding period in addition to the minimum comparative financial statements is

e) Budget comparative figures

Unless otherwise stated, the budget comparative figures shown in this annual financial report relate to the original budget estimate for the relevant item of

f) Superannuation The Shire contributes to a number of Superannuation Funds on behalf of employees. All funds to which the Shire contributes are defined contribution

g) Fair value of assets and liabilities

Fair value is the price that the Shire would receive to sell the asset or would have to pay to transfer a liability, in an orderly (i.e. unforced) transaction between independent, knowledgeable and willing market participants at the

As fair value is a market-based measure, the closest equivalent observable market pricing information is used to determine fair value. Adjustments to market values may be made having regard to the characteristics of the specific asset or liability. The fair values of assets that are not traded in an active market are determined using one or more valuation techniques. The valuation techniques maximise, to the extent possible, the use of observable market data

To the extent possible, market information is extracted from either the principal market for the asset or liability (i.e. the market with the greatest volume and level of activity for the asset or liability) or, in the absence of such a market, the most advantageous market available to the entity at the end of the reporting period (i.e. the market that maximises the receipts from the sale of the asset after taking into account transaction costs and

For non-financial assets, the fair value measurement also takes into account a market participant's ability to use the asset in its highest and best use or to sell it to another market participant that would use the asset in its highest and best use

AASB 13 requires the disclosure of fair value information by level of the fair value hierarchy, which categorises fair value measurement into one of three possible levels based on the lowest level that an input that is significant to the measurement can be categorised into as follows:

Measurements based on quoted prices (unadjusted) in active markets for identical assets or liabilities that the entity can access at the measurement

Measurements based on inputs other than quoted prices included in Level 1 that are observable for the asset or liability, either directly or indirectly.

Measurements based on unobservable inputs for the asset or liability.

The fair values of assets and liabilities that are not traded in an active market are determined using one or more valuation techniques. These valuation techniques maximise, to the extent possible, the use of observable market data. If all significant inputs required to measure fair value are observable, the asset or liability is included in Level 2. If one or more significant inputs are not based on observable market data, the asset or liability is included in Level 3.

The Shire selects a valuation technique that is appropriate in the circumstances and for which sufficient data is available to measure fair value. The availability of sufficient and relevant data primarily depends on the specific characteristics of the asset or liability being measured. The valuation techniques selected by the Shire are consistent with one or more of the following valuation approaches

Valuation techniques that use prices and other relevant information generated by market transactions for identical or similar assets or liabilities.

Income approach

Valuation techniques that convert estimated future cash flows or income and expenses into a single discounted present value

Valuation techniques that reflect the current replacement cost of the service capacity of an asset

Each valuation technique requires inputs that reflect the assumptions that buyers and sellers would use when pricing the asset or liability, including assumptions about risks. When selecting a valuation technique, the Shire gives priority to those techniques that maximise the use of observable inputs and minimise the use of unobservable inputs. Inputs that are developed using market data (such as publicly available information on actual transactions) and reflect the assumptions that buyers and sellers would generally use when pricing the asset or liability are considered observable, whereas inputs for which market data is not available and therefore are developed using the best information available about such assumptions are considered unobservable.

In accordance with Australian Accounting Standards the Shire's cash generating non-specialised assets, other than inventories, are assessed at each reporting date to determine whether there is any indication they may be impaired.

Where such an indication exists, an impairment test is carried out on the asset by comparing the recoverable amount of the asset, being the higher of the asset's fair value less costs to sell and value in use, to the asset's carrying amount.

Any excess of the asset's carrying amount over its recoverable amount is recognised immediately in profit or loss, unless the asset is carried at a revalued amount in accordance with another Standard (e.g. AASB 116) whereby any impairment loss of a revalued asset is treated as a revaluation decrease in accordance with that other Standard

For non-cash generating specialised assets that are measured under the revaluation model ,such as roads, drains, public buildings and the like, no annual assessment of impairment is required. Rather AASB 116.31 applies and revaluations need only be made with sufficient regulatory to ensure the carrying value does not differ materially from that which would be determined using fair value at the end of the reporting period.

148

27. ACTIVITIES/PROGRAMS

Shire operations as disclosed in these financial statements encompass the following service orientated activities/programs.

PROGRAM NAME AND OBJECTIVES GOVERNANCE	ACTIVITIES
To provide a decision making process for the efficient allocation of scarce resources.	Administration and operation of facilities and services to members of council. Other costs that relate to the tasks of assisting elected members and ratepayers on matters which do not concern specific council services.
GENERAL PURPOSE FUNDING	
To collect revenue to allow for the provision of services.	Rates, general purpose government grants and interest revenue.
LAW, ORDER, PUBLIC SAFETY	
To provide services to help ensure a safer and environmentally conscious community.	Supervision of various by-laws, fire prevention, emergency services and animal control.
HEALTH	
To provide an operational framework for environmental and community health.	Food quality and pest control, inspection of abattoir and operation of child health clinic, analytical testing and environmental health administration.
EDUCATION AND WELFARE	
To provide services to disadvantaged persons, the elderly, children and youth.	Year round care, housing for the aged and educational services.
HOUSING	
Help ensure adequate housing.	Management and maintenance of staff and rental housing.
COMMUNITY AMENITIES	
To provide services required by the community.	Rubbish collections, recycling, refuse site operations, litter control, administration of the town planning scheme, cemetery operations, public toilet facilities, sewerage and protection of the environment.
RECREATION AND CULTURE	
To establish and effectively manage	Maintenance and operation of the Town Hall, the aquatic centre, recreation centre,
infrastructure and resources which help the social well being of the community.	library, community arts program, cultural activities and various services.
TRANSPORT	
To provide safe, effective and efficient	Construction and maintenance of streets, roads, bridges, footpaths, street lighting, traffic
transport services to the community.	management and airport. Purchase and disposal of Council's road plant, parking control and police licensing.
ECONOMIC SERVICES	
To help promote the Shire and its economic well being.	Building control, saleyards, tourism and area promotion, standpipes and pest control.
OTHER PROPERTY AND SERVICES	
To monitor and control the Shire's overheads operating accounts.	Private works operations, plant repairs and operation costs, stock and materials, property leases and rental, salaries and wages for council employees.

| 49

| 50

SHIRE OF DERBY / WEST KIMBERLEY
NOTE TO AND FORMING PART OF THE FINANCIAL REPORT
FOR THE YEAR ENDED 30 JUNE 2021

28. FINANCIAL RATIOS		2021 Actual	2020 Actual	2019 Actual		
Current ratio Asset consumption ratio Asset renewal funding ratio Asset sustainability ratio Debt service cover ratio Operating surplus ratio Own source revenue coverage ratio The above ratios are calculated as follows:		1.84 1.00 N/A 0.48 5.95 (0.40) 0.46	1.71 0.87 N/A 0.53 0.38 (0.48) 0.48	0.66 0.96 N/A 1.31 3.56 (0.54) 0.47		
Current ratio	current assets minus restricted assets current liabilities minus liabilities associated with restricted assets					
Asset consumption ratio	depreciated replacement costs of depreciable assets current replacement cost of depreciable assets					
Asset renewal funding ratio	NPV of planned capital renewal over 10 years NPV of required capital expenditure over 10 years					
Asset sustainability ratio	capital renewal and replacement expenditure depreciation					
Debt service cover ratio	annual operating surplus before interest and depreciation principal and interest					
Operating surplus ratio	operating revenue minus operating expenses own source operating revenue					
Own source revenue coverage ratio	own source operating revenue operating expense					

8 NEW BUSINESS OF AN URGENT NATURE

MOTION

COMMITTEE RESOLUTION AC100/22

Moved: Cr Peter McCumstie

Seconded: Cr Pat Riley

That the Audit Committee accepts item 8.1 - 2022/23 Budget – First Quarter Review as urgent items in accordance with Clause 3.11 of the Shire of Derby – West Kimberley Standing Orders Local Law.

<u>In Favour:</u> Crs Geoff Haerewa, Peter McCumstie, Pat Riley and Andrew Twaddle

Against: Nil

CARRIED 4/0

SUSPENSION OF STANDING ORDERS

COMMITTEE RESOLUTION AC101/22

Moved: Cr Geoff Haerewa Seconded: Cr Peter McCumstie

A motion was moved that the Audit Committee suspend standing orders.

<u>In Favour:</u> Crs Geoff Haerewa, Peter McCumstie, Pat Riley and Andrew Twaddle

Against: Nil

CARRIED 4/0

RESUMPTION OF STANDING ORDERS

COMMITTEE RESOLUTION AC102/22

COMMITTEE RESOLUTION AC103/22

Moved: Cr Peter McCumstie Seconded: Cr Geoff Haerewa

A motion was moved that the Audit Committee resume standing orders.

<u>In Favour:</u> Crs Geoff Haerewa, Peter McCumstie, Pat Riley and Andrew Twaddle

Against: Nil

CARRIED 4/0

8.1 2022/23 BUDGET - FIRST QUARTER REVIEW

File Number: 5120

Author: Alan Thornton, Acting Director of Corporate Services

Responsible Officer: Amanda Dexter, Chief Executive Officer

Authority/Discretion: Executive

SUMMARY

A review of actuals against the 2022/23 Budget has been conducted as at 30 September 2022. A number of amendments been proposed.

DISCLOSURE OF ANY INTEREST

Nil by Author and Responsible Officer.

BACKGROUND

Whilst not a legislative requirement, it is good practice to regularly review budgets to ensure they reflect any changes that occur through the year. The Shire administration is keen to ensure that Council is appropriately informed of the detailed running of the organisation and the financial situation. A quarterly review is a best practice initiative.

STATUTORY ENVIRONMENT

There is no statutory requirement to conduct more than the half year review.

POLICY IMPLICATIONS

Nil.

FINANCIAL IMPLICATIONS

This budget review is designed to ensure that the budget remains current due to changing circumstances. A number of amendments are requested and are listed below and detailed in the attachment – Note 2.

Program	Increase/(Decrease)
Law, order, public safety	\$62,287
Recreation and culture	\$388,426
Economic services	\$85,000
Capital	
Non-operating grants, subsidies and contributions	\$3,578,352
Purchase plant and equipment	(\$225,826)
Purchase and construction of infrastructure - roads	(\$1,146,680)

Purchase and construction of infrastructure - other	(\$67,200)

STRATEGIC IMPLICATIONS

GOAL	OUR PRIORITIES	WE WILL
1. Leadership and Governance	1.2 Capable, inclusive and effective organisation	1.2.2 Provide strong governance

RISK MANAGEMENT CONSIDERATIONS

RISK	LIKELIHOOD	CONSEQUENCE	RISK ANALYSIS	MITIGATION
Organisation's Operations:	Possible	Moderate	Medium	Regularly reviewing the annual budget ensures
Non approval of the budget review would result in significant delays to achieving deliverables				that this important plan is updated for changing circumstances.

CONSULTATION

This review was conducted in consultation with relevant staff members and the executive team.

COMMENT

This is the first of the planned quarterly reviews. It should be noted that the opening surplus as shown is very much subject to change as the 2021/22 audit has not been completed and it may result in amendments.

VOTING REQUIREMENT

Simple majority

ATTACHMENTS

1. 2022-2023 Budget - First Quarter Review

COMMITTEE RESOLUTION AC104/22

Moved: Cr Geoff Haerewa Seconded: Cr Peter McCumstie

That the Audit Committee recommends that Council:

1. Receives the attached first quarter review of the 2022/2023 Budget, and

2. Authorises the requested amendments.

<u>In Favour:</u> Crs Geoff Haerewa, Peter McCumstie, Pat Riley and Andrew Twaddle

Against: Nil

CARRIED 4/0

SHIRE OF DERBY WEST KIMBERLEY

DRAFT BUDGET REVIEW REPORT

FOR THE PERIOD ENDED 30 SEPTEMBER 2022

LOCAL GOVERNMENT ACT 1995
LOCAL GOVERNMENT (FINANCIAL MANAGEMENT) REGULATIONS 1996

TABLE OF CONTENTS

Statement of Budget Review by Nature or Type

Statement of Budget Review by Program

Note 1 Basis of Preparation

Note 2 Budget Amendments

| 1

SHIRE OF DERBY WEST KIMBERLEY STATEMENT OF BUDGET REVIEW (NATURE OR TYPE) FOR THE PERIOD ENDED 30 SEPTEMBER 2022

	_	Budget v Actual			Predicted	
	Note	Adopted Budget (a)	YTD Actual (b)	Variance Permanent (c)	Variance Timing (Carryover) (d)	Year End (a)+(c)+(d)
OPERATING ACTIVITIES		\$	\$	\$	\$	\$
Net current assets at start of financial year surplus/(deficit) Estimated		7,668,065	4,992,706	(2,675,359)	0	4,992,706
Revenue from operating activities (excluding rates)						
Operating grants, subsidies and contributions		5,565,182	1,251,543	140,723	0	5,705,905
Fees and charges		5,003,258	2,920,553	0	0	5,003,258
Interest earnings		188,912	62,741	0	0	188,912
Other revenue		694,155	56,666	394,990	0	1,089,145
Profit on asset disposals				0	0	0
·	-	11,451,507	4,291,503	535,713	0	11,987,220
Expenditure from operating activities						
Employee costs		(11,936,453)	(2,327,657)	0	0	(11,936,453)
Materials and contracts		(10,541,715)	(1,621,177)	0	0	(10,541,715)
Utility charges		(911,688)	(224,722)		0	(911,688)
Depreciation on non-current assets		(7,131,200)	0		0	(7,131,200)
Interest expenses		(102,989)	(7,320)		0	(102,989)
Insurance expenses		(1,342,900)	(853,381)		0	(1,342,900)
Other expenditure		(633,708)	(68,405)	0	0	(633,708)
Loss on asset disposals	_			0	0	0
		(32,600,653)	(5,102,662)	0	0	(32,600,653)
Non-cash amounts excluded from operating activities	_	7,131,200	(130,237)	0	0	7,131,200
Amount attributable to operating activities		(6,349,881)	4,051,310	(2,139,646)	0	(8,489,527)
INVESTING ACTIVITIES						
Non-operating grants, subsidies and contributions		19,555,173	1,078,355	3,579,352	0	23,134,525
Purchase land and buildings		(22,886,426)	(2,876,126)	0	0	(22,886,426)
Purchase plant and equipment				(225,826)	0	(225,826)
Purchase and construction of infrastructure-roads				(1,146,680)	0	(1,146,680)
Purchase and construction of infrastructure-other				(67,200)	0	(67,200)
Proceeds from disposal of assets	_			0	0	0
		(3,331,253)	(1,797,771)	2,139,646	0	(1,191,607)
FINANCING ACTIVITIES						
Repayment of debentures		(381,779)	(25,297)		0	(381,779)
Proceeds from new borrowings		1,000,000	,,/		0	1,000,000
Transfers to cash backed reserves (restricted assets)					0	0
Transfers from cash backed reserves (restricted assets)		474,476			0	474,476
Amount attributable to financing activities	-	1,092,697	(25,297)	0	0	1,092,697
Budget deficiency before general rates	-	(8,588,437)	2.228.242	0		(8,588,437)
Estimated amount to be raised from general rates	-	8,588,437	8,596,728		0	8,588,437
Closing funding surplus(deficit)	3 (c)	0,000,407	10,824,970	0		0,000,407

SHIRE OF DERBY WEST KIMBERLEY STATEMENT OF BUDGET REVIEW (STATUTORY REPORTING PROGRAM) FOR THE PERIOD ENDED 30 SEPTEMBER 2022

		Budget v Actual			Predicted	
		Adopted			Variance	
		Annual Budget	YTD Actual	Variance Permanent	Timing (Carryover)	Year End
	Note	(a)	(b)	(c)	(d)	(a)+(c)+(d)
OPERATING ACTIVITIES		\$	\$	\$	\$	\$
Net current assets at start of financial year surplus/(deficit) Estimated		7,668,065	4,992,706	(2,675,359)	0	4,992,706
Revenue from operating activities (excluding rates)						
Governance		3,750	0		0	3,750
General purpose funding		3,375,611	827,620	62.207	0	3,375,611
Law, order, public safety Health		163,950	2,423	62,287	0	226,237 706,516
Education and welfare		706,516 1,089,770	186,307 33,385		0	1,089,770
Housing		108,800	32,818		0	108,800
Community amenities		2,195,272	2,177,723		0	2,195,272
Recreation and culture		464,872	63,693	388,426	0	853,298
Transport		2,285,000	811,687		0	2,285,000
Economic services		57,000	43728	85,000	0	142,000
Other property and services		82,504	18,438		0	82,504
Former diagram from a constitution and tribitation		10,533,045	4,197,822	535,713	0	11,068,758
Expenditure from operating activities Governance		(1,670,237)	(153,246)		0	(1,670,237)
General purpose funding		(434,987)	(40,457)		0	(434,987)
Law, order, public safety		(770,307)	(78,948)		0	(770,307)
Health		(1,460,607)	(198,246)		0	(1,460,607)
Education and welfare		(858,372)	(183,645)		0	(858,372)
Housing		(597,445)	(90,554)		0	(597,445)
Community amenities		(4,082,207)	(395,294)		0	(4,082,207)
Recreation and culture		(6,663,225)	(772,182)		0	(6,663,225)
Transport		(9,934,288)	(776,112)		0	(9,934,288)
Economic services Other property and services		(1,323,943)	(76,332)		0	(1,323,943) (139,722)
Other property and services	-	(139,722) (27,935,340)	(1,366,725)	0	0	(27,935,340)
		(21,333,340)	(4,131,141)	Ü	Ū	(21,333,340)
Non-cash amounts excluded from operating activities		7,131,200	(130,237)	0	0	7,131,200
Amount attributable to operating activities		(2,603,030)	4,928,550	(2,139,646)	0	(4,742,676)
INVESTING ACTIVITIES						
Non-operating grants, subsidies and contributions		19,555,173	1,078,355	3,579,352	0	23,134,525
Purchase land and buildings		(22,886,426)	(2,876,126)	(225.026)	0	(22,886,426)
Purchase plant and equipment Purchase and construction of infrastructure - roads		0	0	(225,826)	0	(225,826)
Purchase and construction of infrastructure - roads		0	0	(1,146,680) (67,200)	0	(1,146,680) (67,200)
Proceeds from disposal of assets		0	0	(07,200)	0	0
		(3,331,253)	(1,797,771)	2,139,646	0	(1,191,607)
FINANCING ACTIVITIES						
Repayment of borrowings		1,000,000	(25,297)	0	0	1,000,000
Proceeds from new borrowings		0	0	0	0	0
Transfers to cash backed reserves (restricted assets)		0	0	0	0	0
Transfers from cash backed reserves (restricted assets)		474,476	(25,297)	0	0	474,476
Amount attributable to financing activities Budget deficiency before general rates		1,474,476 (8,588,437)	2,228,242	0	0	1,474,476 (4,459,807)
Estimated amount to be raised from general rates		8,588,437	8,596,728	0	0	8,588,437
Closing Funding Surplus(Deficit)	3 (c)	0	10,824,970	0	0	4,128,630

SHIRE OF DERBY WEST KIMBERLEY
NOTES TO AND FORMING PART OF THE BUDGET REVIEW REPORT
FOR THE PERIOD ENDED 30 SEPTEMBER 2022

1. BASIS OF PREPARATION

The budget review has been prepared in accordance with Australian Accounting Standards (as they apply to local governments and not-for-profit entities) and interpretations of the Australian Accounting Standards Board, and the Local Government Act 1995 and accompanying regulations.

The Local Government Act 1995 and accompanying Regulations take precedence over Australian Accounting Standards where they are inconsistent.

The Local Government (Financial Management) Regulations 1996 specify that vested land is a right-of-use asset to be measured at cost. All right-of-use assets (other than vested improvements) under zero cost concessionary leases are measured at zero cost rather than at fair value. The exception is vested improvements on concessionary land leases such as roads, buildings or other infrastructure which continue to be reported at fair value, as opposed to the vested land which is measured at zero cost. The measurement of vested improvements at fair value is a departure from AASB 16 which would have required the Shire of Derby West Kimberley to measure any vested improvements at zero cost.

Accounting policies which have been adopted in the preparation of this budget review have been consistently applied unless stated otherwise. Except for cash flow and rate setting information, the budget review has been prepared on the accrual basis and is based on historical costs, modified, where applicable, by the measurement at fair value of selected non-current assets, financial assets and liabilities.

THE LOCAL GOVERNMENT REPORTING ENTITY

All funds through which the Shire of Derby West Kimberley controls resources to carry on its functions have been included in the financial statements forming part of this budget review.

In the process of reporting on the local government as a single unit, all transactions and balances between those Funds (for example, loans and transfers between Funds) have been eliminated.

All monies held in the Trust Fund are excluded from the financial statements.

CRITICAL ACCOUNTING ESTIMATES

The preparation of a budget review in conformity with Australian Accounting Standards requires management to make judgements, estimates and assumptions that effect the application of policies and reported amounts of assets and liabilities, income and expenses.

The estimates and associated assumptions are based on historical experience and various other factors that are believed to be reasonable under the circumstances; the results of which form the basis of making the judgements about carrying values of assets and liabilities that are not readily apparent from other sources. Actual results may differ from these estimates.

ROUNDING OFF FIGURES

All figures shown in this budget review are rounded to the nearest dollar.

2022-23 ACTUAL BALANCES

Balances shown in this budget review report as YTD Actual are as forecast at the time of budget review preparation and are subject to final adjustments.

BUDGET COMPARATIVE FIGURES

Unless otherwise stated, the budget comparative figures shown in the budget review relate to the original budget estimate for the relevant item of disclosure.

|4

Audit Committee Meeting Minutes 20 October 2022

2. BUDGET AMENDMENTS

Amendments to original budget since budget adoption. Surplus/(Deficit)

								No Change -				
Program	GL Account		Job					(Non Cash Items)		Decrease in	Amended Budget	
Name	C ode	Desc ription	Code		Description	Inc/Exp Analysis Summary	Classification	Adjust.	Available Cash	Available Cash	Running Balance	Comments
							Once to Secretary Profession			(0.675.050)	(0.075.050)	Decrease in opening surplus due to increased Flood Damage expenditure late June 2022. Offset by carry-over Flood Damage reimbursement in 2022-23.
General Purpose Funding	3030130	RATES - Rates General				General Rates	Opening Surplus (Deficit) General Rates			(2,675,359)		Reallocate Rates revenue between Rates accounts - zero net effect.
General Purpose Funding General Purpose Funding	3030133	RATES - Rates Minimums				General Rates	General Rates		495,000	(495,000)		Real ocate Rates revenue between Rates accounts - zero net effect.
Law & Order	3050201	ANIMAL - Reimbursements				Operating Grants, Subsidies & Contributions	Operating Income		12,287			Additional income from animal control activities.
Law & Order	3050210	ANIMAL - Grants				Operating Grants, Subsidies & Contributions	Operating Income		50.000			Additional income from animal control activities.
Recreation & Culture	3110301	REC - Reimbursements - Other Recreation				Operating Grants, Subsidies & Contributions	Operating Income		78.436			Additional Other Recreational reimbursement
Recreation & Culture	5110300	LRCI - Grant Funding 'Pool upgrades as part of LRCI Funding				Non-Operating Grants, Subsidies & Contributions	Capital Income		67.200			Increase in cash -Pool upgrades as part of additional LRCI Funding
Recreation & Culture	4110290	LRCI - Grant Funding 'Pool upgrades as part of LRCI Funding	PC034	Pool upgrades as part of LRCI Funding	LRCI Funded project	Material & Contracts	Capital Expenditure		01,200	(67.200)		Decrease in cash -Pool upgrades additional expenditure (LRCI funded).
Transport	4120140	Footpath and broken kerb - deferred	RC112	r our opyraness part or arter r unung	Footpath and broken kerb - deferred	Material & Contracts	Capital Expenditure		180.000	(01,200)		Decrease expenditure - Footpath and broken kerb works - deferred
Transport	5120212	Carry-Over Funding - Flood damage Reimbursement			Carry-Over Funding - Flood damage Reimbursement	Non-Operating Grants, Subsidies & Contributions	Capital Income		2,511,769			Increase in available cash due to carry-over 2021-22 Flood Damage reimbursements
Transport	5120202	Carry-Over Funding - Roads	RRG035	Clarendon Street (RRG)	Carry-Over Funding - Roads	Non-Operating Grants, Subsidies & Contributions	Capital Income		49.337			Increase in available cash due to carry-over Roads funding
Transport	5120204	Carry-Over Funding - Roads	R2R035	,	Carry-Over Funding - Roads	Non-Operating Grants, Subsidies & Contributions	Capital Income		150,000			Increase in available cash due to carry-over Roads funding
Transport	5120202	Carry-Over Funding - Roads	RRG113		Carry-Over Funding - Roads	Non-Operating Grants, Subsidies & Contributions	Capital Income		76,663			Increase in available cash due to carry-over Roads funding
Transport	5120204	Carry-Over Funding - Roads	R2R113		Carry-Over Funding - Roads	Non-Operating Grants, Subsidies & Contributions	Capital Income		142.331			Increase in available cash due to carry-over Roads funding
Transport	5120202	Carry-Over Funding - Roads	RRG 158		Carry-Over Funding - Roads	Non-Operating Grants, Subsidies & Contributions	Capital Income		120,492		695,956	Increase in available cash due to carry-over Roads funding
Transport	5120210	Carry-Over Funding - Roads	RC158	Cambalin Road	Carry-Over Funding - Roads	Non-Operating Grants, Subsidies & Contributions	Capital Income		52,000		747,956	Increase in available cash due to carry-over Roads funding
Transport	5120210	Carry-Over Funding - Roads	RC020	Cherrabun	Carry-Over Funding - Roads	Non-Operating Grants, Subsidies & Contributions	Capital Income		22,000		769,956	Increase in available cash due to carry-over Roads funding
Transport	5120210	Carry-Over Funding - Roads	RC017	Fossil Downs	Carry-Over Funding - Roads	Non-Operating Grants, Subsidies & Contributions	Capital Income		12,600		782,556	Increase in available cash due to carry-over Roads funding
Transport	5120210	Carry-Over Funding - Roads	RC014	Calwynyardah Noonkanbah (20/21)	Carry-Over Funding - Roads	Non-Operating Grants, Subsidies & Contributions	Capital Income		50,000		832,556	Increase in available cash due to carry-over Roads funding
Transport	5120210	Carry-Over Funding - Roads	RC165	Noonkan bah Milijiddee (20/21)	Carry-Over Funding - Roads	Non-Operating Grants, Subsidies & Contributions	Capital Income		15,000		847,556	Increase in available cash due to carry-over Roads funding
Transport	5120210	Carry-Over Funding - Roads	RC081	Gee Gully Koorabye (19/20)	Carry-Over Funding - Roads	Non-Operating Grants, Subsidies & Contributions	Capital Income		20,000		867,556	Increase in available cash due to carry-over Roads funding
Transport	5120210	Carry-Over Funding - Roads	RC081	Gee Gully Koorabye (18/19)	Carry-Over Funding - Roads	Non-Operating Grants, Subsidies & Contributions	Capital Income		10,000		877,556	Increase in available cash due to carry-over Roads funding
Transport	4120158	Carry-Over Funding - Roads	RC024	Silent Grove upgrades	Carry-Over Funding - Roads	Material & Contracts	Capital Expenditure			(270,427)	607,129	Decrease in available cash due to carry-over Roads expenditure
Transport	4120158	Carry-Over Funding - Roads	RC171	Bell Gorge Rd upgrades	Carry-Over Funding - Roads	Material & Contracts	Capital Expenditure			0	607,129	Decrease in available cash due to carry-over Roads expenditure
Transport	4120158	Carry-Over Funding - Roads	RC099	Leannard Gorge upgrades	Carry-Over Funding - Roads	Material & Contracts	Capital Expenditure			(9,875)	597,254	Decrease in available cash due to carry-over Roads expenditure
Transport	4120158	Carry-Over Funding - Roads	RRG035	Clarendon Street	Carry-Over Funding - Roads	Material & Contracts	Capital Expenditure			0	597,254	Decrease in available cash due to carry-over Roads expenditure
Transport	4120158	Carry-Over Funding - Roads	R2R035	Clarendon Street	Carry-Over Funding - Roads	Material & Contracts	Capital Expenditure			(121,403)	475,851	Decrease in available cash due to carry-over Roads expenditure
Transport	4120158	Carry-Over Funding - Roads	RRG113	Fitzroy street	Carry-Over Funding - Roads	Material & Contracts	Capital Expenditure			(24,663)	451,188	Decrease in available cash due to carry-over Roads expenditure
Transport	4120158	Carry-Over Funding - Roads	R2R113	Fitzroy street	Carry-Over Funding - Roads	Material & Contracts	Capital Expenditure			(12,331)	438,857	Decrease in available cash due to carry-over Roads expenditure
Transport	4120158	Carry-Over Funding - Roads	RRG 158	Cambalin Road	Carry-Over Funding - Roads	Material & Contracts	Capital Expenditure			(10,021)	428,836	Decrease in available cash due to carry-over Roads expenditure
Transport	4120158	Carry-Over Funding - Roads	R2R158	Cambalin Road	Carry-Over Funding - Roads	Material & Contracts	Capital Expenditure			0		Decrease in available cash due to carry-over Roads expenditure
Transport	4120158	Carry-Over Funding - Roads	RC158	Cambalin Road	Carry-Over Funding - Roads	Material & Contracts	Capital Expenditure			(10,000)		Decrease in available cash due to carry-over Roads expenditure
Transport	4120158	Carry-Over Funding - Roads	RC020	Cherrabun	Carry-Over Funding - Roads	Material & Contracts	Capital Expenditure			(110,000)		Decrease in available cash due to carry-over Roads expenditure
Transport	4120158	Carry-Over Funding - Roads	RC017	Fossil Downs	Carry-Over Funding - Roads	Material & Contracts	Capital Expenditure			(63,000)		Decrease in available cash due to carry-over Roads expenditure
Transport	4120158	Carry-Over Funding - Roads	RC014	Calwynyardah Noonkanbah (20/21)	Carry-Over Funding - Roads	Material & Contracts	Capital Expenditure			(250,000)		Decrease in available cash due to carry-over Roads expenditure
Transport	4120158	Carry-Over Funding - Roads	RC165	Noonkan bah Milijiddee (20/21)	Carry-Over Funding - Roads	Material & Contracts	Capital Expenditure			(75,000)		Decrease in available cash due to carry-over Roads expenditure
Transport	4120158	Carry-Over Funding - Roads	RC081	Gee Gully Koorabye (19/20)	Carry-Over Funding - Roads	Material & Contracts	Capital Expenditure			(60,000)		Decrease in available cash due to carry-over Roads expenditure
Transport	4120158	Carry-Over Funding - Roads	RC081	Gee Gully Koorabye (18/19)	Carry-Over Funding - Roads	Material & Contracts	Capital Expenditure			(30,000)		Decrease in available cash due to carry-over Roads expenditure
Transport	5120206	Fitroy Crossing Carpark LCRI				Non-Operating Grants, Subsidies & Contributions	Capital Income		279,960			Increase in cash -Fitzroy Carpark upgrades as part of ad ditional LRCI Funding
Transport	4120140		OC 020	Fitzroy Crossing - Carpark	LRCI Funded project	Material & Contracts	Capital Expenditure			(279,960)		Decrease in cash -Fitzroy upgra des additional expenditure (LRCI funded).
Transport	3120701	WATER - Reimbursements				Reimbursement Income - Operating	Capital Expenditure		309,990			Increase in cash - Kimberle y Mineral Sands insurance reimbursement
Economic Services	3120502	Department of Transport - additional income			Department of Transport - additional income	Other Revenue	Operating Income		85,000			Additional income - Department of Transport licensing/registration fees
Other Property & Services	2140202	Employee Costs				Employee Costs	Operating Expenditure			(281,033)		Reallocate Employee costs from Administration to Fitzroy Crossing Visitor Centre - net zero effect
Other Property & Services	2140202	Employee Costs				Employee Costs	Operating Expenditure			(49,180)		Reallocate Employee costs from Administration to Fitzroy Crossing Visitor Centre - net zero effect
Other Property & Services	2140202					Employee Costs	Operating Expenditure			(2,300)		Reallocate Employee costs from Administration to Fitzroy Crossing Visitor Centre - net zero effect
Other Property & Services	2140202	Employee Costs				Employee Costs	Operating Expenditure			(7,500)		Reallocate Employee costs from Administration to Fitzroy Crossing Visitor Centre - net zero effect
Other Property & Services	2130200	Employee Costs				Employee Costs	Operating Expenditure		281033			Real ocate Employee costs from Administration to Fitzroy Crossing Visitor Centre - net zero effect
Other Property & Services	2130200	Employee Costs				Employee Costs	Operating Expenditure		49180			Reallocate Employee costs from Administration to Fitzroy Crossing Visitor Centre - net zero effect
Other Property & Services	2130200	Employee Costs				Employee Costs	Operating Expenditure		2300			Reallocate Employee costs from Administration to Fitzroy Crossing Visitor Centre - net zero effect
Other Property & Services	2130200					Employee Costs	Operating Expenditure		7500	(40,000)		Real ocate Employee costs from Administration to Fitzroy Crossing Visitor Centre - net zero effect
Other Property & Services	4140330	Carry-Over Funding - Plant - Kubota F3690 72" Front Deck Mower x 2				Material & Contracts	Capital Expenditure			(40,000)		Decrease in available cash due to carry-over (Plant expenditure Price Includes trade ins P1827 and P107 \$15k)
Other Property & Services	4140330	Carry-Over Funding - Plant - Kubota B3150 HD Tractor & Impliments				Material & Contracts	Capital Expenditure			(30,300)		Decrease in available cash due to carry-over (Price Indudes trade in P903 \$15k).
Other Property & Services	4140330	Carry-Over Funding - Plant -Toyota Hilux Dual Cab Chassis as per Quote 35722				Material & Contracts	Capital Expenditure			(33,376)		Decrease in available cash due to carry-over Decrease in available cash due to carry-over
Other Property & Services	4140330	Carry-Over Funding - Plant -Toyota Hilux Dual Cab SR as per quote 35761				Material & Contracts	Capital Expenditure			(43,096) (54,788)		Decrease in available cash due to carry-over (net cost minus the trade-in).
Other Property & Services Other Property & Services	4140330	Carry-Over Funding - Plant -Toyota Landcruiser single cab tray back Carry-Over Funding - Plant -Ranger Pod				Material & Contracts Material & Contracts	Capital Expenditure Capital Expenditure			(54,788)		Decrease in available cash due to carry-over (Ranger Pod to come with vehicle).
		carry-Over Funding - Plant -Hanger Pod per Council Resolution				material & Contracts	Capital Expenditure		5,130,078	(5,130,078)		and the manager than one or any orest prompts to or or order Will Will City.
Amended Budget (asin rosition a	per Council Resolution						0	5,130,078	(5,130,078)	0	

Page 202

9 NEW AND EMERGING ITEMS FOR DISCUSSION

• Nil.

10 MATTERS FOR WHICH THE MEETING MAY BE CLOSED (CONFIDENTIAL MATTERS)

COMMITTEE RESOLUTION AC105/22

Moved: Cr Peter McCumstie Seconded: Cr Geoff Haerewa

That Council considers the confidential report(s) listed below in a meeting closed to the public in accordance with Section 5.23(2) of the Local Government Act 1995:

<u>In Favour:</u> Crs Geoff Haerewa, Peter McCumstie, Pat Riley and Andrew Twaddle

Against: Nil

CARRIED 4/0

10.1 RATES OUTSTANDING SEPTEMBER 2022

This matter is considered to be confidential under Section 5.23(2) - b, e(ii) and e(iii) of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with the personal affairs of any person, a matter that if disclosed, would reveal information that has a commercial value to a person, where the information is held by, or is about, a person other than the local government and a matter that if disclosed, would reveal information about the business, professional, commercial or financial affairs of a person, where the information is held by, or is about, a person other than the local government.

COMMITTEE RESOLUTION AC106/22

Moved: Cr Geoff Haerewa

Seconded: Cr Pat Riley

That the Audit Committee recommends that Council:

1. RECEIVES the report on outstanding rates and service charge debts by financial year to the end of September 2022.

<u>In Favour:</u> Crs Geoff Haerewa, Peter McCumstie, Pat Riley and Andrew Twaddle

Against: Nil

CARRIED 4/0

At 4:28 pm, Cr Pat Riley left the meeting.

At 4:28 pm, Cr Pat Riley returned to the meeting.

10.2 SUNDRY DEBTORS SEPTEMBER 2022

This matter is considered to be confidential under Section 5.23(2) - b, e(ii) and e(iii) of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with the personal affairs of any person, a matter that if disclosed, would reveal information that has a commercial value to a person, where the information is held by, or is about, a person other than the local government and a matter that if disclosed, would reveal information about the business, professional, commercial or financial affairs of a person, where the information is held by, or is about, a person other than the local government.

COMMITTEE RESOLUTION AC107/22

Moved: Cr Peter McCumstie Seconded: Cr Geoff Haerewa

That the Audit Committee recommends that Council:

 RECEIVES the information contained in the report detailing Sundry Debtors as at 30th September 2022.

<u>In Favour:</u> Crs Geoff Haerewa, Peter McCumstie, Pat Riley and Andrew Twaddle

Against: Nil

CARRIED 4/0 BY ABSOLUTE MAJORITY

COMMITTEE RESOLUTION AC108/22

Moved: Cr Geoff Haerewa Seconded: Cr Peter McCumstie

That Council moves out of Closed Council into Open Council.

<u>In Favour:</u> Crs Geoff Haerewa, Peter McCumstie, Pat Riley and Andrew Twaddle

Against: Nil

CARRIED 4/0

11 DATE OF NEXT MEETING

The next meeting of Audit Committee will be held Thursday, 17 November 2022 in the Council Chambers, Clarendon Street, Derby.

12 CLOSURE OF MEETING

The Presiding Member closed the meeting at 4:30pm.

These minutes were confirmed at a meeting on
Signed:
Presiding Person at the meeting at which these minutes were confirmed.
Date:

REPORTS

11 EXECUTIVE SERVICES

11.1 2020/2021 ANNUAL REPORT - ANNUAL GENERAL MEETING OF ELECTORS

File Number: 5151

Author: Neil Hartley, Director - Strategic Business

Responsible Officer: Amanda Dexter, Chief Executive Officer

Authority/Discretion: Executive

SUMMARY

For Council to consider and adopt the 2020-21 Annual Report and set a date for the Annual Electors Meeting.

DISCLOSURE OF ANY INTEREST

Nil by Author and Responsible Officer.

BACKGROUND

The Annual Financial Report was presented to the Audit Committee of 19 May 2022 and will be represented to the Audit Committee on Thursday 20 October 2022 (in its final form for confirmation). The Shire's Annual Report must include its Annual Financial Report. The Audit Committee minutes are presented to Council as part of the normal Council consideration process of minutes of the Committee meeting.

The Annual Report document is attached.

STATUTORY ENVIRONMENT

Local Government Act S. 5.53 and 5.54 (Annual reports) requires that local governments must prepare an annual report for each financial year and adopt it* no later than 31 December after that financial year. The Act sets out the required contents of the report (for example, a report from the president; an overview of the plan for the future of the district; the financial report for the financial year; and the auditor's report; amongst others).

Local Government Act S. 5.55 (Notice of annual reports) requires that local public notice of the availability of the annual report be provided as soon as practicable after the report has been accepted by Council, and **Local Government Act S.5.55A (Publication of annual reports) requires** the annual report to be posted onto shire's official website within 14 days after the report has been accepted by Council.

Item 11.1 Page 207

^{*} Absolute majority required.

Local Government Act S. 5.27 (Electors' general meetings) requires such a meeting to be held at least once every financial year, but not more than 56 days after the Council accepts the annual report.

Local Government Act S. 5.29 (Convening electors' meetings) outlines that at least 14 days' notice of the date, time, place and purpose of the meeting must be given.

Local Government Act S. 5.33 (Decisions made at electors' meetings) require that all decisions made at an electors' meeting are to be considered at the next practicable ordinary council meeting. If at a meeting of the council a local government makes a decision in response to a decision made at an electors' meeting, the reasons for the decision are to be recorded in the minutes of the council meeting.

The Local Government (Administration) Regulations #16. (Matters to be discussed at general meeting) outline that the matters to be discussed at a general electors' meeting are, firstly, the contents of the annual report for the previous financial year and then any other general business.

POLICY IMPLICATIONS

There are no policy implications that relate to this report.

FINANCIAL IMPLICATIONS

Nil.

STRATEGIC IMPLICATIONS

STRATEGIC AREA	OUR PRIORITIES	WE WILL
1. Leadership and Governance	1.2 Capable, inclusive and effective organisation	1.2.2 Provide strong governance

RISK MANAGEMENT CONSIDERATIONS

RISK	LIKELIHOOD	CONSEQUENCE	RISK ANALYSIS	MITIGATION
Legal & Compliance: Failure to prepare and adopt the Annual Financial Report would result in non- compliance with its statutory responsibilities under the Local Government Act 1995	Rare	Moderate	Low	Schedule the Annual Meeting of Electors to meet the requirements of the Local Government Act.

Item 11.1 Page 208

CONSULTATION

The Annual Report has been developed in consultation with relevant shire staff, the President and the publishing business preparing the final version of the report.

COMMENT

The attached Annual Report was produced internally, with assistance from the printer service provider.

Legislation provides that 14 days' notice is required for the Annual Electors Meeting.

The recommendation leaves the date of the meeting blank with the intention that the matter be discussed, and a date set, at the Council meeting. Note though that the annual electors meeting is to be held no later than 56 days after Council accepts the Annual Financial Report. In light of this legislative limitation, one option for the AGM would be the same date as the next Council Meeting, in Fitzroy Crossing on 24 November 2022 (so recommendation #2 could then read):

2. Schedules the annual general meeting of electors to commence at 4.30pm on 24 November 2022, in Fitzroy Crossing (at the Karrayili Adult Education Centre).

VOTING REQUIREMENT

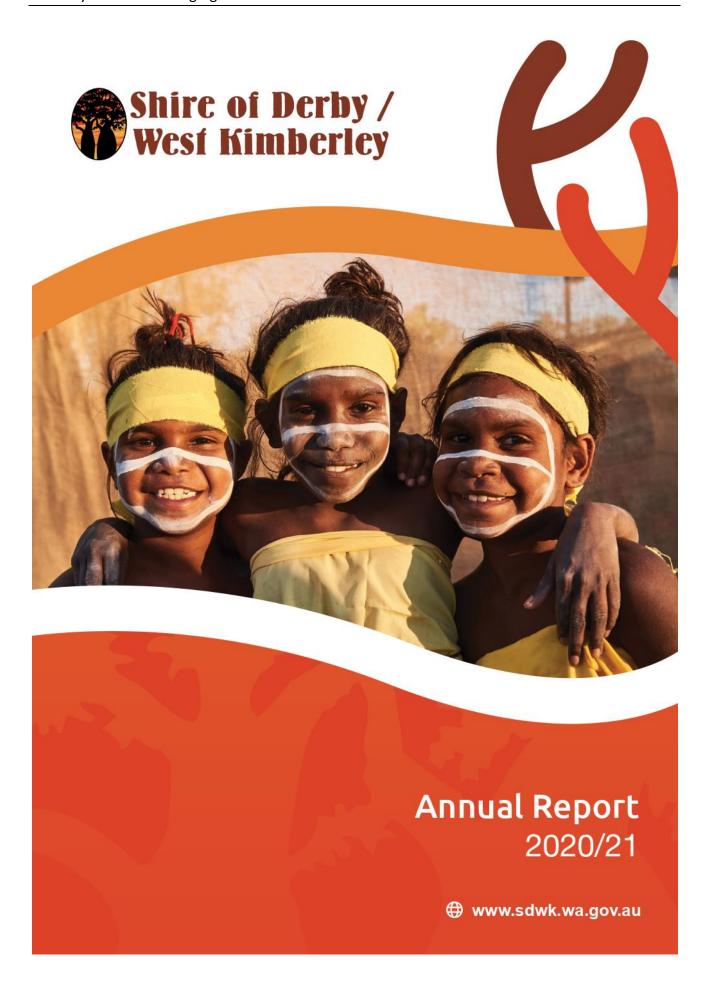
Absolute majority

ATTACHMENTS

1. Annual Report 2020/21 🖟 🖺

RECOMMENDATION	
That Council by Absolute Majority:	
1.	Confirms its acceptance of the Shire of Derby/West Kimberley 2020/21 Annual Report, as attached; and
2.	Schedules the annual general meeting of electors to commence atpm on, 2022, in

Item 11.1 Page 209



OUR ANNUAL REPORT

The Shire of Derby/West Kimberley proudly presents this annual report which highlights our activities and achievements over the 2020/21 financial year.

With an emphasis on best practice and continual improvement, the information in these pages sets out a snapshot of the Shire's progress over this period focusing on Leadership and Governance, Community, Economy and Environment.

It is organised to align with our new Strategic Community Plan 2021-2031 and associate documents. These plans highlight the strategic vision for the Derby/West Kimberley Shire based on our vision and values.

Leadership and Governance

Community

Economy

Environment

Our annual report focuses on the key projects delivered in 2020/21, under each theme, documenting our progress towards realising our community vision:

'A place where people want to live, invest, visit and return to'

We will work towards our vision whilst demonstrating these values:

We are PROUD of who we are and where we live

We will create a POSITIVE LEGACY for our children and children's children.

We will go about our business with INTEGRITY, TRANSPARENCY and AUTHENTICITY

We value and RESPECT what our community has to say and will strive to make things happen.

We are PROUD of and value the KNOWLEDGE of our diverse and strong people and cultures.

We value our RELATIONSHIPS and will work with others to achieve common goals and gain maximum impact.

We are PROUD of and COMMITTED to the responsible preservation of our unique natural environment and making sure our built environment reflects our current and future needs.

We are open for and encourage business, industry and all aspects of COMMUNITY DEVELOPMENT, particularly our thriving arts and cultural scene.

Copies of the Strategic Community Plan 2021-2031 can be downloaded from our website: https://www.sdwk.wa.gov.au/council/integrated-planning-reporting/strategies-plans-reports.aspx
Our financial statements have been certified by an independent auditor.

Annual Report 2020-2021



OUR COMMUNITY AND ABORIGINAL HERITAGE

The area now known as the Shire of Derby/West Kimberley has a diverse Indigenous Australian heritage.

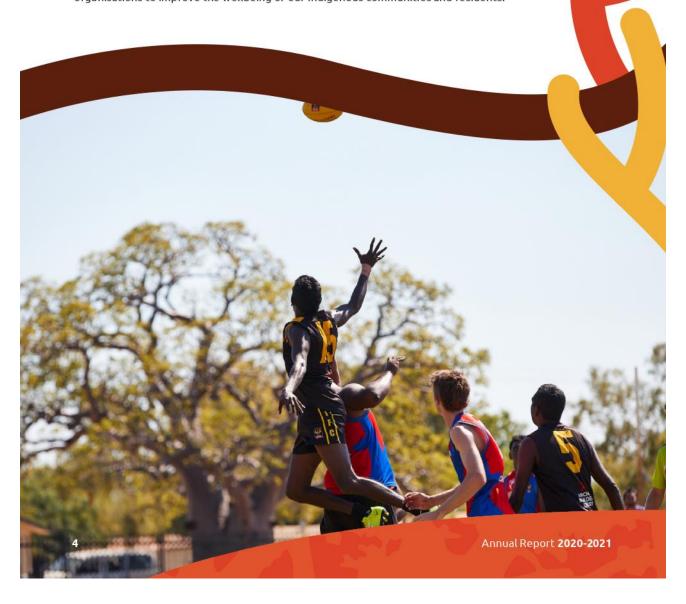
Across this area a large number of language and cultural groups have a long history that predates European contact.

Traditionally, prior to contact, Aboriginal people from the Warrwa, Bardi, Jawi, Ngarinyin, Worrorra, Nyikina, Mangala, Unggumi, Bunuba, Walmajarri, Kija, Gooniyandi, Oogardang, Oomeday, Yow Jabi and Wangkatjunka language groups (among others) would interact for lore and ceremonial business.

Our Shire is home to over 7,730 people living in 54 sites across the vast West Kimberley.

The Gibb River Road, the mighty Fitzroy River, the Devonian Reef and the amazing Horizontal Waterfalls are just a few of the incredible assets that make up our 118,560km².

The Shire of Derby/West Kimberley looks forward to an ongoing partnership with Indigenous organisations to improve the wellbeing of our Indigenous communities and residents.



QUICK FACTS FOR 2020/21

Became the Shire of Derby / West Kimberley

1961

(West Kimberley Road District in 1884) 118,560 km²

Total Population

7,730

Number of Rateable Properties

1927



Rates Revenue 2020/21

\$7.365M



Total Revenue 2020/21

\$21.575M



Total Assets 2020/21

\$307.607M



Books Loaned or Renewed

15,000



Dogs and Cats Registered

529 58





Total Waste Volume Collected

Tonnes



Total Waste Recycled

234 Tonnes



Total Length of Roads

2,872.01 kms



Shire of Derby/West Kimberley

5

PRESIDENT AND CHIEF EXECUTIVE OFFICERS' REPORT



With the COVID-19 pandemic hitting the world in March 2020, the 2020 / 21 financial year has been unlike any other, with economic, social and health challenges at the forefront of our planning and service delivery to our communities.

Our biggest success this financial year has been the delivery of the Shire's Strategic Community Plan, the Shire had not renewed its plan for some time and it was well overdue. Councillors and staff expressed a genuine desire to use this opportunity to engage communities, and in doing so, strengthen relationships and partnerships. A focus of the process was to build the capacity of the Councillors and staff (as champions) to be the backbone of the planning process, and to undertake most of the community consultations.

We ran engagements from July to November 2020 including, but not limited to, pop-up stalls, community events, focus group yarns, feedback cards, online questionnaires, one-on-one sessions and workshops. The extensive feedback we received by over 1700 local respondents (3000 in total) was reviewed and analysed. We developed decision making criteria to provide transparency as to how feedback was taken into account.

The plan was formulated by our champions and was publically exhibited from the 14 December until the end of February 2021. We are proud to say it was then formally adopted by Council in April 2021 and now guides Council in all that it does.

We are proud of the extensive engagement we undertook and we encourage you all to head to our website www.sdwk.wa.gov.au to review the plan and our comprehensive report which outlines what respondents said and more detail of the planning scope, objectives, methods and lessons learnt.

It was a great honour and privilege to continue to work together with our neighbouring Councils through the work of the Kimberley Regional Group (KRG) to push community safety at every level. The group were instrumental in implementing the bio security measures which protected our very vulnerable communities and first nation's peoples, and whilst it had severe impacts on tourism, it ensured that our families, elders and loved ones were one of the world's least impacted by COVID-19.

We are proud to say that the Presidents of the KRG are united in lobbying for improved social and community outcomes for the residents of the Kimberley. The Takeaway Alcohol Management System implemented across the Kimberley has been the direct result of the Kimberley Shire's determination to try initiatives to support improved health and social outcomes for those living and working in the Kimberley.

Our commitment to economic growth and development across the Shire continues with particular emphasis on tourism and support to the Chamber of Commerce and Industry during the financial year. The Shire launched a Fitzroy Crossing tourism video and drone footage selling our magnificent golf course in Derby on the extensive social media opportunities across Australia. The Shire is keen to support increased tourism and the flow-on effects to the local economy and have applied for funding to expand the Derby Sculptures on the Marsh project and is working with local businesses to harness opportunities.

Annual Report 2020-2021

6

Council was excited to receive the Federal Government stimulus through the Local Roads and Infrastructure Fund; of this \$741,830 will be utilised to deliver on some of the communities' requests outlined in the Community Strategic Plan. The following long-time requests were considered by Council and approved for construction in 2021/22:

- Seating and shelter at the Fitzroy Crossing Cemetery
- · Seating and shelter at the Derby Cemetery
- Installation of a disabled access ramp at Wharfinger House Museum
- Mural, installation of seating and upgrades to the Fitzroy Crossing Visitors Centre
- · Derby lane way lighting and gating
- · Sutherland Street footpath installation.

Our achievements and successes are only possible by building and working collaboratively with our partners. We would like to acknowledge our local partners – the Aboriginal PBC's, the Aboriginal corporations and local State and Federal Government agencies, our local State and Federal members, our many community, sporting and cultural, environmental and not-for-profit partners and agencies and our amazing volunteers.

Despite continuing to be challenged by the COVID-19 pandemic, we would like to acknowledge and thank our Councillors and staff for all they have achieved this year. There is so much to be positive about and the resilience shown by all has demonstrated what can be done when we are clear about our purpose and when we work with our residents, ratepayers, businesses, strategic partners and other key agencies to get the job done.

A huge thank you to our residents, ratepayers and businesses who make the Shire of Derby/West Kimberley what it is. We have listened this last year and we have heard you – you have given us a clear direction for the future and we want to ensure that we work hard to deliver 'A place where people want to live, invest, visit and return to'.

Geoff HaerewaPresident

Amanda Dexter Chief Executive Officer

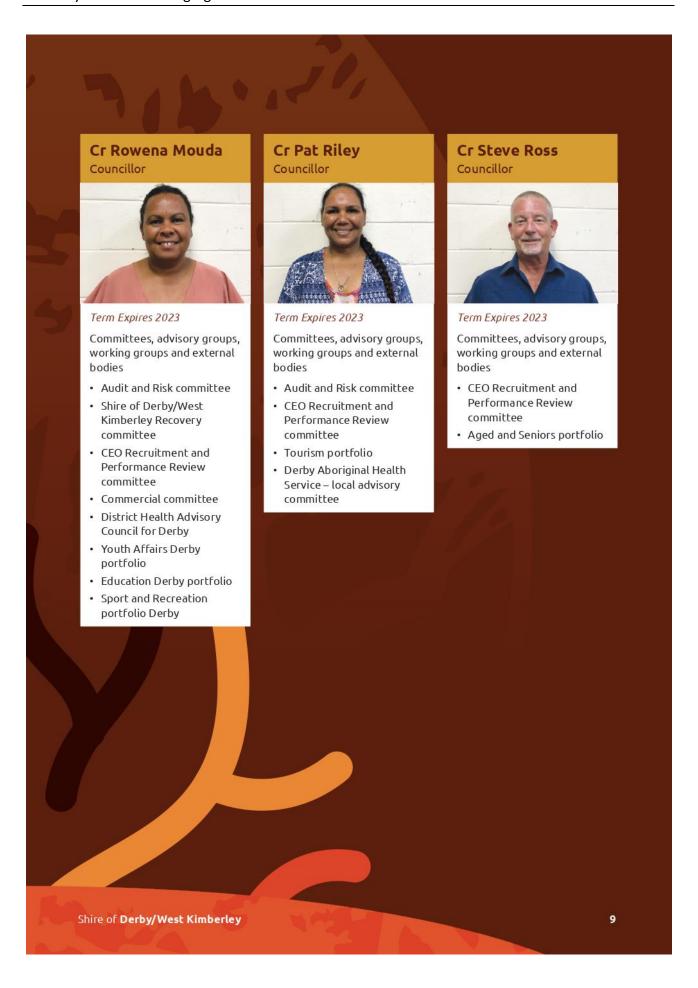


8

COUNCILLORS Cr Geoff Haerewa Cr Paul White Cr Keith Bradford Deputy President President Councillor Term Expires 2021 Term Expires 2023 Term Expires 2023 Committees, advisory groups, Committees, advisory groups, Committees, advisory groups, working groups and external working groups and external working groups and external · Audit and Risk committee · Audit and Risk committee · CEO Recruitment and Performance Review · CEO Recruitment and Shire of Derby/West committee Performance Review Kimberley Recovery committee committee Commercial committee · Shire of Derby/West CEO Recruitment and · Audit and Risk committee Kimberley Recovery Performance Review · Fitzroy Valley development committee committee Youth Affairs Fitzroy Kimberley Zone · Local Emergency Crossing portfolio Management committee representative Mining and Exploration · Kimberley Zone Kimberley Regional Group portfolio representative representative · Kimberley Development Regional Roads Group Commission board member · Chamber of Commerce (Dec 2020) Mining and Exploration · Commercial committee portfolio · Kimberley Regional Group representative Liquor Accord · Mining and Exploration portfolio

Item 11.1 - Attachment 1 Page 217

Annual Report 2020-2021



COUNCILLORS

Cr Geoff Davis Councillor



Term Expires 2021

Committees, advisory groups, working groups and external bodies

- · Commercial committee
- · Fitzroy Valley development
- Local Emergency Management committee
- Shire of Derby/West Kimberley Recovery committee
- CEO Recruitment and Performance Review committee

Cr Chris Kloss Councillor



Term Expires 2021

Committees, advisory groups, working groups and external bodies

- · Audit and Risk committee
- CEO Recruitment and Performance Review committee
- · Commercial committee
- Local government Development Assessment Panel (DAP)
- · Tourism portfolio
- · Road Wise committee
- · Liquor Accord
- Education and Sport and Recreation – Fitzroy Crossing portfolio
- Waste Management portfolio
- Landcare portfolio

Cr Andrew Twaddle Councillor

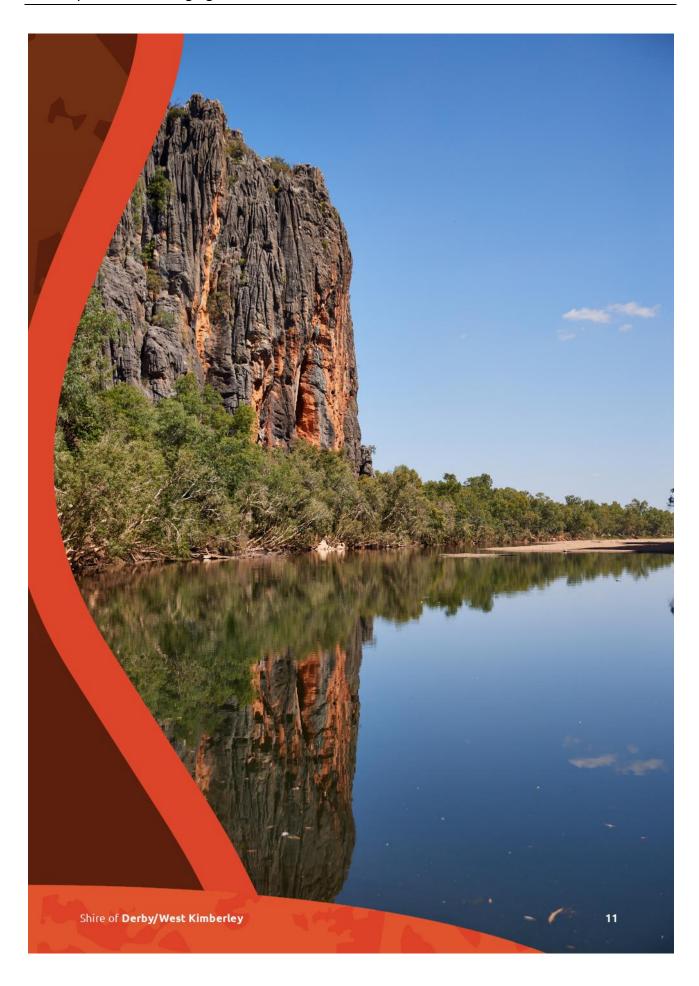


Term Expires 2021

Committees, advisory groups, working groups and external bodies

- Shire of Derby/West Kimberley Recovery committee
- · Commercial committee
- CEO Recruitment and Performance Review committee
- Local government Development Assessment Panel (DAP)
- Pastoralists and Graziers Association (PGA)
- Fitzroy Valley development
- Kimberley Pilbara Cattlemen's Association (KPCA)
- · Fitzroy Valley development
- Local Emergency Management committee

Annual Report 2020-2021



Elected Members Attendance at Council Meetings

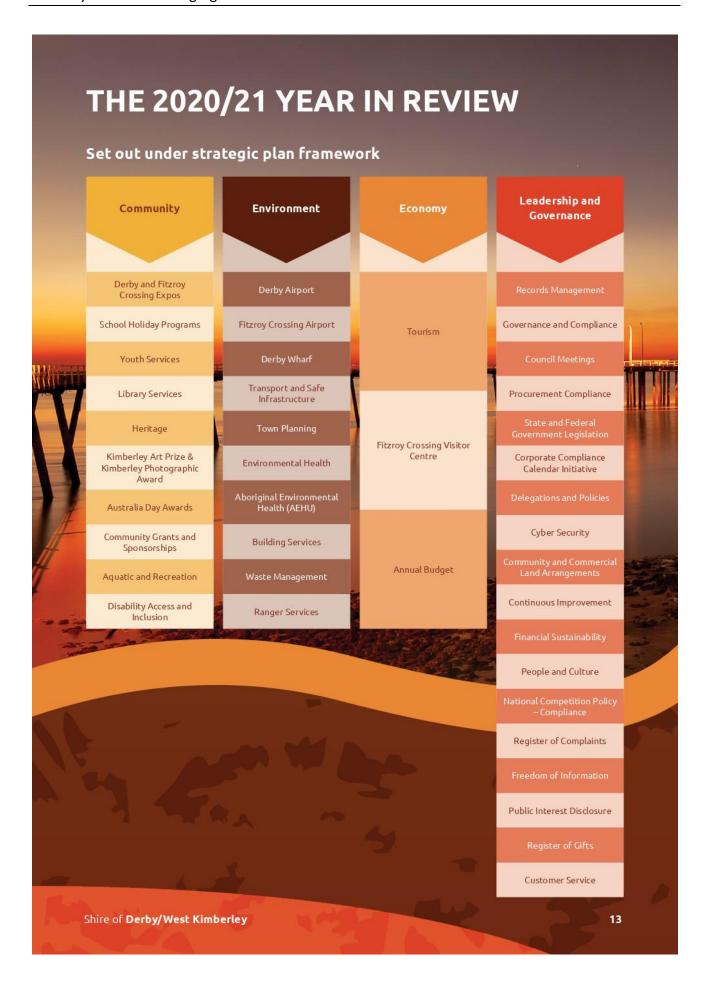
Elected Members attended the following Ordinary and Special Council Meetings Council meetings during the 2020/21 year:

	30	27	24	29	26	10	25	25	15	29	27	24
Councillor	Jul	Aug	Sep	Oct	Nov	Dec	Feb	Mar	Apr	Арг	May	Jun
	2020	2020	2020	2020	2020	2020	2021	2021	2021	2021	2021	2021
	OCM	AGM	OCM	OCM	OCM							
P White	č	~	Α	~	~	~	~	~	~	~	č	č
G Haerewa	č	~	~	~	~	~	LOA	~	~	~	~	Α
C Kloss	č	~	~	~	~	~	~	~	~	~	~	Α
R Mouda	č	~	~	~	А	~	č	~	А	~	~	~
S Ross	č	~	~	~	А	~	~	LOA	~	~	~	LOA
A Twaddle	č	~	~	~	~	~	~	~	~	LOA	~	~
G Davis	č	~	č	č	А	~	č	č	Α	č	č	~
P Riley	č	~	А	~	А	č	~	~	А	č	č	~
K Bedford	č	~	č	Α	~	~	~	č	č	č	č	~

^{*}Determination finalised by State Administrative Tribunal (SAT) on 28 August 2019. SAT determined that Councillor Geoff Davis is not disqualified from holding office as a Councillor of the Shire of Derby/West Kimberley.

SHIRE STAFF





COMMUNITY

Derby and Fitzroy Crossing Expos

This year's annual community expo in Derby was held in March. Over 500 people attended the event. The expo successfully showcased 42 organisations, clubs and businesses contributing as stallholders for the event. The event featured entertainment from a number of local bands.

The Fitzroy Crossing edition hosted around 150 people from town and surrounding communities. The expo showcased 12 local and external organisations who had the opportunity to interact with the community members and network amongst themselves.

School Holiday Programs

The Shire continued to support and deliver school holiday activities across our programs which were run during each school holiday period across the Communities of Derby and Fitzroy Crossing.

In 2020/21, the Derby Memorial Swimming Pool hosted 796 students (Kindergarten – Year 6) as part of its annual school holiday programs.

The Shire's Derby Youth Service, ran in conjunction with Winun Ngari's Remote School Attendance Strategy team, a range of activities for youth aged 10 to 18 years. 5,243 young people participated in the four programs which operated during the year.

The Shire supported School Holiday Programs in Fitzroy Crossing by working collaboratively with Marra Worra Worra and Garnduwa.

Youth Services

The Shire continued to deliver a dedicated youth service in Derby in 2020/21. This service provides after school and evening activities for 10 to 18 year olds. Activities provided include a drop-in program, sporting activities, rewards trips and food services. During 2020/21 there were 34,829 visits to activities provided or supported by the youth services team. Funding support for the program is received from the Department of Communities, Juvenile Justice and the Department of Local Government, Sport and Cultural Industries.

The Shire continued to support Garnduwa in providing an after school youth hub in Fitzroy Crossing by offering accommodation and access to facilities at a nominal rate. The Shire also supports Garnduwa sporting programs and heavily subsidies the Central Kimberley Football Association.

The Shire is commencing a dedicated youth service in Fitzroy Crossing in July 2021 and will look to improve on the opportunities available for youth to engage outside of the services currently provided. The service will collaborate with the Derby service and utilise skill sets, equipment and opportunities where possible. The service has received funding from the Shire; Department of Health (Federal); Department of Local Government, Sport and Cultural Industries, and the Department of Justice.

The Shire also continued to facilitate the Derby Youth Network. This forum provides a voice to local youth service organisations as well as an opportunity to share ideas and work collaboratively.



Library Services

The Shire libraries in both Fitzroy Crossing and Derby continued to be well patronised by local community members. During the 2020/21 financial year there was an overall increase of 15% in total library transactions from the previous year and a 10% increase in the take-up of eResources.

The family literacy sessions (Rhyme Time and Story Time) continue to be very popular at both libraries, with Fitzroy Crossing seeing a 50% increase in attendance from the previous year. Our afternoon activities for this year included LEGO, STEM and Craft which were all well attended.

Heritage

The library continues to register local history articles and photographs with many generous donations received throughout the year.

We were successful in receiving grant funding through Lotterywest for a significance assessment to be carried out on the on the Wharfinger House collection and the Derby Local History Archive. These will determine the importance of our collections on a local, national and international level. They will also give Council, staff and volunteers guidance as to what we collect and how best to store it.

Work is being undertaken to digitalise this collection and make it more accessible to the community.

Kimberley Art Prize & Kimberley Photographic Award (KAPP 50th)

The 50th Anniversary of the Kimberley Art Prize, which was scheduled to be run in conjunction

with the Kimberley Photographic Award, was unfortunately postponed due to the COVID-19 restrictions that were in place. However, thankfully all the ground work is well and truly underway for the belated KAPP 50th celebration to be held on 3 July 21 at the Derby Airport.

Australia Day Awards

Nine new Australian citizens were confirmed at this year's event. Our newest citizens came from countries including New Zealand, Philippines, India, Mauritius and the United Kingdom.

Several local residents were recognised for their outstanding contribution to the local community at the Shire of Derby/West Kimberley Australia Day Awards event. Conrad Liveris was the Australian Day Ambassador who presented the awards.

This year's winners of the Premier's Australia Day Community Citizen of the Year Awards were:

- · Community Citizen of the Year Tony Gavinich
- · Youth Citizen of the Year Lachlan Walley

The Shire also took the opportunity to acknowledge and award the Royal Life Saving Gold Cross Bravery Award to Tristan Judd which is one of the highest level of award and is rarely bestowed.

Community Grants and Sponsorship

In 2020/21 the Shire's community grants scheme continued to support the community with financial and in-kind donations. Two significant grants included funding for the Mowanjum Festival, provided to Mowanjum Aboriginal Art and Culture Centre and the 2021 Boab Festival Mardi Gras.



Aquatics and Recreation

The Derby Memorial Swimming Pool is a popular resource within the Shire with 19,899 visits during the 2020/21 period. This is a 6% increase on the previous year. The pool has also seen 320 participants take part in the morning and evening aqua sessions.

We have two swimming pools within the Shire of Derby/ West Kimberley:

- the Derby Memorial Swimming Pool, which is owned and operated by the Shire, and
- the Fitzroy Crossing Swimming Pool is owned by the Shire and leased to Department of Communities.

The Shire runs regular aqua sessions at both pools, with 40 participants enjoying morning aqua and 280 evening aqua.

During the school holidays, 796 primary age students attended the pools.

Disability Access and Inclusion

In 2020/21 the Shire of Derby/West Kimberley continued to implement a number of initiatives that were identified in the Disability Access and Inclusion Plan 2016-2021, including:

- A new Event Management Plan, which was adopted by the Shire and identifies key access issues and incorporates site and event access into all Shire run events
- The upgrade of the public library and Council Chambers including new toilets with universal access and ambulant facilities and a new sliding door into the library
- · Re-marking of all ACROD bays on Shire property
- Launch of a new Shire website which meets WCAG 2.0 Level A standards and is easily navigated using assistive technologies.



ENVIRONMENT

Derby Airport

 Operations of Derby Airport continued however operations were still significantly down in 2020 due to COVID-19 with operations picking up slightly with the operation of Horizontal Fall flights in the dry of 2021.

Fitzroy Crossing Airport

 Operations continued as normal. It is noted that there is a defect in the runway which is of concern to the Civil Aviation Safety Authority and the Shire with funding being sought for a resolution.

Derby Wharf

· Operations continued as normal.

Transport and Safe Infrastructure

- Completed reconstruction of a section of Russ Road in Fitzroy Crossing across Brooking Channel at a cost of \$624.535
- Completed the reconstruction and sealing of Bell Road in Fitzroy Crossing at a cost of \$183,000
- Completed reconstruction of just over 5 kms of the Geikie Gorge Road in Fitzroy Crossing at a value of \$932,000
- Completed reconstruction of the Sandford and Skuthorpe roads intersection at a value of \$574,000
- Completed the Black Spot project which was the reconstruction of the Villiers, Swain and Panton streets intersection to the value of \$376,500
- Completed the reconstruction of Ashley Street from Loch St to just past McGovern Way including installation of more drainage around the intersections of Wodehouse and Alfonsas streets at a value of \$919,215
- Completed re-sheeting, heavy formation grading, repairing of bull dust blowouts and stabilising of some flood-ways on Calwynyardah-Noonkanbah, Bulka, Christmas Creek, Mt Anderson, Camballin, Fossil Downs and the Camballin Myroodah roads, at a value of \$1,221,170
- Officers were still resolving the flood damage reinstatement works from event AGRN 907 from early 2020, which did get final approval in August 2021

 Officers were also called to work up another claim for an event in early 2021, AGRN 951, which has not received final approval.

Town Planning

In December 2020, the Shire employed an experienced and qualified town planner in the overall role of Manager Development Services. This removed the need for the Shire to continue referring applications to an external consultant.

Planning and COVID-19

The Minister for Planning's Notice of Exemption in response to COVID-19 issued on 8 April 2020 remained during the reporting period. This included a range of temporary exemptions from certain approvals and requirements within the local planning framework. The changes removed the need to obtain planning approval in order to support businesses, enable flexible responses in a changing environment and guarantee the provision of essential community services and include:

- medical or health-related facilities required in response to the COVID-19 pandemic
- truck and logistic companies needing to deliver goods but currently with restricted loading and unloading times
- businesses seeking to adapt by changing their current approved use
- restaurants and cafes required to sell takeaway in contravention of current planning conditions
- people operating their businesses from residential zones
- the parking of commercial vehicles on residential properties
- · businesses needing to change signage
- provision of temporary workers' accommodation, and
- a blanket two-year extension for all current development approvals.

Shire of Derby/West Kimberley

Planning Controls

Plans or strategies are prepared for specific precincts to account for local history and character and/or specific land use and planning issues. Such studies relevant to the Shire include:

- Coastal Vulnerability Study as it applies to the Derby town site
- Fitzroy Futures Town Plan as the basis for the planning of Fitzroy Crossing, and
- Local Planning Strategy as the framework for local planning and the strategic basis for the planning of the Shire.

Local Planning Schemes (LPS) No. 5 and No. 7 remain in force (without modification) and in November 2021, the Minister for Planning approved Interim Development Order No. 9 (IDO No. 9) and which covers the majority of the Shire.

Planning Scheme Review

The Planning and Development Act 2005 requires that local planning schemes be reviewed periodically. A new Local Planning Scheme will be the statutory document that controls the use and development of land within the whole of the Shire of Derby/West Kimberley.

The Council had previously resolved to prepare a new local planning scheme (LPS No. 8) to supersede both LPS No.5, No.7 and IDO No. 9 and which will continue to be progressed.

Environmental Health

For almost half of the reporting period, the Shire did not have a permanent Environmental Health Officer (EHO) with responsibilities undertaken through a temporary contract role. Employment of a permanent EHO was, and still remains, a significant issue that many rural and regional local governments face.

Through the EHO role, the Shire continued its role in public health education, enforcement and compliance across various areas of the health discipline and fulfilled statutory obligations pursuant to various legislation. The Shire also continued to increase the use of social media to communicate environmental health related messages with some positive results.

Regular duties continued throughout the year, including routine water sampling, mosquito and arbovirus surveillance (which includes the sentinel chicken program), inspections at food premises, caravan parks and camping grounds, public buildings and lodging houses with an increasing focus on traders, stallholders and public events.

The following addresses town Environmental Health 'core functions':

Food Premises Inspections

During the reporting period, most scheduled inspections of food businesses were undertaken although due to logistical reasons, island locations were difficult to service.

Inspections of remote Aboriginal community stores were undertaken.

Compliance

Although no infringements were issued during the 2020/21 period, several Improvement Notices were served.

Wastewater Installations

Five septic applications were received and processed during the period of 2020/21.

Mosquito Management

Minimal mosquito management in the form of product dispersal or ordering was recorded in the 2022/21 wet season. A total of \$1,174.09 was spent on mosquito control, with the majority being spent on a new fogger.

Water Quality

Water sampling continued during the 2020/21 period to ensure the provision of safe drinking and swimming pool water within the Shire.

18 Annual Report 2020-2021

Aboriginal Environmental Health (AEHU)

The replacement of the Aboriginal Environmental Health Unit (AEHU) Coordinator proved to be challenging in the COVID-19 environment. The role was temporarily filled by a suitably qualified consultant experienced in working with Aboriginal communities. Towards the end of the reporting period, the Shire did select a replacement who is expected to commence in the new financial year.

COVID-19 Awareness & Vaccine Support

Throughout this period, the AEHU continued to observe COVID-19 protocols, whilst implementing a number of initiatives during the WA-based lockdowns such as the dog de-sexing program.

The team also continued to look for initiatives to reduce vaccine hesitancy in the community.

AEHU staff members showed leadership and provided education on the safety of the vaccine by volunteering to receive their first vaccination in Mowanjum community and creating conversations with those that were hesitant to get vaccinated.

Health Promotion Days and Events

The AEHU attended many health promotion days and events with a focus on hand and facial hygiene and preventative measures to stop the spread of COVID-19, including attendance at the:

- · Derby District High School NAIDOC event
- · Holy Rosary Primary School NAIDOC event

- · Lil Tiddas Day
- · Early Years' Day and
- The Shire's Youth Holiday programs in Derby and Fitzroy Crossing.

The grouping of AEHU 'kiddy' hand wash sinks and bouncy castle again proved popular as an engagement and health awareness activity.

Healthy Skin Days

The AEHU conducted two healthy skin days at Mowanjum, in conjunction with the Boab Network and Western Australia Country Health Service. Approximately 40 children attended and all received skin health checks from the community health nurse and participated in a hand hygiene and healthy skin education session delivered by our team in which we also utilised our bouncy castle to make it an educational and fun exercise.

The bouncy castle and a soap making activity proved popular with the kids as the nurses were able to complete the required skin health checks.

Trachoma Screening

The AEHU assisted public health nurses from the Kimberley Population Health Unit in delivering trachoma screening sessions in an identified at-risk community within the Shire. Our team received positive feedback from the screening medical staff on the day who were impressed with the team's logistical skills and hand/face hygiene activities with the community.



Mosquito Management

After first undertaking mosquito management training, the AEHU team were then well-equipped to present the 'How much do you know about mosquitos?' campaign at the Derby and Fitzroy Shire Expos. The campaign is aimed at educating the community on mosquitos species typical to the area, what to look for in identification of mosquitos types and included easy measures to take around the home to prevent breeding.

The team also assisted in treating and testing mosquito breeding hotspots around the Derby town-ship as part of the Environmental Health program. They also identified vulnerable groups in Mowanjum and barrier sprayed the pensioner quarters and early years' centre. The training was invaluable to identify and treat new mosquito breeding hotspots.

Mowanjum Service Delivery

At the request of the Department of Health WA, in April 2021 the Shire strengthened its relationship with the Mowanjum community by accepting a contract to service Mowanjum under the Shire's Aboriginal Environmental Health program.

The AEHU formalised its attendance at Mowanjum by establishing a 'Mowanjum Monday' program, where the community is encouraged to self-refer and seek assistance or information from the team on any given Monday. This relationship between the Shire the Mowanjum community is built by carrying out a number of community events and team members consistently providing services on a house-to-house level, creating conversation and gathering information for further services, including car-body register, dog de-sexing register and the roll out of a six-session healthy homes program.

UN Youth Ambassadors Visits the Shire of Derby/West Kimberley

The AEHU and Derby Youth Service teams seized the opportunity to host the Australian youth representative to the United Nations, Lucy Stronach, and her Logistics Support Officer, Dylan Storer – a Fitzroy local. The Shire of Derby/West Kimberley facilitated listening opportunities where Lucy could engage and hear first-hand the issues, hopes and fears of the Shire's Youth. The AEHU and Youth Services teams facilitated visits to Derby and Fitzroy Crossing where they consulted directly with the youth on issues within their communities and what the needs of the youth are in the Kimberley.

Dog Health Program

The AEHU was successful in receiving and distributing donations from Animal Management in Remote and Rural Indigenous Communities, in support of our dog health program. However, COVID-19 interrupted the AEHU's normal programming of dog de-sexing.

Derby District High School Work Experience

The AEHU was fortunate to have a Year 10 student from the Derby District High School assist and gain work experience with the AEHU at two of our local health promotion days. We continue to look forward to building this relationship for the continued benefit of the students and also to promote future employment in the AEHU.



Building Services

The Shire continued its relatively steady growth again this year with development and building applications remaining steady. However, when compared to many other metropolitan and regional local governments, the Shire's building application numbers are still relatively low in numbers.

The processing of building permit applications continued with a contract arrangement with external building practitioners, to ensure statutory timeframes for processing were met. Training continues to be invested to ensure several staff are trained to perform the administrative functions of the building surveyor along with several process improvements to ensure compliance with legislation.

Waste Management

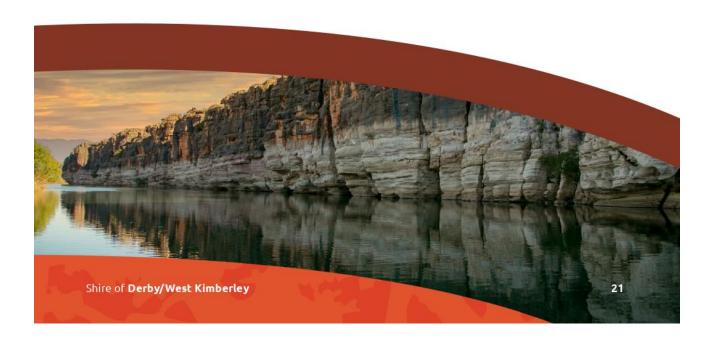
Waste management services continued to be provided with the contractual arrangement with Cleanaway in both the Derby and Fitzroy Crossing town sites, while Camballin's waste management service is provided by Looma Community Inc. Total waste volumes have remained stable from the previous year and recycling volumes slightly increased. All legislated functions were met including the annual waste census and national pollution inventory reporting.

Ranger Services

Ranger Services continued its education and information program to the public on requirements across a range of topics including animal management, fire hazard mitigation, cyclone preparedness, litter management and nuisance control.

The goal continues to be to deliver positive outcomes within the community through education and enforcement. There has been a solid focus in process improvement and consistency of service delivery to the members of the community, in particular in relation to responsible dog ownership. The Shire continues its zero tolerance for dogs that attack people and will have no hesitation in imposing penalties on their owners which may potentially lead to prosecution in the courts.

For example, in March 2021, the Shire prosecuted a local dog owner whose dogs attacked a holiday maker in February 2020. At the time, the attack left the woman in hospital overnight, unable to work for several weeks, with long term scarring and a fear of dogs. The Court imposed a fine and court costs of over \$5000. The dog involved in the attack was euthanized soon after the attack as it was already a declared dangerous dog.



ECONOMY

Tourism

Derby Visitor Centre

The Shire continues to support the Derby Visitor Centre with an annual grant of \$40,000 to support the centre to encourage tourism and economic development across the Shire. It continued to be a troubling year for tourism with many services impacted by COVID-19 restrictions across the country.

The Shire is a proud partner of the Derby Visitor Centre.

Fitzroy Crossing Visitor Centre

The Fitzroy Crossing Visitor Centre is the main location for all Shire of Derby/West Kimberley services in the town including dog and cat registrations, rate and debtor payments, facility hire and development application lodgement. The Visitor Centre is also home to the Fitzroy Crossing library, with a multitude of items and resources available for borrowing or use. Department of Transport services are also offered to the township and wider community with the service hours being increased to five days a week.

2020/2021 saw an interesting time in the tourism industry (due to the COVID-19 pandemic), with the majority of travellers visiting Fitzroy Crossing being from intrastate. International and interstate tourism usually being one of the largest sources of income for the Visitor Centre, meant a slightly quieter season. The number of people travelling within their own state was a welcome sight and the team at the Visitor Centre were so happy to welcome people to the community. The Visitor Centre proudly stocks a majority of gifts and wares sourced from local community and Australian suppliers. It is a great place to find the perfect souvenir or gift for your family back home. The Fitzroy Crossing Visitor Centre looks forward to welcoming all future visitors to the Kimberley.

Annual Budget

The Annual Budget is required to be prepared each year and adopted by Council by 31 August.

The 2020/21 draft budget delivers on the strategies adopted by the Council and maintains a high level of service across all programs while ensuring continued focus on roads. The budget is still limited in providing adequate capital renewal and identifying a strategy to improve this situation has remained the focus of the administration.

Challenges the Shire has had to consider in framing the budget included:

- · The economic outlook remains uncertain
- · COVID-19 local government rules
- · Obtaining grant funding remains challenging
- Cost shifting to local government continues to be a concern
- Pensioner rebates capping to remain at \$750
- Community expectations on the Shire's capacity to continuously provide or contribute significantly to community and sporting infrastructure
- The ratepayer and residents' lack of propensity to want to pay for the use of facilities or to attend events.

The budget is a fiscally responsible budget which provides for the maintenance of service levels, ongoing focus on road infrastructure and the financing of port and airport capital works.

The main features of the budget included:

 The budget was prepared with an overall decrease in the rates in the dollar, GRV rates in the dollar has decreased by 6% with UV rural and UV mining rates in the dollar also have had decreases; 11.6% and 57.5% respectively. This was due to an increase in valuations of various UV properties which provided the opportunity for the Shire to review its previous rating structure and revise its strategy to allow for the rating burden to be shared equally over the rateable properties.

Annual Report 2020-2021

Item 11.1 - Attachment 1

- Due to COVID-19 and the impacts of the COVID-19 order 2020, local governments were encouraged not to increase their rates in the dollar with this intention being that they also did not increase rate yields. The Shire provided decreases to the rates in the dollar over all of the rating categories but wanted to ensure an overall rate yield increase. This yield increase was necessary for the Shire to be able to ensure we are able to maintain our current service levels and operations.
- The Shire is currently undergoing external financial review as directed by the Strategic Community Plan and corresponding Long Term Financial Plan to review service levels to inform the Shire's ongoing rating strategy to ensure transparency and ongoing sustainability.
- Fees and charges remained the same for the 2020/2021 year due to COVID-19 and only includes any statutory increase applied by the State Government and new fees and charges.

- Household and commercial waste charges have remained the same in 2020/2021 due to COVID-19 and are itemised separately in the draft budget.
- Expenditure on road infrastructure is a major component of Council's capital works strategy to increase the investment in roads across the Shire.

Human Resources

A concerted effort has been made in this budget to contain staff costs, however additional staff are required to maintain and develop Council's facilities and services to the community.

Allowances for a Director of Corporate Services and Administration and Governance team leaders have been included.

Road transport infrastructure remained a feature of the budget with \$5.84 million allocated for various road construction, drainage and other infrastructure.

FINANCIAL SUMMARY SNAPSHOT AT A GLANCE

Total Operating Expenditure for 2020/21 was \$24.620M

Employee wage costs for 95 permanent and casual employees was \$6.868M

71 employees at 30 June 2021

Rates and charges comprised \$11.070M of the total income received

Council's total grant funding for 2020/21 was \$10.627M

A \$3.589M capital works program was delivered

Council borrowings are \$3.4M at the end of the year

Shire of Derby/West Kimberley

LEADERSHIP AND GOVERNANCE

Records Management

The Shire of Derby/West Kimberley remains committed to accurate record keeping practices in accordance with best practice and in compliance with the State Records Act 2000. Ongoing record keeping practices continued with a dedicated Records Officer maintaining the Shire's incoming and historical records. The Shire's adopted record keeping plan has been refreshed to remain in compliance with State Records Office expectations. Staff training and refreshers will be ongoing, with future processes to be implemented in the coming year.

Governance and Compliance

The annual Department of Local Government Compliance Audit Return (CAR) is required to be completed annually by every local government in Western Australia. The CAR process is a timeconsuming, but valuable internal auditing tool to ensure compliance occurs, and the significance of compliance is reinforced throughout the organisation. Notwithstanding the extensive nature of the audit, there were only two separate areas of non-compliance located by officers (covering three separate questions out of 102 questions in total). This is a compliance rate of 98% compared with the 2018 and 2019 CARs of 96% and 93% respectively. Officers will continue to work towards meeting requirements and with the benefits of ongoing systems/procedures development, which will assist with the management and reporting of information, it is hoped that further improvements to compliance can be achieved over future years.

Council Meetings

To improve community access to council meetings and provide a more efficient meeting process for Councillors that attend meetings remotely, a new audio/visual system was installed into the Derby Council Chamber and also into a room in the Fitzroy Crossing Administration Centre. The system provides for improved audio for those attending and TV screens enable them to see any other Councillors attending remotely, as well as the minutes being prepare as the meeting progresses. The goal is to enable Fitzroy Crossing community members to 'digitally attend' council meetings through similar technology installed at the Fitzroy Crossing Administration Centre.

Procurement Compliance

In order to meet legislative requirements and to also periodically 'test the market', requests for quotations were sought for the supply of Managed ICT Services Providers; and also for the supply of Telecommunications. Both processes resulted in improvements to service delivery and/or costs.

State and Federal Government Legislation

The administration and the Council accommodated the State Government updates to the Local Government Act (e.g. Code of Conduct, Gift Register, Public Notices, CEO Appointments and Reviews, etc.). There were also changes introduced by the Federal Government that required local governments to report any Foreign Arrangements of a commercial nature that were in place.

Corporate Compliance Calendar Initiative

A Corporate Compliance Calendar was introduced to assist officers with their statutory tasks. The calendar uses a reminders system linked to a calendar, to advise employees when each statutory task they are responsible for is to be completed. With high staff turnover levels being something we need to live with in the Kimberley, it will mean that new staff will have existing systems and procedures in place upon their arrival which will lower the risk of legislative tasks not being completed.

Delegations and Policies

A full review of the Shire's Register of Delegations was undertaken, bringing that document more into line with the majority of other WA local governments. The Shire's Policy Manual was also reviewed to ensure it was current with today's expectations of Council and the community.

Cyber Security

To better protect the Shire's Information Communications and Technology systems against cyber-attacks, a Multi-Factor Authentication system was introduced.

Annual Report 2020-2021



A range of new and renewed leases were progressing throughout the 2020/21 year, including Horizon Power's community battery lease; Red Shed (Old Fire Station) community lease; Mary Island Fishing Club renewal, a new lease for the Speedway, Pistol and the Sporting Shooters Clubs; a new Turf Club lease; and several new or extended commercial leases were dealt with for sites at both the Derby and the Fitzroy Crossing Airports. A new lease was issued to Derby Marine Rescue at the Derby Port, and renegotiations are progressing with Kimberley Mineral Sands for the continuation of the Sheffield lease. Despite considerable advertising, the Shire could not attract a lessee for the old Jetty Restaurant, so the site is being 're-purposed' into a casual BYO eating area and somewhere that food vendors can service their customers.

Continuous Improvement

Work continues so we can progressively and continuously improve such elements as internal workflow procedures, and the conversion of records from the common drive, to the better-protected Synergy records system.

Financial Sustainability

Responsible Revenue Sources

A review of the Shire's financials was undertaken to best position the Shire into the future. With considerable levels of responsibility, like roads, recreation facilities, and community services to provide, a consistent and sustainable level of revenue must also be maintained. The Shire had even suffered a reduction in income in some past years, and so a fresh look at the financial sustainability of the Shire was warranted.

Shire of Derby/West Kimberley

After several workshops and considerable discussion, a staged process of financial repair was considered the most appropriate way forward, but whilst still maintaining our services, including some of our most expensive operations like the Derby, Curtin, and Fitzroy Crossing Airports, the Derby Jetty, and our transport and other assets.

Valuation Reviews

Searches were undertaken to locate any areas of the district that were not correctly rated. Several small parcels of land were located that were either not paying any rates at all, or not correctly valued and therefore were being under-rated. A review of those locations continues to be progressed, with the outcome generally resulting in a positive change to rates revenue being achieved. This will assist to ensure that every ratepayer pays a fair and reasonable contribution to the rates requirements of the district.

Fees and Charges

A review of the several areas of the Shire's fees and charges was undertaken. Airports were one area considered as these facilities consume a very large proportion of the rates collected. They are a vital service but also need to operate as efficiently as possible. Airport fees and charges had not been lifted for several years and were increased. Another considerable cost, is waste collection services. Waste collection charges income was well below the cost of the service provided. These charges are to be increased in a staged several year program to achieve a 'cost recovery' outcome for the Shire.

Technology Opportunities

Solar panels were put in place across the Shire which has provided a considerable cost reduction for electricity.

Continuous Improvement

The drive to continuously fine-tune the organisation will continue, to ensure that the Shire can play a meaningful and appreciated role in the delivery of good governance and good and efficient services to the community of our district.

People and Culture

Training

With a push towards staff development and supporting retention of a local workforce, there has been a shift towards developing staff from within ranks. Whilst each position offers role specific training, there were also many group training opportunities offered to staff throughout 2020/21. Some of these included cultural awareness, introduction to local government, Synergy records and financial training along with report writing/agendas and minutes. There were also number of webinar sessions with information on financial security, mental wellbeing and leadership development extensively promoted to staff and an interactive webinar/training opportunity centred on managing workplace pressure.

Recruitment

2020/21 provided promotional opportunities for three of our staff internally supporting retention and succession planning.

Twenty seven permanent positions were advertised from which three advertisements attracted multiple suitable applicants resulting in thirty three appointments, with one position based in Fitzroy Crossing and five based in Derby needing to be readvertised.

In addition, the Shire employed six casuals to provide cover at Derby Memorial Swimming Pool and Derby Youth Centre, and to assist with the Shire's school holiday program and project management. The Shire supported the commencement of three trainees and placed two local students across departments providing work place experience in partnership with the local high school.

Payments to Employees

A requirement under section 19B of the Local Government (Administration) Regulations is that the annual report is to contain details of the number of employees of the local government entitled to an annual salary of \$100,000 or more in bands of \$10,000 for each band over \$100,000.

26 Annual Report 2020-2021

	With Allowances	Base Salary Only	All
Salary	2020-2021	2020-2021	2020-2021
Range			
100,000 to 109,999	3		3
110,000 to 119,999			
120,000 to 129,999		1	1
130,000 to 139,999		1	
140,000 to 149,999	1	1	1
150,000 to 159,999	1		1
160,000 to 169,999			
170,000 to 179,999			
180,000 to 189,999	1		1
190,000 to 199,999			
200,000 to 209,999			
210,000 to 219,999			
220,000 to 229,999			
230,000 to 239,999			
240,000 to 249,999			
250,000 to 259,999	1		1

National Competition Policy – Compliance

In 1995 the Council of Australian Governments entered into a number of agreements, collectively known as the National Competition Policy. Local government is affected mainly where it operates significant business activities which compete, or could compete, with private sector businesses. Local government is also affected where Local Laws unnecessarily affect competition. The Shire is required to comply with certain policies contained within the National Competition Policy Statement

and report on progress in connection with the National Competitive Neutrality Principles and review of Local Laws. Each local government must report its progress in achieving National Competition Policy reforms in its annual report broadly under the following categories:

- · Competitive Neutrality
- · Legislation Review
- · Structural Reform

Competitive Neutrality

This principle deals with ensuring that government business operations have no advantage or disadvantage in comparison with the private sector. The policy dictates that competitive neutrality should apply to all business activities which generate a user pays income of over \$200,000 unless it can be shown that it is not in the public interest. In this regard, no significant new business activities for the purposes of competitive neutrality were initiated or considered during the year and no non-compliance allegations were made.

Legislation Review

The Shire of Derby/West Kimberley did not promulgate any new legislation and as legislation is reviewed, it will be done with the National Competition Policy in mind. The Local Government Act 1995 requires all existing Local Laws to be reviewed every eight years. As part of this process the intention to review Local Laws is advertised in the media giving residents and ratepayers the opportunity to comment on any proposed changes, additions or deletions to the Shire's Local Laws.

Structural Reform

The Shire of Derby/West Kimberley did not undertake any structural reform during the 2020/21 financial year.

Register of Complaints

Section 5.121 of the Local Government Act 1995 requires the complaints officer of the local government to maintain a register of complaints which records all complaints that result in an action under section 5.110 (6)(b) or (c). For the purposes of section 5.53(2) (hb) of the Local Government Act 1995 it is advised that the Shire of Derby/West Kimberley received zero complaints during this period.

Shire of Derby/West Kimberley



Freedom of Information

In accordance with section 96 and 97 of the Freedom of Information Act 1992, the Shire is required to publish an information statement that details the process for applying for information under the Act, as well as information that the Shire provides outside the Act. This document is reviewed annually and available from the Shire's administration office or website. During 2020/21 the Shire received two Freedom of Information applications, which were both provided access. The Act requires that all applications are responded to within 45 days with which the Shire is compliant.

Public Interest Disclosure

In accordance with the requirements of the Public Interest Disclosure Act 2003, the Shire of Derby/ West Kimberley has established procedures to facilitate the making of disclosures under the Act. These procedures set out the processes in respect to protected disclosures, generally to protect people from reprisal for making protected disclosures, and to provide guidance on investigations. The Shire reviewed its document on rights and obligations under the Public Interest Disclosures Act 2003 and the updated document is now available on the Shire's website. In the 2020/21 financial year, no disclosures relating to improper conduct were made to the Shire and therefore no disclosures were referred to the Ombudsman.

Register of Gifts

Changes in the Local Government Act 1995 in March 2016 now require Elected Members and employees of the Shire to disclose any gift or contribution to travel received over \$200.00 in writing to the Chief Executive Officer within 10 days of receipt.

The Chief Executive Officer keeps a register of gifts which is made available on the Shire's website during the year. The register is also available for public inspection at the Shire's Administration office.

Customer Service

The Shire of Derby/West Kimberley Administration office is the go-to location for all Shire services in Derby and surrounds. The Customer Service team provide assistance for any Shire-related enquiries, and 2020/21 saw some new faces join our friendly team. The Customer Service Charter is a key guiding document for all customer service functions and the Shire always aims to provide outstanding customer service to all of our customers. In 2020/21 the team continued to provide this high quality service and we welcome you to the Administration Office to provide feedback or assist you in any way we can.

Annual Report 2020-2021



2021/22 - THE YEAR AHEAD

Plan for the Future

Council has undertaken a significant review of its Strategic Community Plan (SCP) and associated documents such as the Corporate Business Plan, Asset Management Plan and Workforce Management Plan throughout 2021/22.

Strategic community plans must be reviewed every ten years and as part of the process, the Shire committed to reaching as many of its 7,730 residents as possible with the opportunity to provide feedback.

Since the start of the review process in July 2020, the Shire subsequently received feedback from over 1,700 respondents and engaged with over 3,000 people including representatives from agencies, organisations and groups.

After a final round of consultation, from mid-December 2020 until late March 2021, the final version of the Strategic Community Plan 2021-31 was adopted by Council on 29 April 2021.

The Shire is proud of its new vision and values and looks forward to delivering on an exciting first year of the new SCP; a solid foundation for the decade ahead:

'A place where people want to live, invest, visit and return to'

- · Leadership and Governance
- Community
- Economy
- Environment

Shire of Derby/West Kimberley

29

2020/21 FINANCIAL REPORT CONTENTS

2020/21 Financial Statements

Statement by the Chief Executive Officer	. 31
Statement of Comprehensive Income by Nature or Type	.32
Statement of Comprehensive Income by Program	.33
Statement of Financial Position	.34
Statement of Changes in Equity	. 35
Statement of Cash Flows	.36
Rate Setting Statement	.37
Notes to and Forming Part of the Financial Report	38
Independent Audit Report	.80

Community Vision

'A place where people want to live, invest, visit and return to'.

Annual Report 2020-2021

STATEMENT BY THE CHIEF EXECUTIVE OFFICER

SHIRE OF DERBY / WEST KIMBERLEY FINANCIAL REPORT FOR THE YEAR ENDED 30 JUNE 2021

Local Government Act 1995 Local Government (Financial Management) Regulations 1996

STATEMENT BY CHIEF EXECUTIVE OFFICER

The attached financial report of the Shire of Derby / West Kimberley for the financial year ended 30 June 2021 is based on proper accounts and records to present fairly the financial position of the Shire of Derby / West Kimberley at 30 June 2021 and the results of the operations for the financial year then ended in accordance with the Local Government Act 1995 and, to the extent that they are not inconsistent with the Act, the Australian Accounting Standards.

Signed on the 30th day of September 2022

Chief Executive Officer

Amanda Dexter
Name of Chief Executive Officer

Shire of Derby/West Kimberley

STATEMENT OF COMPREHENSIVE INCOME BY NATURE OR TYPE

FOR THE YEAR ENDED 30 JUNE 2021

	NOTE	2021 Actual	2021 Budget	2020 Actual
-		\$	\$	\$
Revenue				
Rates	21(a)	7,365,244	8,795,965	7,342,404
Operating grants, subsidies and contributions	2(a)	9,572,828	7,205,732	6,890,842
Fees and charges	2(a)	3,705,444	3,356,473	4,028,832
Interest earnings	2(a)	261,755	253,005	543,956
Other revenue	2(a)	669,882	18,425	148,375
		21,575,153	19,629,600	18,954,409
Expenses		(0.000.007)	(7.005.000)	(0.000.400)
Employee costs		(6,868,307)	(7,325,883)	(6,233,109)
Materials and contracts		(7,583,028)	(10,051,182)	(7,758,407)
Utility charges	0/1-1	(909,609)	(1,015,601)	(1,011,575)
Depreciation on non-current assets	9(b)	(7,414,109)	(7,454,631)	(7,721,744)
Interest expenses	2(b)	(117,250)	(191,085)	(183,670)
Insurance expenses		(979,070)	(1,094,727)	(1,023,930)
Other expenditure		(749,530)	(337,755)	(734,267)
		(3,045,750)	(7,841,264)	(5,712,293)
		(3,043,730)	(1,041,204)	(3,712,293)
Non-operating grants, subsidies and contributions	2(a)	1.054.897	16.233.630	6.635.262
Profit on asset disposals	9(a)	28,788	41,258	0,000,202
(Loss) on asset disposals	9(a)	(199,314)	(203,559)	0
(Loss) on revaluation of other infrastructure - footpaths	8(a)	(1,394,281)	0	0
(,	-(/	(509,910)	16.071.329	6.635.262
		, , ,		
Net result for the period		(3,555,660)	8,230,065	922,969
Other comprehensive income				
Itama that will not be unalogaified as because which a profit or lease				
Items that will not be reclassified subsequently to profit or loss Changes in asset revaluation surplus	10	146.817.498	0	(11,417,516)
Changes in asset revaluation sulpius	10	140,017,490	U	(11,417,516)
Total other comprehensive income for the period		146,817,498	0	(11,417,516)
		448 884 555		
Total comprehensive income for the period		143,261,838	8,230,065	(10,494,547)

This statement is to be read in conjunction with the accompanying notes.



Annual Report 2020-2021

STATEMENT OF COMPREHENSIVE INCOME BY PROGRAM

FOR THE YEAR ENDED 30 JUNE 2021

		2021	2021	2020
	NOTE	Actual	Budget	Actual
		\$	\$	\$
Revenue	2(a)	4.450	04.050	EE 000
Governance General purpose funding		1,158 13,784,449	21,050 12.095,437	55,668 13.058.156
Law, order, public safety		58,840	43,300	74,971
Health		621,024	737,679	559,825
Education and welfare		132,061	512,114	311,998
Housing		97,375	70,560	108,866
Community amenities		1,784,707	1,949,138	1,986,887
Recreation and culture		345,504	349,960	499,508
Transport		4,563,395	3,724,762	1,970,022
Economic services		83,835	87,600	87,996
Other property and services		102,805	38,000	240,512
		21,575,153	19,629,600	18,954,409
Expenses	2(b)			
Governance		(1,214,318)	(1,689,431)	(1,539,111)
General purpose funding		(609,156)	(400,346)	(798,415)
Law, order, public safety		(645,066)	(413,635)	(463,736)
Health		(961,513)	(889,031)	(987,427)
Education and welfare		(722,644)	(1,041,379)	(420,768)
Housing Community amonities		(510,835)	(93,376)	(7,610)
Community amenities Recreation and culture		(4,121,524)	(3,752,805)	(3,624,864)
Transport		(5,527,606) (8,940,302)	(5,424,667) (12,515,161)	(4,606,458) (10,619,081)
Economic services		(1,141,122)	(1,015,771)	(1,062,165)
Other property and services		(1,141,122)	(44,177)	(353,397)
Other property and services		(24,503,653)	(27,279,779)	(24,483,032)
		(=:,,,	(=-,=,,	(= 1, 111, 111, 111, 111, 111, 111, 111,
Finance Costs	2(b)			
General purpose funding		0	(40,000)	0
Housing		(45,640)	(56,261)	(60,321)
Recreation and culture		(5)	(447)	(1,338)
Transport		(56,186)	(78,872)	(105,528)
Economic services		(15,419)	(15,505)	(16,483)
		(117,250)	(191,085)	(183,670)
		(3,045,750)	(7,841,264)	(5,712,293)
Non operating grante subsidies and contributions	2(2)	1.054.907	16 222 620	6 625 262
Non-operating grants, subsidies and contributions Profit on disposal of assets	2(a) 9(a)	1,054,897 28,788	16,233,630 41,258	6,635,262 0
(Loss) on disposal of assets	9(a)	(199,314)	(203,559)	0
(Loss) on revaluation of other infrastructure - footpaths	8(a)	(1,394,281)	(203,333)	0
(LOSS) OF Tevaluation of Other Infrastructure - Tootpatris	O(a)	(509,910)	16,071,329	6,635,262
		(000,010)	10,07 1,025	0,000,202
Net result for the period		(3,555,660)	8,230,065	922,969
Other comprehensive income				
Itome that will not be malacrified subsequently to profit or less				
Items that will not be reclassified subsequently to profit or loss Changes in asset revaluation surplus	10	146,817,498	0	(11,417,516)
onanges in asset revaluation surplus	10	140,017,430	0	(11,417,010)
Total other comprehensive income for the period		146,817,498	0	(11,417,516)
Total comprehensive income for the period		143,261,838	8,230,065	(10,494,547)
			-,,	, ., , , , ,

This statement is to be read in conjunction with the accompanying notes.

Shire of Derby/West Kimberley

STATEMENT OF FINANCIAL POSITION

AS AT 30 JUNE 2021

	NOTE	2021	2020
		\$	\$
CURRENT ASSETS			
Cash and cash equivalents	3	8,934,223	6,235,956
Trade and other receivables	5	2,721,478	3,824,167
Inventories	6	32,395	54,679
TOTAL CURRENT ASSETS		11,688,096	10,114,802
NON-CURRENT ASSETS			
Trade and other receivables	5	108,614	123,754
Property, plant and equipment	7	47,444,801	45,666,420
Infrastructure	8	291,233,418	149,684,526
TOTAL NON-CURRENT ASSETS		338,786,833	195,474,700
TOTAL ASSETS		350,474,929	205,589,502
10172700210		000,474,525	200,000,002
CURRENT LIABILITIES			
Trade and other payables	11	3,745,714	3,681,924
Other liabilities	12	1,001,277	529,572
Borrowings	13(a)	368,840	373,274
Employee related provisions	14	578,267	558,741
TOTAL CURRENT LIABILITIES		5,694,098	5,143,511
NON-CURRENT LIABILITIES			
Borrowings	13(a)	3,066,521	3,435,361
Employee related provisions	14	159,406	81,031
Other provisions	15	11,332,588	9,969,121
TOTAL NON-CURRENT LIABILITIES		14,558,515	13,485,513
TOTAL LIABILITIES		20,252,613	18,629,024
		20,202,010	10,020,024
NET ASSETS		330,222,316	186,960,478
EQUITY			
Retained surplus		63,069,114	66,097,921
Reserves - cash backed	4	975,801	1,502,654
Revaluation surplus	10	266,177,401	119,359,903
TOTAL EQUITY		330,222,316	186,960,478

This statement is to be read in conjunction with the accompanying notes.



34 Annual Report 2020-2021

STATEMENT OF CHANGES IN EQUITY

FOR THE YEAR ENDED 30 JUNE 2021

	NOTE	RETAINED SURPLUS	RESERVES CASH BACKED	REVALUATION SURPLUS	TOTAL EQUITY
		\$	\$	\$	\$
Balance as at 1 July 2019		65,124,952	1,552,654	130,777,419	197,455,025
Comprehensive income Net result for the period		922,969	0	0	922,969
Other comprehensive income	10	0	0	(11,417,516)	(11,417,516)
Total comprehensive income	_	922,969	0	(11,417,516)	(10,494,547)
Transfers from reserves	4	50,000	(50,000)	0	0
Balance as at 30 June 2020	-	66,097,921	1,502,654	119,359,903	186,960,478
Comprehensive income Net result for the period		(3,555,660)	0	0	(3,555,660)
Other comprehensive income	10	0	0	146,817,498	146,817,498
Total comprehensive income	-	(3,555,660)	0	146,817,498	143,261,838
Transfers from reserves	4	526,853	(526,853)	0	0
Balance as at 30 June 2021	-	63,069,114	975,801	266,177,401	330,222,316

This statement is to be read in conjunction with the accompanying notes.



Shire of Derby/West Kimberley

STATEMENT OF CASH FLOWS

FOR THE YEAR ENDED 30 JUNE 2021

		2021	2021	2020
	NOTE	Actual	Budget	Actual
		\$	\$	\$
CASH FLOWS FROM OPERATING ACTIVITIES				
Receipts Rates		9.014.722	10.295.965	7.009.162
Operating grants, subsidies and contributions		9,545,810	6,339,219	7,009,162
Fees and charges		3,640,102	3,356,473	4,028,832
Interest received		261.755	253,005	543,956
Goods and services tax received		939,663	200,000	1,239,154
Other revenue		669,882	18.425	148,375
Outer revenue		24,071,934	20.263.087	20,092,823
Payments		2 1,01 1,00 1	20,200,007	20,002,020
Employee costs		(6,740,546)	(7,325,883)	(6,351,686)
Materials and contracts		(8,230,785)	(9,051,182)	(8,349,534)
Utility charges		(909,609)	(1,015,601)	(1,011,575)
Interest expenses		(117,250)	(191,085)	(183,670)
Insurance paid		(979,070)	(1,094,727)	(1,023,930)
Goods and services tax paid		(846,763)	0	(1,130,368)
Other expenditure		(749,530)	(337,755)	(734,267)
		(18,573,553)	(19,016,233)	(18,785,030)
Net cash provided by (used in)				
operating activities	16	5,498,381	1,246,854	1,307,793
CASH FLOWS FROM INVESTING ACTIVITIES		.==		
Payments for purchase of property, plant & equipment	7(a)	(774,846)	(1,736,330)	0
Payments for construction of infrastructure	8(a)	(3,589,428)	(20,123,938)	(4,090,009)
Non-operating grants, subsidies and contributions Proceeds from sale of property, plant & equipment	9(a)	1,828,621 108,813	16,233,630 167,000	6,635,262 0
Net cash provided by (used in)	3(a)	100,013	167,000	U
investment activities		(2,426,840)	(5,459,638)	2.545.253
my connent don't tres		(2,420,040)	(0,403,000)	2,040,200
CASH FLOWS FROM FINANCING ACTIVITIES				
Repayment of borrowings	13(b)	(373,274)	(389,274)	(5,648,350)
Proceeds from new borrowings	13(b)	0	500,000	2,000,000
Net cash provided by (used In)	(-)		,	_,,
financing activities		(373,274)	110,726	(3,648,350)
-				
Net increase (decrease) in cash held		2,698,267	(4,102,058)	204,696
Cash at beginning of year		6,235,956	6,236,281	6,031,260
Cash and cash equivalents at the end of the year	16	8,934,223	2,134,223	6,235,956

This statement is to be read in conjunction with the accompanying notes.



Annual Report 2020-2021

RATE SETTING STATEMENT

FOR THE YEAR ENDED 30 JUNE 2021

		2021	2021	2020
	NOTE	Actual	Budget	Actual
		\$	\$	\$
OPERATING ACTIVITIES	00(1)		F 000 000	0.000.070
Net current assets at start of financial year - surplus/(deficit)	22 (b)	3,841,911	5,293,692	3,266,678
		3,841,911	5,293,692	3,266,678
Revenue from operating activities (excluding rates)				
Governance		1,158	21.050	55.668
General purpose funding		6,419,205	3,299,472	5,715,752
Law, order, public safety		58.840	51,971	74.971
Health		621,024	737,679	559,825
Education and welfare		132,061	512,114	311,998
Housing		97,375	70,560	108,866
Community amenities		1,784,707	1,949,138	1,986,887
Recreation and culture		345,504	357,628	499,508
Transport		4,563,395	3,724,762	1,970,022
Economic services		83,835	87,600	87,996
Other property and services		131,593	62,919	240,512
Formality of formal and the control of		14,238,697	10,874,893	11,612,005
Expenditure from operating activities		(4.244.240)	(4.000.434)	(4 520 444)
Governance General purpose funding		(1,214,318)	(1,689,431) (440,346)	(1,539,111) (798,415)
Law, order, public safety		(609,156) (645,066)	(413,635)	(463,736)
Health		(961,513)	(889,031)	(987,427)
Education and welfare		(722,644)	(1,041,379)	(420,768)
Housing		(755,789)	(349,637)	(67,931)
Community amenities		(4,121,524)	(3,752,805)	(3,624,864)
Recreation and culture		(5,527,611)	(5,425,114)	(4,607,796)
Transport		(8,996,488)	(12,594,033)	(10,724,609)
Economic services		(1,156,541)	(1,031,276)	(1,078,648)
Other property and services		(1,503,848)	(47,736)	(353,397)
		(26,214,498)	(27,674,423)	(24,666,702)
Non-cash amounts excluded from operating activities	22(a)	9,605,109	7,616,932	7,340,623
Amount attributable to operating activities		1,471,219	(3,888,906)	(2,447,396)
INVESTING ACTIVITIES				
INVESTING ACTIVITIES	2/-1	4.054.007	40 222 020	C C2E 2C2
Non-operating grants, subsidies and contributions Proceeds from disposal of assets	2(a) 9(a)	1,054,897 108,813	16,233,630 167,000	6,635,262 0
Purchase of property, plant and equipment	7(a)	(774,846)	(1,736,330)	0
Purchase and construction of infrastructure	8(a)	(3,589,428)	(20,123,938)	(4,090,009)
Amount attributable to investing activities	O(a)	(3,200,564)	(5,459,638)	2.545.253
Allouit attributable to invoting activities		(0,200,004)	(0,400,000)	2,040,200
FINANCING ACTIVITIES				
Repayment of borrowings	13(b)	(373,274)	(389,274)	(5,648,350)
Proceeds from borrowings	13(c)	Ó	500,000	2,000,000
Transfers to reserves (restricted assets)	4	0	(85,000)	0
Transfers from reserves (restricted assets)	4	526,853	526,853	50,000
Amount attributable to financing activities		153,579	552,579	(3,598,350)
Surplus/(deficit) before imposition of general rates		(1,575,766)	(8,795,965)	(3,500,493)
Total amount raised from general rates	21(a)	7,365,244	8,795,965	7,342,404
Surplus/(deficit) after imposition of general rates	22(b)	5,789,478	0	3,841,911
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This statement is to be read in conjunction with the accompanying notes.

Shire of Derby/West Kimberley

FOR THE YEAR ENDED 30 JUNE 2021

Note 1	Basis of Preparation	10
Note 2	Revenue and Expenses	11
Note 3	Cash and Cash Equivalents	15
Note 4	Reserves - Cash backed	16
Note 5	Trade and Other Receivables	17
Note 6	Inventories	18
Note 7	Property, Plant and Equipment	19
Note 8	Infrastructure	21
Note 9	Fixed Assets	23
Note 10	Revaluation Surplus	26
Note 11	Trade and Other Payables	27
Note 12	Other Liabilities	28
Note 13	Information on Borrowings	29
Note 14	Employee Provisions	31
Note 15	Other Provisions	32
Note 16	Notes to the Statement of Cash Flows	33
Note 17	Total Assets Classified by Function and Activity	34
Note 18	Contingent Liabilities	35
Note 19	Elected Members Remuneration	36
Note 20	Related Party Transactions	38
Note 21	Rating Information	39
Note 22	Rate Setting Statement Information	42
Note 23	Financial Risk Management	43
Note 24	Events occurring after the end of the Reporting Period	46
Note 25	Trust Funds	47
Note 26	Other Significant Accounting Policies	48
Note 27	Activities/Programs	49
Note 28	Financial Ratios	50



FOR THE YEAR ENDED 30 JUNE 2021

1. BASIS OF PREPARATION

The financial report comprises general purpose financial statements which have been prepared in accordance with Australian Accounting Standards (as they apply to local governments and not-for-profit entities) and Interpretations of the Australian Accounting Standards Board, and the *Local* Government Act 1995 and accompanying regulations

The Local Government Act 1995 and accompanying Regulations take precedence over Australian Accounting Standards where they are inconsistent.

The Local Government (Financial Management) Regulations 1996 specify that vested land is a right-of-use asset to be measured at cost. All right-of-use assets (other than vested improvements) under zero cost concessionary leases are measured at zero cost rather than at fair value. The exception is vested improvements on concessionary land leases such as roads, buildings or other infrastructure which continue to be reported at fair value, as opposed to the vested land which is measured at zero cost. The measurement of vested improvements at fair value is a departure from AASB 16 which would have required the Shire to measure any vested improvements at zero cost

Accounting policies which have been adopted in the preparation of this financial report have been consistently applied unless stated financial report has been prepared on the accrual basis and is based on historical costs, modified, where applicable, by the at fair value of selected non-current assets, financial assets and

THE LOCAL GOVERNMENT REPORTING ENTITY All funds through which the Shire controls resources to carry on its functions have been included in the financial statements forming part of this financial report.

In the process of reporting on the local government as a single unit, all transactions and balances between those funds (for example, loans and transfers between funds) have been eliminated.

All monies held in the Trust Fund are excluded from the financial statements. A separate statement of those monies appears at Note 25 to these financial statements. INITIAL APPLICATION OF ACCOUNTING STANDARDS During the current year, the Shire adopted all of the new and revised Australian Accounting Standards and Interpretations which were compiled, became mandatory and which were applicable to its operations.

- AASB 1059 Service Concession Arrangements: Grantors AASB 2018-7 Amendments to Australian Accounting Standards - Definition of Materiality

The adoption of these standards had no material impact on

NEW ACCOUNTING STANDARDS FOR APPLICATION IN FUTURE YEARS

The following new accounting standards will have application to local government in future years:

- AASB 2020-1 Amendments to Australian Accounting

- Standards Classification of Liabilities as Current
- or Non-current AASB 2020-3 Amendments to Australian Accounting Standards - Annual Improvements 2018-2020 and Other Amendments
- AASB 2021-2 Amendments to Australian Accounting Standards - Disclosure of Accounting Policies or Definition of Accounting Estimates

It is not expected these standards will have an impact on the financial

CRITICAL ACCOUNTING ESTIMATES

The preparation of a financial report in conformity with Australian Accounting Standards requires management to make judgements, estimates and assumptions that effect the application of policies and reported amounts of assets and liabilities, income and expenses

The estimates and associated assumptions are based on historical experience and various other factors that are believed to be reasonable under the circumstances; the results of which form the basis of making the judgements about carrying values of assets and liabilities that are not readily apparent from other sources. Actual results may differ from these estimates

The balances, transactions and disclosures impacted by accounting estimates are as follows:

- Other revenue Other expenditures
- Trade and other receivables
 Property, Plant and Equipment
- Depreciation expense
- · Other liabilities
- Borrowing
- Employee expenses Provisions

Shire of Derby/West Kimberley

FOR THE YEAR ENDED 30 JUNE 2021

2. REVENUE AND EXPENSES

REVENUE RECOGNITION POLICY Recognition of revenue is dependant on the source of revenue and the associated terms and conditions associated with each source of revenue and recognised as follows:								
Revenue Category	Nature of goods and services	When obligations typically satisfied	Payment terms	Returns/Refunds/ Warranties	Determination of transaction price	Allocating transaction price	Measuring obligations for returns	Timing of revenue recognition
Rates	General Rates	Over time	Payment dates adopted by Council during the year	None	Adopted by council annually	When taxable event occurs	Not applicable	When rates notice is issued
Grant contracts with customers	Community events, minor facilities, research, design, planning evaluation and services	Over time	Fixed terms transfer of funds based on agreed milestones and reporting	Contract obligation if project not complete	Set by mutual agreement with the customer	Based on the progress of works to match performance obligations	Returns limited to repayment of transaction price of terms breached	Output method based on project milestones and/or completion date matched to performance obligations as inputs are shared
Grants, subsidies or contributions for the construction of non-financial assets	Construction or acquisition of recognisable non- financial assets to be controlled by the local government	Over time	Fixed terms transfer of funds based on agreed milestones and reporting	Contract obligation if project not complete	Set by mutual agreement with the customer	Based on the progress of works to match performance obligations	Returns limited to repayment of transaction price of terms breached	Output method based on project milestones and/or completion date matched to performance obligations as inputs are shared
Grants with no contract commitments	General appropriations and contributions with no reciprocal commitment	No obligations	Not applicable	Not applicable	Cash received	On receipt of funds	Not applicable	When assets are controlled
Licences/ Registrations/ Approvals	Building, planning, development and animal management, having the same nature as a licence regardless of naming.	Single point in time	Full payment prior to issue	None	Set by State legislation or limited by legislation to the cost of provision	Based on firming of issue of the associated rights	No refunds	On payment and issue of the licence, registration or approval
Other inspections	Regulatory Food, Health and Safety	Single point in time	Full payment prior to inspection	None	Set by State legislation or limited by legislation to the cost of provision	Applied fully on timing of inspection	Not applicable	Revenue recognised after inspection event occurs
Waste management collections	Kerbside collection service	Over time	Payment on an annual basis in advance	None	Adopted by council annually	Apportioned equally across the collection period	Not applicable	Output method based on regular weekly and fortnightly period as proportionate to collection service
Property hire and entry	Use of halls and facilities	Single point in time	In full in advance	Refund if event cancelled within 7 days	Adopted by council annually	Based on timing of entry to facility	Returns limited to repayment of transaction price	On entry or at conclusion of hire
Fees and charges for other goods and services	Goods and services, reinstatements and private works	Single point in time	Payment in full in advance	None	Adopted by council annually	Applied fully based on timing of provision	Not applicable	Output method based on provision of service or completion of works

40 Annual Report 2020-2021

FOR THE YEAR ENDED 30 JUNE 2021

2. REVENUE AND EXPENSES

(a) Grant revenue
Grants, subsidies and contributions are included as both operating and non-operating revenues in the Statement of Comprehensive Income:

Operating grants, subsidies and contributions	
Governance	
General purpose funding	
Law, order, public safety	
Health	
Education and welfare	
Housing	
Community amenities	
Recreation and culture	
Transport	
Economic services	
Other property and services	
Non-operating grants, subsidies and contributions	
General purpose funding	
Law, order, public safety	
Community amenities	
Recreation and culture	
Transport	
Economic services	
Total grants, subsidies and contributions	
Fees and charges	
Governance	
General purpose funding	
Law, order, public safety	

Governance
General purpose funding
Law, order, public safety
Health
Housing
Community amenities
Recreation and culture
Transport
Economic services
Other property and services
There were no changes to the amounts of fees or charges

SIGNIFICANT ACCOUNTING POLICIES
Grants, subsidies and contributions
Operating grants, subsidies and contributions are grants, subsidies or contributions that are not non-operating in nature.

Non-operating grants, subsidies and contributions are amounts received for the acquisition or construction of recognisable non-financial assets to be controlled by the local government.

2021	2021	2020
Actual	Budget	Actual
\$	\$	\$
0	16,600	54,858
6,137,770	3,028,317	5,152,557
115	19,000	7,884
571,058	703,679	502,169
132,081	512,114	311,966
6,264	0	6,171
0	1,000	3,323
208,254	252,160	378,985
2,487,842	2,604,762	298,618
5,686	30,100	2,892
23,778	38,000	173,419
9,572,828	7,205,732	6,890,842
0	3,866,830	300,000
204,720	231,000	140,000
273	0	0
136	0	0
849,768	12,135,800	6,190,262
0	0	5,000
1,054,897	16,233,630	6,635,262
10,627,725	23,439,362	13,526,104
836	2,250	0
19,662	18,125	19,240
27,393	20,100	24,009
49,960	34,000	47,656
88,228	70,560	97,263
1,784,707	1,948,138	1,983,292
93,318	95,800	101,812
1,617,428	1,120,000	1,715,719
14,648	47,500	16,665
9,264	0	23,176
3,705,444	3,356,473	4,028,832

Fees and Charges
Revenue (other than service charges) from the use of facilities
and charges made for local government services, sewerage
rates, rentals, hire charges, fee for service, photocopying
charges, licences, sale of goods or information, fines, penalties
and administration fees.

Shire of Derby/West Kimberley

FOR THE YEAR ENDED 30 JUNE 2021

2. REVENUE AND EXPENSES (Continued)

(a)	Revenue (Continued)	2021 Actual	2021 Budget	2020 Actual
,-,	Contracts with customers and transfers for recognisable non-financial assets Revenue from contracts with customers and transfers to enable the acquisition or construction of recognisable non-financial assets to be controlled by the Shire was recognised during the year for the following nature or types of goods or services:	\$	\$	\$
	Operating grants, subsidies and contributions	0	0	614,557
	Fees and charges	3,600,052	3,282,223	4,028,379
	Other revenue	621,311	0	145,852
	Non-operating grants, subsidies and contributions	1,054,897	16,233,630	6,635,262
		5,276,260	19,515,853	11,424,050
	Revenue from contracts with customers and transfers to enable the acquisition or construction of recognisable non-financial assets to be controlled by the Shire is comprised of:			
	Revenue from contracts with customers included as a contract liability			
	at the start of the period	529.572	0	753.058
	Revenue from contracts with customers recognised during the year Revenue from transfers intended for acquiring or constructing	3,691,791	3,282,223	4,788,788
	recognisable non financial assets during the year	1,054,897	16,233,630	5,882,204
		5,276,260	19,515,853	11,424,050
	Information about receivables, contract assets and contract liabilities from contracts with customers along with financial assets and associated liabilities arising from transfers to enable the acquisition or construction of recognisable non financial assets is:			
	Trade and other receivables from contracts with customers	1,077,423	0	1.352.424
	Contract liabilities from contracts with customers	(227,553)	(424,597)	(187,667)
	Financial assets held from transfers for recognisable financial assets	773,724	0	341,905
	Grant liabilities from transfers for recognisable non financial assets	(773,724)	0	(341,905)

Impairment of assets associated with contracts with customers are detailed at note 2 (b) under 'Other expenditure'.

Contract liabilities for contracts with customers primarily relate to grants with performance obligations received in advance, for which revenue is recognised over time as the performance obligations are met.

Information is not provided about remaining performance obligations for contracts with customers that had an original expected duration of one year or less.

Consideration from contracts with customers is included in the transaction price.

Performance obligations in relation to contract liabilities from transfers for recognisable non financial assets are satisfied as project milestones are met or completion of construction or acquisition of the asset. All associated performance obligations are expected to be met over the next 12 months.

42 Annual Report 2020-2021

FOR THE YEAR ENDED 30 JUNE 2021

2. REVENUE AND EXPENSES (Continued)

(a)	Revenue (Continued)	2021 Actual	2021 Budget	A
		\$	\$	
	Revenue from statutory requirements			
	Revenue from statutory requirements was recognised during			
	the year for the following nature or types of goods or services:			
	General rates	7,365,244	8,795,965	
	Statutory permits and licences	105,020	66,750	
	Fines	372	7,500	
		7,470,636	8,870,215	
	Other revenue			
	Reimbursements and recoveries	48.571	18.425	
	Other	621,311	0	
		669,882	18,425	
	Interest earnings			
	Interest on reserve funds	17.511	35.005	
	Rates instalment and penalty interest (refer Note 21(b))	238,542	218,000	
	Other interest earnings	5.702	0	
		261,755	253,005	
	SIGNIFICANT ACCOUNTING POLICIES			

Interest earnings
Interest earnings
Interest income is calculated by applying the effective interest rate to the gross carrying amount of a financial asset except for financial assets that subsequently become credit-impaired. For oredit-impaired financial assets the effective interest rate is applied to the net carrying amount of the financial asset (after deduction of the loss allowance).

ea	med from financial assets that are held for cash
ma	nagement purposes.

7,342,404 80,403 453 7,423,260

2,523 145,852 148,375

41,654 483,839 18,463 543,956

(b) Expenses	Note	Actual	Budget	Actual
		\$	\$	\$
Auditors remuneration				
Audit of the Annual Financial Report		65,000	80,000	65,000
Other Services Financial Management Review		0	0	14,698
Audit fees associated with grant aquittals		3,900	0	5,750
		68,900	80,000	85,448
Interest expenses (finance costs)				
Borrowings	13(b)	117,250	151,085	183,670
Other		0	40,000	0
		117,250	191,085	183,670
Other expenditure				
Impairment loss on trade and other receivables from contra	cts with customers	370,545	0	901,727
Sundry expenses		378,985	337,755	(167,460)
		749,530	337,755	734,267

Shire of Derby/West Kimberley

FOR THE YEAR ENDED 30 JUNE 2021

. CASH AND CASH EQUIVALENTS	NOTE	2021	2020		
		\$	\$		
Cash at bank and on hand		7,661,934	5,235,956		
Term deposits		1,272,289	1,000,000		
Total cash and cash equivalents		8,934,223	6,235,956		
Restrictions					
The following classes of assets have restrictions imposed by regulations or other externally imposed					
requirements which limit or direct the purpose for which the resources may be used:					
- Cash and cash equivalents		1,977,078	2,032,226		
		1,977,078	2,032,226		
The restricted assets are a result of the following specific purposes to which the assets may be used:					
Reserves - cash backed	4	975,801	1,502,654		
Contract liabilities from contracts with customers	12	227,553			
Grants for transfers for recognisable non financial assets	12	773,724			
Total restricted assets		1,977,078	2,032,226		
SIGNIFICANT ACCOUNTING POLICIES					
Cash and cash equivalents		Restricted assets			
Cash and cash equivalents include cash on hand, cash a		Restricted asset balances are not available for general use by			
deposits available on demand with banks and other shor	t term	the local government due to externally imposed restrictions.			
highly liquid investments with original maturities of three	months	Externally imposed restrictions are specified in an agreement,			
or less that are readily convertible to known amounts of	cash	contract or legislation. This applies to reserves, unspent grants			
and which are subject to an insignificant risk of changes	in value	subsidies and contributions and unspent loans that have not be			
and bank overdrafts. Bank overdrafts are reported as she	ort term	fully expended in the manner specified by the contributor,			

44 Annual Report 2020-2021

FOR THE YEAR ENDED 30 JUNE 2021

4. RESERVES - CASH BACKED

- (a) Leave Reserve
- (b) Office Building Reserve
- (c) Airport Reserve
- (d) Derby Wharf Maintenance Reserve
- (e) Economic Development Reserve
- (f) Fitzroy Crossing Recreation Hall Reserve
- (g) Staff Housing Reserve
- (h) Energy Developments Ltd West Kimberley
- Cement Donations Reserve

2021 Actual	2021 Actual	2021 Actual	2021 Actual	2021 Budget	2021 Budget	2021 Budget	2021 Budget	2020 Actual	2020 Actual	2020 Actual	2020 Actual
Opening Balance	Transfer to	Transfer (from)	Closing Balance	Opening Balance	Transfer to	Transfer (from)	Closing Balance	Opening Balance	Transfer to	Transfer (from)	Closing Balance
\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$
402,441	0	0	402,441	452,441	0	0	452,441	452,441	0	(50,000)	402,441
814,511	0	(500,000)	314,511	814,511	0	(500,000)	314,511	814,511	0	0	814,511
28,456	0	0	28,456	28,456	0	0	28,456	28,456	0	0	28,456
3,721	0	0	3,721	3,721	0	0	3,721	3,721	0	0	3,721
19,936	0	0	19,936	19,936	0	0	19,936	19,936	0	0	19,936
46,771	0	0	46,771	46,771	0	0	46,771	46,771	0	0	46,771
159,965	0	0	159,965	159,965	85,000	0	244,965	159,965	0	0	159,965
26,853	0	(26,853)	0	26,853	0	(26,853)	0	26,853	0	0	26,853
1,502,654	0	(526,853)	975,801	1,552,654	85,000	(526,853)	1,110,801	1,552,654	0	(50,000)	1,502,654

All reserves are supported by cash and cash equivalents and are restricted within equity as Reserves - cash backed.

In accordance with Council resolutions or adopted budget in relation to each reserve account, the purpose for which the reserves are set aside and their anticipated date of use are as follows:

Name of Reserve

- (a) Leave Reserve
- (b) Office Building Reserve (c) Airport Reserve
- (d) Derby Wharf Maintenance Reserve
- (e) Economic Development Reserve
- (f) Fitzroy Crossing Recreation Hall Reserve
- (g) Staff Housing Reserve
- (h) Energy Developments Ltd West Kimberley Cement Donations Reserve

te of use Purpose of the reserv

- Ongoing To be used to fund annual and long service leave requirements
- Ongoing To be used to fund the new Derby administration building
- Ongoing To be used to fund airport capital works, primarily bitumen resealing Ongoing To be used to carry out major wharf maintenance
- Ongoing To promote economic development within the Shire
- Ongoing To be used to quarantine funds received from the lease of the FX Recreation Hall to be utilised for any upgrade works
- Ongoing To be used for the construction of staff housing
- Ongoing To administer the funds provided by Energy Developments Limited to create lasting value throughout the West Kimberley by contributing to not-for-profit projects or activities that benefit the Shire of Derby / West Kimberley

Shire of Derby/West Kimberley 45

FOR THE YEAR ENDED 30 JUNE 2021

5. TRADE AND OTHER RECEIVABLES

Current

Rates receivable
Trade and other receivables
GST receivable
Allowance for impairment of receivables

Nam australia

Pensioner's rates and ESL deferred

SIGNIFICANT ACCOUNTING POLICIES

Trade and other receivables
Trade and other receivables include amounts due from
ratepayers for unpaid rates and service charges and
other amounts due from third parties for goods sold and

Trade receivables are recognised at original invoice amount less any allowances for uncollectible amounts (i.e. impairment). The carrying amount of net trade receivables is equivalent to fair value as it is due for settlement within 30 days.

Impairment and risk exposure Information about the impairment of trade receivables and their exposure to credit risk and interest rate risk can be found in Note 23.

2021	2020			
\$	\$			
2,274,863	3,074,993			
1,077,423	1,352,424			
205,577	298,477			
(836,385)	(901,727)			
2,721,478	3,824,167			
108,614	123,754			
108,614	123,754			

SIGNIFICANT ACCOUNTING POLICIES (Continued)

Classification and subsequent measurement Receivables expected to be collected within 12 months of the end of the reporting period are classified as current assets. All other receivables are classified as non-current assets.

Trade receivables are held with the objective to collect the contractual cashflows and therefore measures them subsequently at amortised cost using the effective interest rate method.

Due to the short term nature of current receivables, their carrying amount is considered to be the same as their fair value. Non-current receivables are indexed to inflation, any difference between the face value and fair value is considered immaterial

| 17

FOR THE YEAR ENDED 30 JUNE 2021

6. INVENTORIES	202
Current	\$
Fuel and materials	
The following movements in inventories occurred during the year:	
Balance at beginning of year	
Inventories expensed during the year	
Additions to inventory	
Balance at end of year	

SIGNIFICANT ACCOUNTING POLICIES
General
Inventories are measured at the lower of cost and net
realisable value.
Net realisable value is the estimated selling price in the ordinary course of business less the estimated costs of completion and the estimated costs necessary to make the sale.

2021 2020 \$ \$ 32,395 54,679 32,395 54,679 54,679 93,038 (90,554) (54,679) 68,270 16,320 32,395 54,679

| 18

Shire of Derby/West Kimberley

FOR THE YEAR ENDED 30 JUNE 2021

7. PROPERTY, PLANT AND EQUIPMENT

(a) Movements in Balances

Movement in the balances of each class of property, plant and equipment between the beginning and the end of the current financial year.

	\$		buildings	equipment	Plant and equipment	Computer equipment	Reclamation asset	plant and equipment
Balance at 1 July 2019	3,450,000	\$ 35,608,875	\$ 39.058.875	\$ 19.913	\$ 1,575,251	\$ 92.677	\$ 6.284.313	\$ 47,031,029
Revaluation increments transferred to revaluation	3,430,000	33,000,073	39,030,013	15,515	1,373,231	32,011	0,264,515	47,031,029
surplus	0	0	0	0	210,813	18,880	0	229,693
Depreciation (expense)	0	(955,681)	(955,681)	(3,673)	(317,819)	(34,220)	(282,909)	(1,594,302)
Balance at 30 June 2020	3,450,000	34,653,194	38,103,194	16,240	1,468,245	77,337	6,001,404	45,666,420
Comprises:								
Gross balance amount at 30 June 2020	3,450,000	37,286,506	40,736,506	30,705	2,173,966	192,585	7,571,317	50,705,079
Accumulated depreciation at 30 June 2020	0	(2,633,312)	(2,633,312)	(14,465)	(705,721)	(115,248)	(1,569,913)	(5,038,659)
Balance at 30 June 2020	3,450,000	34,653,194	38,103,194	16,240	1,468,245	77,337	6,001,404	45,666,420
Additions	0	665,726	665,726	31,169	77,951	0	0	774,846
(Disposals)	0	(276,226)	(276,226)	0	(3,113)	0	0	(279,339)
Revaluation increments transferred to revaluation								
surplus	763,000	8,731,138	9,494,138	0	0	0	2,648,131	12,142,269
Depreciation (expense)	0	(950,099)	(950,099)	(3,863)	(265,758)	(29,084)	(282,909)	(1,531,713)
Transfers	0	(992,225)	(992,225)	48,253	31,169	(48,253)	(8,366,626)	(9,327,682)
Balance at 30 June 2021	4,213,000	41,831,508	46,044,508	91,799	1,308,494	0	0	47,444,801
Comprises:								
Gross balance amount at 30 June 2021	4,213,000	41,831,508	46,044,508	254,459	2,260,586	0	0	48,559,553
Accumulated depreciation at 30 June 2021	0	0	0	(162,660)	(952,092)	0	0	(1,114,752)
Balance at 30 June 2021	4,213,000	41,831,508	46,044,508	91,799	1,308,494	0	0	47,444,801

The Shire as part of its asset revaluation at 30 June 2021 reclassified a number of assets between asset classes.

This resulted in transfers between asset classes and between Infrastructure and Property, Plant and Equipment at June 2021.

48

Annual Report 2020-2021

FOR THE YEAR ENDED 30 JUNE 2021

7. PROPERTY, PLANT AND EQUIPMENT (Continued)

(b) Carrying Value Measurements

Asset Class (i) Fair Value Land and buildings	Fair Value Hierarchy	Valuation Technique	Basis of Valuation	Date of Last Valuation	Inputs Used
Land	Level 2	Market approach using recent observable market data for similar properties / income approach using discounted cash flow methodology	Independent registered valuer	June 2021	Price per hectare / market borrowing rate
Buildings	Level 2	Improvements to land valued using cost approach using depreciated replacement cost	Independent registered valuer	June 2021	Perth based construction rates with appropriate district allowance applied to each location
Reclamation asset	Level 3	Cost approach using discounted cash flow methodology.	Independent and management valuation	June 2021	Discounted future construction cost estimate
(ii) Cost Furniture and equipment		Not Applicable	At cost	July 2019	Not Applicable
Plant and equipment		Not Applicable	At cost	July 2019	Not Applicable

Following a change to Local Government (Financial Management) Regulation 17A, plant and equipment type assets (being plant and equipment and furniture and equipment) are to be measured under the cost model, rather than at fair value. This change was effective from 1 July 2019 and represented a change in accounting policy. Revaluations carried out previously were not reversed as it was deemed fair value approximated cost at the date of change.

Shire of Derby/West Kimberley

FOR THE YEAR ENDED 30 JUNE 2021

8. INFRASTRUCTURE

(a) Movements in Balances

Movement in the balances of each class of infrastructure between the beginning and the end of the current financial year.

		Other	Other	Other	Other	Other	Other			
	Infrastructure - roads	infrastructure - drainage	infrastructure - footpaths	infrastructure - land & parks	infrastructure - wharf	infrastructure - airports	infrastructure - other structures	Landfill	T.	otal Infrastructure
	\$	\$	\$	\$	Ś	\$	\$	\$		\$
Balance at 1 July 2019	125,525,446	5,038,935	2,500,609	1,507,292	3,732,682	15,995,828	9,068,376		0	163,369,168
Additions	3,353,722	0	0	0	6,364	367,845	362,078		0	4,090,009
Impairment losses	(11,647,209)	0	0	0	0	0	0		0	(11,647,209)
Depreciation (expense)	(3,498,537)	(670,464)	(69,615)	(122,108)	(186,581)	(1,007,363)	(572,774)		0	(6,127,442)
Balance at 30 June 2020	113,733,422	4,368,471	2,430,994	1,385,184	3,552,465	15,356,310	8,857,680		0	149,684,526
Comprises:										
Gross balance at 30 June 2020	131,928,754	5,708,960	2,564,855	1,629,400	3,925,602	17,422,581	9,984,822		0	173,164,974
Accumulated depreciation at 30 June 2020	(6,548,123)	(1,340,489)	(133,881)	(244,216)	(373,137)	(2,086,271)	(1,127,142)		0	(11,833,239)
Accumulated impairment loss at 30 June 2020	(11,647,209)	0	0	0	0	0	0			(11,647,209)
Balance at 30 June 2020	113,733,422	4,368,471	2,430,994	1,385,184	3,552,465	15,356,310	8,857,680		0	149,684,526
Additions	3,396,131	0	273	7,040	73,693	0	112,291		0	3,589,428
Revaluation increments / (decrements) transferred to revaluation										
surplus	105,229,598	(2,298,097)	(192,005)	2,123,530	17,705,999	13,467,942	(128,506)		0	135,908,459
Revaluation loss transferred to profit or loss	0	0	(1,394,281)	0	0	0	0		0	(1,394,281)
Depreciation (expense)	(3,338,465)	(666,807)	(69,614)	(109,362)	(187,146)	(912,029)	(598,973)		0	(5,882,396)
Transfers	(12,774)	0	(191,231)	0	37,445	988,890	120,686	8,384,	666	9,327,682
Balance at 30 June 2021	219,007,910	1,403,567	584,136	3,408,392	21,182,456	28,901,113	8,363,178	8,384,	666	291,233,418
Comprises:										
Gross balance at 30 June 2021	219,007,910	1,403,567	584,136	3,406,392	21,182,456	28,901,113	8,363,178	8,384,	666	291,233,418
Balance at 30 June 2021	219,007,910	1,403,567	584,136	3,406,392	21,182,456	28,901,113	8,363,178	8,384,	666	291,233,418

During the year, the Shire engaged an independent valuer to revalue the entire class of infrastructure which resulted in a net revaluation increment of \$134.5 million.

The previous independent valuation was undertaken in 2015 and further updated by management in-house in 2018. The increment was mainly attributed to increased cost of construction and locality factor. The Shire as part of its asset revaluation at 30 June 2021 reclassified a number of assets between asset classes.

This resulted in transfers between asset classes and between Infrastructure and Property, Plant and Equipment at June 2021.

50 Annual Report 2020-2021

FOR THE YEAR ENDED 30 JUNE 2021

8. INFRASTRUCTURE (Continued)

(b) Carrying Value Measurements

Asset Class	Fair Value Hierarchy	Valuation Technique	Basis of Valuation	Date of Last Valuation	Inputs Used
(i) Fair Value Infrastructure - roads	Level 3	Cost approach using depreciated replacement cost	Independent valuation	June 2021	Construction costs and current condition, residual values and remaining useful life assessments
Other infrastructure - drainage	Level 3	Cost approach using depreciated replacement cost	Independent valuation	June 2021	Construction costs and current condition, residual values and remaining useful life assessments
Other infrastructure - footpaths	Level 3	Cost approach using depreciated replacement cost	Independent valuation	June 2021	Construction costs and current condition, residual values and remaining useful life assessments
Other infrastructure - land & parks	Level 3	Cost approach using depreciated replacement cost	Independent valuation	June 2021	Construction costs and current condition, residual values and remaining useful life assessments
Other infrastructure - wharf	Level 3	Cost approach using depreciated replacement cost	Independent valuation	June 2021	Construction costs and current condition, residual values and remaining useful life assessments
Other infrastructure - airports	Level 3	Cost approach using depreciated replacement cost	Independent valuation	June 2021	Construction costs and current condition, residual values and remaining useful life assessments
Other infrastructure - other structures	Level 3	Cost approach using depreciated replacement cost	Independent valuation	June 2021	Perth based construction rates with appropriate district allowance applied to each location

Shire of Derby/West Kimberley

FOR THE YEAR ENDED 30 JUNE 2021

9. FIXED ASSETS

SIGNIFICANT ACCOUNTING POLICIES

Fixed assets

Each class of fixed assets within either plant and equipment or infrastructure, is carried at cost or fair value as indicated less, where applicable, any accumulated depreciation and impairment

Initial recognition and measurement for assests held at cost Plant and equipment including furniture and equipment is recognised at cost on acquisition in accordance with Financial Management Regulation 17A. Where acquired at no cost the asset is initially recognise at fair value. Assets held at cost are depreciated and assessed for impairment annually.

Initial recognition and measurement between

mandatory revaluation dates for assets held at fair value Assets for which the fair value as at the date of acquisition is under \$5,000 are not recognised as an asset in accordance with Financial Management Regulation 17A (5). These assets are expensed immediately

Where multiple individual low value assets are purchased togethe as part of a larger asset or collectively forming a larger asset exceeding the threshold, the individual assets are recognised as one asset and capitalised

In relation to this initial measurement, oost is determined as the fair value of the assets given as consideration plus costs incidental to the acquisition. For assets acquired at zero cost or otherwise significantly less than fair value, cost is determined as fair value at the date of acquisition. The cost of non-current assets constructed by the Shire includes the cost of all materials used in construction, direct labour on the project and an appropriate proportion of variable and fixed overheads.

Individual assets that are land, buildings, infrastructure and investment properties acquired between initial recognition and the next revaluation of the asset class in accordance with the mandatory measurement framework, are recognised at cost and disclosed as being at fair value as management believes cost approximates fair value. They are subject to subsequent revaluation at the next anniversary date in accordance with the mandatory

Revaluation

The fair value of land, buildings, infrastructure and investment properties is determined at least every five years in accordance with the regulatory framework. This includes buildings and infrastructure items which were pre-existing improvements (i.e. vested improvements) on vested land acquired by the Shire.

Revaluation (Continued)

At the end of each period the valuation is reviewed and where appropriate the fair value is updated to reflect current market conditions. This process is considered to be in accordance with Local Government (Financial Management) Regulation 17A (2) which requires land, buildings, infrastructure, investment properties

Increases in the carrying amount arising on revaluation of assets are credited to a revaluation surplus in equity. Decreases that offset previous increases of the same class of asset are recognised against revaluation surplus directly in equity. All other decreases

AUSTRALIAN ACCOUNTING STANDARDS - INCONSISTENCY Land under roads from 1 July 2019

As a result of amendments to the Local Government (Financial Management) Regulations 1996, effective from 1 July 2019, vested land, including land under roads, is treated as right-of-use assets measured at zero cost. Therefore, the previous inconsistency with AASB 1051 in respect of non-recognition of land under roads acquired on or after 1 July 2008 has been removed, even though measurement at zero cost means that land under roads is still not

Vested improvements from 1 July 2019

The measurement of vested improvements at fair value in accordance with Local Government (Financial Management) Regulation 17A(2)(v) is a departure from AASB 16 which would have required the Shire to measure the vested improvements as part of the related right-of-use assets at zero oost.

Annual Report **2020-2021**

FOR THE YEAR ENDED 30 JUNE 2021

9. FIXED ASSETS

(a) Disposals of Assets

Buildings Plant and equipment

2021 Actual Net Book Value	2021 Actual Sale Proceeds	2021 Actual Profit	2021 Actual Loss
value ¢	¢ Coceeus	\$	LUSS \$
276,226	76,912	0	(199,314)
3,113	31,901	28,788	0
279,339	108.813	28,788	(199,314)

2021 Budget Net Book Value	2021 Budget Sale Proceeds	2021 Budget Profit	2021 Budget Loss	2020 Actual Net Book Value	2020 Actual Sale Proceeds	2020 Actual Profit	2020 Actual Loss
\$	\$	\$	\$	\$	\$	\$	\$
285,000	85,000	0	(200,000)	0	0	0	0
44,301	82,000	41,258	(3,559)	0	0	0	0
329,301	167,000	41,258	(203,559)	0	0	0	0

The following assets were disposed of during the year.

Plant and Equipment Other property and services 11KW Toyota Landcrusier

Other Asset class

Housing Residence unit (Lot 8/5 Rowan Street)

2021 Actual Net Book Value	2021 Actual Sale Proceeds	2021 Actual Profit	2020 Actual Loss
3,113	31,901	28,788	0
3,113	31,901	28,788	
276,226	76,912	0	(199,314)
276,226	76,912		(199,314)
279,339	108,813	28,788	(199,314)

Shire of Derby/West Kimberley

FOR THE YEAR ENDED 30 JUNE 2021

9. FIXED ASSETS

(b) Depreciation

Buildings
Furniture and equipment
Plant and equipment
Computer equipment
Infrastructure - roads
Other infrastructure - drainage
Other infrastructure - footpaths
Other infrastructure - land & parks
Other infrastructure - wharf
Other infrastructure - airports
Other infrastructure - other structures
Landfill

2021	2021	2020
Actual	Budget	Actual
\$	\$	\$
950,099	1,291,267	955,681
32,947	0	3,673
265,758	1,451,871	317,819
0	0	34,220
3,338,465	510,082	3,498,537
666,807	1,181,382	670,464
69,614	510,082	69,615
109,362	1,086,655	122,108
187,146	0	186,581
912,029	278,455	1,007,363
598,973	1,144,837	572,774
282,909	0	282,909
7,414,109	7,454,631	7,721,744

SIGNIFICANT ACCOUNTING POLICIES

The depreciable amount of all fixed assets including buildings but excluding freehold land and vested land, are depreciated on a straight-line basis over the individual asset's useful life from the time the asset is held ready for use. Leasehold improvements are depreciated over the shorter of either the unexpired period of the lease or the estimated useful life of

The assets residual values and useful lives are reviewed, and adjusted if appropriate, at the end of each reporting period.

An asset's carrying amount is written down immediately to its recoverable amount if the asset's carrying amount is greater than its estimated recoverable amount.

Gains and losses on disposals are determined by comparing proceeds with the carrying amount. These gains and losses are included in the statement of comprehensive income in the period in which they arise.

Asset Class

Depreciation rates
Typical estimated useful lives for the different asset classes for the current and prior years are included in the table below

Useful life

Buildings	25 to 40 years
Furniture and equipment	3 to 10 years
Plant and equipment	4 to 15 years
Sealed roads and streets	
formation	not depreciated
pavement	60 years
seal	13 years
Gravel roads	
formation	not depreciated
pavement	13 years
Drainage	8 years
Footpaths - slab	15 years
Car parks	
sub base	60 years
seal	20 years
Land and parks	20 years
Wharfs	20 to 65 years
Airport electrical facilities	15 to 25 years
Airport runways, aprons and taxiways	20 to 65 years
Other infrastructure assets	10 to 50 years
Landfill	20 to 50 years

Depreciation on revaluation

Depreciation on revaluation
When an item of property, plant and equipment is
revalued, any accumulated depreciation at the date of
the revaluation is eliminated against the gross carrying
amount of the asset and the net amount restated to the

54 Annual Report 2020-2021

FOR THE YEAR ENDED 30 JUNE 2021

10. REVALUATION SURPLUS

Revaluation surplus - Land - freehold land
Revaluation surplus - Buildings
Revaluation surplus - Plant and equipment
Revaluation surplus - Computer equipment
Revaluation surplus - Reclamation asset
Revaluation surplus - Infrastructure - roads
Revaluation surplus - Other infrastructure - drainage
Revaluation surplus - Other infrastructure - footpaths
Revaluation surplus - Other infrastructure - land & parks
Revaluation surplus - Other infrastructure - wharf
Revaluation surplus - Other infrastructure - wharf
Revaluation surplus - Other infrastructure - wharf
Revaluation surplus - Other infrastructure - other structures

2021	2021	2021	Total	2021	2020	2020	2020	2020	Total	2020
Opening	Revaluation	Revaluation	Movement on	Closing	Opening	Change in	Revaluation	Impairment	Movement on	Closing
Balance	Increment	(Decrement)	Revaluation	Balance	Balance	Accounting Policy	Increment	(Decrement)	Revaluation	Balance
\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$
12,125,340	763,000	0	763,000	12,888,340	12,218,340	(93,000)	0	0	0	12,125,340
0	8,731,138	0	8,731,138	8,731,138			0	0	0	0
748,903	0	0	0	748,903	538,090	0	210,813	0	210,813	748,903
18,880	0	0	0	18,880	0	0	18,880	0	18,880	18,880
0	2,648,131	(1,233,230)	1,414,901	1,414,901	0	0	0	0	0	0
81,357,121	105,229,595	0	105,229,595	186,586,716	93,004,330	0	0	(11,647,209)	(11,647,209)	81,357,121
5,076,353	0	(2,298,096)	(2,298,098)	2,778,257	5,076,353	0	0	0	0	5,076,353
192,005	0	(192,005)	(192,005)	0	192,005	0	0	0	0	192,005
2,327,966	2,123,530	0	2,123,530	4,451,496	2,327,966	0	0	0	0	2,327,966
0	17,705,999	0	17,705,999	17,705,999	0	0	0	0	0	0
14,845,708	13,467,942	0	13,467,942	28,313,650	14,845,708	0	0	0	0	14,845,708
2,667,627	0	(128,506)	(128,508)	2,539,121	2,667,627	0	0	0	0	2,667,627
119,359,903	150,669,335	(3,851,837)	146,817,498	266,177,401	130,870,419	(93,000)	229,693	(11,647,209)	(11,417,516)	119,359,903

The revaluation decrement in 2021 comprised of the movements detailed below:

Reclamation asset arising from an increase in the reinstatement provision. Refer note 15.

Revaluation surplus - Other infrastructure - drainage and footpaths arising from a decrease in the value of the asset class. Refer note 8

Shire of Derby/West Kimberley

FOR THE YEAR ENDED 30 JUNE 2021

11. TRADE AND OTHER PAYABLES

recognition

Sundry creditors Prepaid rates Accrued salaries and wages ATO liabilities Other payables Accrued expenses

SIGNIFICANT ACCOUNTING POLICIES

Trade and other payables Trade and other payables represent liabilities for goods and services provided to the Shire prior to the end of the financial year that are unpaid and arise when the Shire becomes obliged to make future payments in respect of the purchase of these goods and services. The amounts are unsecured, are recognised as a current liability and are normally paid within 30 days of

2021	2020
\$	\$
1,473,262	2,447,205
902,464	68,256
115,699	102,311
95,948	79,476
564,083	619,086
594,258	365,590
3,745,714	3,681,924

Prepaid rates
Prepaid rates
Prepaid rates are, until the taxable event has occurred
(start of the next financial year), refundable at the request
of the ratepayer. Rates received in advance are initially
recognised as a financial liability. When the taxable event
occurs, the financial liability is extinguished and the Shire
recognises revenue for the prepaid rates that have not been

56 Annual Report 2020-2021

FOR THE YEAR ENDED 30 JUNE 2021

12. OTHER LIABILITIES

Current

Contract liabilities

Liabilities under transfers to acquire or construct non-financial assets to be controlled by the entity

Performance obligations for each type of liability are expected to be recognised as revenue in accordance with the following time bands:

Less than 1 year

SIGNIFICANT ACCOUNTING POLICIES

Contract liabilities

Contract liabilities represent the the Shire's obligation to transfer goods or services to a customer for which the Shire has received consideration from the customer.

With respect to transfers for recognisable non-financial assets, contract liabilities represent performance obligations which are not yet satisfied.

Contract liabilities are recognised as revenue when the performance obligations in the contract are satisfied.

2021	2020
\$	\$
227,553	529,572
773,724	0
1 001 277	529 572

Liabilities under transfers to acquire or construct non-financial assets to be Contract liabilities \$
227,553 773,724
227,553 773,724

Liabilities under transfers to acquire or construct non-financial assets to be controlled by the entity Grant liabilities represent the the Shire's performance obligations to construct recognisable non-financial assets to identified specifications which are yet to be

Grant liabilities are recognised as revenue when the performance obligations in the contract are satisfied.

satisfied.

Shire of Derby/West Kimberley

FOR THE YEAR ENDED 30 JUNE 2021

13. INFORM	NATION ON BORROW	VINGS																
(a) Borrowin	gs		2021	2020														
Current			368.840	373.274														
Non-curre	nt		3.066.521	3,435,361														
			3,435,361	3.808.635														
(b) Repayme	(b) Repayments - Borrowings																	
						30 June 2021	30 June 2021	30 June 2021		30 June 2021	30 June 2021	30 June 2021	30 June 2021		30 June 2020	30 June 2020	30 June 2020	30 June 2020
					Actual	Actual	Actual	Actual	Budget	Budget	Budget	Bud get	Budg et	Actual	Actual	Actual	Actual	Actual
		Loan		Interest	Principal	Principal	Interest	Principal	Princi pal	New	Principal	Interest	Principal	Principal	New	Principal	Interest	Principal
		Number	Institution	Rate	1 July 2020	rep ayments	repayments	outstanding	1 July 2020	Loans	repayments	repayments	outstanding	1 July 2019	Loans	repayments	repayments	outstanding
Particular	s				\$	\$	\$	\$	\$	ş	\$	\$	\$	\$	\$	\$	\$	\$
Housing																		
Staff hous	ing	136	WATC	6.46%	97,299	(22,023)	(5,867)	75,276	97,298	0	(22,023)	(5,935)	75,275	117,946	0	(20,647)	(6,656)	97,299
Staff hous	ing	146	WATC	6.33%	610,251	(45,371)	(27,950)	564,880	610,251	0	(45,371)	(37,922)	564,880	652,880	0	(42,629)	(39,967)	610,251
Staff hous	ing	148	WATC	4.49%	280,734	(18,112)	(11,823)	262,622	280,734	0	(18,112)	(12,404)	262,622	306,438	0	(25,704)	(13,698)	280,734
Recreatio	n and culture																	
Civic Cent	re renovations	135	WATC	5.32%	16,791	(16,791)	(5)	0	16,791	0	(16,791)	(447)	0	49,055	0	(32,264)	(1,338)	16,791
Transport	t																	
Wharf fen	ders, boat ramp	145	WATC	6.87%	218,673	(25,278)	(14,555)	193,395	218,673	0	(25,277)	(14,596)	193,396	253,527	0	(34,854)	(16,243)	218,673
Derby airp	ort infrastructure	150	WATC	0.00%	0			0	0	0	0	0	0	5,315,200	0	(5,315,200)	(61,348)	0
	arf infrastructure	151	WATC	3.02%	326,000	(36,605)	(9,517)	289,395	1,907,970	0	(36,605)	(9,571)	1,871,365	378,892	0	(52,892)	(10,637)	326,000
Refinance	Derby Airport			1.73%														
Infrastruct	ure & wharf	152	WATC	1.7.370	1,907,970	(186,455)	(32,114)	1,721,515	326,001	0	(186,455)	(32,205)	139,546	0	2,000,000	(92,030)	(17,300)	1,907,970
Loan		153	WATC	0.00%	0	0	0	0	0	500,000	(16,000)	(22,500)	484,000	0	0	0	0	0
Economic	services																	
Derby Visi	tors Centre	149	WATC	4.49%	350,917	(22,639)	(15,419)	328,278	350,918	0	(22,640)	(15,505)	328,278	383,047	0	(32,130)	(16,483)	350,917
					3,808,635	(373,274)	(117,250)	3,435,361	3,808,636	500,000	(389,274)	(151,085)	3,919,362	7,456,985	2,000,000	(5,648,350)	(183,670)	3,808,635
* WA Trea	sury Corporation																	

Annual Report 2020-2021

FOR THE YEAR ENDED 30 JUNE 2021

13. INFORMATION ON BORROWINGS (Continued)

(c) New Borrowings - 2020/21

	Institution		Term Years	Interest Rate	Amount Borrowed		Amount (Used)		lotal	Actual
		Loan Type			2021 Actual	2021 Budget	2021 Actual	2021 Budget	Interest & Charges	Balance Unspent
Particulars/Purpose				%	\$	\$	\$	\$	\$	\$
Loan 153 - Capital Works Projects	WATC	Debenture	10	2.50%	0	500,000	0	(500,000)	0	0
* WA Treasury Corporation				400000000	0	500,000	0	(500,000)	0	0

	2021	2020
(d) Undrawn Borrowing Facilities	\$	\$
Credit Standby Arrangements		
Bank overdraft limit	0	0
Bank overdraft at balance date	0	0
Credit card limit	50,000	50,000
Credit card balance at balance date	(49,532)	(12,580)
Total amount of credit unused	468	37,420
Loan facilities		
Loan facilities - current	368,840	373,274
Loan facilities - non-current	3,066,521	3,435,361
Total facilities in use at balance date	3,435,361	3,808,635
Unused loan facilities at balance date	NIL	NIL

SIGNIFICANT ACCOUNTING POLICIES

Financial liabilities

Financial liabilities are recognised at fair value when the Shire becomes a party to the contractual provisions to the instrument.

Non-derivative financial liabilities (excluding financial guarantees) are subsequently measured at amortised cost. Gains or losses are recognised in profit or loss.

Financial liabilities are derecognised where the related obligations are discharged, cancelled or expired. The difference between the carrying amount of the financial liability extinguished or transferred to another party and the fair value of the consideration paid, including the transfer of non-cash assets or liabilities assumed, is recognised in profit or loss.

Borrowing costs

Borrowing costs are recognised as an expense when incurred except where they are directly attributable to the acquisition, construction or production of a qualifying asset. Where this is the case, they are capitalised as part of the cost of the particular asset until such time as the asset is substantially ready for its intended use or sale.

Risk

Information regarding exposure to risk can be found at Note 23.

Shire of Derby/West Kimberley

59

FOR THE YEAR ENDED 30 JUNE 2021

14. EMPLOYEE RELATED PROVISIONS

(a) Employee Related Provisions

Opening balance at 1 July 2020 Current provisions Non-current provisions

Additional provision Amounts used Balance at 30 June 2021

Comprises
Current
Non-current

Amounts are expected to be settled on the following basis: Less than 12 months after the reporting date

More than 12 months from reporting date Expected reimbursements from other WA local governments

Provision for	Provision for	
Annual	Long Service	
Leave	Leave	Total
\$	\$	\$
271,713	287,028	558,741
0	81,031	81,031
271,713	368,059	639,772
426,916	136,573	563,489
(392,070)	(73,518)	(465,588)
306,559	431,114	737,673
306,559	271,708	578,267
0	159,406	159,406
306,559	431,114	737,673

2021	2020
\$	\$
578,267	558,738
159,406	48,043
0	32,991
737 673	639 772

Timing of the payment of current leave liabilities is difficult to determine as it is dependent on future decisions of employees. Expected settlement timings are based on information obtained from employees and historical leave trends and assumes no events will occur to impact on these historical trends.

SIGNIFICANT ACCOUNTING POLICIES

Employee benefits

The Shire's obligations for employees' annual leave and long service leave entitlements are recognised as provisions in the statement of financial position.

Short-term employee benefits

Provision is made for the Shire's obligations for short-term employee benefits. Short-term employee benefits are benefits (other than termination benefits) that are expected to be settled wholly before 12 months after the end of the annual reporting period in which the employees render the related service, including wages, salaries and sick leave. Short-term employee benefits are measured at the (undiscounted) amounts expected to be paid when the obligation is settled.

The Shire's obligations for short-term employee benefits such as wages, salaries and sick leave are recognised as a part of current trade and other payables in the statement of financial position.

Other long-term employee benefits

Long-term employee benefits are measured at the present value of the expected future payments to be made to employees. Expected future payments incorporate anticipated future wage and salary levels, durations of service and employee departures and are discounted at

Other long-term employee benefits (Continued) rates determined by reference to market yields at the end of the reporting period on government bonds that have maturity dates that approximate the terms of the obligations. Any remeasurements for changes in assumptions of obligations for other long-term employee benefits are recognised in profit or loss in the periods in which the changes occur.

The Shire's obligations for long-term employee benefits are presented as non-current provisions in its statement of financial position, except where the Shire does not have an unconditional right to defer settlement for at least 12 months after the end of the reporting period, in which case the obligations are presented as current provisions.

Provisions

Provisions are recognised when the Shire has a present legal or constructive obligation, as a result of past events, for which it is probable that an outflow of economic benefits will result and that outflow can be reliably measured.

Provisions are measured using the best estimate of the amounts required to settle the obligation at the end of the reporting period.

Annual Report 2020-2021

Item 11.1 - Attachment 1

FOR THE YEAR ENDED 30 JUNE 2021

15. OTHER PROVISIONS

	Provision for remediation costs	Deferred creditor - (RAAF Curtain)	Total
	\$	\$	\$
Opening balance at 1 July 2020			
Non-current provisions	9,969,121	0	9,969,121
	9,969,121	0	9,969,121
Additional provision	1,233,230	130,237	1,363,467
Balance at 30 June 2021	11,202,351	130,237	11,332,588
Comprises			
Non-current	11,202,351	130,237	11,332,588
	11,202,351	130,237	11,332,588

Provision for remediation costs increased by \$1,233,230 as at 30 June 2021, due to a change in the valuation of the associated landfill asset, and movements in the net present value of the liability. The increase in the liability has been fully recognised as a decrease in the revaluation surplus associated with landfill assets. Refer note 10.

SIGNIFICANT ACCOUNTING POLICIES

Make good provisions

The Shire has a legal obligation to restore the waste landfill site.

A make good provision is recognised when:

- there is a present obligation as a result of waste activities undertaken;
- it is probable that an outflow of economic benefits will be required to settle the obligation; and
- the amount of the provision can be measured reliably.

The estimated future obligations include the costs of restoring the affected areas and continued monitoring of the site.

The make good provision is the best estimate of the present value of the expenditure required to settle the remediation obligation at the reporting date. Future remediation costs are reviewed annually and any changes in the estimate are reflected in the present value of the make good provision at each reporting date

Shire of Derby/West Kimberley

FOR THE YEAR ENDED 30 JUNE 2021

16. NOTES TO THE STATEMENT OF CASH FLOWS

Reconciliation of Cash

For the purposes of the Statement of Cash Flows, cash includes cash and cash equivalents, net of outstanding bank overdrafts. Cash at the end of the reporting period is reconciled to the related items in the Statement of Financial Position as follows:

	2021	2021	2020
	Actual	Budget	Actual
	\$	\$	\$
Cash and cash equivalents	8,934,223	2,134,223	6,235,956
Reconciliation of Net Cash Provided By Operating Activities to Net Result			
Net result	(3,555,660)	8,230,065	922,969
Non-cash flows in Net result:			
Depreciation on non-current assets	7,414,109	7,454,631	7,721,744
(Profit)/loss on sale of asset	170,526	162,301	0
Loss on revaluation of fixed assets	1,394,281	0	0
Changes in assets and liabilities:			
(Increase)/decrease in receivables	1,117,829	1,500,000	332,062
(Increase)/decrease in inventories	22,284	0	38,359
Increase/(decrease) in payables	63,790	1,000,000	(295,791)
Increase/(decrease) in employee provisions	97,901	0	(552,802)
Increase/(decrease) in other provisions	130,237	0	0
Increase/(decrease) in other liabilities	471,705	(866,513)	(223,486)
Non-operating grants, subsidies and contributions	(1,828,621)	(16,233,630)	(6,635,262)
Net cash from operating activities	5,498,381	1,246,854	1,307,793

Annual Report 2020-2021

FOR THE YEAR ENDED 30 JUNE 2021

17. TOTAL ASSETS CLASSIFIED BY FUNCTION AND ACTIVITY

0004	2020
2021	2020
\$	\$
2,309,339	1,924,990
9,873,349	7,256,670
547,363	508,148
559,241	281,674
1,680,251	1,113,557
9,114,131	7,950,870
10,882,595	11,506,970
20,148,322	15,973,662
289,302,913	150,896,107
4,568,897	4,978,006
1,488,528	3,198,848
350,474,929	205,589,502

Shire of Derby/West Kimberley

FOR THE YEAR ENDED 30 JUNE 2021

18. CONTINGENT LIABILITIES

The Shire of Derby / West Kimberley has in compliance with the *Contaminated Sites Act 2003* section 11 listed sites to be possible sources of contamination - details of those sites:

Derby Airport
Myalls Bore
Fitzroy Crossing Works Depot
Derby Works Depot
Derby Landfill Site
Derby Cemetery
Fitzroy Crossing Landfill Site
Fitzroy Crossing Cemetery
Camballin Cemetery
Camballin Landfill Sites

Until the Shire conducts an investigation to determine the presence and scope of contamination, assess the risk and agree with the Department of Water and Environment Regulation the need and criteria for remediation using on a risk based approach, the amount of the contingent liability is unknown. This approach is consistent with the Department of Water and Environment Regulation Guidelines.

64 Annual Report 2020-2021

FOR THE YEAR ENDED 30 JUNE 2021

19. ELECTED MEMBERS REMUNERATION

Elected member - President
President's annual allowance
Meeting attendance fees
Annual allowance for ICT expenses

Elected member - Deputy President Deputy President's annual allowance Meeting attendance fees

Meeting attendance fees
Annual allowance for ICT expenses

Elected member - Member 1

Meeting attendance fees Annual allowance for ICT expenses

Elected member - Member 2

Meeting attendance fees Annual allowance for ICT expenses

Elected member - Member 3

Meeting attendance fees Annual allowance for ICT expenses Travel and accommodation expenses

Elected member - Member 4

Meeting attendance fees Annual allowance for ICT expenses Travel and accommodation expenses

Elected member - Member 5

Meeting attendance fees Annual allowance for ICT expenses Travel and accommodation expenses

Elected member - Member 6

Meeting attendance fees Annual allowance for ICT expenses Travel and accommodation expenses

Elected member - Member 7

Meeting attendance fees Annual allowance for ICT expenses Travel and accommodation expenses

Elected member 8

Meeting attendance fees Annual allowance for ICT expenses

2021 Actual	2021 Budget	2020 Actual
\$	\$	\$
62,727	65,000	47,045
22,125	16,500	23,458
84,852	750 82,250	1,333 71,836
04,002	62,250	71,036
15,682	15,000	15,682
16,500	16,500	17,833
0	750	1,333
32,182	32,250	34,848
52,152	02,200	0.,0.0
16,500	16,500	17,833
0	750	1,333
16,500	17,250	19,166
16,500	16,500	15,155
0	750	0
16,500	17,250	15,155
16,500	16,500	28,478
0	750	1,732
2,591	0	707
19,091	17,250	30,917
16,500	16,500	12,501
1,333	750	933
0	0	299
17,833	17,250	13,733
	•	,
16,500	16,500	12,501
0	750	933
120	0	0
16,620	17,250	13,434
16,500	16,500	12,850
0	750	933
0	0	350
16,500	17,250	14,133
10,500	17,250	14, 155
16,500	16,500	15,703
0	0	933
2,019	0	3,848
18,519	16,500	20,484
	_	
0	0	5,333
0	0	401
0	0	5,734

Shire of Derby/West Kimberley

FOR THE YEAR ENDED 30 JUNE 2021

19. ELECTED MEMBERS REMUNERATION

Elected member 9

Meeting attendance fees Annual allowance for ICT expenses

Elected member 10

Meeting attendance fees Annual allowance for ICT expenses

Elected member 11

Meeting attendance fees Annual allowance for ICT expenses

Fees, expenses and allowances to be paid or reimbursed to elected council members.

President's allowance
Deputy President's allowance
Meeting attendance fees
Annual allowance for ICT expenses
Travel and accommodation expenses

2021 Actual	2021 Budget	2020 Actual
\$	\$	\$
0	0	5,333
0	0	401
0	0	5,734
		,
0	0	5,333
0	0	401
0	0	5,734
0	0	5,333
0	0	401
0	0	5,734
238,597	234,500	256,642
62,727	65,000	47,045
15,682	15,000	15,682
154,125	148,500	177,644
1,333	6,000	11,067
4,730	0	5,204
238,597	234,500	256,642

Annual Report 2020-2021

FOR THE YEAR ENDED 30 JUNE 2021

20. RELATED PARTY TRANSACTIONS

Key Management Personnel (KMP) Compensation Disclosure

The total of remuneration paid to KMP of the Shire during the year are as follows:

Short-term employee benefits Post-employment benefits Other long-term benefits Termination benefits

2021					
Actual					
\$					
1,388,739					
152,489					
89,956					
25,960					
1,657,144					

Actual 1,717,281 178,529 156,156 38,922

Short-term employee benefits

These amounts include all salary, fringe benefits and cash bonuses awarded to KMP except for details in respect to fees and benefits paid to elected members which may be found above

These amounts are the current-year's estimated cost of providing for the Shire's superannuation contributions made during the year.

These amounts represent long service benefits accruing during the year.

These amounts represent termination benefits paid to KMP (Note: may or may not be

applicable in any given year).

Transactions between related parties and the Shire are on normal commercial terms and conditions, no more favourable than those available to other parties, unless otherwise stated.

No outstanding balances or provisions for doubtful debts or guaranties exist in relation to related parties at year end

The following transactions occurred with related parties:	2021 Actual	2020 Actual	
	\$	\$	
Sale of goods and services	4,566	13,110	
Purchase of goods and services	38,740	0	
Amounts outstanding from related parties:			
Trade and other receivables	505	5,656	
Amounts payable to related parties:			
Trade and other payables	25,470	333,980	

The Shire's main related parties are as follows:

Any person(s) having authority and responsibility for planning, directing and controlling the activities of the entity, directly or indirectly, including any elected member, are considered key management personnel.

An associate person of KMP was employed by the Shire under normal employment terms

Any entity that is controlled by or over which KMP, or close family members of KMP, have authority and responsibility for planning, directing and controlling the activity of the entity, directly or indirectly, are considered related parties in relation to the Shire.

iii. Entities subject to significant influence by the Shire

An entity that has the power to participate in the financial and operating policy decisions of an entity, but does not have control over those policies, is an entity which holds significant influence. Significant influence may be gained by share ownership, statute or agreement.

Shire of Derby/West Kimberley

FOR THE YEAR ENDED 30 JUNE 2021

21. RATING INFORMATION

(a) Rates

(a) Rates												
			2020/21	2020/21	2020/21	2020/21	2020/21	2020/21	2020/21	2020/21	2020/21	2019/20
		Number	Actual	Actual	Actual	Actual	Actual	Budget	Budget	Budget	Budget	Actual
RATE TYPE	Rate in	of	Rateable	Rate	Interim	Back	Total	Rate	Interim	Back	Total	Total
Differential general rate / general rate	\$	Properties	Value	Revenue	Rates	Rates	Revenue	Revenue	Rate	Rate	Revenue	Revenue
			\$	\$	\$	\$	\$	\$	\$	\$	\$	\$
Gross rental valuations												
GRV General	12.5746	1,491	36,931,348	4,643,970	33,338	43,225	4,720,533	4,654,583	0	0	4,654,583	5,048,664
Unimproved valuations												
UV Pastoral	6.0373	3 47	57,911,187	3,496,272	(1,508,376)	61,619	2,049,515	3,496,272	0	0	3,496,272	1,000,898
UV Mining	12.0746	103	3,525,185	425,652	(27,713)	(2,918)	395,021	427,803	5,000	5,000	437,803	927,196
UV Other	C	0	. 0	. 0	0	Ó	. 0	. 0	. 0	. 0	. 0	278,696
Sub-Total		1,641	98,367,720	8,565,894	(1,502,751)	101,926	7,165,069	8,578,658	5,000	5,000	8,588,658	7,255,454
	Minimum											
Minimum payment	\$											
Gross rental valuations												
GRV General	1,027	7 181	768,256	185,887	0	0	185,887	185,887	0	0	185,887	78,361
Unimproved valuations												
UV Pastoral	1,027	7 8	89, 180	8,216	0	0	8,216	10,270		0	10,270	1,817
UV Mining	630		155,025	61,110	0	0	61,110	66,150	0	0	66,150	55,011
Sub-Total		286	1,012,461	255,213	0	0	255,213	262,307	0	0	262,307	135,189
		1,927	99,380,181	8,821,107	(1,502,751)	101,926	7,420,282	8.840.965	5,000	5.000	8.850,965	7.390.643
Discounts/concessions (Note 21(b))		1,021	55,550, 101	0,021,101	(1,002,101)	101,020	(55,038)	0,040,000	5,000	5,000	(55,000)	(48,239)
Total amount raised from general rate							7,365,244			-	8,795,965	7,342,404
rotal amount raison from general rate							1,000,244				0,100,000	1,042,404

SIGNIFICANT ACCOUNTING POLICIES

Rates

Control over assets acquired from rates is obtained at the commencement of the rating period.

Prepaid rates are, until the taxable event has occurred (start of the next financial year), refundable at the request of the ratepayer. Rates received in advance are initially recognised as a financial liability. When the taxable event occurs, the financial liability is extinguished and the Shire recognises revenue for the prepaid rates that have not been refunded.

Annual Report 2020-2021

FOR THE YEAR ENDED 30 JUNE 2021

basis of a reduced area.

21. RATING INFORMATION (Continued)

-		-	_	
(b	Discounts.	Incentives	. Concessions.	& Write-offs

tes			

Rate or Fee			2021	2021	2020	
Discount Granted	Discount	Discount	Actual	Budget	Actual	Circumstances in which Discount is Granted
	%	5	\$	5	S	
Discount		0	55,038	55,000	48,239	
			55,038	55,000	48,239	

Waivers or Concessions

Rate or Fee and
Charge to which
the Waiver or

Charge to which the Waiver or Concession is Granted	Туре	Discount	Discount	2021 Actual	2021 Budget	2020 Actual
	14.	%	S	S	\$	S
Rates concessions	Concession	0.00%	161,300	0	0	161,300
Royal Flying Doctor Service	Waiver	100.00%	0	0	20,000	30,805
50% of facility hire fees	Waiver	50.00%	0	650	2,000	5,920
				650	22,000	198,025
Total discounts/concessions				55,688	77,000	246,264

Granted and to whom it was available Concession to a vacant island which is minimum rates, two	Objects of the Waiver or Concession	Reasons for the Waiver or Concession	
Concession to a vacant island which is minimum rates, two parcelsof land outside the town boundary which are minimum rated and one rural property which is rated in the	To allow for limited services	nowided and cultural related matters	
	available Concession to a vacant island which is minimum rates, two	available or Concession Concession to a vacant island which is minimum rates, two parceled land outside the town boundary which are	available or Concession or Concession Concession to a vacant island which is minimum rates, two

100% of landing fees incurred by Royal Flying Doctor Royal Flying Doctor Service Service To retain the RFDS sevices in the community and acknowledge the vital community service.

50% of use for some community organisations and shire To support clubs for contributions made to the community and to protect the health and lifestyle 50% of facility hire fees of shire staff.

Shire of Derby/West Kimberley

69

FOR THE YEAR ENDED 30 JUNE 2021

21. RATING INFORMATION (Continued)

(b) Interest Charges & Instalments

		Instalment	Instalment	Unpaid Rates
	Date	Plan	Plan	Interest
Instalment Options	Due	Admin Charge	Interest Rate	Rate
		\$	%	%
Option One				
Single full payment	16/09/2020	0.00	0.00%	8.00%
Option Two				
First instalment	16/09/2020	15.00	5.50%	8.00%
Second instalment	18/01/2021	15.00	5.50%	8.00%
Option Three				
First instalment	16/09/2020	15.00	5.50%	8.00%
Second instalment	17/11/2020	15.00	5.50%	8.00%
Third instalment	18/01/2021	15.00	5.50%	8.00%
Fourth instalment	22/03/2021	15.00	5.50%	8.00%
		2021	2021	2020
		Actual	Budget	Actual
		\$	\$	\$
Interest on unpaid rates		209,146	200,000	467,066
Interest on instalment plan		29,396	18,000	16,773
Charges on instalment plan		11,760	12,000	12,210
- '		250,302	230,000	496,049

70 Annual Report 2020-2021

2020/21

NOTES TO AND FORMING PART OF THE FINANCIAL REPORT

FOR THE YEAR ENDED 30 JUNE 2021

22. RATE SETTING STATEMENT INFORMATION

			LULUILI	
		2020/21	Budget	2019/20
		(30 June 2021	(30 June 2021	(30 June 2020
		Carried	Carried	Carried
	Note	Forward)	Forward)	Forward
		\$	\$	\$
(a) Non-cash amounts excluded from operating activities		Ť	•	Ť
The following non-cash revenue or expenditure has been excluded from amounts attributable to operating activities within the Rate Setting Statement in accordance with Financial Management Regulation 32.				
Adjustments to operating activities				
Less: Profit on asset disposals	9(a)	(28,788)	(41,258)	0
Movement in liabilities associated with restricted cash		402,441	0	0
Movement in pensioner deferred rates (non-current)		15,140	0	(22,074)
Movement in employee benefit provisions (non-current)		78,375	0	(27,133)
Movement in other provisions (non-current)		130,237	0	(331,914)
Add: Loss on disposal of assets Add: Loss on revaluation of fixed assets	9(a)	199,314	203,559	0
Add: Loss on revaluation of fixed assets Add: Depreciation on non-current assets	8(a)	1,394,281	7,454,631	7,721,744
Non cash amounts excluded from operating activities	9(b)	7,414,109 9,605,109	7,454,631	7,721,744
Non cash amounts excluded from operating activities		9,005,109	7,010,932	7,340,023
(b) Surplus/(deficit) after imposition of general rates				
The following current assets and liabilities have been excluded				
from the net current assets used in the Rate Setting Statement				
in accordance with Financial Management Regulation 32 to				
agree to the surplus/(deficit) after imposition of general rates.				
Adjustments to net current assets				
Less: Reserves - cash backed	4	(975,801)	(1,110,801)	(1,502,654)
Add: Current liabilities not expected to be cleared at end of year				
- Current portion of borrowings	13(a)	368,840	18,697	373,274
- Employee benefit provisions		402,441	452,441	0
Total adjustments to net current assets		(204,520)	(639,663)	(1,129,380)
Net current assets used in the Rate Setting Statement				
Total current assets		11,688,096	5,937,047	10,114,802
Less: Total current liabilities		(5.694.098)	(5,297,384)	(5.143.511)
Less: Total adjustments to net current assets		(204,520)	(639,663)	(1,129,380)
Net current assets used in the Rate Setting Statement		5,789,478	0	3,841,911

Shire of Derby/West Kimberley

FOR THE YEAR ENDED 30 JUNE 2021

23. FINANCIAL RISK MANAGEMENT

This note explains the Shire's exposure to financial risks and how these risks could affect the Shire's future financial performance.

Risk	Exposure arising from	Measurement	Management
Market risk - interest rate	Long term borrowings at variable rates	Sensitivity analysis	Utilise fixed interest rate borrowings
Credit risk	Cash and cash equivalents, trad receivables, financial assets and		Diversification of bank deposits, credit limits. Investment policy
Liquidity risk	Borrowings and other liabilities	Rolling cash flow forecasts	Availability of committed credit lines and borrowing facilities

The Shire does not engage in transactions expressed in foreign currencies and is therefore not subject to foreign currency risk.

Financial risk management is carried out by the finance area under policies approved by the Council. The finance area identifies, evaluates and manages financial risks in close co-operation with the operating divisions. Council have approved the overall risk management policy and provide policies on specific areas such as investment policy.

(a) Interest rate risk

Cash and cash equivalents

The Shire's main interest rate risk arises from cash and cash equivalents with variable interest rates, which exposes the Shire to cash flow interest rate risk. Short term overdraft facilities also have variable interest rates however these are repaid within 12 months, reducing the risk level to minimal.

Excess cash and cash equivalents are invested in fixed interest rate term deposits which do not expose the Shire to cash flow interest rate risk. Cash and cash equivalents required for working capital are held in variable interest rate accounts and non-interest bearing accounts. Carrying amounts of cash and cash equivalents at the 30 June and the weighted average interest rate across all cash and cash equivalents and term deposits held disclosed as financial assets at amortised cost are reflected in the table below.

	Weighted Average Interest Rate	Carrying Amounts	Fixed Interest Rate	Variable Interest Rate	Non Interest Bearing
	%	\$	\$	\$	\$
2021					
Cash and cash equivalents	0.16%	8,934,223	1,272,289	7,588,849	73,085
2020 Cash and cash equivalents	0.90%	6.235.956	1.000.000	5.189.426	46.530
Casii and Casii equivalents	0.50 /6	0,233,330	1,000,000	3,103,420	40,550

Sensitivity

Profit or loss is sensitive to higher/lower interest income from cash and cash equivalents as a result of changes in interest rates.

2021 2020

Impact of a 1% movement in interest rates on profit and loss and equity*

88,611 61,895

Borrowings

Borrowings are subject to interest rate risk - the risk that movements in interest rates could adversely affect funding costs. The Shire manages this risk by borrowing long term and fixing the interest rate to the situation considered the most advantageous at the time of negotiation. The Shire does not consider there to be any interest rate risk in relation to borrowings. Details of interest rates applicable to each borrowing may be found at Note 13(b).

72 Annual Report 2020-2021

Item 11.1 - Attachment 1

FOR THE YEAR ENDED 30 JUNE 2021

23. FINANCIAL RISK MANAGEMENT (Continued)

(b) Credit risk

Trade and Other Receivables

The Shire's major receivables comprise rates annual charges and user fees and charges. The major risk associated with these receivables is credit risk – the risk that the debts may not be repaid. The Shire manages this risk by monitoring outstanding debt and employing debt recovery policies. It also encourages ratepayers to pay rates by the due date through incentives.

Credit risk on rates and annual charges is minimised by the ability of the Shire to recover these debts as a secured charge over the land, that is, the land can be sold to recover the debt. Whilst the Shire was historically able to charge interest on overdue rates and annual charges at higher than market rates, which further encourage payment.

The level of outstanding receivables is reported to Council monthly and benchmarks are set and monitored for acceptable collection performance.

The Shire applies the AASB 9 simplified approach to measuring expected credit losses using a lifetime expected loss allowance for all trade receivables. To measure the expected credit losses, rates receivable are separated from other trade receivables due to the difference in payment terms and security for rates receivable.

The expected loss rates are based on the payment profiles of rates and fees and charges over a period of 36 months before 1 July 2020 or 1 July 2021 respectively and the corresponding historical losses experienced within this period. Historical credit loss rates are adjusted to reflect current and forward-looking information on macroeconomic factors such as the ability of ratepayers and residents to settle the receivables. Housing prices and unemployment rates have been identified as the most relevant factor in repayment rates, and accordingly adjustments are made to the expected credit loss rate based on these factors.

The loss allowance as at 30 June 2021 for rates receivable was determined as follows:

	Current	More than 1 year past due	More than 2 years past due	More than 3 years past due	Total
30 June 2021					
Rates receivable					
Expected credit loss	0.46%	7.39%	10.88%	74.47%	
Gross carrying amount	963,589	522,189	255,964	533,121	2,274,863
Loss allowance	5,095	38,599	27,854	397,002	468,550
30 June 2020					
Rates receivable	0.400/	0.700/	4.040/	50.040/	
Expected credit loss	0.10%	0.72%	1.31%	56.64%	0.074.000
Gross carrying amount	169,945	1,134,394	664,239	1,106,415	3,074,993
Loss allowance	190	8,168	8,702	658,320	675,380

The loss allowance as at 30 June 2021 and 30 June 2020 was determined as follows for trade receivables.

		More than 30	More than 60	More than 90	
	Current	days past due	days past due	days past due	Total
30 June 2021					
Trade and other receivables					
Expected credit loss	0.87%	0.88%	0.99%	80.57%	
Gross carrying amount	401,750	138,312	88,379	448,982	1,077,423
Loss allowance	3,976	1,216	876	361,767	367,835
30 June 2020					
Trade and other receivables					
Expected credit loss	0.10%	0.16%	0.59%	73.93%	
Gross carrying amount	820,565	163,831	63,839	304,189	1,352,424
Loss allowance	817	262	377	224,892	226,348

Shire of Derby/West Kimberley

FOR THE YEAR ENDED 30 JUNE 2021

23. FINANCIAL RISK MANAGEMENT (Continued)

(c) Liquidity risk

Payables and borrowings

Payables and borrowings are both subject to liquidity risk – that is the risk that insufficient funds may be on hand to meet payment obligations as and when they fall due. The Shire manages this risk by monitoring its cash flow requirements and liquidity levels and maintaining an adequate cash buffer. Payment terms can be extended and overdraft facilities drawn upon if required and disclosed in Note 13(d).

The contractual undiscounted cash flows of the Shire's payables and borrowings are set out in the liquidity table below. Balances due within 12 months equal their carrying balances, as the impact of discounting is not significant.

	Due within 1 year	Due between 1 & 5 years	Due after 5 years	Total contractual cash flows	Carrying values
2021	\$	\$	\$	\$	\$
Payables	3,745,714	0	0	3,745,714	3,745,714
Borrowings	484,644	2,339,353	1,186,008	4,010,005	3,435,361
Contract liabilities	1,001,277	0	0	1,001,277	1,001,277
	5,231,635	2,339,353	1,186,008	8,756,996	8,182,352
2020					
Payables	3,681,924	0	0	3,681,924	3,681,924
Borrowings	501,859	2,367,333	1,642,671	4,511,863	3,808,635
Contract liabilities	529,572	0	0	529,572	529,572
	4,713,355	2,367,333	1,642,671	8,723,359	8,020,131

74 Annual Report 2020-2021

FOR THE YEAR ENDED 30 JUNE 2021

24. EVENTS OCCURRING AFTER THE END OF THE REPORTING PERIOD

No subsequent events were noted that require disclosure.

Shire of Derby/West Kimberley

75

Page 284

Page 285

NOTES TO AND FORMING PART OF THE FINANCIAL REPORT

FOR THE YEAR ENDED 30 JUNE 2021

25. TRUST FUNDS

Funds held at balance date which are required to be held in trust and which are not included in the financial statements are as follows:

	1 July 2020	Amounts Received	Amounts Paid	30 June 2021
	\$	\$	\$	\$
Public open space	295,891	0	0	295,891
	295,891	0	0	295,891

76 Annual Report 2020-2021

Item 11.1 - Attachment 1

FOR THE YEAR ENDED 30 JUNE 2021

26. OTHER SIGNIFICANT ACCOUNTING POLICIES

a) Goods and services tax (GST)

Revenues, expenses and assets are recognised net of the amount of GST, except where the amount of GST incurred is not recoverable from the Australian Taxation Office (ATO).

Receivables and payables are stated inclusive of GST receivable or payable. The net amount of GST recoverable from, or payable to, the ATO is included with receivables or payables in the statement of financial position.

Cash flows are presented on a gross basis. The GST components of cash flows arising from investing or financing activities which are recoverable from, or payable to, the ATO are presented as operating cash flows.

b) Current and non-current classification

The asset or liability is classified as current if it is expected to be settled within the next 12 months, being the Shire's operational cycle. In the case of liabilities where the Shire does not have the unconditional right to defer settlement beyond 12 months, such as vested long service leave, the liability is classified as current even if not expected to be settled within the next 12 months. Inventories held for trading are classified as current or non-current based on the Shire's intentions to release for sale.

are rounded to the nearest dollar. Amounts are presented in Australian Dollars

Where required, comparative figures have been adjusted to conform with changes in presentation for the current financial year.

When the Shire applies an accounting policy retrospectively, makes a retrospective restatement or reclassifies items in its financial statements that has a material effect on the statement of financial position, an additional (third) statement of financial position as at the beginning of the preceding period in addition to the minimum comparative financial statements is

e) Budget comparative figures
 Unless otherwise stated, the budget comparative figures shown in this annual financial report relate to the original budget estimate for the relevant item of

f) Superannuation
The Shire contributes to a number of Superannuation Funds on behalf of employees. All funds to which the Shire contributes are defined contributions.

g) Fair value of assets and liabilities Fair value is the price that the Shire would receive to sell the asset or would have to pay to transfer a liability, in an orderly (i.e. unforced) transaction between independent, knowledgeable and willing market participants at the

As fair value is a market-based measure, the closest equivalent observable market pricing information is used to determine fair value. Adjustments to market values may be made having regard to the characteristics of the specific asset or liability. The fair values of assets that are not traded in an active market are determined using one or more valuation techniques. These valuation techniques maximise, to the extent possible, the use of observable

To the extent possible, market information is extracted from eather the principal market for the asset or liability (i.e. the market with the greatest volume and level of activity for the asset or liability) or, in the absence of such a market, the most advantageous market available to the entity at the end of the reporting period (i.e. the market that maximises the receipts from the sale of the asset after taking into account transaction costs and

For non-financial assets, the fair value measurement also takes into accoun a market participant's ability to use the asset in its highest and best use or to sell it to another market participant that would use the asset in its highest

n) Fair Value interations
AASB 13 requires the disclosure of fair value information by level of the fair
value hierarchy, which categorises fair value measurement into one of three
possible levels based on the lowest level that an input that is significant to the measurement can be categorised into as follows

Measurements based on inputs other than quoted prices included in Level 1 that are observable for the asset or liability, either directly or indirectly.

The fair values of assets and liabilities that are not traded in an active market are determined using one or more valuation techniques. These valuation techniques maximise, to the extent possible, the use of observable market data. If all significant inputs required to measure fair value are observable, the asset or liability is included in Level 2. If one or more significant inputs are not based on observable market data, the asset or liability is included in Level 2.

Valuation techniques
The Shire selects a valuation technique that is appropriate in the circumstance and for which sufficient data is available to measure fair value. The availability of sufficient and relevant data primarily depends on the specific characteristics of the asset or liability being measured. The valuation techniques selected by the Shire are consistent with one or more of the following valuation approaches

and expenses into a single discounted present value

Each valuation technique requires inputs that reflect the assumptions that buyers and sellers would use when pricing the asset or liability, including assumptions about risks. When selecting a valuation technique, the Shire gives priority to those techniques that maximise the use of observable inputs and minimise the use of unobservable inputs. Inputs that are developed using market data (such as publicly available information on actual transactions) and reflect the assumptions that buyers and sellers would generally use when pricing the asset or liability are considered observable, whereas inputs for which market data is not available and therefore are developed using the best information available and transportions are considered unphaservable.

In accordance with Australian Accounting Standards the Shire's cash generating

the asset's fair value less costs to sell and value in use, to the asset's

Any excess of the asset's carrying amount over its recoverable amount i recognised immediately in profit or loss, unless the asset is carried at a revalued amount in accordance with another Standard (e.g. AASB 116) whereby any impairment loss of a revalued asset is treated as a revalual decrease in accordance with that other Standard.

For non-cash generating specialised assets that are measured under the revaluation model, such as roads, drains, public buildings and the like, no annual assessment of impairment is required. Rather AASB 110.31 applies and revaluations need only be made with sufficient regulatory to ensure the carrying value does not differ materially from that which would be determined using fair value at the end of the reporting period.

Shire of Derby/West Kimberley

FOR THE YEAR ENDED 30 JUNE 2021

27. ACTIVITIES/PROGRAMS

Shire operations as disclosed in these financial statements encompass the following service orientated activities/programs.

PROGRAM NAME AND OBJECTIVES GOVERNANCE	ACTIVITIES
To provide a decision making process for the efficient allocation of scarce resources.	Administration and operation of facilities and services to members of council. Other costs that relate to the tasks of assisting elected members and ratepayers on matters which do not concern specific council services.
GENERAL PURPOSE FUNDING	
To collect revenue to allow for the provision of services.	Rates, general purpose government grants and interest revenue.
LAW, ORDER, PUBLIC SAFETY	
To provide services to help ensure a safer and environmentally conscious community.	Supervision of various by-laws, fire prevention, emergency services and animal control.
HEALTH	
To provide an operational framework for environmental and community health.	Food quality and pest control, inspection of abattoir and operation of child health clinic, analytical testing and environmental health administration.
EDUCATION AND WELFARE	
To provide services to disadvantaged persons, the elderly, children and youth.	Year round care, housing for the aged and educational services.
HOUSING	
Help ensure adequate housing.	Management and maintenance of staff and rental housing.
COMMUNITY AMENITIES	
To provide services required by the community.	Rubbish collections, recycling, refuse site operations, litter control, administration of the town planning scheme, cemetery operations, public toilet facilities, sewerage and protection of the environment.
RECREATION AND CULTURE	
To establish and effectively manage infrastructure and resources which help the social well being of the community.	Maintenance and operation of the Town Hall, the aquatic centre, recreation centre, library, community arts program, cultural activities and various services.
TRANSPORT	
To provide safe, effective and efficient	Construction and maintenance of streets, roads, bridges, footpaths, street lighting, traffic
transport services to the community.	management and airport. Purchase and disposal of Council's road plant, parking control and police licensing.
ECONOMIC SERVICES	
To help promote the Shire and its economic well being.	Building control, saleyards, tourism and area promotion, standpipes and pest control.
OTHER PROPERTY AND SERVICES	
To monitor and control the Shire's overheads operating accounts.	Private works operations, plant repairs and operation costs, stock and materials, property leases and rental, salaries and wages for council employees.

78 Annual Report 2020-2021

Item 11.1 - Attachment 1

FOR THE YEAR ENDED 30 JUNE 2021

28. FINANCIAL RATIOS		2021 Actual	2020 Actual	2019 Actual
Current ratio		1.84	1.71	0.66
Asset consumption ratio		1.00	0.87	0.96
Asset renewal funding ratio		N/A	N/A	N/A
Asset sustainability ratio		0.48	0.53	1.31
Debt service cover ratio		5.95	0.38	3.56
Operating surplus ratio		(0.40)	(0.48)	(0.54)
Own source revenue coverage ratio		0.46	0.48	0.47
The above ratios are calculated as follows:				
Current ratio	current assets minus restricted assets			
	current liabilities minus liabilities associated			
	with restricted assets			
Asset consumption ratio	depreciated replacement costs of depreciable assets			
	current replacement cost of depreciable assets			
Asset renewal funding ratio	NPV of planned capital renewal over 10 years			
	NPV of required capital expenditure over 10 years			
Asset sustainability ratio	capital renewal and replacement expenditure			
	depreciation			
Debt service cover ratio	operating surplus before interest and depreciation			
	principal and interest			
Operating surplus ratio	operating revenue minus operating expenses			
	own source operating revenue			
Own source revenue coverage ratio	own source operating revenue			
	operating expense			

Shire of Derby/West Kimberley

INDEPENDENT AUDITOR'S REPORT

FOR THE YEAR ENDED 30 JUNE 2021



INDEPENDENT AUDITOR'S REPORT 2021 Shire of Derby-West Kimberley

To the Councillors of the Shire of Derby-West Kimberley

Report on the audit of the annual financial report

Opinion

I have audited the financial report of the Shire of Derby-West Kimberley (Shire) which comprises:

- the Statement of Financial Position at 30 June 2021, the Statement of Comprehensive Income by Nature or Type, Statement of Comprehensive Income by Program, Statement of Changes in Equity, Statement of Cash Flows and Rate Setting Statement for the year then ended
- Notes comprising a summary of significant accounting policies and other explanatory information
- the Statement by the Chief Executive Officer.

In my opinion the financial report of the Shire of Derby-West Kimberley:

- · is based on proper accounts and records
- fairly represents, in all material respects, the results of the operations of the Shire for the
 year ended 30 June 2021 and its financial position at the end of that period in accordance
 with the Local Government Act 1995 (the Act) and, to the extent that they are not
 inconsistent with the Act, Australian Accounting Standards.

Basis for opinion

I conducted my audit in accordance with Australian Auditing Standards. My responsibilities under those standards are further described in the Auditor's responsibilities section below. I am independent of the Shire in accordance with the *Auditor General Act 2006* and the relevant ethical requirements of the Accounting Professional & Ethical Standards Board's APES 110 *Code of Ethics for Professional Accountants (including Independence Standards)* (the Code) that are relevant to my audit of the financial report. I have also fulfilled my other ethical responsibilities in accordance with the Code. I believe that the audit evidence I have obtained is sufficient and appropriate to provide a basis for my opinion.

Emphasis of matter

I draw attention to note 8(a) Infrastructure of the financial report which discloses that the Shire has recognised a net revaluation increment of \$134.5 million in respect of infrastructure assets. My opinion is not modified in respect of this matter.



Item 11.1 - Attachment 1 Page 289

INDEPENDENT AUDITOR'S REPORT

FOR THE YEAR ENDED 30 JUNE 2021

Responsibilities of the Chief Executive Officer and Council for the financial report

The Chief Executive Officer (CEO) of the Shire is responsible for the preparation and fair presentation of the financial report in accordance with the requirements of the Act, the Regulations and Australian Accounting Standards. The CEO is also responsible for managing internal control (as required by the CEO) to ensure the financial report is free from material misstatement, whether due to fraud or error.

In preparing the financial report, the CEO is responsible for assessing the Shire's ability to continue as a going concern, disclosing, as applicable, matters related to going concern and using the going concern basis of accounting unless the State Government has made decisions affecting the continued existence of the Shire.

The Council is responsible for overseeing the Shire's financial reporting process.

Auditor's responsibility for the audit of the financial report

As required by the *Auditor General Act 2006*, my responsibility is to express an opinion on the financial report. The objectives of my audit are to obtain reasonable assurance about whether the financial report as a whole is free from material misstatement, whether due to fraud or error, and to issue an auditor's report that includes my opinion. Reasonable assurance is a high level of assurance but is not a guarantee that an audit conducted in accordance with Australian Auditing Standards will always detect a material misstatement when it exists.

Misstatements can arise from fraud or error and are considered material if, individually or in the aggregate, they could reasonably be expected to influence the economic decisions of users taken on the basis of the financial report. The risk of not detecting a material misstatement resulting from fraud is higher than for one resulting from error, as fraud may involve collusion, forgery, intentional omissions, misrepresentations or the override of internal control.

A further description of my responsibilities for the audit of the financial report is located on the Auditing and Assurance Standards Board website. This description forms part of my auditor's report and can be found at https://www.auasb.gov.au/auditors responsibilities/ar4.pdf.

Report on other legal and regulatory requirements

In accordance with the Local Government (Audit) Regulations 1996 I report that:

- (i) In my opinion, the following material matters indicate a significant adverse trend in the financial position of the Shire:
 - a) The Operating Surplus Ratio as reported in Note 28 of the annual financial report is below the Department of Local Government, Sport and Cultural Industries (DLGSCI) standard for the last three financial years.
 - b) The Asset Sustainability Ratio as reported in Note 28 of the annual financial report is below the DLGSCI standard for the last two years and the current year is below last year.
- (ii) The following material matters indicating non-compliance with Part 6 of the Act, the Regulations or applicable financial controls of any other relevant written law were identified during the course of my audit:
 - a) The Shire has not fully developed its formal policies and supporting procedures for proper control over its fixed assets.
 - b) The Shire has insufficient controls in place to appropriately manage access, including privileged access, to the Shire's network and key systems.

Shire of Derby/West Kimberley

81

INDEPENDENT AUDITOR'S REPORT

FOR THE YEAR ENDED 30 JUNE 2021

- c) The Shire has not reported the Asset Renewal Funding Ratio in the annual financial report as planned capital renewals and required capital expenditure were not estimated in a long-term financial plan and asset management plan respectively.
- All required information and explanations were obtained by me. (iii)
- All audit procedures were satisfactorily completed. (iv)
- In my opinion, the Asset Consumption Ratio included in the financial report were supported by verifiable information and reasonable assumptions.

Other information

The other information is the information in the entity's annual report for the year ended 30 June 2021, but not the financial report and my auditor's report. The CEO is responsible for the preparation and the Council for overseeing the other information.

My opinion does not cover the other information and, accordingly, I do not express any form of assurance conclusion thereon.

Matters relating to the electronic publication of the audited financial report

This auditor's report relates to the financial report of the Shire of Derby-West Kimberley for the year ended 30 June 2021 included on the Shire's website. The Shire's management is responsible for the integrity of the Shire's website. This audit does not provide assurance on the integrity of the Shire's website. The auditor's report refers only to the financial report described above. It does not provide an opinion on any other information which may have been hyperlinked to/from this financial report. If users of the financial report are concerned with the inherent risks arising from publication on a website, they are advised to refer to the hard copy of the audited financial report to confirm the information contained in this website version of the financial report.

Grant Robinson

Assistant Auditor General Financial Audit Delegate of the Auditor General for Western Australia Perth, Western Australia

10 October 2022

82 Annual Report 2020-2021 This page has been left intentionally blank

Shire of Derby/West Kimberley

83





Item 11.1 - Attachment 1 Page 293

11.2 FITZROY CROSSING SWIMMING POOL - LEASE EXTENSION

File Number: 150

Author: Neil Hartley, Director - Strategic Business

Responsible Officer: Amanda Dexter, Chief Executive Officer

Authority/Discretion: Executive

SUMMARY

The Shire has a lease with the WA State Government for it to operate the Fitzroy Crossing Swimming Pool and the State is seeking to retain the arrangement into the future. The lease has been operating in holding over mode since March 2020. This reports supports that position and recommends Council endorses the arrangement.

DISCLOSURE OF ANY INTEREST

Nil by author.

BACKGROUND

A 5 + 5 year lease arrangement was entered into with the WA State Government on 24 March 2010, where The Housing Authority leased the Fitzroy Crossing Swimming Pool from the Shire. The terms of the lease are reasonably standard (see attached) but the situation is somewhat unusual, where the state government operates a local pool, essentially as an encouragement for students to attend school.

The lease has been in holding over mode since 2020 and the state government has recently approached the Shire to seek Council's endorsement for a continuation, as a more formal extension of the lease. It does not seek to require a newly prepared lease document, believing a simple "exchange of letters" will be more than sufficient.

The Shire's costs for the pool's operations are minimal, with its only meaningful cost being for insurance (approximately \$5,000pa). By way of comparison, the Derby Pool has an annual cost of several hundred thousand dollars.

STATUTORY ENVIRONMENT

Section 3.58 (Disposing of property) of the Local Government Act deals with how a local government can lease property. This generally requires a public auction or a public tender, or a local public notice inviting public submissions if a private bid is being considered.

Regulation 30 (Dispositions of property excluded from Act s. 3.58) of the Local Government (Functions and General) Regulations provides for exemptions (if the local government wishes to take that option) and one of those exemptions is where the land is disposed of to:

- (i) the Crown in right of the State or the Commonwealth; or
- (ii) a department, agency, or instrumentality of the Crown in right of the State or the Commonwealth; or

As the proposal is to offer the property to the WA State Government's Housing Authority, then the exemption of regulation 30(c) can be applied.

Item 11.2 Page 294

Clause 27 (Holding Over) of the lease allows for "If the Lessee remains in possession of the Premises after the expiry of the Term with the consent of the Lessor, the Lessee will be a monthly tenant of the Lessor at a rent equivalent to one twelfth of the Rent for the period immediately preceding expiry of the Term and otherwise on the same terms and conditions of this Lease provided that all consents required under this Lease or at law have been obtained to the Lessee being in possession of the Premises as a monthly tenant."

POLICY IMPLICATIONS

There is an existing policy that addresses commercial leases (ES2 - Establishment of Commercial Leases) and also one for community leases (ES5 - Community Leases and License Agreements of Shire Assets (Facilities, Buildings and Land) but this item does not draw out any implications relevant to either.

FINANCIAL IMPLICATIONS

There are no additional financial implications as a result of this report beyond the existing arrangements, where the Shire's lease commitment is to pay for the property insurance costs (which for 2021/22, was \$5,014.80pa).

STRATEGIC IMPLICATIONS

GOAL	OUR PRIORITIES	WE WILL
Leadership and Governance	1.2 Capable, inclusive and effective organisation	1.2.1 Provide strong civic leadership
2. Community	2.1 Safe Communities	2.1.3 Provide activities, programs, places and spaces that engage young people

RISK MANAGEMENT CONSIDERATIONS

RISK	LIKELIHOOD	CONSEQUENCE	RISK ANALYSIS	MITIGATION
Community: Not extending the lease will potentially result in the pool's closure.	Almost Certain	Severe	Extreme	Support the lease extension proposal offered by the WA State Government.
Financial: Not extending the lease will significantly impact on the organisation's financial situation, requiring the Shire to meet this new cost.	Almost Certain	Major	Extreme	Support the lease extension proposal offered by the WA State Government.

CONSULTATION

Consultation has occurred with the WA State Government's Department of Communities' Remote Essential and Municipal Services Section.

Item 11.2 Page 295

No community consultation is considered to be required unless Council is of the view that the lease arrangement should be altered, or that a community wide discussion is warranted.

COMMENT

The arrangement entered into in 2010 has worked well for the Fitzroy Crossing community and has enabled a much appreciated service to be provided where otherwise it would likely not be possible, or at the very least would create a considerable financial challenge for the Shire to accommodate.

As the arrangement is "government to government" and has worked very well for over 10 years now, there would seem to be very little risk in the provision of a simple but formal letter of extension of the current lease, for a 10 + 10 year period (noting that this is a more common lease term with the Shire's other lessees).

VOTING REQUIREMENT

Simple majority

ATTACHMENTS

1. Fitzroy Crossing Swimming Pool Lease 4 Table

RECOMMENDATION

That Council:

- 1. Notes that the current lease to the WA State Government is in "holding over" and that the Fitzroy Crossing Swimming Pool provides a valuable service to the Fitzroy Crossing community at an affordable cost to the Shire; and
- 2. Instructs the CEO to provide a letter of extension of the existing lease to the WA State Government on the same terms and conditions, for up to 10+10 years.

Item 11.2 Page 296



FILE NUMBER(S):	CS 263	EST KIMBERLEY
X REFERENCE:	20/203	SF 48
DATE RECEIVED:		3-0 MAR 2012
ALLOCATED TO:	PACEO	1
RECORD NUMBER:	T32868	1
SCANNED EMAILED		1

26 march 2012

Shane Burge C E O Shire of Derby/West Kimberly PO Box 94 Derby West Australia 6728

Dear Sir

LEASE-Ftzroy Crossing Swimming Pool

Pleas find enclosed copy of executed lease document regarding the abovementioned property for your records.

If you have any queries please do not hesitate in contacting me.

11/0/1

Yours

Fred Holden

Senibr Project Officer Community Construction

Built Form and Civil Construction

Department of Housing.



SHIRE OF DERBY/WEST KIMBERLEY

AND

THE HOUSING AUTHORITY

LEASE



McLeods Barristers & Solicitors

220-222 Stirling Highway | CLAREMONT WA 6010 Tel: (08) 9383 3133 | Fax: (08) 9383 4935 Email: <u>mcleods@mcleods.com.au</u> Ref: TB:DERB-25949

TABLE OF CONTENTS

1.	GR/	ANT OF LEASE	1		
2.	QUI	QUIET ENJOYMENT2			
3.	REN	IT AND OTHER PAYMENTS	2		
4.	REN	IT REVIEW	3		
5.	ACC	RUAL OF AMOUNTS PAYABLE	4		
6.	PAYMENT OF MONEY				
7.	INSURANCE				
	7.1	Insurance required	4		
	7.2	Details and Receipts			
	7.3	Not to Invalidate	5		
	7.4	Lessee May be Required to Pay Excess on Insurances	5		
	7.5	Lessee's equipment and possessions			
8.	IND	INDEMNITY			
Ο.	8.1	Indemnity			
	8.2	Indemnity Unaffected by Insurance			
9.	1,500,500,00	indentity controlled by account			
9 .	9.1	Restrictions on Use			
	10000000	No Warranty			
	9.2	Premises Subject to Restriction			
	9.3	SUAL HIRE OF PREMISES			
10.					
11.		YS AND ACCESS			
12.	MA	MAINTENANCE, REPAIR AND CLEANING			
	12.1				
	12.2				
	12.3	Pest Control	9		
	12.4	Responsibility for Securing the Premises	9		
	12.5	Acknowledgement of State of Repair of Premises	9		
	12.6	Cyclone Precautions	9		
	12.7	Additional Requirements	10		
13.	AL.	TERATIONS	10		

1 y 1

14.	RI	EPORT TO LESSOR	10
15.	PI	ROVISION OF INFORMATION	10
16.	A	SSIGNMENT, SUBLETTING AND CHARGING	11
	16.1	No Assignment or Subletting without Consent	11
	16.2	Lessor's Consent to Assignment and Subletting	
		Consents of Assignee Supplementary	
	16.3		
	16.4	Property Law Act 1969	
	16.5	Costs for Assignment and Subletting	11
	16.6	No Mortgage or Charge	11
17.	N	O CAVEAT OR OTHER INTEREST	11
18.	S.	TATUTORY OBLIGATIONS & NOTICES	12
	18	3.1 Comply with Statutes	12
	18	3.2 Indemnity if Fails to Comply	12
19.	0	BLIGATIONS ON EXPIRY OR TERMINATION OF LEASE	12
	19	0.1 Restore Premises	12
	19	P.2 Remove Lessee's Property prior to Termination	12
	19	2.3 Lessor can Remove Lessee's Property on Re-Entry	13
	19	Peacefully Surrender	
	19	0.5 Obligations to continue	13
20.	R	EGISTRATION OF LEASE	13
21.	LE	ESSOR'S RIGHT OF ENTRY	13
	21	.1 Entry on Reasonable Notice	13
	21	.2 Costs of Rectifying Breach	14
22.	LI	IMIT OF LESSOR'S LIABILITY	14
	22	2.1 No Liability for Loss on Premises	14
	22	2.2 Limit on Liability for Breach of Lessor's Obligations	14
23.	В	UILDING INSURANCE	14
24.	R	IGHT TO TERMINATE UPON NOTICE	14
	24	1.1 Termination by either party upon Notice	14
	24	1.2 Obligations upon termination	15
25.	D	AMAGE OR DESTRUCTION OF PREMISES	15

 $x = y = \frac{y}{x}$

26.	OPTIO	N TO RENEW15		
	26.1	Exercise of Option		
27.	HOLD	ING OVER15		
28.	DEFA	ULT15		
	28.1	Events of Default		
	28.2	Forfeiture		
	28.3	Lessor May Remedy Lessee's default		
	28.4	Acceptance of Amount Payable By Lessor		
	28.5	Essential Terms		
	28.6	Breach of Essential Terms		
29.	DISPI	JTES17		
25.	29.1	Appointment of Arbitrator17		
	29.2	Payment of Amounts Payable to Date of Award		
30.		SENTS		
	30.1	Western Australian Planning Commission's Consent		
31.	GOO	DS AND SERVICES TAX18		
32.	ADDI"	TIONAL TERMS AND CONDITIONS19		
33.	NOTI	CE19		
15155	33.1	Form of Delivery19		
	33.2	Service of Notice		
	33.3	Signing of Notice		
34.	AME	NDMENTS TO LEASE19		
35.	WAIV	/ER20		
	35.1	No General Waiver		
	35.2	Partial Exercise of Right Power or Privilege		
36.	ACTS	S BY AGENTS20		
37.	STAT	STATUTORY POWERS2		
38.	FUR ²	FURTHER ASSURANCE2		
39.		SEVERANCE		
40.		MORATORIUM20		
41.		ERNING LAW20		

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42.	DEFINITIONS	21
43.	INTERPRETATION	22



THIS LEASE is made

day of

BETWEEN:

```
SHIRE OF DERBY/WEST )
KIMBERLEY of Loch Street, )
Derby, Western Australia (the )
Lessor)
```

AND

```
THE HOUSING AUTHORITY of )
99 Plain Street, East Perth, Western )
Australia (the Lessee)
```

RECITALS

- A. The Lessor is the management body of the land described in Item 1 of the Schedule (the Land) under a management order which requires the Land to be used for the purpose of "Recreation" (the Management Order).
- B. Under the Management Order, the Lessor has the power to lease the Land for any term not exceeding 21 years, subject to the approval of the Minister for Lands first being obtained.
- C. The Lessee has requested that the Lessor grant it a lease of that portion of the Land described in Item 1 of the Schedule (the Premises), and the Lessor has agreed subject to the Parties entering into this agreement.

OPERATIVE PART:

1. GRANT OF LEASE

The Lessor leases to the Lessee the Premises for the Term subject to:

- (a) all Encumbrances;
- (b) the payment of the Amounts Payable; and
- (c) the performance of the Lessee's Obligations.

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LESSEE'S RIGHTS & OBLIGATIONS

2. QUIET ENJOYMENT

Except as provided in the Lease, subject to the performance of the Lessee's Obligations the Lessee may quietly hold and enjoy the Premises during the Term without any interruption or disturbance from the Lessor or persons lawfully claiming through or under the Lessor.

3. RENT AND OTHER PAYMENTS

The Lessee AGREES with the Lessor:

(a) Rent

To pay to the Lessor the Rent in the manner set out at **Item 5** of the Schedule from the Commencement Date clear of any deductions whatsoever.

(b) Outgoings

- (i) To pay to the Lessor or to such person as the Lessor may from time to time direct punctually all the following outgoings or charges (if applicable), assessed or incurred in respect of the Premises:
 - (A) water, drainage and sewerage rates, charges for disposal of stormwater, meter rent and excess water charges;
 - (B) telephone, electricity, gas and other power and light charges including but not limited to meter rents and the cost of installation of any meter, wiring, internet connections or telephone connection; AND
 - (C) any other consumption charge or cost incurred or payable by reason of the Lessee's use and occupation of the Premises.
- (ii) If the Premises are not separately charged or assessed the Lessee will pay to the Lessor a proportionate part of any charges or assessments referred to in clause 3(b)(i) being the proportion that the Premises bears to the total area of the land or premises included in the charge or assessment.

(c) Interest

Not applicable.

(d) Costs

- (i) To pay to the Lessor on demand:
 - (A) all duty, fines and penalties payable under the Duties Act 2008 and other statutory duties or taxes payable on or in connection with this Lease;
 - (B) all registration fees in connection with this Lease;

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- (C) all advertising, valuation and survey costs incurred by the Lessor associated with this Lease; and
- (D) all legal costs of and incidental to the instructions for the preparation, execution and stamping of this Lease and all copies, to a maximum of \$5,000.
- (ii) To pay to the Lessor all costs, legal fees, disbursements and payments incurred by or for which the Lessor is liable in connection with or incidental to:
 - the Amounts Payable or obtaining or attempting to obtain payment of the Amounts Payable under this Lease;
 - (B) any breach of an obligation or agreement by the Lessee or an Authorised Person;
 - (C) the preparation and service of a notice under Section 81 of the Property Law Act 1969 requiring the Lessee to remedy a breach even though forfeiture for the breach may be avoided in a manner other than by relief granted by a Court;
 - (D) any work done at the Lessee's request; and
 - (E) any action or proceedings arising out of or incidental to any matters referred to in this clause 3(d) or any matter arising out of this Lease.

4. RENT REVIEW

- (a) The Rent will be reviewed on and from each Rent Review Date to determine the Rent to be paid by the Lessee until the next Rent Review Date.
- (b) The review will be either based on CPI or on Market Rent. The basis for each rent review is as identified for each Rent Review Date in Item 8 of the Schedule.
- (c) A rent review based on CPI will increase the amount of Rent payable during the immediately preceding period by the percentage of any increase in CPI having regard to the quarterly CPI published immediately prior to the later of the Commencement Date or the last Rent Review Date as the case may be and the quarterly CPI published immediately prior to the relevant Rent Review Date. If there is a decrease in CPI having regard to the relevant CPI publications the Rent payable from the relevant Rent Review Date will be the same as the Rent payable during the immediately preceding period. Should the CPI be discontinued or suspended at any time or its method of computation substantially altered, the parties shall endeavour to agree upon the substitution of the CPI with an equivalent index, or failing agreement by the parties, the substitution shall be made by a Valuer appointed in accordance with clause 4(e) below.
- (d) A rent review based on Market Rent will establish the current market rent for the Premises (which will not be less than the Rent payable in the period immediately preceding the Rent Review Date) by agreement between the parties and failing agreement, will be determined in accordance with the following provisions.

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- (e) If agreement as to the current market rent for the Premises is not reached at least one (1) month prior to the relevant Rent Review Date then the current market rent for the Premises will be determined at the expense of the Lessee by a valuer (the Valuer) licensed under the Land Valuers Licensing Act 1978, to be appointed, at the request of either party, by the President for the time being of the Australian Property Institute (Western Australian Division) (or if such body no longer exists, such other body which is then substantially performing the functions performed at the Commencement Date by that Institute).
- (f) The Valuer will act as an expert and not as an arbitrator and his or her decision will be final and binding on the parties. The parties will be entitled to make submissions to the Valuer.
- (g) In this clause 4, "current market rent" means the rent obtainable for the Premises in a free and open market if the Premises were unoccupied and offered for rental for the use for which the Premises are permitted pursuant to this Lease and on the same terms and conditions contained in this Lease, BUT will not include:
 - (A) any improvements made or effected to the Premises; and
 - (B) any rent free periods, discounts or other rental concessions.
- (h) Notwithstanding the provisions in this clause the Rent payable from any Rent Review will not be less than the Rent payable in the period immediately preceding such Rent Review Date.
- (i) The Lessor may institute a rent review notwithstanding the Rent Review Date has passed and the Lessor did not institute a rent review on or prior to that Rent Review Date, and in which case the Rent agreed or determined shall date back to and be payable from the Rent Review Date for which such review is made.

5. ACCRUAL OF AMOUNTS PAYABLE

Amounts Payable accrue on a daily basis.

6. PAYMENT OF MONEY

Any Amounts Payable to the Lessor under this Lease must be paid to the Lessor at the address of the Lessor referred to in the Lease or as otherwise directed by the Lessor by Notice from time to time.

INSURANCE

7.1 Insurance required

The Lessee must effect and maintain with insurers (noting the Lessor's and the Lessee's respective rights and interest in the Premises) for the time being:

 (a) adequate public liability insurance for a sum not less than the sum set out at Item 7 of the Schedule in respect of any one claim or such greater amount as the Lessor may from time to time reasonably require;

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- (b) insurance against all risks as the Lessor may require, of all plate glass windows, doors and display show cases forming part of or within the Premises for a sum which is not less than its full insurable value; and
- (c) where the Lessor so requires, insurance to cover the Lessee's fixtures, fittings, equipment and stock against loss or damage by fire, fusion, smoke, lightning, flood, storm, tempest, earthquake, sprinkler leakage, water damage and other usual risks against which a lessee can and does ordinarily insure in their full replacement value, and loss from theft or burglary.

7.2 Details and Receipts

In respect of the insurances required by clause 7.1 the Lessee must:

- supply to the Lessor copies of the certificates of currency in relation to those insurances within a reasonable time of those insurances being effected and renewed respectively;
- (b) promptly pay all premiums and produce to the Lessor each policy or certificate of currency and each receipt for premiums or certificate of currency issued by the insurers; and
- (c) notify the Lessor immediately:
 - when an event occurs which gives rise or might give rise to a claim under or which could prejudice a policy of insurance; or
 - (ii) when a policy of insurance is cancelled.

7.3 Not to Invalidate

The Lessee must not do or omit to do any act or thing or bring or keep anything on the Premises which might;

- (a) render any insurance effected under clause 7.1 on the Premises, or any adjoining premises, void or voidable;
- (b) cause the rate of a premium to be increased for the Premises or any adjoining premises (except insofar as an approved development may lead to an increased premium).

7.4 Lessee May be Required to Pay Excess on Insurances

The Lessee AGREES with the Lessor that it shall be responsible to pay any excess payable in connection with the insurances referred to in **clause 7.1**, unless this requirements arises by virtue of a negligent or unlawful act or omission by the Lessor.

7.5 Lessee's equipment and possessions

The Lessee ACKNOWLEDGES it is responsible to obtain all relevant insurances to cover any damage and/or theft to its property. The Lessor does not take any responsibility for the loss or damage of the Lessee's property.

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8. INDEMNITY

8.1 Indemnity

The Lessee indemnifies the Lessor against any liability or loss arising from and any costs, charges and expenses incurred in connection with:

- (a) any damage to the Premises, or any loss of or damage to anything on it; and
- (b) any injury to any person on the Premises,

and for which the Lessor becomes liable, except where it arises by virtue of a negligent or unlawful act or omission by the Lessor.

8.2 Indemnity Unaffected by Insurance

- (a) The Lessee's obligation to indemnify the Lessor under this Lease or at law is not affected by any insurance maintained by the Lessor in respect of the Premises and the indemnity under clause 8.1 is paramount; and
- (b) if insurance money is received by the Lessor for any of the obligations set out in this clause then the Lessee's obligations under clause 8.1 will be reduced by the extent of such payment.

9. USE

9.1 Restrictions on Use

(a) Generally

The Lessee must not and must not suffer or permit a person to:

- use the Premises or any part of it for any purpose other than for the purposes for which the Premises are held by the Lessec, as set out at Item 6 of the Schedule; or
- (ii) use the Premises for any purpose which is not permitted under any local or town planning scheme, local laws, acts, statutes or any law relating to health.

(b) No offensive or illegal acts

The Lessee must not and must not suffer or permit a person to do or carry out on the Premises any harmful, offensive or illegal act, matter or thing.

(c) No nuisance

The Lessee must not and must not suffer or permit a person to do or carry out on the Premises any thing which causes a nuisance, damage or disturbance to the Lessor or to owners or occupiers of adjoining properties, except where such nuisance occurs as a result of the ordinary use of the Premises for the Permitted Use. Without limiting the foregoing, the Lessee shall not be liable for any nuisance caused by or attributable to noise or chlorine or other chemical odours emanating from the Premises.

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(d) No dangerous substances

The Lessee is permitted to bring onto and store on the Premises chlorine and other chemicals ordinarily used in keeping the swimming pool and other facilities located on the Premises clean and hygienic. However, where any dangerous compound or substance is being stored on the Premises, the storage and use of those substances must comply with all relevant statutory provisions.

(e) No harm or stress

The Lessee must not and must not suffer or permit a person to do any act or thing which might result in excessive stress or harm to any part of the Premises.

(f) No signs

The Lessee must not and must not suffer or permit a person to display from or affix any signs, notices or advertisements on the Premises without the prior written consent of the Lessor, which consent will not be unreasonably withheld.

(g) No smoking

The Lessee must not suffer or permit a person to smoke inside any building or other enclosed area on the Premises.

(h) Consumption of alcohol

The Lessee must not suffer or permit a person to use or allow the Premises to be used for the consumption of alcohol without first obtaining the written consent of the Lessor.

(i) Sale of Alcohol

The Lessee will not sell or supply liquor from the Premises or allow liquor to be sold or supplied from the Premises without the prior written consent of the Lessor and then only in accordance with the provisions of the Liquor Control Act 1988, Health (Food Hygiene) Regulations 1993, Liquor Licensing Regulations 1989 and any other relevant written laws that may be in force from time to time.

(j) Removal of rubbish

The Lessee must keep the Premises free from dirt and rubbish and to store and keep all trade waste and garbage in proper receptacles.

(k) No pollution

The Lessee must do all things necessary to prevent pollution or contamination of the Premises by garbage, refuse, waste matter, oil and other pollutants.

9.2 No Warranty

The Lessor gives no warranty:

(a) as to the use to which the Premises may be put; or

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(b) that the Lessor will issue any consents, approvals, authorities, permits or licences required by the Lessee under any statute for its use of the Premises.

9.3 Premises Subject to Restriction

The Lessee accepts the Premises for the Term subject to any existing prohibition or restriction on the use of the Premises.

CASUAL HIRE OF PREMISES

Not applicable.

KEYS AND ACCESS

The Lessee shall provide the Lessor with:

- (a) a duplicate key for access to the Premises; and
- (b) a list of all persons to whom keys have been issued, which list will be available for inspection at any time and given to the Lessor at the expiry or earlier termination of the Lease.

12. MAINTENANCE, REPAIR AND CLEANING

12.1 Generally

- (a) The Lessee AGREES during the Term and for so long as the Lessee remains in possession or occupation of the Premises to, at its own cost,:
 - (i) maintain, replace, repair, clean (which includes pressure cleaning) and keep the Premises (which for the avoidance of doubt includes the Lessor's fixtures and fittings) clean and in Good Repair having regard to the age of the Premises at the Commencement Date, which includes, but is not limited to, the requirement to:
 - (A) carry out repairs or replacement that are necessary as a result of fair and reasonable wear and tear, EXCEPT when such repair or replacement is necessary because of any action or omission of or on the part of the Lessor (or its servants, agents, contractors or invitees); and
 - (B) carry out such structural maintenance, replacement or repair as is required EXCEPT when such maintenance, repair or replacement is necessary because of any action or omission of or on the part of the Lessor (or its servants, agents, contractors or invitees).
- (b) In discharging the obligations imposed on the Lessee under this subclause, the Lessee shall where maintaining, replacing or repairing in or on the Premises:
 - (i) any electrical fittings and fixtures;
 - (ii) any plumbing;
 - (iii) any air-conditioning fittings and fixtures; and

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(iv) any gas fittings and fixtures:

use only licensed trades persons, or such trades persons as may be approved by the Lessor and notified to the Lessee, which approval shall not be unreasonably withheld.

12.2 Maintain Surroundings

- (a) The Lessee must regularly inspect and maintain in good condition any part of the Premises which surrounds any buildings including but not limited to any flora, gardens lawns, shrubs, hedges and trees;
- If any flora, trees or lawn dies the Lessee must replace the flora, trees or lawn at its own expense;
- (c) The Lessee must plant and care for such trees on the Premises as the Lessor may from time to time reasonably require; and
- (d) The Lessee may not remove any trees, shrubs or hedges without first consulting with and obtaining the approval of the Lessor, except where necessary for urgent safety reasons.

12.3 Pest Control

The Lessee must keep the Premises free of any vermin or any other recognised pests and the cost of extermination will be borne by the Lessee.

12.4 Responsibility for Securing the Premises

(a) Securing Premises

The Lessee must ensure the Premises, including Lessor's and Lessee's fixtures and fittings, are appropriately secured at all times.

(b) Installation of Security Systems

Subject to prior written approval from the Lessor, the Lessee may install a security system to the Premises, PROVIDED the Lessee:

- pays for all costs associated with the installation and ongoing monitoring of the security system; and
- (ii) provides the Lessor with access keys or alarm codes.

12.5 Acknowledgement of State of Repair of Premises

Not applicable.

12.6 Cyclone Precautions

The Lessee will at all times:

 observe and comply with all cyclone precaution measures in respect of the Premises as are nominated from time to time by the Lessor;

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- (b) permit the Lessor and its employees and agents to enter upon the Premises for the purpose of inspecting them to ensure that the Lessee is complying with all such cyclone precaution measures; and
- (c) take all reasonable precautions to ensure that all loose objects likely to be blown away from or dislodged from the Premises during a cyclone are at all times kept securely fastened to the Premises or are kept on the Premises in such a manner that they will not blow away or dislodge during a cyclone.

12.7 Additional Requirements

The Lessee shall also be responsible for such additional maintenance requirements as are identified in Item 9 of the Schedule.

13. ALTERATIONS

Not applicable.

REPORT TO LESSOR

The Lessee must immediately report to the Lessor:

(a) Vandalism

any act of vandalism or any incident which occurs on the Premises which involves or is likely to involve a breach of the peace or become the subject of a report or complaint to the police and of which the Lessee is aware;

(b) Pollution

any occurrence or circumstances on the Premises of which it becomes aware, which might reasonably be expected to cause, in or on the Premises, pollution of the environment;

(c) Notices, etc

all notices, orders and summonses received by the Lessee and which affect the Premises and immediately deliver them to the Lessor;

(d) Defects

any accident to or defect or want of repair in any services or fixtures, fittings, plant or equipment in the Premises and of any circumstances known to the Lessee that may be or may cause a risk or hazard to the Premises or to any person on the Premises.

15. PROVISION OF INFORMATION

The Lessee AGREES to provide to the Lessor, upon the Lessor's request, where applicable:

- advice of any change to the identity of the pool manager of the Premises; and
- (b) advice of any changes in its office holders or its rules of association during the Term.

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16. ASSIGNMENT, SUBLETTING AND CHARGING

16.1 No Assignment or Subletting without Consent

The Lessee must not assign the leasehold estate in the Premises nor sub-let, part with possession, or dispose of the Premises or any part of the Premises without the prior written consent of the Lessor. Notwithstanding the foregoing, the Lessor hereby consents to the Royal Lifesaving Society occupying the Premises and being responsible for the management and operation of the swimming pool and the facilities on the Premises. However, the Lessee ACKNOWLEDGES and AGREES that it shall remain liable for any breach of this Lease, or any loss, damage or injury arising from the management and operation of the Premises, or part thereof, by the Royal Lifesaving Society, or any other person or entity that may be responsible for the management and operation of the Premises from time to time.

16.2 Lessor's Consent to Assignment and Subletting

The Lessor's consent shall not be unreasonably withheld.

16.3 Consents of Assignee Supplementary

The covenants and agreements on the part of any assignee will be supplementary to the Lessee's Covenants and will not release the assigning lessee from the Lessee's Covenants.

16.4 Property Law Act 1969

Sections 80 and 82 of the Property Law Act 1969 are excluded.

16.5 Costs for Assignment and Subletting

If the Lessee wishes to assign or sublet the leasehold estate created by this Lease, the Lessee must pay all reasonable professional and other costs, charges and expenses, incurred by the Lessor or other person whose consent is required under this Lease, of and incidental to:

- the enquiries made by or on behalf of the Lessor as to the respectability, responsibility and financial standing of each proposed assignee or sublessee;
- (b) any consents required under this Lease or at law; and
- (c) all other matters relating to the proposed assignment or subletting,

whether or not the assignment or subletting proceeds.

16.6 No Mortgage or Charge

The Lessee must not mortgage or charge the Premises.

17. NO CAVEAT OR OTHER INTEREST

Not applicable.

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18.1 Comply with Statutes

The Lessee must:

- (a) comply promptly with all statutes and local laws from time to time in force relating to the Premises;
- apply for, obtain and maintain in force all consents, approvals, authorities, licences and permits required under any statute for the use of the Premises specified at clause
 9:
- (c) ensure that all obligations in regard to payment for copyright or licensing fees are paid
 to the appropriate person for all performances, exhibitions or displays held on the
 Premises; and
- (d) comply promptly with all orders, notices, requisitions or directions of any competent authority relating to the Premises or to the business the Lessee carries on at the Premises.

18.2 Indemnity if Fails to Comply

The Lessee indemnifies the Lessor against:

- failing to perform, discharge or execute any of the items referred to in clause 18.1;
- (b) any claims, demands, costs or other payments of or incidental to any of the items referred to in clause 18.1.

19. OBLIGATIONS ON EXPIRY OR TERMINATION OF LEASE

19.1 Restore Premises

Prior to Termination, the Lessee at the Lessee's expense must restore the Premises to a condition consistent with the performance by the Lessee of the Lessee's Obligations under this Lease fair wear and tear excepted and in such a state as to enable the Premises to be continued to be used as an operational public swimming pool facility after Termination, HOWEVER the Lessee shall not be required to remove the fixtures, fittings and improvements from the Premises, which have been installed, erected or built on the Premises by the Lessee at its cost, and upon expiry or sooner determination of the Lease they shall be and become the absolute property of the Lessor. The Lessor shall not be liable to compensate the Lessee for the fixtures, fittings and improvements being retained on the Premises after the Term has expired or otherwise terminated and the Lessee shall have no claim or right of action against the Lessor regarding them being retained by the Lessor.

19.2 Remove Lessee's Property prior to Termination

Subject to **clause 19.1**, Lessee must remove from the Premises all property of the Lessee from the Premises and promptly make good, to the satisfaction of the Lessor, any damage caused by the removal.

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19.3 Lessor can Remove Lessee's Property on Re-Entry

On re-entry the Lessor will have the right to remove from the Premises any property of the Lessee and the Lessee indemnifies the Lessor against all damage caused by the removal of and the cost of storing such property.

19.4 Peacefully Surrender

On Termination the Lessee must:

- (a) peacefully surrender and return to the Lessor the Premises in a condition consistent with the performance of the Lessee's Obligations under this Lease;
- (b) surrender to the Lessor all keys and security access devices and combination for locks providing an access to or within the Premises held by the Lessee whether or not provided by the Lessor;

19.5 Obligations to continue

The Lessee's obligations under this clause will continue, notwithstanding the end or Termination of this Lease.

LESSOR'S RIGHTS & OBLIGATIONS

20. REGISTRATION OF LEASE

The Lessor agrees that the Lessee may register the Lease at Landgate and the Lessor shall produce the duplicate lease for the Land (if any) at Landgate to enable the registration of the Lease to occur. The Lessee shall pay the Landgate registration fees upon lodging the Lease at Landgate for registration and the Lessee shall pay to the Lessor on demand the reasonable costs incurred by the Lessor in producing the lease at Landgate (if any).

21. LESSOR'S RIGHT OF ENTRY

21.1 Entry on Reasonable Notice

The Lessee must permit entry by the Lessor or any Authorised Person onto the Premises without notice in the case of an emergency, and otherwise upon reasonable notice:

- (a) (i) at all reasonable times;
 - (ii) with or without workmen and others; and
 - (iii) with or without plant, equipment, machinery and materials;
- (b) for each of the following purposes:
 - to undertake property inspections to inspect the state of repair of the Premises and to ensure compliance with the terms of this Lease;

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- to comply with the Lessor's Obligations or to comply with any notice or order of any authority in respect of the Premises for which the Lessor is liable; and
- (iii) to do all matters or things to rectify any breach by the Lessee of any term of this Lease but the Lessor is under no obligation to rectify any breach and any rectification under this clause is without prejudice to the Lessor's other rights, remedies or powers under this Lease.

21.2 Costs of Rectifying Breach

All costs and expenses incurred by the Lessor as a result of any breach referred to at clause 21.1(b)(iii) together with any interest payable on such sums will be a debt due to the Lessor and payable to the Lessor by the Lessee on demand.

22. LIMIT OF LESSOR'S LIABILITY

22.1 No Liability for Loss on Premises

The Lessor will not be liable for loss, damage or injury to any person or property in or about the Premises, save and except to the extent that it is caused or contributed to by a negligent act or omission of the Lessor or its employees, agents or officers.

22.2 Limit on Liability for Breach of Lessor's Obligations

- (a) The Lessor is only liable for breaches of the Lessor's Obligations set out in this Lease which occur while the Lessor is registered as the management body for the Land; and
- (b) the Lessor will not be liable for any failure to perform and observe any of the Lessor's Obligations due to any cause beyond the Lessor's control.

23. BUILDING INSURANCE

The Lessor shall, at its cost, effect and maintain at all times during the Term comprehensive building insurance covering the full insurable and replacement value of the building, fixtures, fittings, plant and equipment on the Premises against loss or damage by risks normally covered under a comprehensive insurance policy and in the event of damage or destruction of any of the foregoing property, the Lessor shall repair, replace or reinstate the damaged or destroyed property and utilise the insurance proceeds for this purpose.

MUTUAL AGREEMENTS

24. RIGHT TO TERMINATE UPON NOTICE

24.1 Termination by either party upon Notice

Subject to the terms and conditions of this Lease and the operation of the default provisions in clause 28 of this Lease, neither Party shall terminate the Lease without the consent of the other party.

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24.2 Obligations upon termination

If this Lease is terminated in accordance with this clause, clause 19 will apply.

25. DAMAGE OR DESTRUCTION OF PREMISES

If the Premises or any part of the Premises are totally or partially destroyed so as to require major rebuilding, then:

- (a) where the Premises are unable to be rebuilt or reinstated within six months, the Lessee may terminate the Lease; and
- (b) where the Premises are unable to be rebuilt or reinstated within twelve months, and the damage was not caused by a negligent or unlawful act or omission by the Lessor, the Lessor may terminate the Lease.

26. OPTION TO RENEW

26.1 Exercise of Option

If the Lessee at least 3 months, but not earlier than 6 months, prior to the date for commencement of the Further Term gives the Lessor a Notice to grant the Further Term as specified in Item 3 of the Schedule and:

- (a) the consent of the Minister for Lands has been obtained; and
- (b) there is no subsisting default by the Lessee at the date of service of the Notice in:
 - (i) the payment of Amounts Payable; or
 - (ii) the performance or observance of the Lessee's Obligations,

the Lessor shall grant to the Lessee a lease for the Further Term as specified in **Item 3** of the Schedule at the Rent and containing covenants and provisos as expressed and implied in this Lease other than this **clause 26** in respect of any Further Term previously taken or the subject of the present exercise.

27. HOLDING OVER

If the Lessee remains in possession of the Premises after the expiry of the Term with the consent of the Lessor, the Lessee will be a monthly tenant of the Lessor at a rent equivalent to one twelfth of the Rent for the period immediately preceding expiry of the Term and otherwise on the same terms and conditions of this Lease provided that all consents required under this Lease or at law have been obtained to the Lessee being in possession of the Premises as a monthly tenant.

28. DEFAULT

28.1 Events of Default

A default occurs if:

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- the Lessee is in breach of any of the Lessee's Obligations for 28 days after a Notice has been given to the Lessee to rectify the breach or to pay compensation in money;
- (b) the Premises are vacated; or
- (c) a person other than the Lessee or a permitted sublessee or assignee is in occupation or possession of the Premises or in receipt of a rent and profits.

28.2 Forfeiture

On the occurrence of any of the events of default specified in clause 28.1 the Lessor may:

- (a) without notice or demand at any time enter the Premises and on re-entry the Term will immediately determine;
- (b) by notice to the Lessee determine this Lease and from the date of giving such notice this Lease will be absolutely determined; and
- (c) by notice to the Lessee elect to convert the unexpired portion of the Term into a tenancy from month to month when this Lease will be determined as from the giving of the notice and until the tenancy is determined the Lessee will hold the Premises from the Lessor as a tenant from month to month under clause 27,

but without affecting the right of action or other remedy which the Lessor has in respect of any other breach by the Lessee of the Lessee's Obligations or releasing the Lessee from liability in respect of the Lessee's Obligations.

28.3 Lessor May Remedy Lessee's default

If the Lessee:

- (a) fails or neglects to pay the Amounts Payable by the Lessee under this Lease; or
- (b) does or fails to do anything which constitutes a breach of the Lessee's Obligations,

then, after the Lessor has given to the Lessee notice of the breach and the Lessee has failed to rectify the breach within a reasonable time, the Lessor may without affecting any right, remedy or power arising from that default pay the money due or do or cease the doing of the breach as if it were the Lessee and the Lessee must pay to the Lessor on demand the Lessor's cost and expenses of remedying each breach or default.

28.4 Acceptance of Amount Payable By Lessor

Demand for or acceptance of the Amounts Payable by the Lessor after an event of default has occurred will not affect the exercise by the Lessor of the rights and powers of the Lessor by the terms of the Lease or at law and will not operate as an election by the Lessor to exercise or not to exercise any right or power.

28.5 Essential Terms

Each of the Lessee's Obligations in clauses 3 (Rent and Other Payments), 7 and 23 (Insurance), 8 (Indemnity), 9 (Use), 12 (Maintenance, Repair and Cleaning), 16 (No Assignment, Subletting and Charging) and 31 (Goods and Services Tax) is an essential term of

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this Lease but this **clause 28** does not mean or imply that there are no other essential terms in this Lease.

28.6 Breach of Essential Terms

If the Lessee breaches an essential term of this Lease then, in addition to any other remedy or entitlement of the Lessor:

- the Lessee must compensate the Lessor for the loss or damage suffered by reason of the breach of that essential term;
- (b) the Lessor will be entitled to recover damages against the Lessee in respect of the breach of an essential term; and
- (c) the Lessee AGREES with the Lessor that if the Term is determined:
 - for breach of an essential term or the acceptance by the Lessor of a repudiation of this Lease by the Lessee; or
 - following the failure by the Lessee to comply with any notice given to the Lessee to remedy any default,

the Lessee must pay to the Lessor on demand the total of the Amounts Payable under this Lease which would have been payable by the Lessee for the unexpired balance of the Term as if the Term had expired by lapse of time together with the losses incurred or reasonably expected to be incurred by the Lessor as a result of the early determination including but not limited to the costs of re-letting or attempting to re-let the Premises;

- (d) the Lessee agrees that the obligation set out in this clause 28.6(c) will survive termination or any deemed surrender at law of the estate granted by this Lease;
- (e) the Lessee may deduct from the amounts referred to at clause 28.6(c) the Rent and other money which the Lessor reasonably expects to obtain by re-letting the Premises between the date of Termination and the date on which the Term would have expired by lapse of time; and
- (f) the Lessor must take reasonable steps to mitigate its losses and endeavour to re-let the Premises at a reasonable rent and on reasonable terms but the Lessor is not required to offer or accept rent or terms which are the same or similar to the rent or terms contained or implied in this Lease.

29. DISPUTES

29.1 Appointment of Arbitrator

Except as otherwise provided any dispute arising out of this Lease is to be determined by a single arbitrator under the provisions of the Commercial Arbitration Act 1985 and the Lessor and the Lessee may each be represented by a legal practitioner.

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29.2 Payment of Amounts Payable to Date of Award

The Lessee must pay the Amounts Payable without deduction to the date of the award of the Arbitrator or the date of an agreement between the Parties whichever event is the earlier, and if any money paid by the Lessee is not required to be paid within the terms of the award of the Arbitrator or by agreement between the Lessor and the Lessee then the Lessor will refund to the Lessee the monies paid.

CONSENTS

30.1 Western Australian Planning Commission's Consent

If for any reason whatsoever this Lease requires the consent of the Western Australian Planning Commission or other consent under the *Planning and Development Act* 2005, then this Lease is made expressly subject to and conditional on the granting of that consent in accordance with the provisions of the *Planning and Development* Act 2005.

30.2 Minister for Land's Consent

In the event that the Land is subject to the provisions of the Land Administration Act 1997 the grant of this Lease is made expressly subject to and is conditional on the consent of the Minister for Lands to this Lease.

GOODS AND SERVICES TAX

(a) Lessee must Pay

If GST is payable on the Basic Consideration or any part thereof or if the Lessor is liable to pay GST in connection with the lease of the Premises or any goods, services or other Taxable Supply supplied under this Lease then, unless the Lessor is liable for the payment of a given Taxable Supply, as from the date of any such introduction or application:

- the Lessor may increase the Basic Consideration or the relevant part thereof by an amount which is equal to the GST Rate; and
- (ii) the Lessee shall pay the increased Basic Consideration on the due date for payment by the Lessee of the Basic Consideration.

(b) Increase in GST

If, at any time, the GST Rate is increased, the Lessor may, in addition to the GST Rate, increase the Basic Consideration by the GST Adjustment Rate and such amount shall be payable in accordance with clause 31(a)(i).

(c) GST invoice

Where the Basic Consideration is to be increased to account for GST pursuant to clause 31(b), the Lessor shall in the month in which the Basic Consideration is to be paid, issue a Tax Invoice which enables the Lessee to submit a claim for a credit or refund of GST.

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32. ADDITIONAL TERMS AND CONDITIONS

Each of the terms and conditions (if any) specified in **Item 10** of the Schedule are part of this Lease and are binding on the Lessor and the Lessee as if incorporated into the body of this Lease.

GENERAL PROVISIONS

33. NOTICE

33.1 Form of Delivery

A Notice to a person must be in writing and may be given or made by addressing it to the person and leaving it at or posting it by registered post to the address of the Party appearing in this Lease or any other address nominated by a Party by notice to the other. A Notice to the Lessee must be marked to the attention of the manager of Aboriginal Housing and sent to 99 Plain Street, East Perth, WA, 6004.

33.2 Service of Notice.

A Notice to a person is deemed to be given or made:

- (a) if by personal delivery, when delivered;
- (b) if by leaving the Notice at an address specified in clause 33.1, at the time of leaving the Notice provided the Notice is left during normal business hours; and
- (c) if by post to an address specified in clause 33.1, on the second business day following the date of posting of the Notice.

33.3 Signing of Notice

A Notice to a person may be signed:

- (a) , if given by a state governmental department or authority, by the person duly authorised to sign the Notice on behalf of that department or authority:
- (b) if given by a local government, by the CEO or a person authorised to sign on behalf of the local government; or
- (c) by a solicitor or other agent of the person, corporation or local government giving the Notice.

34. AMENDMENTS TO LEASE

Subject to such consents as are required by this Lease or at law, this Lease may be varied by the agreement of the parties in writing.

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35. WAIVER

35.1 No General Waiver

Failure to exercise or delay in exercising any right, power or privilege in this Lease by a Party does not operate as a waiver of that right, power or privilege.

35.2 Partial Exercise of Right Power or Privilege

A single or partial exercise of any right, power or privilege does not preclude any other or further exercise of that right, power or privilege or the exercise of any other right, power or privilege.

36. ACTS BY AGENTS

All acts and things which the Lessor is required to do under this Lease may be done by the Lessor, the CEO, an officer or the agent, solicitor, contractor or employee of the Lessor.

37. STATUTORY POWERS

The powers conferred on the Lessor by or under any statutes for the time being in force are, except to the extent that they are inconsistent with the terms and provisions expressed in this Lease, in addition to the powers conferred on the Lessor in this Lease.

38. FURTHER ASSURANCE

The Parties must execute and do all acts and things necessary or desirable to implement and give full effect to the terms of this Lease.

SEVERANCE

If any part of this Lease is or becomes void or unenforceable, that part is or will be severed from this Lease to the intent that all parts that are not or do not become void or unenforceable remain in full force and effect and are unaffected by that severance.

40. MORATORIUM

The provisions of a statute which would but for this clause extend or postpone the date of payment of money, reduce the rate of interest or abrogate, nullify, postpone or otherwise affect the terms of this Lease do not, to the fullest extent permitted by law, apply to limit the terms of this Lease.

41. GOVERNING LAW

This Lease is governed by and is to be interpreted in accordance with the laws of Western Australia and, where applicable, the laws of the Commonwealth of Australia.

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DEFINITIONS & INTERPRETATION

42. DEFINITIONS

In this Lease, unless otherwise required by the context or subject matter:

Amounts Payable means the Rent and any other money payable by the Lessee under this Lease;

Authorised Person means:

- (a) an agent, employee, licensee or invitee of the Lessor; and
- (b) any person visiting the Premises with the consent or implied consent of any person mentioned in paragraph (a);

Basic Consideration means all consideration (whether in money or otherwise) to be paid or provided by the Lessee for any supply or use of the Premises and any goods, services or other things provided by the Lessor under this Lease (other than tax payable pursuant to this clause);

CEO means the Chief Executive Officer for the time being of the Lessor or any person appointed by the Chief Executive Officer to perform any of her or his functions under this Lease;

Commencement Date means the date of commencement of the Term specified in Item 4 of the Schedule;

CPI means the Consumer Price Index (All Groups) Perth number published from time to time by the Australian Bureau of Statistics or its equivalent determined in accordance with clause 4;

Encumbrance means a mortgage, charge, lien, pledge, easement, restrictive covenant, writ, warrant or caveat and the claim stated in the caveat;

Further Term means each further term specified in Item 3 of the Schedule;

Good Repair means good and substantial tenantable repair and in clean, good working order and condition;

GST has the meaning that it bears in the GST Act;

GST Act means A New Tax System (Goods and Services Tax) Act 1999 (Cth) and any legislation substituted for, replacing or amending that Act;

GST Adjustment Rate means the amount of any increase in the rate of tax imposed by the GST Law;

GST Law has the meaning that it bears in section 195-1 of the GST Act;

GST Rate means 10%, or such other figure equal to the rate of tax imposed by the GST Law;

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Input Tax Credit has the meaning that it bears in section 195-1 of the GST Act.

Interest Rate means the rate at the time the payment falls due being 2% greater than the Lessor's general overdraft rate on borrowings from its bankers on amounts not exceeding \$100,000.00, which rate cannot exceed the rate prescribed by, and imposed in accordance with, section 6.13 of the *Local Government Act 1995*;

Land means the land described at Item 1 of the Schedule;

Lease means this deed as supplemented, amended or varied from time to time;

Lessee's Obligations means the agreements and obligations set out or implied in this Lease or imposed by law to be performed by any person other than the Lessor;

Lessor's Obligations means the agreements and obligations set out or implied in this Lease, or imposed by law to be performed by the Lessor;

Market Rent has the meaning given to it in clause 4 of this Lease;

Notice means each notice, demand, consent or authority given or made to any person under this Lease;

Party means the Lessor or the Lessee according to the context;

Premises means the premises described at Item 1 of the Schedule;

Rent means the rent specified in Item 5 of the Schedule;

Rent Review Date means a date identified in Item 8 of the Schedule;

Schedule means the Schedule to this Lease;

Tax Invoice has the meaning which it bears in section 195-1 of the GST Act;

Taxable Supply has the meaning which it bears in section 195-1 of the GST Act.

Term means the term of years specified in Item 2 of the Schedule and any Further Term; and

Termination means expiry by lapse of time or sooner determination of the Term or any period of holding over.

43. INTERPRETATION

In this Lease, unless expressed to the contrary:

- (a) Words using:
 - (i) the singular include the plural;
 - (ii) the plural include the singular; and
 - (iii) any gender includes each gender;

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- 84
- (b) A reference to:
 - (i) a natural person includes a body corporate or local government; and
 - (ii) a body corporate or local government includes a natural person;
- (c) A reference to a professional body includes a successor to or substitute for that body;
- (d) A reference to a Party includes its legal personal representatives, successors and assigns and if a Party comprises two or more persons, the legal personal representatives, successors and assigns of each of those persons;
- (e) A reference to a statute, ordinance, code, regulation, award, town planning scheme or other law includes a regulation, local law, by-law, requisition, order or other statutory instruments under it and any amendments to re-enactments of or replacements of any of them from time to time in force;
- (f) A reference to a right includes a benefit, remedy, discretion, authority or power;
- (g) A reference to an obligation includes a warranty or representation and a reference to a failure to observe or perform an obligation includes a breach of warranty or representation;
- (h) A reference to this Lease or provisions or terms of this Lease or any other deed, agreement, instrument or contract include a reference to:
 - (i) both express and implied provisions and terms; and
 - that other deed, agreement, instrument or contract as varied, supplemented, replaced or amended;
- A reference to writing includes any mode of representing or reproducing words in tangible and permanently visible form and includes facsimile transmissions;
- (j) Any thing (including, without limitation, any amount) is a reference to the whole or any part of it and a reference to a group of things or persons is a reference to any one or more of them;
- (k) If a Party comprises two or more persons the obligations and agreements on their part bind and must be observed and performed by them jointly and each of them severally and may be enforced against any one or more of them;
- (I) The agreements and obligations on the part of the Lessee not to do or omit to do any act or thing include:
 - an agreement not to permit that act or thing to be done or omitted to be done by an Authorised Person; and
 - (ii) an agreement to do everything necessary to ensure that that act or thing is not done or omitted to be done;
- (m) Except in the Schedule headings do not affect the interpretation of this Lease.

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SCHEDULE

ITEM 1: LAND AND PREMISES

Land

Lot 199 on Deposited Plan 186944 being a part of Reserve 39671 and the whole of the land comprised in qualified certificate of Crown Land title Volume LR3146 Folio 699.

Premises

That part of the Land comprising an area of 3937m², as is identified as "Proposed Pool Lease Part Lot 199" in the diagram annexed hereto as **Annexure 1**.

ITEM 2: TERM

5 years.

ITEM 3: FURTHER TERM

5 years.

ITEM 4: COMMENCEMENT DATE

24 March 2010.

ITEM 5: RENT

One peppercorn per annum, payable upon demand by the Lessor, in addition to any outgoings prescribed by this Lease.

ITEM 6: USE

Public Swimming Pool and all uses incidental or ancillary thereto.

ITEM 7: PUBLIC LIABILITY INSURANCE

\$10,000,000 (Ten Million Dollars)

ITEM 8: RENT REVIEW DATES

Not applicable.

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ITEM 9: PREVENTATIVE MAINTENANCE SCHEDULE

Not applicable.

ITEM 10: ADDITIONAL TERMS AND CONDITIONS

The Lessee shall be responsible for, and bear any costs arising in relation to:

- (a) any works required to be undertaken, which includes but is not limited to any necessary clearing works, to prepare the Premises for the use set out at Item
 6 of the Schedule; and
- (b) any approvals, consents or licences necessary to enable the above works to be undertaken;

and nothing in this Lease shall fetter the Lessor's discretion or constitute any warranty or assurance that the Lessor shall provide, or assist in the provision of, any approvals, consents or licences required by the Lessee in relation to this Lease.

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EXECUTED by the parties as a Deed:

THE COMMON SEAL of the SHIRE OF DERBY/WEST KIMBERLEY was hereunto affixed in the presence of:



CHIEF EXECUTIVE OFFICER

(Print Full Name)

Shane Burge

PRESIDENT

(Print Full Name)

[INSERT LESSEE EXECUTION CLAUSE]

MINISTER FOR LANDS CONSENT:

THE COMMON SEAL OF HOUSING AUTHORITY

was hereur to affixed in the presence of

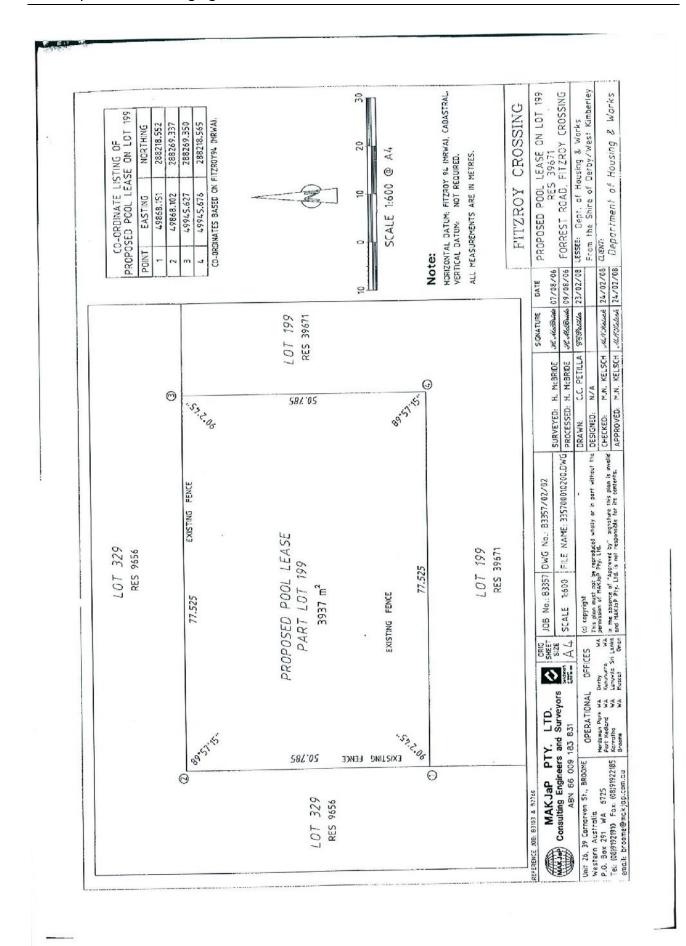
Authorised Officer MARY-ANNE SYKES BAKER

Authorised Officer

JUDY INNOCENT PHILLIPS



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11.3 DERBY PORT MASTERPLAN (DRAFT FOR STAKEHOLDER CONSULTATRION)

File Number: 9010.20.1

Author: Neil Hartley, Director - Strategic Business

Responsible Officer: Amanda Dexter, Chief Executive Officer

Authority/Discretion: Executive

SUMMARY

The Derby Port is managed by the Shire under a Head Lease. The lessor has historically been the WA Department of Transport, but the responsibility for that oversight was passed on to the Kimberley Ports Authority on 1 July 2021. The development of a Masterplan for the Derby Port to compliment the new oversight arrangements is therefore timely and this report recommends that Council adopt the attached draft document for consultation purposes, with the view to seeking feedback, making any changes, and reconsidering the document for final adoption early in 2023.

DISCLOSURE OF ANY INTEREST

Nil applicable by author.

BACKGROUND

The Shire operates the Derby Port through a Head Lease overseen by the Kimberley Ports Authority. The Head lease has been in operation since 30 June 1998 and is due to conclude on 29 June 2040.

The lessor has historically been the WA Department of Transport, but the responsibility for that oversight was passed on to the Kimberley Ports Authority on 1 July 2021. Since then and in light of the closer geographic access of the two parties, there has been a more comprehensive engagement between the representatives of the Lessor and the Lessee. The development of a Masterplan for the Derby Port to compliment the new oversight arrangements is therefore timely, and will assist in guiding the port's strategic direction and operations, to 2040, and potentially beyond that time.

The draft Derby Port Masterplan has been drawn together using internal resources. No actuarial or predictive studies were undertaken to assist to populate or guide its development, so is not a fully comprehensive document, but should be sufficient to (1) ensure that the port itself operates in a safe, compliant, and efficient manner, and (2) enables Council to subsequently seek out added data and statistics, so that future decision making is able to be based on comprehensive and good quality information.

There are many port related opportunities that might present themselves into the future and so it is considered that the Masterplan needs to be "suitably fluid", such that it can accommodate as many of those opportunities as possible, but without losing its strategic direction.

STATUTORY ENVIRONMENT

Local Government Act 1995 S3.1 (General function) outlines that the general function of a local government is to provide for the good government of persons in its district and that a liberal approach is to be taken to the construction of the scope of that general function consideration.

Item 11.3 Page 330

POLICY IMPLICATIONS

There is an existing policy that addresses commercial leases (ES2 - Establishment of Commercial Leases) but this item does not draw out any implications relevant to it.

FINANCIAL IMPLICATIONS

The financial cost of the consultation will be reasonably small (less than \$5,000) but there will be a considerable amount of officer time involved to facilitate that process. Both amounts can be accommodated within the existing 2022/23 budget allocations.

STRATEGIC IMPLICATIONS

GOAL	OUR PRIORITIES	WE WILL
1. Leadership and Governance	1.1 Collaboration and partnership	1.1.1 Engage with our communities
1. Leadership and Governance	1.2 Capable, inclusive and effective organisation	1.2.1 Provide strong civic leadership
3. Economy	3.1 Industry and business development and growth	3.1.1 Encourage and support appropriate and sustainable investment
3. Economy	3.2 Strong economy	3.2.1 Recognise and promote the economic potential of the district

RISK MANAGEMENT CONSIDERATIONS

RISK	LIKELIHOOD	CONSEQUENCE	RISK ANALYSIS	MITIGATION
Community: Progressing with such a significant review, without consulting with stakeholders, might not draw out the most optimal strategic direction and could foster negative feedback.	Possible	Major	High	Engage stakeholders and consider feedback and suggestions.

CONSULTATION

Progressing with such a significant review, without consulting with stakeholders might not result in Council eventually securing the most optimal strategic direction. This report proposes that a stakeholder engagement process form part of the Masterplan adoption process.

COMMENT

The background highlights that the draft Derby Port Masterplan was drawn together using internal resources and that the recommendations were intended to ensure that the port operated well,

Item 11.3 Page 331

and that there was a pathway forward for Council to consider how best to strategically address the port into the future.

It is expected that with stakeholder input, that will enable the Masterplan to be further refined into a final draft format, capturing such aspects as the port's and the district's economic development opportunities, community access to the jetty, alternative port precinct operating options, and the shire's financial and other risks of its involvement, so the Masterplan can again being presented for consideration by Council.

It is proposed that the consultation will conclude at the end of February 2023, but with Christmas/New Year between now and then, it is a relative "tight" timeframe to work to. An email to our key stakeholders (like KPA, Derby Port lessees, Aboriginal organisations, CCI Derby, etc.) to give them a "heads up" on the process has already occurred. Of course that meant that the email was distributed well before the October Council Meeting actually decided a position on the draft Masterplan. This was a very unusual step to take, but whilst alternatively a copy of the draft plan was to have been forwarded to all stakeholders after the October Council Meeting (if approved), the concern was that there may then have been insufficient time to "lock in" a date in stakeholder diaries if we could only give a couple of weeks' notice of the Forum.

VOTING REQUIREMENT

Simple majority

ATTACHMENTS

- 1. Derby Port Masterplan U
- 2. Stakeholder Consultation Plan J.

RECOMMENDATION

That Council:

- 1. Endorse the attached draft Derby Port Masterplan for the purposes of Stakeholder consultation;
- 2. Endorse the attached stakeholder consultation process and require the CEO to facilitate its implementation;
- 3. Notes that a "save the date" email has already been distributed to Derby Port Stakeholders; and
- 4. Requires that the CEO reports back to Council with a final draft of the Derby Port Masterplan by June 2023, to enable any relevant components to be referred on for 2023/24 budget consideration.

Item 11.3 Page 332

Derby Port Precinct Masterian (2022)

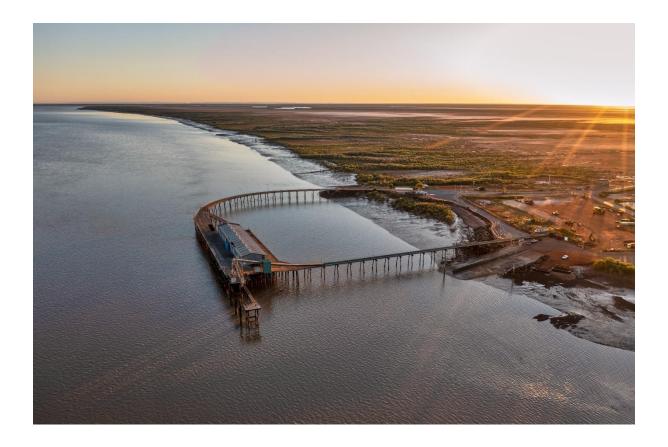


Table of Contents

- 1. Executive Summary
- 2. Recommendations
- 3. Purpose of Masterplan
- 4. History
- 5. Environment and Geographic Location
- 6. Land Use and Head Lease
- 7. Port Precinct Make-Up
- 8. State Government Policy Position
- 9. Risk Analysis
- 10. Competitor Analysis
- 11. Military Significance
- 12. Tourism and Recreational Pursuits
- 13. Mineral Exports
- 14. Existing Sub-Leases
- 15. Local Government Legislation
- 16. State Government and Kimberley Port Authority
- 17. Strategic Direction (from Community Strategic Plan and Corporate Business Plan)
- 18. Budget and Long Term Financial Plan
- 19. Asset Management Obligation
- 20. Shire Staff Resources
- 21. Community Engagement & Stakeholder Management
- 22. Risk Strategy
- 23. Key Sub-leases Risks
- 24. Appendicies:
- a. Location Plan;
- b. Strength/Weakness/Opportunities/Threats Analysis (SWOT);
- c. Infrapro Maintenance Options Study;

- d. Ghantt Chart;
- e. Kimberley Community Cabinet Submission;
- f. Status Report
- g. Critical Port Decisions Assessment.

EXECUTIVE SUMMARY

This Masterplan is designed to study and draw out the strategic issues prevailing at Derby Port, and to put the Council of the Shire of Derby/West Kimberley in the best position possible for it to then make the judgements required of it on behalf of the district.

The Derby Port and its Jetty is a "wicked issue" for the Council to deal with. There are considerable benefits to be potentially gained by holding the lease and managing the port, but those benefits come with risks, which the Council needs to understand and consider.

Future assessments of the wisdom of this Council's decisions in regard to the Derby Port will be able to be made with the "arrogance of hindsight", but today's Council does not have that luxury. Today's Council for example, has decided to commit to expending the ratepayer's funds on meeting the annual operational deficits of Derby Port, using the justification that current and future economic development returns will provide a nett benefit to the district.

The Shire of Derby/West Kimberley is a strong supporter of the use and expansion of the Derby Port Precinct, but this support has thus far come at a considerable financial cost to the Shire's ratepayers, with the port having operated at an annual loss for many years. There has undoubtedly been some economic, tourism, and community benefit already gained from the Shire controlling the Derby Port, and there is the potential of more gains in the future, but there has been limited attempts to quantify those nett positions thus far and a study along these lines to best guide the future decision making of Council is recommended. Such a study would provide Council with valuable information from which it could then comprehensively justify to the ratepayers, "the nett value of funding this loss".

The Derby Port has the potential, in the right economic and political climate, to provide a valuable dividend to the district, but there are considerable legal and financial risks for the Shire and the Council as neither has a strong understanding of the Shire's head-lease commitments, or its legal and other port management responsibilities. Operations have been set (in light of the ports continuous annual loss positions) at "minimalist and affordable levels", rather than being at best practice standards. Forging a professional management arrangement with Kimberley Ports Authority to reduce Council's and the Shire's risk levels, and ensure the Derby Port operates at its most cost effective and best risk managed, is one option worthy of consideration.

The Masterplan promotes that Council should focus its efforts on retaining the port, but that its decision making process should be based on a thorough understanding of the risks and benefits that are relevant at the time those decisions are made. This Masterplan therefore provides "primary recommendations" (2 of), that should be addressed in the first instance and prior to the "secondary recommendations" (50 of) being initiated.

The benefits that can be achieved through this Masterplan are:

- firstly, an improved Council and Shire understanding of the risks and benefits of the leasing and operations of the Derby Port; and
- secondly, (1) potential for improved local economic viability, employment, and tourism activation, and (2) safer and less risky port operations, with improved financial, asset, and recreational facility management.

RECOMMENDATIONS

The following recommendations are made as a consequence of this report:

	PRIMARY RECOMMENDATIONS
December	To understand the Shire's expected longer term financial
2023	commitments, undertake a Financial, Commercial, and Economic Viability
	Analysis of the Derby Port. Analysis to include a detailed study of the
	long term economic potential and consequential financials for the Port
	Precinct (including for example, the competition risks of Warburton/Ace
	proposal). Noting that this study can be funded from the Kimberley Mineral Sands "FID payment" if necessary; and
	2. To ensure continued professional and safe port operations, contract
March 2024	a port management service/dedicated Shire personnel, to work with
	Council and existing on-site port management expertise employed by the
	Shire.
	SECONDARY RECOMMENDATIONS
Time-line	Head Lease
Now and	To maintain an awareness of State policy as it relates to Derby
Ongoing	Port/Jetty, maintain a close liaison with the Department of Transport and
	the Kimberley Ports Authority;
July 2023	2. To best enable local economic development, seek to have a SDWK
	Shire Councillor representative on the Kimberley Ports Authority Board;
2020	3. To strategically manage competition and changes in the user
2030	environment, undertake a strategic assessment earlier than 2030 if the Warburton/ACE land backed port is promoted for construction;
	4. To ensure long term benefits for the Shire, in 2030, undertake a
2030	strategic assessment of the Derby Port for the period post 2040 (in
	consultation with Kimberley Ports Authority (KPA) and Kimberley Mineral
	Sands (KMS) [as per the Port User Agreement]), with the view to either a
	Head Lease extension, or a post 2040 transition plan to KPA over-sight
	(for example, continue as fully operational jetty, or continue on a lower
	cost scale/low impact jetty for tourism based use only);
Now	Sub Leases 5. To obtain long term "anchor tenant" port revenues, continue to work
INOW	with Kimberley Mineral Sands and other stakeholders to ensure that KMS
	exports its mineral products from the Derby Port;
June 2023	6. To ensure that the Derby Jetty can best provide for economic
	development and operate in a financially responsible manner, seek to
	modify the Warburton/ACE Agreement (with its proposal for a competing
	port facility) so that if an extension of the Head Lease can be secured,
	that any future Warburton/ACE agreements/leases are with the Shire, and
	not the state government/Kimberley Ports Authority; 7. To maximise financial returns and to optimise overall port land
Now and	7. To maximise financial returns and to optimise overall port land utilisation, review lease payments and lease land area boundaries of sub-
Ongoing	leases across the port precinct, as leases are renewed;
- · · · · · · · · · · · · · · · · · · ·	8. To continuously work towards achieving the goals of the Shire's
Now and	long-term port strategy, manage all Derby Port leases consistently;
Ongoing	9. To protect the Shire from risks, ensure all new/extended sub-leases
Now and	adequately accommodate and "pass on" Head Lease risks placed upon

Ongoing	the Shire;
Ongoing	10. To facilitate the potential of an additional revenue stream through
June 2023	the re-leasing of the old BP sub-lease site, utilise funds in the Shire's
00110 2020	Creditor's Account associated with this site, to undertake remedial works
	(and then advertise the site for lease);
	11. To meet Local Government Act requirements, consider the
Review in	appropriate form of tenure for the long term use of commercial boat trailer
April annually	spaces (lease or license) – endorsed by Council via resolution of 24
	February 2022;
	12. Enter into a formal Licence Agreement for the use of, and
June 2023	maintenance of, the Barge Access Facility;
	13. To maximise the Shire's capacity to offer commercial lease periods
2030	for significant developments, like the Warburton/Ace Port proposal, seek
	to have a new/extended head-lease, out to the longest possible date (99
	years);
Daview !-	Financial Sustainability
Review in	14. To minimise port operating expenditure, work with the Shire's
September	insurers and other stakeholders to minimise insurance premiums, maintain the potential of a transition from "Replacement" to "Removal of
annually	Debris Only" insurance where that is achievable (note: endorsed by
	Council via resolution of 25 November 2021 and incorporated as an
	option in the KMS lease);
Now and	15. To maximise the financial viability of the Derby Port:
Ongoing	a. promote to potential users as opportunities arise, the opportunity for
ongonig	port access; and
	b. ensure Derby Port fees and charges are comparable with the levels
	set for the Broome Port by the Kimberley Ports Authority;
	16. To obtain a fair commercial return, set commercial lease fees and
Now and	their maximum valuation point, and in particular to consider that potential
Ongoing	upon the leases' commercial review period becoming due, and also upon
	any sub-lease renegotiation;
	17. To facilitate the ongoing financial capacity of the Shire to manage
2030	and service the port/jetty post 2040 and/or post Warburton/ACE land
	backed port construction, discuss with KPA a capacity for a port
	maintenance fee to be charged on the Shire's behalf, for import/export
	tonnage; 18. To best show the cost to ratepayers, initiate a Derby Jetty Rates
June 2023	18. To best show the cost to ratepayers, initiate a Derby Jetty Rates Levy, to raise funds specifically for the funding of Derby Port's annual
Julio 2023	operational losses, and Derby Jetty asset management;
	19. To reduce debt, use the Kimberley Mineral Sands revenue stream
Review in	to pay down the "Port component" of the Shire's Loan #152 (Derby Port
June annually	and Airport – balance outstanding of approx. \$1.5m in total);
,	20. To prepare financially for Kimberley Mineral Sands' international
	exports that the port will be responsible for, "ring-fence" funds received
	from KMS to meet any new higher level operational expectations, like new
	licenses, or higher standard assets/operations/security, etc.;
	Accet Management
	Asset Management
	21. To maximise port asset sustainability and best maintain the Derby
	Jetty and associate infrastructure, and to comply with Head Lease
Now	requirements, Council to: a. reinforce its Asset Management Policy (F2) by "ring-fencing" funds
INOVV	achieved from the Kimberley Mineral Sands lease revenues to meet those
	demoved from the famboney mineral dands lease revenues to meet those

	asset management policy expectations;
	b. seek from the Kimberley Ports Authority, a detailed long term Jetty
	asset management program for the Shire's consideration;
March 2023	c. seek out Government capital refurbishment grants provided for local
	government assets;
March	d. seek out Government "special grant" contributions in light of the
annually	Head Lease's "fair wear and tear" exception, and the royalties earned by
March	governments through the port's export capacity; and
annually	e. provide a dedicated fund available for port asset management by
	establishing a Derby Jetty Asset Management Reserve Fund (to be
	credited with any port operational surpluses, and the "Derby Jetty Rates
June annually	Levy");
,	22. To best provide for asset longevity, build in increased service level
	redundancy where possible, and particularly when future applications for
	increased service levels are submitted by developers (so as to reduce the
Review at	Shire's requirement to meet capital upgrade costs - e.g. reticulated power
each	supply);
development	23. To best understand the asset management needs of the jetty,
consideration	ensure regular Condition Inspection Reports are undertaken;
CONSIGORATION	24. To enable assets to be refurbished in the most appropriate priority
December	order, liaise with KPA, KMS, other port stakeholders, and prioritise port
annually	infrastructure refurbishments, including Jetty Road;
April annually	25. To minimise Shire expenditure levels, yet still address in a timely
April ariilualiy	manner, asset management within the port precinct, lobby the State
	Government to have Jetty Road transferred to Main Roads' WA (so that
Now	1
NOW	the WA State Government becomes responsible for this road);
	26. To provide strategic direction for port asset management, ensure
	the Shire's Asset Management Plans and its Long Term Financial Plan
Marsh 2002	includes adequate provision for short and long term jetty/port precinct
March 2023	asset management requirements;
	27. To meet port standards of thoroughfare construction, define and
	reconstruct roads and other thoroughfares within the port precinct;
0-1-10000	28. To minimise jetty stress (and asset management costs) impose
October 2023	heavy vehicle restrictions by informing large truck operators (e.g. fuel
	deliveries) that trucks larger than RAV10 will not be permitted to access
June 2023	the jetty structure after 30 June 2023 without specific approval from the
	Director – Technical & Development Services;
	29. To reduce asset management costs, and if circumstances justify
	such an outcome, look at the option of decommissioning any practical
	portion(s) of the Jetty;
2030 and	
ongoing	
	Port Management
October 2023	30. To enable (for example) better land planning, safe
	transport/pedestrian routes and maximise leasable areas, develop a
	detailed ground use and precinct boundary plan for the Port so that it
	clearly defines and formalises the various areas (e.g. defined area long
	term boat trailer parking bays, lease area boundaries, transport routes
	and turning areas, barge loading restriction areas, and pedestrian zones,
December	etc);
2023	31. To ensure workable port operations prevail work with KMS on the
	operational and strategic requirements to implement the Port User
	Agreement, and to address consequential impacts on other port users
	(e.g. MPA lease operations, barge and recreational boat
-	

December	launching/retrieval);
2023	32. To provide for the safe use of the Barge Loading Area and to
	minimise conflicts with recreational fishers and tourists, improve the
	management of that process, including use of signage and road surface
	lines;
	33. To provide the lowest risk and highest service level for recreational
March 2024	boat users and the Derby Volunteer Marine Rescue Service.
	a) Study and then address the "Back Boat Ramp" facility so it can
March 2024	provide a reliable long term boat launching/recovery service;
	b) Review the location and number of recreational boat ramps (noting
	the KMS's conveyor and ship-loader location, and the 10m "extended
	licenced area") and seek grant funds to assist with that cost (Shire to fund
	its portion from new KMS port revenues). New recreational boating ramp
	to consider inclusion of floating walk/boat guiding platform on side of
March 2024	ramp.
	c) To minimise costs, and if practical, there should be a preference of
Ongoing	only having one recreational boat ramp;
	34. To promote tourism and pedestrian access to the jetty, maintain
March 2023	Jetty Walk (or a similar facility) for dedicated bicycle and pedestrian
	access;
	35. To ensure suitable levels of road user safety, review Jetty Road's
2030	capacity for bicycle and pedestrian access (with the view to specifically
	providing for it with dedicated pathways, or banning it);
March 2024	36. To allow safe access in most weather and tidal conditions, study the
	potential of a groin;
	37. To have contemporary operational practices in place, undertake a
	review of all relevant Port Management Procedures and Plans (e.g.
	dangerous goods, OSH, loading/unloading practices, barge
	loading/unloading, drainage, environmental, marine safety, conflicts of
Name	use/risk, etc.) in consultation with KPA;
Now	38. To maintain land planning control (including when the Head Lease
2030	eventually expires): a) ensure Town Planning Scheme provides adequate opportunity for
2030	a) ensure Town Planning Scheme provides adequate opportunity for Council input to port developments; and
	b) discuss with KPA, potential for the Shire to have input into third
	party lease conditions post 2040;
	Economic Development Opportunity
	39. To locate potential economic development opportunities:
March 2023	a) partner with KPA to undertake a port economic study to understand
	the potential opportunities for Broome and Derby;
Now and	b) promote locational and cost advantages for off-shore servicing from
Ongoing	the Derby Jetty;
Now and	40. To discourage land-banking, include "protective and penalty
Ongoing	clauses" in any new sub-leases the Shire might be a party to, or that
	Kimberley Ports Authority might facilitate, to ensure development occurs
	within a reasonable time-line;
Now and	41. To compensate the Shire for its costs, develop an understanding of
Ongoing	cost implications on the Shire for new leases and new port developments
	by private developers;
As	42. To best compensate the community, consider the disruption that
developments	might occur to local facilities (e.g. Volunteer Marine Rescue); and
considered	services (e.g. recreational boat ramp) when considering development
	proposals, and how that disruption might be best accommodated;
	43. To best understand the potential impacts on the Jetty's financials of
As	new port developments (vis. a development drawing away paying

	T
developments are submitted	commercial clients of the existing jetty) require that developers fund an independent economic analysis for Council, as part of their
	development/lease application;
	44. To enhance local and tourist enjoyment, work towards securing a
2030	replacement café/restaurant on the jetty itself, possibly built into the
	existing jetty sheds (and utilise itinerate food vendors in the interim).
	Coordinate any café/restaurant lease arrangements with KPA for pre and
	post 2040 Head Lease period;
	45. To improve tourism potential:
	a) make contact with the several Kimberley Tourist Boat operators,
Now	with the view to including a tourist boat stop-over; and
	b) make contact with the several Kimberley Road Tour operators, with
	the view to including a tourist bus stop-over in Derby and an evening
Now	dining event at the Jetty;
	c) lobby State and Federal Governments to fund an Aboriginal Cultural
	Centre/Art Showroom on or near the jetty (could include a
2030	restaurant/cafe);
	d) regularly budget (and leverage up these projects by seeking out
Annually and	grants funds) for improved family friendly facilities (e.g. BBQ's; fishing
Ongoing	areas; grassed areas; event areas; etc);
Origonia	aroad, gradood aroad, evern aroad, otoj,
	Community and Stakeholder Management
August 2023	46. To better ensure there is a timely and regular information flow, and
J	particularly with the key port precinct stakeholders, a stakeholder
	management plan be developed to ensure good ongoing two-way
	communication is occurring;
Now and	47. To ensure good public awareness of the port's activities, prepare a
Ongoing	regular port update. This could occur through the normal community
5 5	information channels already well utilised by the Shire;
June annually	48. To promote the area and reinforce its availability to the local
,	community, arrange occasional local events and ceremonies through
	existing community services resources;
Now	49. To maintain appropriate levels of community access for recreation,
	fishing, tourism, boating, etc., use the information gleaned from the
	Community Strategic Planning Process;
Now and	50. To promote the requirement for suitable development
Ongoing	considerations as part of any port based development (e.g. environmental
3 - 3	reviews of the potential for silting resulting from excavations) maintain
	good communication links to relevant state bodies like Planning, Transport, and Environmental Agencies.

PURPOSE OF MASTERPLAN

In order to maximise export opportunities, including bulk mineral sands, a Derby Port Precinct Master Plan is required, which will provide the detailed integration planning for the co-location of enhanced port infrastructure, landside logistics, tourism offerings, recreational fishing and local social activities within the same precinct. The Masterplan will provide a consolidated management strategy recognising the ecological, cultural and recreational values of the area and support shovel ready projects.

The Masterplan is a strategic document for the Shire of Derby/West Kimberley Council's consumption. It will provide:

- 1. an outline the history of the port precinct;
- 2. a link to the Shire of Derby/West Kimberley's Community Strategic Plan and Corporate Business Plan:
- 3. a means for Council to best consider the future planning of the area; and
- 4. facilitate stakeholder understanding of the strategic direction taken by the Council.

The Masterplan will include enhancement proposals and land assembly considerations. For example, foreshore enhancement and landform changes, improved boat ramp facilities, tourism facilities, parking, and road access.

As the Masterplan provides a consolidated management strategy recognising the ecological, cultural and recreational values of the area, it is envisaged that subsequent developments (e.g. a "Cultural Interpretive Centre") will encourage increased tourism opportunities across the region and provide considerable development of local and regional Aboriginal employment and engagement.

The Shire's proposal for funding to the State Government in October 2020 included the following statement "A business plan and survey for refurbishment works on the jetty are vital due to the age and current maintenance costs of the infrastructure. Refurbishment works are estimated at between \$12m and \$24m contingent upon the nature and anticipated industrial life of the jetty. The refurbishment works will be shovel ready on completion of the survey and gaining funding for the refurbishment. A formal investment decision by the proponents for the Derby Port Basin project could see the jetty converted for social, recreational and tourism purposes into the future, noting this infrastructure integrates with other projects such as the floodlit heritage walk across the Derby mudflats which includes interpretive signage of the history of the port."

This Masterplan provides a strategy to ensure that the Port remains viable in the short-medium term and does not act as a "brake" on projects such as the Kimberley Mineral Sands Project, which has the potential to become a major local employer if the bulk handling export facilities are activated. The project also establishes the foundation for further private investment, including supporting proponent access to Northern Australia Fund funding.

HISTORY

The construction of the first Derby Jetty (102 foot long and built of wood) was completed in 1885 to partially overcome difficulties presented by a 11-metre tidal range. It was replaced with the unusual horse-shoe shaped concrete and iron, piled "above water" jetty (costing £1m) in 1964 to provide facilities for the export of cattle.

The Derby port has enjoyed numerous significant local development initiatives over many years, like the Kimberley gold rush, iron ore mining, pastoral imports and exports, fish farming and tourism. For example, beef cattle from the Fitzroy River valley and Wunaamin Miliwundi Ranges were transported to slaughterhouses in Derby and then shipped along the coast from the Derby port, which was then the major port for the cattle of West Kimberley. It was closed in the 1980's before being reopened in 1997 for the export for lead and zinc concentrates, via barges that would berth at the jetty. The Derby Jetty has therefore played a pivotal role in the development of the Kimberley region of WA.

The Shire of Derby/West Kimberley has more recently (1998) assumed responsibility for the port and barge ramp facilities, to ensure they remained open to commercial use, tourism, and local recreational pursuits, by taking out a Head-Lease with the WA Department of Transport. Those leases runs until 2040 (for the jetty) and 2038 (for the barge ramp). The Shire is understood to be the only WA local government that manages a fully commercial port facility.

The current condition of the jetty is considered to be "poor, but structurally sound for current uses and loads" and due to the relatively low commercial volumes that progress through the port, the chargeable fee receipts mean that facility has operated at a financial loss of several hundred thousand dollars a year for many years. In the last couple of years, there has been significant attention given to improving the Port's operational and financial management and the following has occurred:

- Improved port practices have been introduced, like better lease management and formalising boat/trailer parking;
- Staffing structures and duties at the port have been fine-tuned to be more efficient;
- Fee structures have been reviewed to ensure they are competitor consistent;
- Wherever possible, sub-leases have been modified to require sub-lessees to take their share of responsibility for Head Lease commitments placed upon the Shire;
- Insurance changes for the jetty are being reviewed, with the view to achieving savings in insurance premiums (≈\$250,000pa) by moving from "Replacement Value", to "Removal of Debris" only policy cover; and
- The Kimberley Mineral Sands/Thunderbird Sub-Lease has been renegotiated to provide a much more favourable financial outcome for the Shire.

The port still presently operates at a financial loss, but if Kimberley Mineral Sands utilises the port for its exports, it should operate at break even (and hopefully better). If the Warbuton/ACE land backed wharf becomes a reality, it will provide significant economic stimulus across the region but it is also anticipated that this new port facility will have a

significant detrimental impact upon the Shire's jetty financials. At that point the jetty will be at risk of being redundant for the servicing of current and near future industry requirements. Ongoing repair and maintenance costs up until the 2040 Head Lease expiry will be containable if the jetty is only used for pedestrian activities, and not for large commercial vehicles, otherwise it will return to being a substantial impost on the Shire of Derby/West Kimberley.

ENVIRONMENT AND GEOGRAPHIC LOCATION

The Derby Jetty is located in the second highest tidal range precinct in the word, with tides in the vicinity of 11metres on occasion. It also sits in a cyclone area.

These two factors make the jetty design (on piles above water) and its risk of environmental damage very high. Construction and maintenance costs can be expected to be higher than in less harsh environments. The annual insurance fee is one reflection of this, which is about \$350,000pa (although the current Kimberley Mineral Sands lease has the potential to address the short/mid term cash flow issue that this causes).

The jetty's impact on the local environment other than the above, is not of significance, and this is reinforced by recent decisions of the State's Environmental Protection Authority, deciding not to require an environmental assessment for a recent barge development application.

There are several sub-lease areas within the Derby Port Precinct that could contribute to environmental risk. Sub-leases have specific clauses addressing this, but there is an area where commercial boat businesses have historically undertaken maintenance and refreshments on their boats/boat trailers, without any direct Shire supervision or control. Access and use of this boat/trailer parking area (see indicative plan below) is now managed by the Shire and so any historic activities that might have been sub-optimal from an environmental perspective, have either been eliminated or are now managed through a formal licence agreement.



LAND USE AND HEAD LEASE

The Derby Port precinct land is Crown Land. The Shire of Derby/West Kimberley holds two current Head Leases with the WA State Department of Transport for the Wharf and Barge Ramp (these two head leases expire in 2040 and 2038 respectively). The Shire only has the ability to offer sub-leases out to 2040 (vis. sub-leases cannot exceed the term of the head-lease).

The Head Lease provides a broad usage potential by stating that the facility's Permitted Use is for "the business of operating a port facility and associated uses, including any commercial use which is complementary to the operation of the Port and which does not endanger marine safety, or any other use which the Lessor may, from time to time, approve". This is further refined by stating that facilities can be used for any purpose, "except for any purpose other than that for which they were constructed" and that the Shire "cannot use, or permit the use of the Premises, for any purpose other than the Permitted Use or for any purpose which is not permitted under any Act or by any Authority without the consent of the relevant Authority."

The Shire's Interim Development Order No 9 ('IDO No.9') applies to the Derby Port Precinct.

As a blanket planning control, most land uses under IDO No.9 require planning approval with the exception of* the classes of development as defined in Clause 6 as follows:

- a) Development by public authorities for the purpose of their undertaking or functions on land owned by them at the time of coming into operation of this Order;
- b) Construction, reconstruction, repair and maintenance of roads, pipelines, service mains, sewerage and drainage lines by public authorities on any public road way or reserve or on any reserve or easement established for the purpose;
- c) Extensions of or alterations, renovating or maintenance to existing buildings within the curtilage of the land on which such buildings stand provided that the floor space of any such buildings or group of buildings is not increased without prior consent of the Shire of Derby/West Kimberley Council;
- d) Buildings and land uses associated with the pastoral industry;
- e) Buildings and land uses associated with the mining industry;
- f) Construction, extension of any single residential dwelling that is consistent with an approved Layout Plan; and
- g) Construction, or extension of a single residential dwelling that is consistent with the approved Fitzroy Futures Town Plan and the Residential Design Codes of Western Australia.

*Note: the permission of the Derby Port Lessor (the Shire) is also required for a development, but that power would not be expected to be used differently to the Council's powers under IDO No.9.

PORT PRECINCT MAKE-UP

Wharf Facilities	The Derby Wharf has been reconstructed a number of times over the past 120 years. Ongoing and timely maintenance is required and a Lease Lease commitment. Kimberley Mineral Sands will maintain the southern abutment area as part of its lease, should it utilise the Derby Jetty for exports.
Jetty Road	Jetty Road is a two lane bitumen road, built for port use, but it is now at the end of its useful life. Its current condition is poor, but can still accommodate the present uses of the port. It should be reconstructed as soon as possible to ensure it can continue to provide the service level required of it (or preferably, reclassified as a main road and transferred to Main Roads WA).
Port Transportation Thoroughfares	The Port's internal hardstand areas and thoroughfares were built for port use, and can still accommodate the present users of the port. Their standard needs to be monitored, with reconstruction to occur on as "as required" basis so it can remain at "fit for purpose" standard.
Barging Ramp Area	The existing barging ramp area is of rock and gravel construction. It is steep and exposed to extreme tidal and wave action. This translates into extremely hazardous situations, as the regular high and fast moving tides make manoeuvring difficult. This is exacerbated when there are unfavourable winds causing dangerous waves. These conditions are unsafe and limit the times per month that barges can safely land and depart for this site. Therefore it is considered that the current arrangement needs to be changed. Construction of a new Barge Ramp in a different location is needed.
Recreational and Commercial Boat Launching Ramps	There are two recreational boat launching sites. The main site faces west into King Sound, immediately on the southern side of the wharf abutment. The smaller site faces south into a tidal creek, which also flows into the King Sound. The main recreational ramp immediately south of the wharf abutments is constructed of concrete. This ramp can only be used safely when the tide is higher than 3.0 metres and providing a north westerly or westerly wind is not blowing. While its condition is of concern, its exposed position, the cross flow caused by incoming and outgoing very high tides (including 11+ metres), and the added effect of wind borne waves, is both difficult and hazardous for the launching and retrieval of boats. It is not unusual for people to have to hold the boat in the water during such launchings and retrievals, and this is a major safety issue (not least of which is that the area is prone to be inhabited with crocodiles!).
Tourism and other User Facilities	Public toilets are in good condition. The old restaurant has been demolished to make way for a "casual eating area" that will ensure that this area remains suitable for tourists and local community members to enjoy (although that should not restrict the potential of a more significant restaurant facility, potentially on the jetty proper, being promoted as longer term goal).
Public Access Jetty Area	The northern portion of the Derby Jetty has good access for the public, with the commercial areas of the port barricaded off. There is minimal stress on the structure caused by this use but general maintenance is still required going forward.

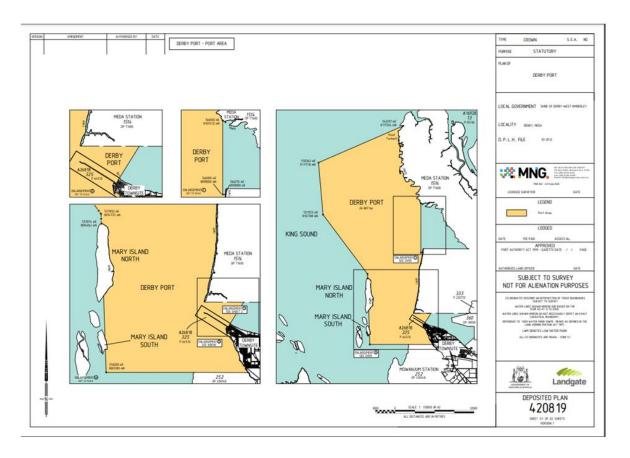
STATE GOVERNMENT POLICY POSITION

Kimberley Ports Authority (KPA) operates under the auspices of the Port Authorities Act 1999 which covers vestment of the port land and waters; and a range of obligations from trade development, infrastructure planning and maintenance, to caring for the environment and ensuring safety.

The Port Authorities Act 1999 sets out (S.30 Functions) the functions of a port authority, which are generally to:

- (a) facilitate trade and plan for future growth and development of the port;
- (b) undertake, arrange, encourage, and facilitate the development of trade and commerce;
- (c) control business and other activities in, or in connection with the port;
- (d) be responsible for the safe and efficient operation of the port; for maintaining port property; and for port security;
- (e) protect (and minimise the impact of operations on) the port environment;
- (f) operate for profit; and
- (g) do things that its board determines.

KPA and the Shire of Derby/West Kimberley work together to develop and grow the use of the port as trade opportunities arise.



RISK ANALYSIS

Whilst at a strategic level the above goals are all potentially possible, a risk analysis of the Derby Port Precinct has drawn out the below more significant risks that need to be accommodated in the process of achieving the benefits listed above:

CRITICAL RISKS	DETAILS
Shire's Financial Sustainability	 Large number of adverse financial impacts (e.g. Jetty asset management, new road and hardstand infrastructure; boat launch facilities; loss of lease/port incomes; recreational and tourism infrastructure provision and maintenance; etc.); Ratepayer subsidisation of the Port's operational losses.
Risk and Indemnity	 Geographic location, type, and construction of wharf is high risk and expensive. Shire's consequential risk due to occasional "user selfmanaged" style of some port users.
Community Access	1. Retention of recreation and tourism access and opportunities is not formally provided for.
Head-Lease and Sub- Lease Arrangements	1. Head Lease concludes in 2040, which limits the Shire's capacity to offer longer term commercially viable sub-leases to third parties, and to influence outcomes at the Port Precinct.

COMPETITOR ANALYSIS

Past reviews have outlined that:

The crucial area of competition is the transportation of goods. Long haulage distances and high transportation costs can affect the viability of a business venture, particularly the mining industry. The lack of capability of the Derby Wharf to be able to cater for the short transport needs of a number of mining companies who have been interested in shipping their minerals overseas has been to the detriment of the both the Wharf's operations and its finances, as well as working against the region having additional mines brought into production. This has deprived the region of additional employment opportunities and the supplying of other goods and services.

The competitors to the Derby Wharf are the Broome port, 430 kilometres by sea to the south, and the Wyndham port, 1,007 kilometres by sea to the north east. These distances can prove to be prohibitive as they add significantly to the export costs, or even to the transport of supplies, including to remote aboriginal communities, many of which are scattered along the western Kimberley coastline. Further, the Broome port is not currently structured to cater for minerals exports and it has also begun to receive Cruise Ships, which may not be compatible with a mineral exporting port.

These past reviews have concluded that there should be sufficient demand at each of the ports such that their respective viability would still be intact, given good management practices.

The Shire of Derby/West Kimberley has operated the port at a loss for many years, partly because volumes do not permit for charging to occur at a sufficiently high enough levels to enable a profit to be enjoyed, and partly because Council has historically signified that it does not wish to make either substantial profits (or losses if that can be avoided) at the Derby Wharf. The reason for Council wanting an involvement with the port is for the long term benefit of the community and the local economy.

MILITARY SIGNIFICANCE

Being one of the closest designated towns on the mainland of Australia to the islands of Indonesia, Derby has strategic military importance. This was demonstrated during the Indonesian confrontation of the early 1960's which prompted the Federal Government to fund a major reconstruction of the Derby wharf. Notwithstanding the above event was 60 years ago, the construction of, and continuously operational Royal Australian Air Force forward defence facility of Curtin Air base reinforces this historic point.

The Derby wharf is located within close proximity of Curtin, which can cater for all RAAF aircraft and would be quickly utilized when needed. The Derby port is located only 40kms to the west of Curtin base. A fully operational port and barging facility would enable the timely transfer of supplies to any offshore operations or activity. Further, it would allow for the rapid movement of supplies, personnel and equipment from larger craft to land where needed.

Defence of energy infrastructure and production facilities is also important. Development of major gas production facilities immediately to the north of Derby (Browse Basin) is an example of this. Gas refining and transfer facilities, pipelines and other mineral production infrastructure are examples of major structural assets which have the potential to present major security consideration for the nation, and Defence.

Having fully operational major infrastructure facilities (wharfs, airports/air bases) in place has the potential to overcome and provide solutions to these logistical impediments and relative to this, the Australian Government announced in early 2022, that the upgrading of defence infrastructure at Curtin will occur in 2024, and depending on global risk assessments, additional personnel and infrastructure might be required at Curtin, as well as across the Kimberley and the Pilbara.

TOURISM AND RECREATIONAL PURSUITS

The Derby Port Precinct is an iconic tourism draw-card and this includes the significant tidal movements that the area experiences – often referred to as the "King of all Tides", these are significant tourist attractions given that the king tide experienced at the end of April each year is one of the biggest in the world. Many local and international travellers visit the town to see this natural wonder.

The area is also a regular attraction for local residents, to fish, watch the sunset, enjoy with their friends, or gain some respite in the evening on hot and humid days.

MINERAL EXPORTS

There is an opportunity to add value to local mining activities as Derby Port could be used to both enable supplies to come into the area, as well as mineral exporting to occur from the port. If profitability can be reasonably assured, it can be expected that there will also be permanent employment positions sourced from the Derby township, which would further benefit the town through the multiplier effect upon other business sections in the township.

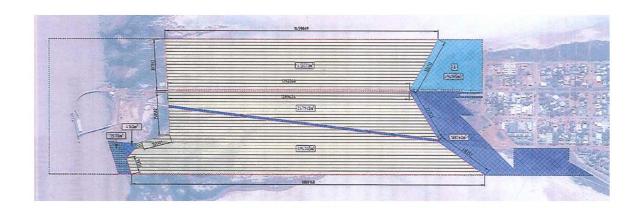
There have been large and active mines operating in the district in the past, and there is regular interest shown to recommence or establish mining within the district, however the structure of the Derby Port can require "double handling" of bulk product via the use of barges, thus forcing an added cost of operations not always relevant to other competitor ports.

EXISTING SUB-LEASES

The Head Lease provides the opportunity for the Shire to enter into sub-leases with third parties (with the permission of the Department of Transport). There are numerous sub-leases in place, namely:

- Warburton/ACE;
- Colonial Marine Consultants (CMC);
- Marine Products Australia (MPA);
- Kimberley Mineral Sands (previously Sheffield Resources, Thunderbird);
- Derby Volunteer Marine Rescue;
- Long Term Boat/Trailer Parking (annual Licences, not Leases);
- Mary Island Fishing Club (adjacent to Derby Town-site);
- West Kimberley Fuels (adjacent to Derby Town-site expired and vacant presently);
 and
- Wharf Restaurant (lease expired and presently a Casual Eating Area).

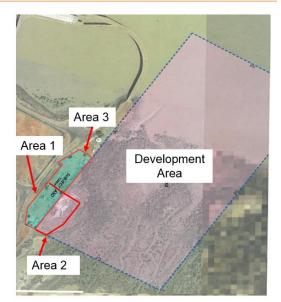
• Ace infrastructure/WPGL Property (Part of the Warburton Group)



Colonial Marine Consultants (CMC) Plus entity Derby Marine Base (DMB) a subsidiary of CMC



- CMC had a lease and a MOU covered the "development area"
- Currently on a month-by-month tenancy.





Marine Products Australia (MPA)



- · Lease Area 2
- End Date 30 June 2023
- · Area 3
- End Date 30 June 2023



Sheffield Resources, Thunderbird



• End Date - 28 June 2040



Derby Volunteer Marine Rescue (DVMR)



End Date - 1 February 2030





Boat Trailer Parking Area



· Lease Term - Annual to 30 June



Mary Island Fishing Club



- · Lease Area 1
- Lease Term 10 + 10 years
- End Date 30 September 2031
- Lease Area 2 (Not taken up at this point in time)



West Kimberley Fuels



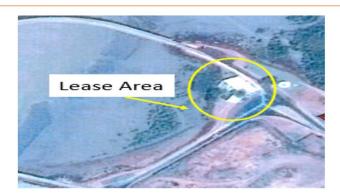


Expired

Derby Wharf Restaurant vacant



 Vacant, converted to casual area for the present time



LOCAL GOVERNMENT LEGISLATION

The Local Government Act 1995 at S. 1.3 outlines that its intention is to result in:

- (a) better decision making by local governments; and
- (b) greater community participation in the decisions and affairs of local governments; and
- (c) greater accountability of local governments to their communities; and
- (d) more efficient and effective local government.

and, in carrying out its functions, a local government is to use its best endeavours to meet the needs of current and future generations through an integration of environmental protection, social advancement and economic prosperity.

Local Government Act at S. 2.7 outlines the role of Council, which is to govern the local government's affairs and to take responsibility for the performance of the local government's functions. This includes overseeing the allocation of the local government's finances and determining the local government's policies.

Local Government Act S. 3.59 requires a local government to prepare a Business Plan before it commences a major trading undertaking or a major land transaction (includes a lease). The minimum amount for a major trading undertaking is \$250,000 or 10% of Shire's operating expenditure.

A National Competition Policy Assessment is required when a service or a Business Unit has annual income in excess of \$200,000 per year. Whilst the Derby Port exceeds this limit, a fresh assessment is considered to only be required in the event of a major port investment being proposed by the Shire, or a new Head Lease term being considered.

It is rare for a local government to operate a port facility and no other local governments in Western Australia are known to have such a business unit within their operations. The Shire is required to manage the Port in accordance with the Head Lease, all of the legislation relevant to a local government, as well as other legislation relevant to operators of a port.

The Shire's employees do operate the port in an efficient manner, and endeavour to ensure that the port does operate in accordance with relevant legislation, but the organisation can only afford to provide a minimal level of support to provide staff with the time and training to:

- have a comprehensive understanding of the head lease commitments;
- be conversant with port related legislation applicable for the operation of a commercial port facility; and
- develop procedures and policies specific to the port's operations.

It is considered that the Shire with such a limited resource capacity, is accepting a very high level of risk through its decision to operate an export port facility.

STATE GOVERNMENT AND KIMBERLEY PORTS AUTHORITY

The land in the Derby Port precinct is Crown Land. The Shire of Derby/West Kimberley holds two current Head Leases with the Kimberley Ports Authority (KPA) for the Wharf and Barge Ramp (these two head leases expire in 2040 and 2038 respectively).

The KPA has the responsibility for the Port and is the lessor under the Existing Lease and Existing Management Agreement. Head Lessor responsibility was passed from the WA Department of Transport to the Kimberley Ports Authority on 1 July 2021.

STRATEGIC DIRECTION (FROM COMMUNITY STRATEGIC PLAN/CORPORATE BUSINESS PLAN)

The engagement program around the development of the current Community Strategic Plan reinforced the importance of the Jetty was commonly reference to in community submissions as being something the community wanted to be available to it. For example, one of the specific comment received from a local person was "Be good to see the Wharf go ahead to bring a lot of work to the town".

Whilst neither the Port nor the Jetty are specifically featured within the Community Strategic Plan, these locations and facilities are captured within the broader economy section of the Plan (see below), where it is outlined that the Shire aspires to:

- 1. promote a district that is 'open for business', and renowned for being practical and having:
- a. a local experienced workforce;
- b. reliable communications and information technology;
- c. ease of access via road, air and water;
- d. availability of locally based services and goods;
- 2. have our local businesses be:
- a. the preferred provider for services and goods;
- b. at the top of all procurement lists including government (all tiers), industry and other enterprises;
- 3. be recognised as a strong supporter of local business and industry, and lead the way in local procurement practices and outcomes;
- 4. be recognised as a district that promotes and supports entrepreneurialism, business development and growth;

- 5. have our small to medium-sized businesses supported by their representative industry groups so they are ready for any opportunity that may arise;
- 6. have local, state and federal government policy align with the needs of the Shire of Derby/West Kimberley; and
- 7. create a place where people want to live, invest, visit, and return to.

Strategic Community Plan 2021 – 2031			
OUR PRIORITIES:	3.1 - Industry and business development and growth	3.2 - Strong economy	
WE WILL:	3.1.1 Encourage and support appropriate and sustainable investment.		
	3.1.2 Value and support small to medium sized businesses.	3.2.2 Endeavour to increase visitor numbers, length of stay, spend and return.	
	3.1.3 Encourage pathways to a job-ready and skilled local workforce.		
	3.1.4 Support industries, service providers and businesses in attracting and retaining workers and their families.		

BUDGET AND LONG TERM FINANCIAL PLAN

A summary of past years' financial show that the six year average cost/operating loss of the Derby Jetty is almost \$700,000pa (includes approximately \$200,000 for depreciation allocation).

Row Labels	Type 1	IE	Sum of FY 30/06/15 Actual	Sum of FY 30/06/16 Actual	Sum of FY 30/06/17 Actual	Sum of FY 30/06/18 Actual	Sum of FY 30/06/19 Actual	Sum of FY 30/06/20 Actual	Sum of 6 Yr Total
■1 INCOME	⊡Income	3140 Reimbursement Income - Operating	223,020.56	30,905.29	20,436.27	6,807.18	47,591.80	41,525.61	370,286.71
		3430 Fees & Charges - Rental/Lease/Hire Income	89,322.31	80,610.82	67,200.95	262,259.82	207,990.10	180,186.68	887,570.68
		3450 Fees & Charges - Other	782,256.87	541,660.03	101,487.24	706,675.54	1,167,862.07	1,194,711.85	4,494,653.60
	Income Total		1,094,599.74	653,176.14	189,124.46	975,742.54	1,423,443.97	1,416,424.14	5,752,510.99
1 INCOME Total			1,094,599.74	653,176.14	189,124.46	975,742.54	1,423,443.97	1,416,424.14	5,752,510.99
■ 2 EXPENSE	■ Employee	00 **Do Not Use** Default le Code For Altus Bank Reconcili		-	-	-	-	0.00	
		2000 Employee Costs - Salaries & Wages	- 51,620.94	- 51,766.73	- 54,646.14	- 15,102.09	- 64,054.57	- 83,587.63	- 320,778.10
		2001 Employee Costs - Superannuation	- 795.53	- 3,087.24	- 3,229.73	-	-	-	- 7,112.50
		2003 Employee Costs - Other	- 259.20	-	- 561.92	- 279.60	- 644.55	-	- 1,745.27
		2100 Service Contracts		-	-	- 291.19		-	- 291.19
		2101 Materials				- 13.00		-	- 13.00
		300 Salaries	- 88,631.14	- 89,112.92	- 89,868.89	- 90,975.76	- 91,634.08	- 92,082.84	- 542,305.62
		9300 Labour Overheads Allocated	- 52,752.11	- 21,637.16	- 7,975.14	- 7,695.45	- 84,259.08	- 104,225.02	- 278,543.96
		9400 Plant Operating Costs Allocated	- 678.81	- 2,801.27	- 401.35	- 404.65	- 7,993.50	- 11,394.38	- 23,673.96
	Employee Total		- 194,737.73		- 156,683.17	- 114,761.74	- 248,585.78	- 291,290.07	- 1,174,463.80
	⊡Insurance	2600 Insurance - Premiums	- 231,720.78	- 225,753.36	- 256,211.06	- 255,167.94	- 328,224.41	- 324,745.70	- 1,621,823.25
	Insurance Total		- 231,720.78		- 256,211.06	- 255,167.94	- 328,224.41	- 324,745.70	- 1,621,823.25
	⊡Loan	2502 Interest Expense - Other	- 23,286.19		- 20,751.65	- 19,551.48	- 67,323.74	- 47,707.33	- 200,461.32
	Loan Total		- 23,286.19			- 19,551.48			
	■ Maintenance	2100 Service Contracts	- 162,540.71		- 256,236.06	- 31,375.10	- 70,889.45	- 62,591.73	- 651,863.21
		2101 Materials	- 8,438.78	- 4,194.82	- 9,876.08	- 5,572.76	- 18,713.45	- 3,791.93	- 50,587.82
		2106 Lease/Rental/Hire Costs	-	- 3,170.87	- 2,200.45	- 6,459.65	- 8,910.60	- 9,879.21	- 30,620.78
		2700 Other Expenditure	- 3,545.45		- 305.00				- 3,850.45
		9400 Plant Operating Costs Allocated	- 430.00	- 80.00	- 217.60				- 727.60
	Maintenance Total		- 174,954.94	- 75,675.85	- 268,835.19	- 43,407.51	- 98,513.50	- 76,262.87	- 737,649.86
	⊞TBA	9400 Plant Operating Costs Allocated				- 30.60	- 1,352.40	- 203.25	- 1,586.25
		9900 Admin Costs Allocated/Recovered	- 124,779.25	- 130,470.00	- 113,900.03	- 113,900.00	- 75,933.36	-	- 558,982.64
	TBA Total		- 124,779.25		- 113,900.03	- 113,930.60	- 77,285.76	- 203.25	- 560,568.89
	⊞Utility	2200 Electricity	- 49,876.71	- 37,744.10	- 55,923.79	- 43,446.92	- 51,398.83	- 57,550.41	- 295,940.76
		2202 Water	- 6,865.64	- 10,072.46	- 7,004.92				- 23,943.02
	Utility Total		- 56,742.35	- 47,816.56	- 62,928.71	- 43,446.92	- 51,398.83	- 57,550.41	- 319,883.78
2 EXPENSE Total			- 806,221.24	- 669,962.02			- 871,332.02		- 4,614,850.90
■3 CAPITAL	■ Renewal	2100 Service Contracts	- 224,914.47		- 46,993.96	- 17,524.45	- 320,030.34	- 6,363.67	- 615,826.89
		2101 Materials	- 23,600.00		-			-	- 23,600.00
		2106 Lease/Rental/Hire Costs			- 2,085.42			-	- 2,085.42
		4000 Non Operating Expenses	- 16,854.91	- 18,032.73	- 263,116.22	- 890,377.04	- 143,293.81	- 2,197,746.82	- 3,529,421.53
		5200 Proceeds From New Loan Borrowings		-	-	-	-	820,326.00	820,326.00
	Renewal Total		- 265,369.38	- 18,032.73	- 312,195.60	- 907,901.49	- 463,324.15	- 1,383,784.49	- 3,350,607.84
3 CAPITAL Total			- 265,369.38	- 18,032.73	- 312,195.60	- 907,901.49	- 463,324.15	- 1,383,784.49	- 3,350,607.84
■4 DEPRECIATION	□DEPR	2300 Loss On Asset Disposal		- 17,928.00	-	-	-	-	- 17,928.00
		2401 Depreciation Land And Buildings	- 233,933.74	- 96,132.51	- 97,480.49	- 184,884.96	- 244,803.17	- 245,143.84	- 1,102,378.71
		2403 Depreciation Plant And Equipment		-		-	-	- 684.59	- 684.59
	DEPR Total		- 233,933.74	- 114,060.51	- 97,480.49	- 184,884.96	- 244,803.17	- 245,828.43	- 1,120,991.30
4 DEPRECIATION To	tal		- 233,933.74						
Grand Total			- 210,924.62	- 148,879.12	- 1,099,861.44	- 707,310.10	- 156,015.37	- 1,010,948.41	- 3,333,939.05

The Jetty's average \$700,000pa (including depreciation) operational loss is funded as an operational cost in the Shire's annual budget.

The Shire's Long Term Financial Plan and the Corporate Business Plan (2019 - 2023) shows the following capital works (vis. not operational) allocations for the Derby Port:

Project	2019/20	2020/21	2021/22	2022/23	2023/24 onwards
Derby Port Renewals and Upgrades*	\$100,000	\$60,000	\$75,000	\$76,125	\$916,635

^{*}The above Shire proposed allocations via the Corporate Business Plan (2019 – 2023) will be supplemented by contributions already agreed to be provided from Kimberley Ports Authority (for works undertaken in 2022/23). The revised Corporate Business Plan will likely include future contributions from Kimberley Mineral Sands resultant from the newly renegotiated lease, formalised in October 2022.

ASSET MANAGEMENT OBLIGATION

The Head Lease includes a clause (#7.6) for maintenance as follows:

Maintain the Premises, the Lessor's Improvements, the Facilities and the Lessee's Improvements in good condition to the satisfaction of the Lessor and will replace any damaged items except in the event of:

- (1) fair wear and tear;
- (2) structural damage not caused by an act or omission of the Lessee or of the Lessee's Employees, Agents and Customers; or
- (3) damage caused by an event which is the subject of a risk against which the Lessee has insured, but if payment of the insurance money under the Lessee's insurance policy in respect of that damage is refused or reduced by reason of an act or default of the Lessee, the Lessee must in respect of that damage, maintain the Premises in good condition to the extent that the insurance money is refused or reduced, but the Lessee's obligation under this clause is diminished to the extent that payment of insurance money under the Lessee's insurance policy in respect of that obligation is:
- (a) received by the Lessor; or
- (b) refused or reduced by reason of an act or default of the Lessor's, and the Lessee must replace all broken or damaged glass in the doors, walls or windows of, or to, the Premises irrespective of the cause of breakage or damage.

If we ignore any "fit for purpose" obligations the Shire might have made to its sub-lessees, in essence, the above clause says that the Shire need only maintain the jetty for damage/repair when something is damaged due to an event of some kind, but there is no requirement to maintain anything that wears out due to "fair wear and tear", so those parts of the jetty can remain unrepaired or unfixed. A somewhat impractical outcome for a jetty user, but from the perspective of the State Government, it has no interest in seeing the jetty remain into the longer term so if it fails due to "normal age deterioration", that is of no concern to the State.

There have been numerous reports in the past that have outlined the poor state of repair of the Jetty (e.g. 2004 - LG Consulting Services Pty Ltd made the following comment) – "There are safety, economic, national security, recreational, social and tourism reasons for proposing this project proceed; and within the near future. There is only a small window of opportunity to replace and upgrade the respective assets before deterioration is such that the wharf precinct may have to be closed. The recommencement of all operations in this precinct would then be at significantly higher costs."

The Derby Port is a high cost/low revenue facility, maintained by the Shire at ratepayer expense to provide for the potential of future economic development. The LG Consulting Services Pty Ltd report highlighted that "It is not possible for the Derby/West Kimberley Shire Council to finance these works by their own means. There will be flow-on benefits to both the State and Federal Governments and there will also be important outcomes relating to strategic, industry, economic, tourism, and social issues which will extend beyond the boundaries of the town and the Shire area. The Council has indicated that it will be making approaches to a number of State and Federal Government bodies [for funding]." A \$2.6m proposal was promoted at the time, with the Shire committing almost \$500,000 towards those costs.

It would seem appropriate for the Shire to prosecute an argument to the State Government, and to a lesser degree the Federal Government, that special grants for asset refurbishment should be made available to the Derby Port in light of the royalties and other taxes generated as a result of the port's exports.

The 2019 Infrapro Derby Jetty and Associated Infrastructure Structural Condition Report highlights the below Table, and estimates maintenance at approximately \$10m until the Head Lease expires in 2040.

						Recommended N	faintenance Sched	ule and Cost Estima	te (all costs in 3Q2	2019 AUD) [1]					
Ine															
em	Maintenance Works	Notes	Qty	Unit	Unit Rate	2020	2021	2022	2023	2024	2025	2025	2027	2028	2029
1	Concrete Deck Northern Neck - Piers 1 to 33 - repair spalling, seal joints and														
,	rearks		١,	sum		\$ 10,000									
	Ramp - Piers 66 to 73 - repair spalling, seal joints and cracks		-	sum		\$ 5,000									-
-	Southern Neck - Piers 48 to 65 - repair spalling, seal joints and		_	Julii		2 3,000	+	 							+
4	cracks		1	sum		\$ 10,000									
	Main Head (Front) - Piers 33 to 47 - repair spalling, seal joints														_
5	and cracks		1	sum		\$ 20,000									
	Main Head (Rear) - Piers 33 to 47 - repair spalling, seal joints and														
0			1	sum		\$ 5,000									
7			- 1	sum							\$ 5,000				
8															_
q	Repairs to deck soffit where plates have completely corroded or become loose		Ι.	no		\$ 200,000									
	Repairs to deck - pier 1 to pier 3 (Northern Abutment)		-	sum		\$ 400,000	-								-
	Repairs to deck - pier 64 to 65 (Southern Abutment)			sum		\$ 20,000								-	+
	Repair deck penetrations (Main Head (Front) and repair deck		-	Sulli		5 20,000									+
12	soffit - 108 holes / 26 panel locations		26	no	\$ 24,000	\$ 624,000									
	Remove all obsolete pipes, maintenance rail etc			sum	\$ 20,000	\$ 20,000									1
	Blast and paint soffit		7552		\$ 450	\$ 3,398,400	1			1			1	T	1
	Blast and paint all edge beams			m2	\$ 350				T	1			1	T	1
	Touch up all soffit and edge beams as required every 5 years														
	(assume 5% of area)		400	m ²	\$ 600							\$ 240,000			
17															
	Blast and paint headstock and pile caps at pier 1			m²	\$ 450	\$ 7,650									
19	Blast and paint headstock and pile caps at pier 65		12	m ²	\$ 450	\$ 5,400									
	Blast and paint headstocks and pile caps - southern neck piers 52		1												
	to 64		160		\$ 450	\$ 72,000									
21	Blast and paint remaining headstocks and pile caps		2238	m ²	\$ 450	\$ 1,007,100									
	Touch up all headstocks and pile caps as required every 5 years			١,											
22			120	m ²	\$ 650						\$ 78,000				
23															_
24	Repair piles with holes in wall		10	no	\$ 5,000	\$ 50,000									+
25	Fit steel reinforcing plates (if required - subject to inspection)		10	no	\$ 20,000	\$ 200,000									
	Repair pile caps (concurrent with painting headstocks)			no	\$ 2,000									-	+
27			20	110	\$ 2,000	3 40,000									_
-	Replace depleted anodes to piles - allow for 50 piles every two														
28	vears		50	no	\$ 500	\$ 25,000	ś -	\$ 25,000	ś -	\$ 25,000	s -	\$ 25,000	\$ -	\$ 25,000	Ś
29	Pile Wrapping						-		-		-		-		
	Replace damaged Denso wrap to piles - allow for 50 initial														
30	repairs		50	no	\$ 1,500	\$ 75,000									
	Replace damaged Denso wrap to piles - allow for 10 repairs														
	every 5 years		20	no	\$ 1,200					\$ 6,000					\$
32															
	Touch up paint to Light Pole supports - allow every 5 years		- 1	sum	\$ 2,000					\$ 2,000					\$
34															
	Repair and paint / replace all timber chafers to fender piles FP1 to FP16 with UHMW-PE chafer				6 20 00		1		I					1	1
35	Ongoing replacement of UHMW-PE chafers - allow 50%		10	no	\$ 30,000	\$ 480,000	 			-	_		-		+
36	replacement every 5 years (subject to berth utilisation)			no	\$ 10,000	I	1		I		\$ 80,000		1	1	1
37			-	.70	y 20,000						y 60,000				_
	Blast and paint upper length of fender piles LP1 to LP6 (7.2m2														_
38			43.2	m2	\$ 450	l	\$ 19,440		I	1				1	1
	Ongoing replacement of UHMW-PE chafers - allow 50%			1									1		1
39			3	no	\$ 10,000	l	1	\$ 30,000	I	1			\$ 30,000	1	1
40	Wharf Storage Shed														
	Supply galv HD bolts/ base plates - 36 columns / 2 bolts per														
41	column	[2]	72	no	\$ 30	\$ 2,160									
	Install HD bolts and fix under soffit - 36 columns / 2 bolts per		1	1	I										1
42		[2]	30	no	\$ 400	\$ 16,560									
43															_
44	Repair corroded conveyor support trestle / frame - pier 65		1	sum	\$ 12,000		-								+-
45	Touch up all paint to commune cumpart tractice and home lander		Ι.		l	l	\$ 75,000		I	1				1	1
45	Touch up all paint to conveyor, support trestles and barge loader		1	sum			a /5,000								_
	Boat Ramp Remove/repair/replace corroded sections of ramp walkway			sum		\$ 20,000									_
	Blast and paint ramp walkway steelwork			sum		\$ 20,000								-	+-
			-	aum.		y 40,000									_
49	Inspections Blennial inspections		1	sum	\$ 30,000		\$ 30,000		\$ 30,000		\$ 30,000		\$ 30,000		\$

Council has an existing policy (F2) Asset Management, which has amongst other objectives, the following:

- Meeting legislative requirements for asset management; and
- Ensuring resources and operational capabilities are identified and responsibility for asset management is allocated.

These policy conditions are not being met by the Shire or by Council at the present time in regard to the Derby Port Precinct.

The Shire very cleverly as part of the agreement to re-open the port in 1997, managed to "off-set" this asset management need by requiring Western Metals Limited (WML) to meet the cost of carrying out essential and recommended repairs and maintenance to bring the

jetty up to a safe operating condition. The initial work on the jetty included removal of redundant fenders and repairs to the north and south abutments and approaches.

The Shire carried out additional maintenance works in 2000/2001, including the re-painting of all main headstock beams, Denso wrapping of piles and replacement of sacrificial anodes to piles. In 2009 all Denso wrapping was repaired and extended on all circular piles and all hexagonal piles were wrapped for the first time. Ongoing maintenance works was carried out between 2009 and 2016 including replacing anodes, handrails and light pole supports. Only limited maintenance has been carried out on the jetty since that time.

Jetty's require constant asset management attentions and the latest Jetty Condition Inspection Report (September 2020) highlighted that the overall condition of the jetty was poor, but structurally sound for current uses and loads. Severe corrosion does exist, but due to the construction redundancy capacity built into the structure, catastrophic or localised collapse risk is low. An outline of current condition is below:

1.3 Current Condition

Based upon the most recent inspection report (SDWK-SCR-19-001 rev 1 issued in October 2019) the current condition of the jetty can be summarised as follows:

The overall condition of the jetty is poor but structurally sound based on current loading conditions from ongoing operations;

There are a number of areas of severe corrosion areas in the jetty deck steelwork, namely:

- North abutment deck between piers 1 and 3;
- South abutment deck between piers 64 and 65;
- Rear Lower head deck and piles between piers 71 and 34;
- Front berth deck edge beams between piers 46 and 47; and
- A number of areas where the bottom seal plates have broken loose.

Other areas of poor to very poor condition include:

- Pile caps generally throughout the jetty with more severe corrosion in the lower deck areas and adjacent to the abutments;
- A number of piles with holes visible adjacent pile caps;
- Crosshead girders at north and south abutments;
- Fender piles FP1 to FP16 at the southern berth;

The most critical defect is the holding down bolts for the storage shed columns which have severe corrosion on the underside of the deck. As inspection has been limited to visual inspection only, either from a dinghy or from the mudline, it is not possible to accurately define the condition of the bottom deck plates where the HD bolts penetrate the deck.

A previous report recommended that the Shire ought to undertake approximately \$7m of remedial works to bring the jetty back to a good standard of repair.

The latest report provided an option (Option #3) to propose the minimum additional maintenance required to facilitate proposed export operations of Sheffield Resources (now Kimberley Mineral Sands) to the end of the lease term (2040). That option can be summarised as:

"This option considers the minimum maintenance required to enable export of mineral sands using the existing conveyor and barge loader. It is assumed that Sheffield operations will commence in 2023 and continue until the end of the lease term (2040). This option also facilitates continuation of current operations on the jetty including:

- Supply barges for Mt Gibson Iron operations on Kulin Island;
- Material movements to support MPA fish farming operation; and
- Occasional visits by charter boats."

Option #3 requires immediate expenditure of \$570,000 with a total expenditure of some \$2.4m up to 2040 (or approximately \$240,000pa).

The Shire and Kimberley Ports Authority are undertaking approximately \$400,000 of urgent maintenance works in 2022, with costs being shared equally between it and the Shire. These works include some of the urgent repair work highlighted within the abovementioned Jetty Condition Inspection Report (September 2020)

The new Kimberley Mineral Sands (KMS) lease includes KMS taking responsibility for the maintenance of the jetty in the immediate proximity of its leased area, which will at least limit the maintenance responsibilities of the Shire to "just" the remaining 75% of the structure. Still, this 25% reduction will allow the Shire to focus its limited resources on a smaller jetty area, which should result in a superior outcome to be achieved for the jetty.

SHIRE STAFF RESOURCES

The Shire manages the Jetty operations using its own employees. These operations are efficient but only basic staff hours are allocated in light of the approximately \$700,000pa loss incurred. In light of the operating loss position of the port, insufficient staff time is available to allocate to the task of jetty management. This results in the Shire needing to accept a higher level of risk than would otherwise be the case if the port were profitable and sufficient funds were available for it to be managed by a professionally qualified and fully resourced ports team (or it were managed/supervised by an experience ports authority, like the KPA).

COMMUNITY ENGAGEMENT AND STAKEHOLDER MANAGEMENT

Stakeholder management and community engagement is presently conducted on as "as required" but ad-hoc basis. This has been satisfactory but could be improved.

RISK STRATEGY

The Shire has an existing good quality Risk Management Framework, which is consistent with Australian Standard (AS/NZS ISO 31000:2018 Risk management – Guidelines). It sets out the Shire's approach in regard to the identification, assessment, management, reporting and monitoring of risks. This report utilises that strategy in its assessments.

The risk principles ensure:

- Strong corporate governance;
- Compliance with relevant legislation, regulations and internal policies;
- Integrated Planning and Reporting requirements are met; and
- Uncertainty and its effects on objectives is understood.



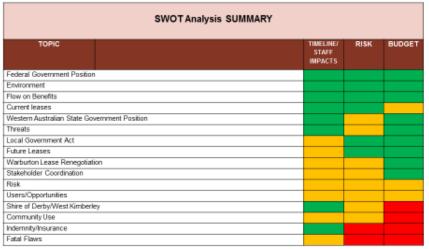
Appendix A – Risk Assessment and Acceptance Criteria

			Shire	of Derby/West Kimberle	ey Measures of Consequen	ce			
Rating (Level)	Health		Service Interruption	Compliance	Reputational	Property	Environment	Project TIME	Project COST
Insignificant (1)	Near miss, Minor first aid injuries	Less than \$20,000	No material service interruption	No noticeable regulatory or statutory impact	Unsubstantiated, low impact, low profile or 'no news' item	Inconsequential damage.	Contained, reversible impact managed by on site response	Exceeds deadline by 10% of project timeline	Exceeds project budget b 10%
Minor (2)	Medical type injuries	\$20,001 - \$100,000	Short term temporary interruption – backlog cleared < 1 day	Some temporary non compliances	Substantiated, low impact, low news item	Localised damage rectified by routine internal procedures	Contained, reversible impact managed by internal response	Exceeds deadline by 15% of project timeline	Exceeds project budget by 15%
Moderate (3)	Lost time injury <30 days	\$100,001 - \$500,000	Medium term temporary interruption – backlog cleared by additional resources < 1 week	Short term non- compliance but with significant regulatory requirements imposed	Substantiated, public embarrassment, moderate impact, moderate news profile	Localised damage requiring external resources to rectify	Contained, reversible impact managed by external agencies	Exceeds deadline by 20% of project timeline	Exceeds project budget b 20%
Major (4)	Lost time injury >30 days	\$500,001 - \$1,000,000	Prolonged interruption of services – additional resources; performance affected < 1 month	Non-compliance results in termination of services or imposed penalties	Substantiated, public embarrassment, high impact, high news profile, third party actions	Significant damage requiring internal & external resources to rectify	Uncontained, reversible impact managed by a coordinated response from external agencies	Exceeds deadline by 25% of project timeline	Exceeds project budget by 25%
Catastrophic (5)	Fatality, permanent disability	More than \$1,000,000	Indeterminate prolonged interruption of services – non- performance > 1 month	Non-compliance results in litigation, criminal charges or significant damages or penalties	Substantiated, public embarrassment, very high multiple impacts, high widespread multiple news profile, third party actions	Extensive damage requiring prolonged period of restitution Complete loss of plant, equipment & building	Uncontained, irreversible impact	Exceeds deadline by 30% of project timeline	Exceeds project budget by 30%

A Strengths; Weaknesses; Opportunities; and Threats assessment undertaken in September 2020 highlighted the following risk areas:

Master-Plan SWOT Analysis Summary







A more detailed summary of those risks is outlined below:

	Risk Assessment	
Risk Area	Description	Assessment
Health	Jetty user safety will be put at risk if the property is unsafe or not sufficiently maintained. An adequate budget allocation to allow appropriate asset management to occur and appropriate safety mechanisms to be maintained, is required.	Moderate
Financial Impact	Jetty operational losses are expected to rise when the Warburton/Ace port opens. The Shire had historically committed (via a sub-lease) to keep and maintain at least that part of the jetty that will service the Thunderbird mine (Kimberley Mineral Sands), but the reviewed lease now required KMS to undertake this maintenance. A good portion of the estimated \$2.4m jetty maintenance cost (over the lease term) can now be avoided. Jetty Road reconstruction and maintenance is required, but application to MRWA has been made to transfer this road to a state responsible road. External and internal port road infrastructure costs are expected to rise substantially with higher and heavy traffic, but there should be some off-set with higher local government rates and Kimberley Mineral Sands' tonnage fee contribution. A thorough understating by Council of the Shire's short and long term commitments and legal obligations is required.	Extreme Moderate (if KMS income stream is achieved)
Service Interruption	Any delays in Shire responsible infrastructure provision or maintenance will cause service interruptions for port users. Adequate funding and good procurement and project management is required.	High
Compliance	As the jetty's operations are relatively small by industry comparison, and the Shire does not employ specialist port management personnel, the risk of a non-compliance is therefore quite possible. Adequate training and a legal advice support budget is required, and/or a management agreement with Kimberley Ports Authority should be developed to assist the Shire with the port's operations.	High
Reputational	Operating a port has many complexities with numerous competing stakeholder interests. Large and long term financial commitments are often required and commerce	High

	and community wellbeing interests often compete against each other. Some decisions will therefore have lasting very positive, or very negative implications.	
	Adequate training and a specialist consultant/legal advice support budget is required.	
Property	It is possible with adjoining port operations, for there to be significant damage occur to the jetty. This could also occur as a result of severe weather or a cyclone.	High
	Suitable insurance coverage needs to be maintained (funds permitting) or sub-lease documents need to pass on the risk that only removal of debris only insurance will be provided by the Shire.	
Environment	With large scale industrial style operations occurring in a very high tidal movement environment, there is always the potential of uncontained environmental damage to occur through spills and shipping movements.	High
	A regular monitoring regime is required, including requiring Baseline and Periodic Environmental Contamination studies to be provided. Good operational practices by port users and good stakeholder liaisons with state government environmental agencies is also required.	
Project Time and Project Costs	Capital and Maintenance works requirements for the Derby Jetty will often require a unique supply provider, and need to be completed in an environmentally challenging environment.	High
	Good procurement controls, tendering protocols, and project management techniques will be required for all works, particularly large complex undertakings. The assistance of skilled resources from Kimberley Ports Authority might also be warranted.	

KEY SUB-LEASES - RISKS

Warburton/ACE

The Warburton/Ace proposal is progressing through feasibility and is supported by the Shire. It seeks to use private funds (and possibly a loan from the Northern Australian Infrastructure Fund) to develop a new and modern port facility adjacent to the Shire's Derby Jetty. It also proposes to take up over 100ha of land between the Derby Port and the town of Derby, with the view to making this available for port related developments.

Whilst the proposal, if it comes to fruition, will be a significant economic boost for the region, it will also require the Shire to meet the costs of upgrading Jetty Road and internal port roads, unless these costs can be offset with Development Approval conditions, or Jetty Road can be reclassified as a main road and transferred to be the responsibility of Main Roads WA.

There is no documentation (like lease clauses or Schedules, or a separately aligned agreement) that outlines any legally enforceable undertakings outlining either what benefits the Derby community will enjoy as a result of the lease (e.g. staffing or additional housing development), or addressing how the existing community facilities (e.g. jetty walkway; back boat ramp; or the Volunteer Sea Rescue), but what is clear is that the existing agreement will be replaced with an independent lease where the Shire will not be a party (vis. the existing agreement already accepts that the Shire will support a transfer of the land tenure to a WA State Government/Warburton Ace land lease). This is reflected in Clause 2.1 (4) of the sublease and requires that the Sublessor (vis. the Shire):

- (a) must use its best endeavours to facilitate negotiations between the Sublessee and the Head Lessor, for the Head Lessor to accept a partial surrender by the Sublessor from the Head Lease of those parts of the Premises reasonably required by the Sublessee to carry out the Development and for the Head Lessor to enter into the Direct Lease with the Sublessee; and
- (b) must, if the Head Lessor agrees to enter into the Direct Lease with the Sub lessee, partially surrender from the Head Lease that part of the Land the subject of the Direct Lease to enable the Head Lessor and Sublessee to enter into the Direct Lease.

This clause was inserted because the Shire only has the ability to offer sub-leases out to 2040 (vis. sub-leases cannot exceed the term of the head-lease). As Warburton/Ace is intending to invest very large amounts of capital onto the leased land, 18 years was not seen as sufficient to enable a commercially realistic business case to be presented to its Board, and to its financers.

The result of this clause from a Shire perspective however, is that once the Shire relinquishes the land currently contained within its Head-Lease, the Shire will no longer be entitled to any lease fee or have any direct influence (as Lessor at least) over the direction of the arrangement. Ideally some "protective clauses" should be included in the agreement at the next review, to either require that the Shire need only relinquish the land if it cannot secure a new Head Lease for 2040+, or if the lease is with Kimberley Ports Authority/State Government, that any new lease ensures that development actually does occur within a reasonable time-line (and the area is not simply "land banked").

KIMBERLEY MINERAL SANDS

The Kimberley Mineral Sands (ex Sheffield Resources) lease provides the capacity for it to export bulk mining sands utilising the existing ship-loader facility at the Derby Jetty. The development of this mine and the use of the Derby Jetty will provide a significant economic boost for the region.

The sub-lease has recently been reviewed and executed, with much more favourable terms than that which were historically negotiated, like a doubling of the previously agreed export tonnage rate, and up to \$10m in payments to the Shire if certain outcomes prevail, (including a \$7m payment if KMS does not actually use the jetty at all). There are still some unknowns however, like what costs the Port might need to incur to facilitate an international export, like new licenses, or higher standard assets/operations/security that are port requirements for international operations.

Irrespective of the above, there is still risk for the Shire as it must still provide a well maintained jetty (for at least the remaining 75% of the jetty not leased to KMS) irrespective of the Head lease only requiring that basic maintenance need be provided.

The lease provisions are designed to protect the Shire from 'subsequential damages claims' but should the Shire fail to maintain the jetty for KMS's use until 2040, it could still potentially receive a non-performance damages claim if for reasons within the Shire's control, KMS cannot access the ship-loader and is required to source a more expensive ship-loading option, like the nearby Warburton/Ace facility.

Sheffield has a private arrangement with Mt Gibson Iron/Koolan Iron Ore for it to use the land area of its sub-lease, which is in place until it might require the land for its own use.

Other than the "public community commitments" (see below list) offered by KMS, there is no documentation (like lease clauses or separately aligned agreements) that provides any legally enforceable undertakings outlining what benefits the Derby community will enjoy as a result of the lease commitments the Shire has guaranteed.

Kimberley Commitment	Social Licence					
Local Employment – 280 DIDO jobs	Creating positive change through engagement with Aboriginal People					
Intergenerational jobs – 37 years*	Local community partnerships					
40% Aboriginal employment	High standards of environment, water, diversity					
Aboriginal training fund	and Aboriginal heritage management					
Aboriginal business	Cash Royalties to Traditional Owners - 37 years*					

(*was originally estimated at 45 years).

APPENDICIES

- 1. Location Plan;
- 2. Strength/Weakness/Opportunities/Threats Analysis (SWOT);
- 3. Infrapro Maintenance Options Study;
- 4. Ghantt Chart;
- 5. Kimberley Community Cabinet Submission;
- 6. Status Report;
- 7. Critical Port Decisions Assessment.

SWOT ANALYSIS

Item	Comments								
STRE	NGTHS								
 The Shire is the sub lessor and operator of the Port, and decides its (medium term) future. The Port is structurally sound for light vehicle and pedestrian use. Strong Community support. Mining and industry sector support. Lease only commits Shire until 2040. 	 The Shire holds the Head Lease until 2040. As part of community consultation with the Community Strategic Plan, the jetty's retention was well supported. Derby jetty is the preferred port and landing area for mining companies operating within this immediate area. Shire needs only to manage the facility and develop business until 2040, when management of it will transfer back to Kimberley Ports Authority. 								
WEAKNESSES									
 Shire's/Port's lack of financial capacity. Lack of specialist port staff and limited Shire resources to operate and promote the Port. 	 Insufficient funds are earned from the port's operations, or provided by the Shire, for the Port's asset management needs or for its professional management and strategic promotion. The proposed new lease with Kimberley Mineral Sands will provide (if it exports from the Jetty) the necessary funds to maintain the Port and its jetty. 								
OPPORT	TUNITIES								
 Economic development generally, providing local employment, and local business enhancement. Mining activities generally. Kimberley Mineral Sands. Tourism (tour boats and land based). Café/Restaurant. Jetty Road transfer to Main Roads WA. 	 There have been regular enquiries by companies interested in utilising the Derby Wharf precinct. A growing market and additional local operators are expected to occur. An application has been submitted to Main Roads WA to take over control/maintenance of Jetty Road. 								
THRI	THREATS								
 Competition from other Kimberley Ports. Kimberley Mineral Sands does not export from Derby. Accessibility of funding from KMS or others to undertake repairs and 	 Currently servicing as a inter-regional port, distance to/from other ports keeps positive economic perspective for local regional mining and other operations. The construction of a more effective wharf adjacent to the jetty could result in 								

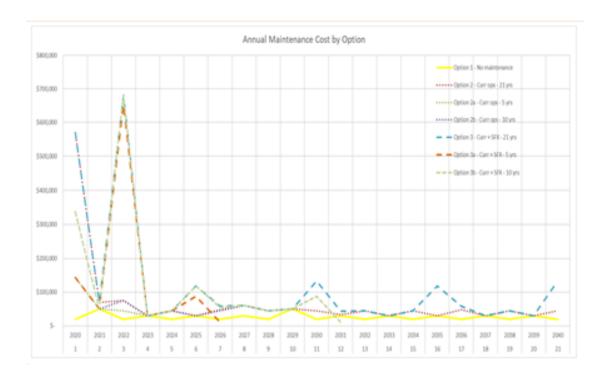
maintenance to the Port in readiness for Kimberley Mineral Sands and other operators.

- 4. Development of Warburton/ACE land-backed wharf.
- 5. Lease only permits the Shire to control the Port until 2040.

port fees reducing substantially.

3. The relatively short period remaining on the lease (18 years) means that potential port users/lessees will be unwilling to commit, and particularly if large Lessee funded infrastructure costs are required.





Masterplan Timetable (1 of 3)



ISSUE			TIMEUNE							BUDGET
	NOW	8 MONTHS	6 MONTHS	12 MONTHS	2 YEARS	3 YEARS	4 YEARS	5 YEARS	S+ YEARS	
Sub-Leases - O-Sili to read all (particularly Sheffield for conflicts)										
Sub-Leases - Monitor for compliance and correct)										
Meed Lease - Ma Intain compliance										
Derby Fort Lease Register - Develop										
Derby Volunteer Marine Rescue - Protect										
Stakeholder List - Develop										
Stakeholder Communications Plan - Develop										
Stakeholder Communications - Focusing on Port User Communical Timing Washiby										\$5k pa
Stakeholder Engagement – Maintain matual understanding on Port Fredirct										\$5k pe
Eay Stakeholders – Engagement and involvement (MLA; KPA; KDC; $W(A_{CR})$										99k pa
Community Engagement – Maintain mutual understanding on Port Fredinct										99k pa
Financial lesses - Calculate Port Fredirct v's Warburton/Ace Proposal										\$1M pa
Rimberley Fort Authority - gain commitment to a "Shine Fee" to manage Fort infratructure										451 -2M pa h
Head Lease - Renegotiate to secure a SPA "Shine Pee" (Frequired).										55k
RPA Fee - Receive (* or increase fees/nates)										
Asset Management Plan - Develop										\$10k
Jetty Maintenance-asperHead Lease										S10mLpan/KPA

Masterplan Timetable (2 of 3)



	NOW	3 MONTHS	6 MONTHS	12 MONTHS	2 YEARS	3 YEARS	4 YEARS	STEARS	5+ YEARS	
Werberton/AceSub-Lease - Land area modification. Cound to Consider										
CWC Sub-Lease - Legal Advice										
CWC Sub-Lease - Cancel and transfer to Warburton/Ace										
Community Consultation = 5.3.55 Disposel of Land proposal										
W/Ace Sub-Lease = 53.55 processed to consider sub-lease modifications.										
W/Ace Sub-Lease - Cancel Force Majeure										
W/Ace Sub-Lease - annual leasefee increased to same as CMC (4594,000)										
W/Ace Sub-Lease - standardise Indemnity Clause										
W/Ace Sub-Lease - Renegotiate Willestones										
W/Ace Sub-Lease - Renegotiate DoT Land Lease clause to include "no detriment clause" for Shine										\$10k
W/Ace Sub-Lease - Renegotiate to protect Jetty Walk										
W/Ace Sub-Lease = include etty/s fiting etc. environmental protection carry over clause										
W/Ace Sub-Lease - Monitor Milestones										
Wayne Helland Hine Agreement - Renormalise or remove boot										
Serge Loading Remp - Review Fees										
Barge Licence - Introduce for Diser (Mt Gilbson Iron)										SSK
Marketing/Promotions - Tourism										\$20k pa
Promotions - Commercial Port Fredinct										S10k pa
letty Restaurant - Lease to be Signed										SSK



Masterplan Timetable (3 of 3)



	NOW	3 MONTHS	6 MONTHS	12 MONTHS	2 YEARS	3 YEARS	4 YEARS	5 YEARS	5+ YEARS	
Construction - Jetty Restaurant										\$500k Loan/KPA
Construction - Recreational Boat Ramp										\$500k Loan/KPA
Construction - Tourism/POS spaces										\$500k Loan/KPA
Construction - "Internal" Port Roads/Hardstands										\$1M
Maintenance - "Internal" Port Roads/Hardstands										\$200k pa Loan/KPA
Maintenance - "External" Shire Roads										\$500k pa Loan/KPA
Reconstruction - Jetty Road										\$2 - 10M? Loan/KPA
Maintenance - Jetty Road (*or transfer to MRWA prenerable)										\$500k pa Loan/KPA
Indemnity - Sub-Leases to move to standardised clauses [upon renewals]										
Insurances — Head Lease change to only disposal cover v's Maintain LGIS coverage?										
Local Government Act – 53.59 Major Land Transaction ??										
Sub-Lease commitments - Budget - do we have any 22										7777
Sheffield Infrastructure Commitments 22										2222

	STATUS REPORT	
TOPIC	ISSUE/PROPOSAL	STATUS
Risk	Align the Shire's indemnity to the Head Lease and the legal advice previously received	Completed
Volunteer Marine Rescue	New lease	Completed
Mary Island Fishing Club Lease	Extended	Completed
Commercial Boats Storage	Licence areas specified and agreements established.	Ongoing on an "as required" basis.
Jetty Road	Seek to have transferred to Main Roads WA.	Ongoing - Application lodged with MRWA.
Warburton/ACE Milestones	Review to be more specific.	Ongoing renewals have occurred, but the question of a review is yet to be considered by Council.
Kimberley Mineral Sands Lease	Renegotiate Lease on more favourable terms.	Completed.
Recreational Boat Ramp	Extract from Warburton/ACE lease area or Relocate/Replace.	No action taken as yet - Subject to S3.58 sale of land process and any new sub-lease renegotiation (or a separate negotiation with Kimberley Ports Authority).
Jetty Walk	Extract from Warburton/ACE lease area or Relocate/Replace.	No action taken as yet - Subject to S3.58 sale of land process and any new sub-lease renegotiation (or a separate negotiation with Kimberley Ports Authority).

DERBY WHARF PRECINCT MASTERPLAN AND REDEVELOPMENT

The Shire of Derby/West Kimberley has prioritised a masterplan for the Derby Wharf Precinct as its key project recognising the ecological, cultural and recreational benefits for the entire Kimberley region.

It is envisaged that the subsequent developments will provide for increased tourism opportunities in the region is a minasged that will authorise the design, a business case, planning and consultation — would be shovel-ready for and provide considerable development of Aboriginal employment and engagement. The SDWR envisions that the masterplan — encompassing advanced design, a business case, planning and consultation — would be shovel-ready for funding opportunities by 2022.

The Derby Wharf precinct is already an iconic tourism draw card, with the significant tidal movements that the area experiences attracting many domestic and international travellers to experience the King tides every April - the second Experiences attacking many contents and international insertions to experience unemany can every plan resecond bilingest tides in the world. The Shire Orbetty West Kimberley currently receives just 12 percent of the revenue from the west Kimberley tourism market with significant opportunity for growth through an improved visitation experience, supporting business and providing jobs in an area that currently has an unemployment rate of 325 percent.**

Furthermore, although high-quality port facilities across the Kimberley are of vital importance to the future economy of the region, the ageing Derby Port infrastructure is at risk of hampering development.

- tourism facilities and a King Sound Interpretive Cultural Centre
- foreshore enhancement improved boat ramp facilities
- parking, road access and land assembly considerations.

PROJECT BENEFITS

- Improved economic viability for the communities of Derby and Fitzroy Crossing.
- Showcases Aboriginal cultural and heritage values.
- Improved the Kimberley visitor experience, increasing product quality.
 Improved recreation amenity for attraction and retention of regional population.
- \$45m private sector port investment with \$20m confirmed.
 Export of 150,000 300,000 of LTR ilmenite with a 42-year mine life.





DATE: 16 November 2021

Andrew Murphy Main Roads WA Derby WA 6728

Dear Andrew,

Re: Proposed Reclassification of Jetty Road, Derby.

Thank you for your letter of 27 October, 2021 and we are pleased to be able to respond as follows:

Confirmation of the operational status of the Derby Port and expected future activities:

The Derby Port/Jetty is leased by the Shire from the WA State Government. The lease runs for 42 years and its expiry date is 29 June 2040. The Shire operates the Port under the direction of the Kimberley Ports Authority (the State's/Lessor's representative). The operational status of the Derby Port is that it is open for commercial use by port users on a 24/7/365 basis.

Traffic Data for Jetty Road:

Current larger vehicle traffic volumes (vis. excluding passenger vehicles) are estimated as per the below schedule:

LOADS	QTY	HV Type	Qty per HV	HV / year	HV / Week	ESA / HV	ESA / year
FUEL (litres)	23,178,366	Triples	90000	258	4.95	20	5,151
WATER (litres)	749,131	Semis	30000	25	0.48	6	150
FREIGHT (m3)	52,571	Triples	210	250	4.81	20	5,007
ESA = Equivalent Standard Axles			TOTALS	10.25		10,307	

Shire traffic count information has been forwarded under separate cover to Mr Peter Southern and a recent Infrastructure Study for the Jetty Precinct is also attached.





Confirmation of transportation of mineral sands by the Kimberley Mineral Sands/Thunderbird mine via Great Northern Highway/Derby Highway, to Derby Port for export:

Kimberley Mineral Sands has confirmed the transportation of mineral sands by the Kimberley Mineral Sands/Thunderbird mine via Great Northern Highway/Derby Highway, to Derby Port for export (see attached email). A copy of its estimated vehicle movements are outlined below:

Trucking duty	One way-km	147	
	Truck payload, t	115	
	Assumed Haulage Days per Year	334	
Truck movements ex-			
site		Stage 1	Stage 2
Daily	Truck round trips, # per day	24	39
	Truck one-way movements, # per day	48	79
Hourly	Truck round trips, # per hour	1	2
	Truck one-way movements, # per hour	3	4

Estimated vehicle movements through to the Derby Port:

The current traffic volumes (provided separately to Mr Peter Southern) are expected to remain consistent into the future. Added to that of course is the forecast annual freight tonnage for the Kimberley Mineral Sands project, which is anticipated to commence mining/cartage within the next couple of years. The estimated vehicle payloads are outlined below and will increase tonnage throughput of the Derby jetty by a factor of greater than 1000%:

Product	Production Rate (tpa) (Average Per Annum over Period)			
Froduct	Stage 1 FY 2 to 4	Stage 1 Life of Mine		
Zircon Concentrate	200,000	188,000		
LTR Ilmenite	500,000	448,000		
Titano-Magnetite	190,000	180,000		

The type and axle configuration of the vehicles to be used for the task (RAV10 Super-quad, typically 25 or 26 axles).





The Thunderbird project has a mine life estimated at 37 years.

Regards

Amanda Dexter Chief Executive Officer

Derby

(08) 9191 0999
 30 Loch Street
 PO Box 94, Derby WA 6728

Fitzroy Crossing

Ø (08) 9191 5355
 ☑ sdwk@sdwk.wa.gov.au
 Flynn Drive
 PO Box 101, Fitzroy Crossing

Derby Port – Critical Decisions Assessment

	Users/Opportunities				
TOPIC	ISSUE	TIMELINE/ STAFF IMPACTS	RISK	BUDGET	
Kimberley Mineral Sands	Major potential user of existing jetty facility				
Buru	Opportunity to use new port as cheaper export point to Whyndham				
Cockatoo Island	Potential recommencement/expansion of it island operations				
Defence	Potential use for training site				
Tourism (fishing and tourist boats	Potential tourism expansion				
Tourism (Industrial)	Small potential for "industrial/port tourism"				
MPA	Potential for use				

	Shire of Derby/West Kimberley				
TOPIC	ISSUE	TIMELINE/ STAFF IMPACTS	RISK	BUDGET	
Overall Port Precinct	Oversee Redevelopment for Lease and Development Compliance				
Imminent Jetty Maintenance	Need to Project Manage this work				
Ongoing Jetty Maintenance Strategic Plan	Need to Project Manage this work Priority of Port				
Port Viability	Financial Viability of existing port operations (and competition risks of Warburton/Ace proposal).				
Head Lease	Shire's commitment for maintenance?				
Head Lease	Risk of a Shire breach			Clause 6.4 requires an Asset Management Plan. Clause 7.6 - 7.9 requires maintenance in "good condition"; repair; replace; clean; to KPA's satisfaction.	
Entrance Roads	Requires Upgrading at Shire Cost			Hopefully transfer to MRD.	
Internal Roads and Turning Areas	Requires Upgrading at Shire Cost				
Sub-Lessees	Risk of Lessees not meeting their lease commitments to the Shire				
Sublessees	Opportunity for ongoing revenue stream				
Reducing Financial Revenues	Loss of commercial revenue from Wharf in favour of new "Duck-Pond"				

	Current leases				
TOPIC	ISSUE	TIMELINE/ STAFF IMPACTS	RISK	BUDGET	
Head Lease	Security of Tenure (21 years to 2040) Requirement to maintain assets and refurbish				
Head Lease for Barge Ramp Lease Colonial Marine Consultants (CMC)	Security of Tenure (21 years to 2038) Sub-Lease expired 31/10/2016. MOU (to allow a feasibility study and then a development application to be submitted) expired 30 June 2017. Currently in monthly "holdover" with lessee meeting lease conditions (including approx. \$34,000pa lease payments). Uncertainty over MOU areas – "Subject Land" and "Development Area". MOU outlines in clause 4(2) the Shire may terminate the MOU if it suspects that "land Banking" is occurring.				
MPA - Marine Products Australia	Potential loss of \$33,000pa income Potential loss of long term port revenue (to				
Kimberley Mineral Sands (Thunderbird)	Warburton/Ace facility) Potential loss of \$135,000pa income (22 years to 2040)				
Kimberley Mineral Sands (Thunderbird	Shire cost commitment to Jetty				
Barge Access	No License to use by Mount Gibson				
Barge Access	Potential damage by Mount Gibson				
Derby Volunteer	Current Lease in place				

Marine Rescue	(\$100pa for 10 years to 2029)		
Warburton/Ace	development area lease (\$5pa – to December 2019 but subject to Force Majeure)		
Warburton/Ace	Opportunity to renegotiate for new "duck-pond" area. Possibly a longer term royalty payment in exchange for giving up part of the DoT lease area.		
Warburton	Monitoring and managing lease milestones		
Restaurant	Demolished. Now a Casual Space		
Boat Trailer Licences	Boat Trailed Leases are now in place, however site activities need to be managed		

Future leases				
ТОРІС	ISSUE	TIMELINE/ STAFF IMPACTS	RISK	BUDGET
Warburton/Ace	Moves from development lease to land lease with DoT (subject to imminent negotiation).			
Warburton/Ace	Link milestones to tenure and/or penalties, or link new "duck-pond" area to a longer term royalty payment in exchange for giving up part of the DoT lease area.			
Warburton/Ace	Modify lease to align risk/indemnity with Shire's head lease with DoT.			
Other new stakeholders	Future potential leases			

Community Use				
TOPIC	ISSUE	TIMELINE/ STAFF IMPACTS	RISK	BUDGET
Jetty Walk	Continued access and usage could be impinged by land based industrial development.			

Risk				
ТОРІС	ISSUE	TIMELINE/ STAFF IMPACTS	RISK	BUDGET
Insurance Coverage	Insured through LGIS			Proposed to be now paid by Kimberley Mineral Sands, OR, converted to Removal of Debris Only Policy
Economic harm to the Shire (as head lessee)	Compensation/indemnity risk from accident or cyclones. Loss of future revenues from port damage			
Public Liability Silting of Wharf area	Risk of public use Silting resulting from "duck- pond"			
Sub-Lease Indemnities	All need to be aligned to Shire's Head Lease for compensation/liability/risk			

Warburton lease renegotiation (to secure additional land - for "duck-pond" area)

TOPIC	ISSUE	TIMELINE/ STAFF IMPACTS	RISK	BUDGET
Existing lease revenue security	Retain \$30,000 lease fee from within the new Warburton Lease			
Ensure progress with proposed project	Renegotiate milestones (and link to lease tenure, penalties?)			
Control of land	Loss of land control when development lease converts to land lease with DoT		Renegotiate Development Lease - Boat Ramp? Indemnity? Development near town? Jetty Walk? Road access?	
Ongoing Revenue	Negotiate trailing commission in exchange for expanded "duck-pond" area			Obtain KPA commitment to a "Shire Fee" to replace existing wharf income and to ensure wharf sustainability.

Local government Act				
TOPIC	ISSUE	TIMELINE/ STAFF IMPACTS	RISK	BUDGET
Section 3.59	Major Land Transaction (vis. approx. \$1m)		Is its value over \$1m?	
Section 3.57	Tenders for and construction that is Shire responsible for.			
Council Governance	Legislative compliance generally			

Environmental				
TOPIC	ISSUE	TIMELINE/ STAFF IMPACTS	RISK	BUDGET
Warburton Proposal	Approvals requirements and timelines for overall development			
Warburton Proposal	Any conflict of community values – mangrove/river/tidal areas v's new port	Need to ensure there is a good community engagement process in place.		

Flow on benefits					
торіс	ISSUE	TIMELINE/ STAFF IMPACTS	RISK	BUDGET	
Economic Development	Town business growth potential				
Community Services	Improved government services to locate to Derby,				
Kimberley Develop Commission	Kimberley Develop Commission office reopens in Derby?				
Local Housing	New in-fill housing across the town.				
Recognition	District recognition as a new commercial hub.				

Stakeholder list and maintain engagement

Develop

list and maintain engagement

Stakeholder

Threats				
TODIC	ISSUE	TIMELINE/	RISK	BUDGET
TOPIC		STAFF IMPACTS		
Economics	Economics impacting the port users		Develop Stakeholder list and maintain engagement	
Politics	Politics – state and federal		Develop Stakeholder list and maintain engagement	
Time	Time available by stakeholders to secure the opportunity		Ensure that the project has sufficient Shire resources to not be the "bottle-necked"	
Timing	Timing of any proposal to		Develop	

stakeholders/government

Cost blowout during

construction derails

completion

Cost

Stakeholder Coordination				
TOPIC	ISSUE	TIMELINE/ STAFF IMPACTS	RISK	BUDGET
Private and corporate interests (existing)	Ensure current corporate stakeholders understand and are aligned with the Shire's view and goals		Develop Stakeholder list and maintain engagement	
Community	Ensure current corporate stakeholders understand and are aligned with the Shire's view and goals		Develop Community Engagement Strategy (and implement!)	
Lessees (existing)	Ensure current corporate stakeholders understand the Shire's capacity to facilitate development		Develop Stakeholder list and maintain engagement	
Council	Keep Council informed and have information for decision making			
Future potential uses	Keeping informed of potential users and engaging with them			

Western Australian State Government Position						
TOPIC	ISSUE	TIMELINE/ STAFF IMPACTS	RISK	BUDGET		
Kimberley Development Commission's "Blueprint"	Ensure its influence and the Blueprint is to positively support the Port's redevelopment		Put KDC on Stakeholder List and maintain engagement			
Kimberley Ports Authority/Department of Transport	Ensure it is on-side with sub-lease arrangements and consistent with its future intentions for Derby Port		Put DoT and KPA on Stakeholder List and maintain			

Federal Government Position						
TOPIC	ISSUE	TIMELINE/ STAFF IMPACTS	RISK	BUDGET		
Infrastructure Australia (Northern Australia Infrastructure Funding)	Maintaining a contact in a stakeholder capacity		Put IA on Stakeholder List and maintain engagement			
Australian Government Agencies	Export and foreign arrangement notifications		Put relevant Agencies on Stakeholder List and maintain			

Indemnity/Insurance						
TOPIC	ISSUE	TIMELINE/ STAFF IMPACTS	RISK	BUDGET		
Insurance Risk	ARG Reinsurance has rated the Derby Port as the highest risk of the Kimberley		Ensure Head Lease conditions for maintenance are kept up. Maintain LGIS insurance	Maintain LGIS insurance		
Type of Construction	It's a single "stick" structure, out of the water, not well maintained.		Maintain LGIS insurance	Maintain LGIS insurance		
Geographical Risks	\$100,000 for cyclones, otherwise \$50,000			Maintain LGIS insurance		
Insurance Premium	Existing premium.			Maintain LGIS insurance		
Insurance Premium	Can the premium be reduced? – Potential to have the head lease changed to only insure for partial loss/removal of debris only of the destroyed jetty? – premium would reduce.		Maintain LGIS insurance.	KMS now pays premium (but cost is deducted from the Shire's "Additional Payments" lease allocation).		
LGIS	Would LGIS fund an accounting study to guide Council on the future of the port as a commercial/recreational facility? – LGIS Member Experience Account		LGIS unlikely to commit to such a proposal			

Fatal flaws						
ТОРІС	ISSUE	TIMELINE/ STAFF IMPACTS	RISK	BUDGET		
Economic Analysis	Economic analysis not completed or not favourable	Use consultants to prepare.	Risk Analysis to be undertaken	Financial Plan to be undertaken		
Commercial viability	Commercial viability of development potentials		Risk Analysis to be undertaken.			
Structural condition	Structural condition of assets existing assets.		Complete maintenance report and costings. Loan fees might not be funded from ongoing KPA Fee is proposal fails.	Potential for Kimberley Mineral Sands revenues to meet these costs. Or, Obtain KPA commitment to a "Shire Fee" to replace existing wharf income and to ensure wharf sustainability. Or, Short term Loan to be funded from above fees.		
Financial capacity	Financial capacity of Shire of Derby/West Kimberley to operate and maintain the Derby Port facility			Obtain KPA commitment to a "Shire Fee" to replace existing wharf income and to ensure wharf sustainability.		
State Government	State Government's Kimberley policy		Maintain an engagement with DoT; KPA; and State Government to ensure risk is minimised, Renegotiate lease from DoT			

		to secure Shire's financial position for a KPA "Shire Fee".	
Timing	Timing of projects commencing is unknown		

ISSUES FOR COUNCIL NOTE/CONSIDERATION

Site Users/Opportunities

- MPA,
- Kimberley Mineral Sands,
- Buru,
- Defence,
- Cockatoo Island,
- Warburton (and lease negotiation),
- Tourism (fishing and tourist boats),
- Tourism (Industrial),
- Casual Dining.

Shire of Derby/West Kimberley

- Will need to retain specific disciplines to prepare the Masterplan,
- Will need to manage the redevelopment project to ensure it meets its legal and development obligations,
- Where does the port fit into the long-term priorities of the Shire?
- What is the Port's facility viability into the longer term?
- Maintenance responsibility for the existing port facilities under the lease with Department of Transport?
- Does the Shire maintain the Port to its required standard?
- Will the entrance roads sustain increased usage?
- Who will be responsible for the upgrade of the entrance roads and turning points?
- How does the Port maintain sustainability if the Warburton/ACE alternative port is developed? What fee/commission should apply to achieve that?

Current leases

- Port Shire with Department of Transport (21 years to 2040),
- Barge Ramp Shire with Department of Transport (21 years to 2038),
- CMC (Areas 1, 2 and 3, and the Development Area Month by Month Holding Over),
- Marie Products Australia (Lease are 2, and 3 on Jetty expiring 2023)
- Kimberley Mineral Sands/Sheffield Resources (Thunderbird) loading conveyors and storage area (includes sub-lease to Mt Gibson) 22 years to 2040,
- Derby Volunteer Marine Rescue (10 years to 2029),
- Warburton/Ace development area lease,
- Mount Gibson use barge ramp (licence required?).

Future leases

- Shire with Department of Transport/Kimberley Port Authority for Port (in whole or in part)?
- Warburton moves from development lease to land lease.
- Other new stakeholders?

Community Use

Need to retain access for recreation, fishing, tourism, boating, etc.

Risk

- Cyclones,
- Wharf damage,
- Economic harm to the Shire (as head lessee),
- Public Liability?
- Silting resulting from "duck-pond";
- Leases all need to be aligned to Shire's Head Lease for compensation/liability/risk.

Warburton lease renegotiation (to secure expanded "duck-pond" area)

- Expanded land area sought in the past,
- Renegotiate milestones and link to lease tenure.

Local government Act

- Section 3.58 and 3.59 (land leases/sales)?
- Tenders for and construction of Shire responsibility areas.

Environmental

- Research to be undertaken by developers to prove environmentally suitable?
- Approvals requirements and timelines for overall development?
- Any conflict of community values mangrove/river/tidal areas v's new port?

Flow on benefits

- Local employment to be created,
- Town business growth potential,
- Improved government services to locate to Derby,
- Kimberley Develop Commission office reopens in Derby,
- New in-fill housing across the town,
- District recognition as a new commercial hub.

Threats?

- Broome Port competition making Derby option less viable?
- Economics of the region's port users?
- Politics state and federal?
- Time available to secure the opportunity?
- Timing of any proposal to stakeholders/government?

Cost blowout during construction derails completion.

Stakeholder coordination

- State and Federal governments,
- Private and corporate interests (existing),
- Lessees (existing),
- Community,
- Traditional Owners,
- Council,
- Future potential uses.

Western Australian State Government Position

- Kimberley Port Authority?
- Kimberley Development Commission's "Blueprint"?
- Department of Transport?

Federal Government Position

- Defence?
- Infrastructure Australia (Northern Australia Infrastructure Funding)?

Indemnity/Insurance (LGIS)

- Near future structural work required (\$7m?)
- ARG Reinsurance has rated the Derby Port as the highest risk of the Kimberley
- It's a single structure, out of the water, not well maintained.
- Excess \$100,000 for cyclones, otherwise \$50,000

- Can the premium be reduced? what if the head lease changed to only insure for partial loss/removal of debris only of the destroyed jetty? premium would reduce.
- Would LGIS fund an accounting study to guide Council on the future of the port as a commercial/recreational facility? LGIS Member Experience Account?

Fatal flaws

- Master plan not completed,
- Economic analysis not completed or not favourable,
- Commercial viability of development potentials,
- Structural condition of assets existing assets,
- Financial capacity of Shire of Derby/West Kimberley,
- State governments Kimberley policy,
- Timing.

Stakeholder Communications Plan Overview for Derby Port Masterplan

PURPOSE

To provide a suitable opportunity for Derby Port Stakeholders to study and feed information into the Derby Port Masterplan's development, prior to it being considered by the Council of the Shire of Derby/West Kimberley.

BACKGROUND

- The Consultation Plan period is from Ordinary Council Meeting (OCM) on Thursday 27 October 2022 to Thursday 25 May 2023;
- The project timeframe for the Masterplan's adoption by Council is June 2023;
- The implementation of the Masterplan will be progressively implemented over the remaining term of the Derby Port Head Lease (vis. between 2023 and 2040).

KEY DATES

- Council to endorse draft Derby Port Masterplan at OCM Thursday 27 October 2022;
- Initial consultation period will be from November 2022 to before Christmas 2022;
- Consultation report with feedback due back to Councillor Forums in March/April 2023;
- Final plan to be adopted by Council in time to be accommodated into the 2023/24 budget, so no later than at OCM on Thursday 22 June 2023.

PRE CONSULATION

Before Thursday 27 October 2022 OCM, flag 'save the date' event for stakeholders about upcoming event in November:

A stakeholder information forum has been scheduled for Thursday 10 Nov 2022, from 1pm - 4 pm, at the Derby Council Chambers.

CONSULTATION PHASE TIMINGS

- November and December 2022 (before the Christmas shutdown and festive season break) are the key 'out for consultation' months;
- Close submissions for consultation: 4pm Tuesday 28 February 2023;
- Update draft masterplan with community consultation feedback: March/April 2023;
- Consult with Councillors via Councillor Forums: April/May 2023;
- Update draft masterplan with Councillor feedback: May 2023;
- Final preparation of masterplan and Council report for Thursday 25 May 2023 OCM: May 2023.

POST CONSULTATION PHASE

July 2023: Advise outcome of consultation and Council's position.

STAKEHOLDERS

First Nation Traditional Owners

- Dambimangari Rangers;
- Dambimangari Aboriginal Corporation, Derby;
- Mowanjum Community, Derby;
- Winun Ngari Aboriginal Corporation, Derby;
- Bardi Jawi, Dampier Peninsula; and
- Bardi Jawi Rangers.

Federal Government

- Foreign Investment Review Board;
- Department of Home Affairs;
- Defence.

Local State politicians:

- Ms Divina Grace D'Anna MLA, Member for Kimberley; and
- Hon Neil Thomson MLC, member for Mining and Pastoral Region.

Relevant State Government Agencies:

- Department of Transport;
- Kimberley Ports Authority;
- Department of Biodiversity, Conservation and Attractions Aboriginal Ranger program;
- Department of Mines, Industry Regulation and Safety;
- · Department of Planning, Lands and Heritage;
- Main Roads WA;
- Water Corporation WA;
- Horizon Power WA;
- Department of Fire and Emergency Services WA (Marine Rescue Groups); and
- Tourism WA.

Tourists/Visitors

 Derby Visitor Centre (Kimberley cruise industry visitors and general tourists to Kimberley).

Local Business and District's Community

Derby CCI;

Local residents and ratepayers.

All Derby Port Lessees:

- Kimberley Mineral Sands;
- Cone Bay Ocean Barramundi/Marine Produce Australia;
- Warburton/ACE;
- CMC Marine;
- Commercial Boat Area Licensees;
- Marine Rescue Group (Derby Volunteer Marine Rescue Group); and
- Mary Island Fishing Club.

Local Kimberley Media (on media distribution list including):

- ABC Kimberley news;
- DBY local radio station, Derby; and
- Broome Advertiser.

TOOLS

- Facebook series of posts;
- Website (upload draft masterplan to latest news and provide link to website for all other communications);
- Media releases (with link to website and distribute to all local media and provide link to website);
- Stakeholder forum: Thursday 10 November 2022 (1pm-4 pm, Derby Council Chambers);
- Liaise directly with Derby Chamber of Commerce and Industry to request stakeholder list (or ask DCCI to circulate information on behalf of the Shire of Derby West/Kimberley to their stakeholders); and
- Directly communicate with all stakeholders via email and/or letter.

CONTACT

Neil Hartley, Director Strategic Business

Shire of Derby/West Kimberley

M: 0417942794

P: 9191 0999

Neil.Hartley@sdwk.wa.gov.au

DRAFT WORDING/KEY MESSAGES FOR INITIAL COMMUNICATIONS

DRAFT Communication to Stakeholders/Media Release:

You are invited to have your say on the future of the Derby Port Masterplan

The Shire of Derby West/Kimberley is currently inviting stakeholders to have their say on the draft Derby Port Masterplan, which was endorsed by Council at its Meeting on 27 October 2022 for the purposes of stakeholder consultation.

Shire President Geoff Haerewa encouraged stakeholders to have their say in the future of the Derby Port.

"The Shire has a very unique role to play at the Derby Port, being the only local government in WA that operates a sea port," Cr Haerewa said.

"It holds the head lease with the WA State Government – overseen by the Kimberley Ports Authority – an arrangement which has been in place since 1998 and will run until 2040.

"The Shire has undertaken numerous studies in the past on how best this port facility can service the district, both socially, and economically, and the Shire wishes now to revisit the port's operations to make sure it provides a benefit to the district for the next almost 20 years.

"The masterplan is intended to assist in guiding the port's strategic direction and operations to 2040, and potentially beyond that time.

"The timeline set by Council is to have the masterplan finalised and endorsed in time for consideration as part of the Shire's 2023/24 budget, so by June 2023.

"To begin the process, a Derby Port Stakeholders Forum has been scheduled for 1pm-4pm on Tuesday 8 Nov 2022, in the Derby Council Chambers, which can also be attended remotely via *Teams*.

"We are keen for everyone to be able to have prior access to the draft of the masterplan, so a copy of it is available on the Shire's web page www.sdwk.wa.gov.au

"The Derby Port already provides value to the district, and the main reasons the Shire still keeps it open is to provide an opportunity for community access to the water; retain the port businesses and the employment created; and provide the opportunity for future and expanded economic development.

"The port has much more capacity than is currently being utilised, therefore, to date, the ratepayers have been underwriting the port in the expectation of future 'economic dividends' resulting.

"The Shire is keen to take advantage of the collective knowledge and ideas that sits with our stakeholders, which will ensure that the masterplan can be improved, finalised, adopted, and converted to actions so that the best possible future for the Derby Port, and the district of the Shire of Derby/West Kimberley, can result.

"We encourage anyone that is interested, to review the draft document and provide your feedback.

"Comments need to be submitted by 28 February 2023, following which the masterplan will be reviewed for submission to Council for its eventual approval. Further community input may be sought from stakeholders through direct liaison, as the document is reviewed for presentation to Council."

Please lodge your submissions via email to sdwk@sdwk.wa.gov.au or by posting them directly to Shire of Derby/West Kimberley at Post Office Box 94, Derby WA 6728.

For questions about the masterplan:

*Neil Hartley, Director Strategic Business Shire of Derby/West Kimberley M: 0417942794 Neil.Hartley@sdwk.wa.gov.au

*Note: Mr Hartley will be unavailable between 30 December 2022 and 26 January 2023 inclusive. During that time email your question to sdwk@sdwk.wa.gov.au and an alternative officer will provide a response.

11.4 ADOPTING COUNCIL MEETING DATES FOR THE 2023 CALENDAR YEAR

File Number: 4150

Author: Sarah Smith, Executive Services Coordinator

Responsible Officer: Amanda Dexter, Chief Executive Officer

Authority/Discretion: Administrative

SUMMARY

The Local Government (Administration) Regulations 1996 require a local government to give local public notice of the dates, times and place at which the Ordinary Meetings of Council and Committee Meetings that are open to the public are to be held for the next 12 months. This item sets out proposed dates for the 2023 calendar year, taking into consideration other relevant commitments of the Council.

DISCLOSURE OF ANY INTEREST

Nil by Author or Responsible Officer.

BACKGROUND

Ordinary Council Meeting:

At the Ordinary Meeting of Council held on 28 October 2021, Council determined its meeting dates up to and including the 8 December 2022, and will now need to consider meeting dates for the next 12 months (2023) in accordance with the *Local Government (Administration) Regulations* 1996.

STATUTORY ENVIRONMENT

Local Government (Administration) Regulations 1996 – Regulation 12 outlines that at least once each year local public notice of the dates, times, and places at which ordinary council, and committee meetings that are required to be open to the public, are to be held in the next 12 months.

POLICY IMPLICATIONS

Council Policy C5 – Council Meetings – Date, Time and Venue.

FINANCIAL IMPLICATIONS

The cost of advertising is estimated at \$500.

STRATEGIC IMPLICATIONS

GOAL	OUR PRIORITIES	WE WILL
1. Leadership and Governance	1.2 Capable, inclusive and effective organisation	1.2.1 Provide strong civic leadership
1. Leadership and Governance	1.2 Capable, inclusive and effective organisation	1.2.2 Provide strong governance

RISK MANAGEMENT CONSIDERATIONS

RISK	LIKELIHOOD	CONSEQUENCE	RISK ANALYSIS	MITIGATION
Legal & Compliance: Failure to set and advertise meeting dates will contravene the requirements of the Local Government Act 1995.	Unlikely	Moderate	Medium	That Council and Committee Meeting times and dates are approved and advertised (noting that dates and times may be subject to change).

CONSULTATION

Once dates are approved by Council, they will be advertised throughout the Shire in accordance with relevant legislation. There is no need for public consultation to occur in addition to the above.

COMMENT

It is recommended that Council continue holding its Ordinary Meetings of Council on the last Thursday of each month (excluding January when Council is in recess). In accordance with Council's Policy – *C5 Council Meetings – Date, Time and Venue*, eight meetings are scheduled to be held in Derby and three in Fitzroy Crossing (March, September and November). Once adopted by Council, Officers will advertise this information to the public by way of public notices as per statutory regulations, and to upload to the Shire's website.

With regard to the December 2023 meeting, it is proposed to hold it on the second Thursday, being 14 December 2023, as opposed to the last Thursday (vis. 28 December 2023) to ensure availability of Elected Members in the Christmas holiday period.

Meeting dates are not impacted by the Easter holiday period for 2023.

Audit Committee Meeting: Council has usually held monthly Audit meetings mid-month (i.e. two weeks prior to the Ordinary Council Meeting). The Committee currently has a membership of five Councillors and the Terms of Reference for the Committee are attached to this item. The purpose of the Committee is to facilitate:

- Compliance with laws and regulations with reference to best practice guidelines relative to auditing, risk management, internal control and legislative compliance;
- The provision of an effective means of communication between the external auditor, the CEO and the Council;
- Integrated Planning review and adoption;
- Policy review and adoption;
- Upon request of the Council, other matters with potential impact on finances, resources, strategic direction and policy of the Shire.

The Audit Committee meeting can be attended by all Elected Members.

At the Agenda Briefing Session of 21 October 2021, it was acknowledged that a later date for the Audit Committee would better allow for administration to analyse and report on the Shire's financial data. It is suggested that the Audit Committee Meetings are held on the third Thursday of

the month (one week prior to the Ordinary Council Meeting, excluding January when Council is in recess).

Agenda Review, Briefings and Forums/Workshops: This meeting is to allow Councillors to informally view a draft Agenda for the Ordinary Council meeting, seek clarification and asking questions. The meeting is bound by the same requirements regarding declarations and interests but does not make decisions and can be attended by all Elected Members.

The Agenda Review, Briefing and Forum Meetings in 2022 were held on the second Thursday of each month. It is recommended that no changes be made to the schedule in 2023 and the Agenda Review, Briefing and Forum/Workshop Meetings remain to be held on the second Thursday of each Month (excluding January when Council is in recess).

Below are the annual events that are appropriate to be taken into consideration when adopting Council Meeting dates for the 2023 calendar year. Most dates will not interfere with Council's traditional meeting dates (i.e. last Thursday of each month).

- Easter: Friday, 7 April 2023 Monday, 10 April 2023;
- Anzac Day: Public Holiday Tuesday, 25 April 2023;
- Joint Pilbara/Kimberley Forum: 24-26 May 2023
- Developing Northern Australia Conference: was held 6-8 July 2022 Dates for 2023 are yet to be confirmed.
- Local Government Week, Perth (including Kimberley Zone meeting) was held 2-4 October
 2022 Dates for 2023 are yet to be confirmed.

The following is a list of public holidays for Western Australia in 2023:

Name of Public Holiday	Date (2023)
New Year Public Holiday	Monday, 2 January
Australia Day	Thursday, 26 January
Labour Day	Monday, 6 March
Good Friday	Friday, 7 April
Easter Monday	Monday, 10 April
Anzac Day	Tuesday, 25 April
Western Australia Day	Monday, 5 June
Queen's Birthday	Monday, 25 September
Christmas Day	Monday, 25 December
Boxing Day	Tuesday, 26 December

VOTING REQUIREMENT

Simple majority

ATTACHMENTS

1. Council Meeting Dates - 2023 U

2. Terms of Reference - Compliance and Strategic Review Committee 1 2

RECOMMENDATION

That Council:

1. APPROVE the following Audit Committee and Ordinary Meeting of Council (OCM) dates, times and venues for the 2023 calendar year:

DAY	MEETING	DATE	TIME	VENUE
Thursday	Audit	16 February	4.00pm	Council Chambers, Derby
Thursday	OCM	23 February	5.30pm	Council Chambers, Derby
Thursday	Audit	23 March	4.00pm	Council Chambers, Derby
Thursday	OCM	30 March	5.30pm	Fitzroy Crossing*
Thursday	Audit	20 April	4.00pm	Council Chambers, Derby
Thursday	OCM	27 April	5.30pm	Council Chambers, Derby
Thursday	Audit	18 May	4.00pm	Council Chambers, Derby
Thursday	ОСМ	25 May	5.30pm	Fitzroy Crossing*
Thursday	Audit	22 June	4.00pm	Council Chambers, Derby
Thursday	OCM	29 June	5.30pm	Council Chambers, Derby
Thursday	Audit	20 July	4.00pm	Council Chambers, Derby
Thursday	ОСМ	27 July	11.00am	On Country – Remote Aboriginal Community*
Thursday Thursday	OCM Audit	27 July 24 August	11.00am 4.00pm	
		·		Community*
Thursday	Audit	24 August	4.00pm	Community* Council Chambers, Derby
Thursday Thursday	Audit OCM	24 August 31 August	4.00pm 5.30pm	Community* Council Chambers, Derby Council Chambers, Derby
Thursday Thursday Thursday	Audit OCM Audit	24 August 31 August 21 September	4.00pm 5.30pm 4.00pm	Community* Council Chambers, Derby Council Chambers, Derby Council Chambers, Derby
Thursday Thursday Thursday Thursday	Audit OCM Audit OCM	24 August 31 August 21 September 28 September	4.00pm 5.30pm 4.00pm 5.30pm	Community* Council Chambers, Derby Council Chambers, Derby Council Chambers, Derby Fitzroy Crossing*
Thursday Thursday Thursday Thursday Thursday	Audit OCM Audit OCM Audit	24 August 31 August 21 September 28 September 19 October	4.00pm 5.30pm 4.00pm 5.30pm 4.00pm	Community* Council Chambers, Derby Council Chambers, Derby Council Chambers, Derby Fitzroy Crossing* Council Chambers, Derby
Thursday Thursday Thursday Thursday Thursday Thursday	Audit OCM Audit OCM Audit	24 August 31 August 21 September 28 September 19 October 26 October	4.00pm 5.30pm 4.00pm 5.30pm 4.00pm 5.30pm	Community* Council Chambers, Derby Council Chambers, Derby Council Chambers, Derby Fitzroy Crossing* Council Chambers, Derby Council Chambers, Derby
Thursday Thursday Thursday Thursday Thursday Thursday Thursday	Audit OCM Audit OCM Audit OCM Audit	24 August 31 August 21 September 28 September 19 October 26 October 23 November	4.00pm 5.30pm 4.00pm 5.30pm 4.00pm 5.30pm 4.00pm	Community* Council Chambers, Derby Council Chambers, Derby Council Chambers, Derby Fitzroy Crossing* Council Chambers, Derby Council Chambers, Derby Council Chambers, Derby

^{*}location to be advised

2. REQUEST that the Chief Executive Officer advertise the approved dates by Public Notice and on the Shire of Derby/West Kimberley website.



Ordinary Council Meetings, Audit Committee Meeting and Agenda Review, Briefings and Forums / Workshops 2023

		2020	1	
DAY	MEETING	DATE	TIME	LOCATION
Thursday	Agenda Review, Briefings and Forums / Workshops	9 February	4:30pm	Derby Council Chambers
Thursday	Audit Committee Meeting	16 February	4:00pm	Derby Council Chambers
Thursday	Ordinary Council Meeting – February	23 February	5:30pm	Derby Council Chambers
Thursday	Agenda Review, Briefings and Forums / Workshops	16 March	4:30pm	Derby Council Chambers
Thursday	Audit Committee Meeting	23 March	4:00pm	Derby Council Chambers
Thursday	Ordinary Council Meeting – March	30 March	5:30pm	Fitzroy Crossing
Thursday	Agenda Review, Briefings and Forums / Workshops	13 April	4:30pm	Derby Council Chambers
Thursday	Audit Committee Meeting	20 April	4:00pm	Derby Council Chambers
Thursday	Ordinary Council Meeting – April	27 April	5:30pm	Derby Council Chambers
Thursday	Agenda Review, Briefings and Forums / Workshops	11 May	4:30pm	Derby Council Chambers
Thursday	Audit Committee Meeting	18 May	4:00pm	Derby Council Chambers
Thursday	Ordinary Council Meeting – May	25 May	5:30pm	Derby Council Chambers
Thursday	Agenda Review, Briefings and Forums / Workshops	15 June	4:30pm	Derby Council Chambers
Thursday	Audit Committee Meeting	22 June	4:00pm	Derby Council Chambers
Thursday	Ordinary Council Meeting – June	29 June	5:30pm	Derby Council Chambers
Thursday	Agenda Review, Briefings and Forums / Workshops	13 July	4:30pm	Derby Council Chambers
Thursday	Audit Committee Meeting	20 July	4:00pm	Derby Council Chambers
Thursday	Ordinary Council Meeting – July	27 July	5:30pm	On Country – Remote Aboriginal Community*
Thursday	Agenda Review, Briefings and Forums / Workshops	17 August	4:30pm	Derby Council Chambers
Thursday	Audit Committee Meeting	24 August	4:00pm	Derby Council Chambers
Thursday	Ordinary Council Meeting – August	31 August	5:30pm	Derby Council Chambers
Thursday	Agenda Review, Briefings and Forums / Workshops	14 September	4:30pm	Derby Council Chambers
Thursday	Audit Committee Meeting	21 September	4:00pm	Derby Council Chambers
Thursday	Ordinary Council Meeting – September	28 September	5:30pm	Fitzroy Crossing*
Thursday	Agenda Review, Briefings and Forums / Workshops	12 October	4:30pm	Derby Council Chambers
Thursday	Audit Committee Meeting	19 October	4:00pm	Derby Council Chambers
Thursday	Ordinary Council Meeting – October	26 October	5:30pm	Derby Council Chambers
Thursday	Agenda Review, Briefings and Forums / Workshops	16 November	4:30pm	Derby Council Chambers
Thursday	Audit Committee Meeting	23 November	4:00pm	Derby Council Chambers
Thursday	Ordinary Council Meeting – November	30 November	5:30pm	Fitzroy Crossing*
Thursday	Audit Committee Meeting	14 December	4:00pm	Derby Council Chambers
Thursday	Ordinary Council Meeting – December	14 December	5:30pm	Derby Council Chambers

*Location to be advised



Item 11.4 - Attachment 1 Page 418



TERMS OF REFERENCE Compliance and Strategic Review Committee

INTRODUCTION

Historically the establishment of an Audit Committee was to provide an independent oversight of the financial position of the Shire of Derby West Kimberley in relation to the function of auditing and was generally confined to setting the scope of the audit and the process of selecting and appointing an auditor. Amendments to the Audit Regulations 1996 in February 2013 now require an Audit Committee to expand its focus to include corporate governance, specifically risk management, internal control and legislative compliance.

These Terms of Reference document the responsibilities of the Compliance and Strategic Review Committee and explain the roles of the Committee within Council.

OBJECTIVE

The Compliance and Strategic Review Committee plays a key role in assisting the Shire fulfil its corporate governance responsibilities in managing the affairs of the organisation. This includes financial reporting, risk management, compliance requirements and auditing.

The Committee will ensure compliance in the Shire's financial reporting and will liaise with the CEO to ensure the effective and efficient management of the Shire's financial accounting systems to meet statutory requirements.

The Committee is to facilitate:

- Compliance with laws and regulations with reference to best practice guidelines relative to auditing, risk management, internal control and legislative compliance;
- The provision of an effective means of communication between the external auditor, the CEO and the Council;
- Integrated Planning review and adoption;
- Policy review and adoption;
- Upon request of the Council, other matters with potential impact on finances, resources, strategic direction and policy of the Shire.



Item 11.4 - Attachment 2 Page 419



POWERS OF THE COMPLIANCE AND STRATEGIC REVIEW COMMITTEE

To facilitate informed decision making by Council in relation to the legislative functions and duties that have not been delegated to the Chief Executive Officer. The committee is to report to Council and provide appropriate advice and recommendations on matters relevant to its Terms of Reference. The Committee is a formally appointed committee of Council responsible to Council and may exercise a monitoring and review role over financial and other reporting, internal control, integrated planning and legislative and ethical compliance.

The Committee does not have executive powers, authority to implement actions in areas over which the CEO has legislative responsibility-or management functions. The primary responsibility for financial and other reporting, compliance with laws, internal control, strategic planning, policy and ethics rests with management.

MEMBERSHIP

The Committee will consist of at least four elected members. All members shall have full voting rights. The CEO and employees are not members of the Committee; however the CEO or his/her nominee is to attend all meetings to provide advice and guidance. Secretarial and administrative support is to be provided to the Committee.

MEETINGS

The Committee shall meet at least bi-annually with additional meetings convened as required at the discretion of the presiding person.

REPORTING

Reports and recommendations of each Committee meeting shall be presented to the next Ordinary Meeting of the Council.

DUTIES AND RESPONSIBILITIES

In order to facilitate informed decision making by Council the Compliance and Strategic Review Committee is to report to Council and provide appropriate recommendations on matters relevant to these Terms of Reference.

- a) Provide guidance and assistance to Council in carrying out the functions in relation to audits;
- Recommend to Council an appropriate process for the selection and appointment of a person as auditor;
- c) Recommend to Council a list of matters to be audited and the scope of the audit to be undertaken;
- d) Recommend to Council the person or persons to be appointed as auditor;
- e) Recommend to Council a written agreement for the appointment of the auditor in accordance with Regulations;



Item 11.4 - Attachment 2 Page 420



- f) Meet with the auditor once in each year and provide a report to Council on the matters and outcomes discussed:
- g) Liaise with the CEO to ensure that the Shire assists the auditor to promptly conduct the audit;
- h) After receiving a report from the CEO, examine the reports of the auditor and ensure that appropriate action is taken in respect of matters determined to require further action;
- Review the report prepared by the CEO on any actions taken in respect of any matters raised in the report of the auditor and presenting the report to Council for adoption prior to the end of the next financial year or 6 months after the last report prepared by the auditor is received, whichever is the latest in time;
- j) Consider the Chief Executive Officer's biennial reviews on the appropriateness and effectiveness of the Shire's systems and procedures in relation to risk management; internal control and legislative compliance and report to Council the results of those reviews;
- k) Recommend adoption of the Annual Financial Report to Council and review any significant changes that may arise;
- Respond-to requests from Council for advice that are within the parameters of the Committee's Terms of Reference;
- m) Recommend to Council on the adoption of the statutory Annual Compliance Return;
- n) Recommend to Council on policy review and adoption;
- o) Recommend to Council on the Integrated Planning and Reporting Framework review and adoption.
- p) Any other compliance or governance direction from change of regulatory environment, as advised from Department of Local Government and Communities from time to time.

Adopted: 26 March 2015. MINUTE NO. 26/2015



Item 11.4 - Attachment 2 Page 421

11.5 ELECTED MEMBER SUPERANNUATION

File Number: 5120

Author: Neil Hartley, Director - Strategic Business

Responsible Officer: Amanda Dexter, Chief Executive Officer

Authority/Discretion: Legislative

SUMMARY

WALGA canvassed the Local Government sector on a proposal to facilitate the payment of superannuation in late 2021.

The Local Government Act is now currently under review and that review includes consideration of Councillors being entitled to superannuation contributions.

The recent 2022 Western Australian Local Government Association (WALGA) Annual General Meeting resolved that it support WALGA to advocate for the Local Government reforms to include mandatory superannuation for elected members of Band 1 and Band 2 local governments (which includes the Shire of Derby/West Kimberley) but to only make those payments optional for Band 3 and 4 local governments.

WALGA now seeks feedback on the AGM resolution passed.

DISCLOSURE OF ANY INTEREST

The author does not have any interests to declare.

BACKGROUND

WALGA in late 2021, following requests from its membership over the last few years, canvassed the Local Government sector on a proposal to facilitate the payment of superannuation.

For this or other reasons, the current Local Government Act review includes consideration of Councillors being entitled to superannuation contributions. The Minister's legislative reform proposals are intended to be legislated in 2023. It is understood that the proposed legislation will enable local governments – by Council decision – to pay superannuation to Elected Members. The Minister's proposals was supported by the sector through WALGA's State Council.

The recent 2022 WALGA Annual General Meeting, (following discussion at the Mayors and Presidents' Forum, held as part of the WALGA Convention) included an item of Special Urgent Business. The motion, which was carried by the AGM, is as follows:

"That this meeting supports requesting WALGA to advocate for the Local Government reforms to include mandatory superannuation for elected members of Band 1 and Band 2 Councils and supports the optional payment of superannuation for Band 3 and 4 Councils."

The Shire of Derby/West Kimberley is a Band 2 local government, so that would result in the Council being required to include in its annual budgets, provision for that cost.

The resolution was passed at WALGA AGM's but they are not in themselves enforceable. They must first be considered and endorsed by the WALGA State Council before they can come into effect. The WALGA Stare Council can confirm a AGM resolution unchanged, modify it, or not accept it at all. This is similar to how resolutions of a local government AGM are dealt with.

To inform State Council consideration of the AGM proposal, WALGA is seeking feedback <u>from Band 1 and 2 Councils</u> on the AGM motion. As noted above, the Minister's soon-to-be-legislated reforms will enable superannuation to be paid by Council determination; the AGM motion would mandate superannuation for Bands 1 and 2 Local Governments.

Feedback is sought by WALGA from Band 1 and 2 Councils on the following question:

Does Council support the position carried at the WALGA Annual General Meeting: that superannuation should be mandatory for Elected Members of Band 1 and Band 2 Councils and optional for Band 3 and Band 4 Councils?

To inform an item for the 7 December meeting of State Council, feedback is requested by Wednesday, 2 November 2022.

STATUTORY ENVIRONMENT

The state government has announced a suite of legislative reform proposals impacting upon local governments, including:

Enabling Local Governments – by Council decision – to pay superannuation to Elected Members was among the Minister's proposals, and this proposal was supported by the sector through WALGA's State Council.

The legislative reform proposals (including the one above) are expected to be legislated in 2023.

POLICY IMPLICATIONS

There are no policy implications anticipated.

FINANCIAL IMPLICATIONS

The annual cost of superannuation for Shire of Derby/West Kimberley Councillors to the Shire's budget would be approximately \$24,000.

STRATEGIC IMPLICATIONS

GOAL	OUR PRIORITIES	WE WILL
1. Leadership and	1.2 Capable, inclusive and	1.2.1 Provide strong civic leadership
Governance	effective organisation	

RISK MANAGEMENT CONSIDERATIONS

RISK	LIKELIHOOD	CONSEQUENCE	RISK ANALYSIS	MITIGATION
Legal & Compliance: When superannuation payments become legislated, non-payment will result in penalties being imposed on the Shire.	Rare	Insignificant	Low	Initiate payments upon introduction of legislation.

CONSULTATION

No community consultation is required, and in light of the short response time, not practical

COMMENT

It is important to note that the proposed superannuation entitlement has been industry driven, through WALGA, to lobby the state government. It is not known whether that lobbying has resulted in the current legislation proposed, but it would seem that from information available thus far, the proposal by the state government is that payments will be authorised through the Local Government Act, and left to Councils to decide on a case by case basis whether to budget for those payments (as opposed to making it mandatory). That is hardly a surprising legislative tactic as the state government then avoids being accused of imposing costs on local governments.

In light of the fact that it is not considered likely that the State Government will make superannuation payments to Band 1 and 2 local governments compulsory, Council's decision in regard to this WALGA question can be distilled down to deciding:

what does Council believe is the right position to take on superannuation payments to Shire of Derby/West Kimberley Councillors?

There are numerous considerations that could impact upon that decision, including for example, the Shire's budget capacity; the capacity or willingness for some electors to take up a Councillors position that does not include superannuation paid on sitting fees; the general industry position on superannuation payments to Councillors; and what overall is thought to be in the best interested of the Shire of Derby and its community?

It might be worth noting that only a few decades ago, there were no payments at all to Councillors as it was felt at that time that it was a completely voluntary role. The capacity for Councillors to claim payments were then introduced to broaden the capacity of individuals to nominate, to encourage those that might otherwise not have been able to afford the privilege to do so in the past. The initial payment rate at that time was \$3,000 and this has gradually increased over the years to where it is today.

It would be fair to conclude that in time, like sitting fees, most Western Australian Councils will be making superannuation payments to Councillors, even if the choice to claim that payment is voluntary. The payment of superannuation to Councillors ought to therefore be supported, if only to promote a consistent position. As to the WALGA question, it is suggested that Council not support this position, and to simply allow the legislation to pass, upon which time a budget allocation should be provided to make superannuation payments to Councillors of the Shire of Derby/West Kimberley.

If Council holds the view that industry consistency would be better achieved by seeking that the State Government mandate superannuation payments for Band 1 and 2 local governments, it simply needs to:

- replace recommendation #1 with "Supports the principle of mandating compulsory superannuation payments to Councillors as this will provide industry consistency at the larger local government level"; and
- 2. delete the word "not" from recommendation #3 below.

VOTING REQUIREMENT

Simple majority

ATTACHMENTS

1. WALGA Info Page 🗓 🖫

RECOMMENDATION

That Council:

- 1. Supports the principle of individual Councils being legislatively enabled to decide on the question of whether to endorse the payment of superannuation to Councillors;
- 2. Supports the principle for payment of superannuation to Councillors as this will further assist to expand the potential for increased numbers of community members to consider nominating for a position on Council; and
- 3. Advise WALGA that it does <u>not</u> support the position carried at the WALGA Annual General Meeting (vis. that superannuation should be mandatory for Elected Members of Band 1 and Band 2 Councils and optional for Band 3 and Band 4 Councils).

INFOPAGE



To: Band 1 and Band 2 Local From: Tim Lane, Manager Association
Governments and Corporate Governance

Date: 7 October 2022

Subject: Elected Member Superannuation

IN BRIEF:

Operational Area:	Governance		
Key Issues:	 A motion supporting compulsory superannuation for Elected Members in Band 1 and 2 Local Governments was supported at WALGA's 2022 Annual General Meeting. This follows the Minister's proposal to amend legislation to enable Local Governments to pay superannuation to Elected Members if determined by Council. WALGA distributed a draft policy proposal on this issue in 2021, and the paper is provided as an attachment. 		
Action Required:	Feedback to WALGA by 2 November on the position carried at the 2022 WALGA Annual General Meeting		

Background

Payment of superannuation to Elected Members has recently been the subject of discussion in Local Government.

WALGA's Policy Proposal

WALGA canvassed the Local Government sector on a proposal to facilitate the payment of superannuation in late 2021.

The Draft Policy Proposal (attached) outlined arguments for the payment of super to Elected Members as well as potential barriers and costs. The paper proposed a position in favour of legislative change that would require Local Governments to pay Elected Members an amount equivalent to the superannuation guarantee into a nominated superannuation account.

While the paper remains relevant, it should be noted that the maximum costs in the paper will be reduced due to the Minister's reform to reduce the number of Council members based on population thresholds.

The paper concluded:

"On balance, it is posited that, to achieve the objectives of the superannuation system and to avoid politicisation of the decision at a local level, payment of superannuation should be a universal entitlement for Elected Members and therefore a requirement of Local Governments contained in the Local Government Act."

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Item 11.5 - Attachment 1 Page 426



Local Government sector feedback on the paper was mixed. Ultimately, WALGA's consultation process was superseded by the Minister's legislative reform proposals, announced in November 2021.

Minister's Reform Proposals

The Minister for Local Government, Hon John Carey MLA, announced a suite of legislative reform proposals on 10 November 2021.

Enabling Local Governments – by Council decision – to pay superannuation to Elected Members was among the Minister's proposals, and this proposal was supported by the sector through WALGA's State Council.

The Minister's legislative reform proposals will be legislated in 2023.

2022 WALGA Annual General Meeting

Following discussion at the Mayors and Presidents' Forum, held as part of the WALGA Convention on Sunday, 2 October, an item of Special Urgent Business was put forward to the Annual General Meeting the following day.

The motion, which was carried by the meeting, is as follows:

That this meeting supports requesting WALGA to advocate for the Local Government reforms to include mandatory superannuation for elected members of Band 1 and Band 2 Councils and supports the optional payment of superannuation for Band 3 and 4 Councils.

Consultation

To inform State Council deliberation, Council feedback is sought on the AGM motion. As noted above, the Minister's soon-to-be-legislated reforms will enable superannuation to be paid by Council determination; the AGM motion would mandate superannuation for Bands 1 and 2 Local Governments. Effectively, the AGM motion, if supported by the Minister, would not have any impact on Local Governments in Bands 3 and 4

Feedback is sought on the following question:

Does Council support the position carried at the WALGA Annual General Meeting: that superannuation should be mandatory for Elected Members of Band 1 and Band 2 Councils and optional for Band 3 and Band 4 Councils?

To inform an item for the 7 December meeting of State Council, feedback is requested by <u>Wednesday, 2 November</u>. Local Governments will also be able to provide feedback through the November round of Zone meetings to be held 23 to 28 November.

For more information, please contact:

Tim Lane, (08) 9213 2029, tlane@walga.asn.au, or Tony Brown, (08) 9213 2051, tbrown@walga.asn.au

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Page 2



Superannuation for Elected Members

Draft Policy Proposal

September 2021

Item 11.5 - Attachment 1 Page 428



About WALGA

The WA Local Government Association (WALGA) is working for Local Government in Western Australia. As the peak industry body, WALGA advocates on behalf of 139 Western Australian Local Governments. As the united voice of Local Government in Western Australia, WALGA is an independent, membership-based organization representing and supporting the work and interests of Local Governments in Western Australia. WALGA provides an essential voice for 1,222 Elected Members, approximately 22,000 Local Government employees (16,500 Full Time Equivalent's) as well as over 2.67 million constituents of Local Governments in Western Australia.

Contacts

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www.walga.asn.au 2

Item 11.5 - Attachment 1 Page 429



Contents

About WALGA	2
Contacts	2
Entitlement to Superannuation	
Current Arrangements	
Other Jurisdictions	5
Proposed Approach	5
Costs	6
Recommendation	7
Process for Consultation	7

www.walga.asn.au 3



Entitlement to Superannuation

Elected Members, like all workers, should be entitled to payment of superannuation. Payment of superannuation to Elected Members would address a historical anomaly that has seen Elected Members denied a benefit enjoyed by the broader workforce.

Given community expectations and the time commitment of serving on or leading a Council, many Elected Members are sacrificing opportunities for paid work to serve their community on Council.

As has been well documented through recent Inquiries into Local Government, "the role of a Councillor is challenging. Councillors are responsible for overseeing a complex business – that provides a broad range of functions, manages significant public assets, and employs in some cases hundreds of staff – all in a political and publicly accountable environment." 1

It is crucial to the functioning of Local Government that Elected Members are appropriately remunerated for their time and contribution.

Payment of superannuation to Elected Members aligns with the objective of the superannuation system, which is "to provide income in retirement to substitute or supplement the Age Pension."²

In addition, it is hoped that payment of superannuation would lead to greater interest and more nominations to serve on Council from women and younger people, leading to greater representation on Councils by people from traditionally underrepresented demographics.

Current Arrangements

Under current arrangements, Elected Members can voluntarily decide to have all or a portion of their allowances paid into a superannuation fund.

In addition, under the Superannuation Guarantee (Administration) Act 1992 (Cth), Local Governments can unanimously resolve to be considered an 'eligible local governing body' through the Taxation Administration Act 1953 (Cth).

As a consequence of such a resolution, Elected Members would then be treated similarly to employees and the Local Government would be required to make superannuation

www.walga.asn.au 4

Item 11.5 - Attachment 1

¹ WALGA (2019) Final Submission: Select Committee into Local Government. Page 35. https://www.parliament.wa.gov.au/Parliament/commit.nsf/lulnquiryPublicSubmissions/DCCAD309ECAE29E0 4825848100171E77/\$file/lo.lgi.150.190910.sub.walga.pdf

² Australian Government: The Treasury (2021) *Superannuation Reforms*. https://treasury.gov.au/superannuation-reforms



contributions in addition to payment of allowances. However, a resolution of this nature also has significant implications: pay as you go (PAYG) tax would be required to be withheld for remission to the Australian Taxation Office (ATO), and Fringe Benefit Tax (FBT) would be applicable to all benefits provided to Elected Members. For these reasons, Local Governments in Australia typically do not pursue this course of action.

Other Jurisdictions

Approaches in other jurisdictions are mixed, however the issue of superannuation entitlements for Elected Members has increasingly been the subject to public debate in other states of Australia.

In New South Wales, following a state-led discussion paper and consultation process, amendments to the Local Government Act have been put forward that would enable Councils to resolve to pay superannuation contributions from July 2022.

This mirrors the approach in Queensland where, under the state's Local Government Act, Councils may resolve to pay superannuation contributions to Elected Members.

Elected Members in Victoria are paid a cash loading equivalent to the superannuation guarantee, but this is not required to be paid into a superannuation fund.

No superannuation is paid in Tasmania, South Australia or the Northern Territory.

Proposed Approach

The recommended advocacy approach is to propose that the *Local Government Act 1995* be amended to facilitate the payment of superannuation to Elected Members in addition to fees and allowances.

This approach avoids the problems associated with the current arrangements around the need to withhold income tax and pay fringe benefits tax.

A fundamental question relates to whether the proposed amendment to the Local Government Act should *require* Local Governments to pay superannuation, or whether the decision to pay superannuation should be a decision of Council.

Under the principle of general competence, Local Governments should be empowered to manage their own affairs and the case could be made that this ought to extend to the payment of superannuation to Elected Members. However, as the superannuation system is underpinned by its universality, and there is potential for payment of superannuation to

www.walga.asn.au 5

Item 11.5 - Attachment 1 Page 432



become a political debate around the Council table, a strong case can be made for the payment of superannuation to Elected Members to be a legislative requirement.

On balance, it is posited that, to achieve the objectives of the superannuation system and to avoid politicisation of the decision at a local level, payment of superannuation should be a universal entitlement for Elected Members and therefore a requirement of Local Governments contained in the Local Government Act.

Feedback is sought from Members on this specific issue:

Should Local Governments be enabled or required to pay superannuation to Elected Members?

Why is that approach preferred?

As is the case in other jurisdictions, the Salaries and Allowances Tribunal should not consider the payment of superannuation as part of their deliberative process. Specifically, payment of superannuation, equivalent to the superannuation guarantee, should be over and above the fees and allowances determined by the Salaries and Allowances Tribunal.

Costs

There will be a cost associated with the payment of superannuation to Elected Members. These costs will be particularly noticeable in the first year when superannuation becomes payable.

The table below identifies the maximum possible cost of paying superannuation based on the current Salaries and Allowances Tribunal (SAT) determination³, and the current superannuation guarantee of ten percent.

The second column in the table identifies the maximum number of Elected Members currently elected to at least one Local Government in each SAT band in Western Australia. The third column then assumes that the maximum allowances are paid to all Councillors, the Mayor or President and the Deputy Mayor or Deputy President. From this, the maximum superannuation liability, based on the current SAT determination and the current superannuation guarantee of ten percent, per SAT band is calculated.

www.walga.asn.au 6

Item 11.5 - Attachment 1

³ Salaries and Allowances Tribunal (2021) Determination of the Salaries and Allowances Tribunal on Local Government Chief Executive Officers and Elected Members, 8 April 2021. https://www.wa.gov.au/sites/default/files/2021-

 $[\]underline{04/Local\%20Government\%20Chief\%20Executive\%20Officers\%20 and \%20Elected\%20Members\%20Determination\%20No\%201\%20of\%202021.pdf$



It is acknowledged that the actual liability for each Local Government is likely to be less than the maximum due to fewer Elected Members than the maximum listed in the second column, and / or paying less than the maximum allowances to Elected Members. In this way, the table below represents the **maximum** potential cost to Local Governments in each band.

Band	Maximum number	Maximum fees and	Maximum
	of Elected	allowances	Superannuation
	Members		liability
	(currently)		_
1	15	\$603,199	\$60,320
2	13	\$389,101	\$38,910
3	11	\$235,208	\$23,521
4	11	\$139,653	\$13,965

While the costs are acknowledged, it is argued that on balance the benefits of paying superannuation to Elected Members as outlined in this paper outweigh the costs.

Recommendation

WALGA recommends to the Minister for Local Government:

That the *Local Government Act* 1995 be amended to require Local Governments to pay Elected Members, into a nominated superannuation account, an amount equivalent to the superannuation guarantee determined with reference to fees and allowances paid to each Elected Member.

Process for Consultation

This paper has been prepared as a *Draft Policy Position Paper*. Feedback is sought from members in regards to the recommendation put forward by this paper.

Comments or submissions should be made to Tim Lane, Manager Strategy and Association Governance, at tlane@walga.asn.au by **Friday, 29 October**.

State Council's Governance Policy Team will meet in late October to consider member comments and submissions and provide guidance to inform a State Council agenda item, which will be considered at November Zone meetings and the 1 December meeting of State Council.

Following a State Council decision, advocacy will be undertaken with the Minister for Local Government.

www.walga.asn.au 7

12 CORPORATE SERVICES

Nil

13 TECHNICAL SERVICES

13.1 AWARDING OF TENDER T7-2022 - RECONSTRUCTION WORKS OF YURABI ROAD

File Number: 0481

Author: Wayne Neate, Director Technical and Development Services

Responsible Officer: Amanda Dexter, Chief Executive Officer

Authority/Discretion: Administrative

SUMMARY

This item is for Council to consider the awarding of Tender T7-2022 being the contract works required to undertake repairs to bitumen and road formation on Yurabi Road, Fitzroy Crossing. It is proposed that the Tender be awarded to Buckley's Earthworks and Paving.

DISCLOSURE OF ANY INTEREST

Nil by Author or Responsible Officer

BACKGROUND

As proposed in Council's 2022-2023 budget, funding has been allocated to undertake some bitumen repair work, resealing and reformation works and drainage improvements on Yurabi Road, Fitzroy Crossing. The issues were identified prior to the 2022/2023 budget and a small section of the bitumen section at the southern end of Yurabi Road is deteriorating rapidly potentially due to holding moisture under the pavement. It is proposed these works will happen at the same time as the Fitzroy Crossing Visitor Centre carpark therefore saving so Mobilisation and De-mobilisation costs.

STATUTORY ENVIRONMENT

Local Government Act 1995 – 3.57 Tenders for the providing goods or services and Local Government (Functions and General) Regulations 1996 Part 4 Tenders for providing goods or services.

POLICY IMPLICATIONS

Section 8 - Purchase of Goods and Services

Regional Price preference Policy AF33

FINANCIAL IMPLICATIONS

Funds for the undertaking of this project is contained within the proposed 2022-2023 budget for Yurabi Road in Fitzroy Crossing. This project is fully funded from Federal Roads to Recovery funds and has been allocated \$350,000 in the 2022-2023 budget.

Any under expenditure could be reallocated to Emanuel Way as required or held for future projects in future years.

Item 13.1 Page 436

STRATEGIC IMPLICATIONS

GOAL	OUR PRIORITIES	WE WILL
4. Environment	4.2 Liveable Communities	4.2.3 Encourage and facilitate the maintenance and development of infrastructure that connects our communities

RISK MANAGEMENT CONSIDERATIONS

RISK	LIKELIHOOD	CONSEQUENCE	RISK ANALYSIS	MITIGATION
Financial: If work not carried out at the same time as the Visitor Centre Carpark costs will escalate due to mobilisation costs	Possible	Moderate	Medium	Ensure Tender awarded to avoid additional costs

CONSULTATION

Tender T7-2022 - Bitumen and Road formation repairs Yurabi Road, Fitzroy Crossing.

The advertised Tender allowed for a minimum of fourteen days for individuals or companies to submit tenders, which included the opportunity to view and inspect the construction site. Council officers have carried out several inspections consulted with all stakeholders and prepared working drawings for the projects.

Only one response was received

COMMENT

It is recommended that the tender be awarded to the contractor with the highest average score given by three assessors, using the Approved Tender Scoring Criteria that falls within the allocated budget. The Regional Price Preference Policy AF33 was applied to the prices submitted by the one Tenderer.

The criteria and weighting for this tender were as follows;

Criteria	%
Related Experience	15
Key Personnel and Experience	15
Tenderer's Resources	15
Demonstrated Understanding	15
Local Supplier Details	10
Quality Management Systems	20
Risk	10

Item 13.1 Page 437

A score summary is shown below;

Buckleys Earthworks and Paving	C1
--------------------------------	----

		C1
Relevant Experience 15%	Weighted Score	12.3
Key Personnel Skills & Experience 15%	Weighted Score	12.7
Tender Resources 15%	Weighted Score	12.0
Demonstrated Understanding 15%	Weighted Score	12.3
Local Supplier Details 10%	Weighted Score	7.7
Quality Management System 20%	Weighted Score	15.3
Risk 10%	Weighted Score	8.0
Totals	100%	80.3

As seen in the table above, Total criteria scores are high in the Assessment Criteria for T7-2022 Bitumen and Road formation repairs Yurabi Road, Fitzroy Crossing. It is recommended that this contract be awarded to Buckley's Earthworks and Paving.

VOTING REQUIREMENT

Simple majority

ATTACHMENTS

1. Confidential Pricing Yurabi Road - Confidential

RECOMMENDATION

That Council award Tender T7-2022 Bitumen and Road formation repairs Yurabi Road, Fitzroy Crossing to Buckley's Earthworks and Paving.

Item 13.1 Page 438

14 DEVELOPMENT SERVICES

Nil

15 COMMUNITY AND RECREATION SERVICES

Nil

16 MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

17 NEW BUSINESS OF AN URGENT NATURE

18 MATTERS FOR WHICH THE MEETING MAY BE CLOSED (CONFIDENTIAL MATTERS)

Nil

19 CLOSURE

19.1 Date of Next Meeting

The next ordinary meeting of Council will be held Thursday, 24 November 2022 in the Fitzroy Crossing.

19.2 Closure of Meeting