



**Shire of Derby /
West Kimberley**

MINUTES

Ordinary Council Meeting Thursday, 28 October 2021

Date: Thursday, 28 October 2021

Time: 5:30pm

**Location: Council Chambers
Clarendon Street
Derby**



Order Of Business

1	Declaration of Opening, Announcements of Visitors	4
2	Attendance via Telephone/Instantaneous Communications.....	4
3	Disclosure of Interests	4
3.1	Declaration of Financial Interests	5
3.2	Declaration of Proximity Interests	5
3.3	Declaration of Impartiality Interests.....	5
4	Applications for Leave of Absence	5
5	Responses to Previous Public Questions taken on Notice	5
6	Public Time.....	5
6.1	Public Question Time	5
6.2	Public Statements	9
7	Petitions, Deputations, Presentations and Submissions	9
7.1	Presentation.....	9
7.2	Deputations.....	9
8	Announcements by Presiding Person without Discussion	9
9	Confirmation of Minutes of Previous Meetings	10
10	Recommendations and Reports of Committees	10
	Nil	
	Reports	11
11	Executive Services	11
11.1	Minutes of the Joint Meeting of the Kimberley Zone and Kimberley Regional Group Held 22 February 2021, 20 April 2021, 26 August 2021 and 2 September 2021.....	11
11.2	Appointments of Council Committees, Formal External Committees and Portfolio's / Focus Areas 2021	345
11.3	Proposed Lease to Derby Speedway Club (Inc), Derby Sporting Shooters Aust (Inc), and Derby Pistol Club (Inc).....	358
11.4	Christmas Closure 2021/22	366
11.5	Review of Council Meeting Schedule for 2022	371
12	Corporate Services	380
12.1	Compliance Reports - Councillor Meeting Attendance.....	380
12.2	Compliance Reports - Council Minute Management.....	383
12.3	Statement of Financial activity for the period ending 31 August 2021	404
12.4	Statement of Financial activity for the period ending 30 September 2021.....	440

12.5	2020/21 Budget - First Quarter Review	476
12.6	Accounts for Payment - September 2021	491
13	Technical Services.....	521
	Nil	
14	Development Services	522
14.1	Planning Application at Lot 11, No. 145 Loch Street, Derby for Offices, Café/Cafeteria, Landscaping and Parking.	522
14.2	Request for comments on Proposed Licence over part of unmanaged Reserve 1507 "Watering Place" and part of unmanaged "Stock Route" Reserve 29396	544
15	Community and Recreation Services	553
15.1	Request for Extension of Fee Waiver - Derby Amatuer Swimming Club Inc.	553
16	Motions of which Previous Notice has been Given	557
17	New Business of an Urgent Nature	557
18	Matters for which the Meeting may be Closed (Confidential Matters).....	558
18.1	RATES OUTSTANDING SEPTEMBER 2021	558
18.2	SUNDRY DEBTORS SEPTEMBER 2021	558
18.3	Fitzroy Crossing Airport - Lease to Recharge Fuel Supplies	559
18.4	Derby Airport - Royal Flying Doctor Service Lease/Landing Fees	560
19	Closure.....	561
19.1	Date of Next Meeting.....	561
19.2	Closure of Meeting.....	561

**MINUTES OF SHIRE OF DERBY / WEST KIMBERLEY
ORDINARY COUNCIL MEETING
HELD AT THE COUNCIL CHAMBERS, CLARENDON STREET, DERBY
ON THURSDAY, 28 OCTOBER 2021 AT 5:30PM**

- PRESENT:** Cr Geoff Haerewa (Shire President), Cr Peter McCumstie (Deputy Shire President), Cr Paul White, Cr Geoff Davis, Cr Andrew Twaddle, Cr Rowena Mouda, Cr Pat Riley, Cr Keith Bedford, Cr Linda Evans
- IN ATTENDANCE:** Neil Hartley (Acting Chief Executive Officer), Wayne Neate (Director Technical and Development Services), Christie Mildenhall (Acting Director of Corporate and Community Services), Sarah Smith (Executive Services Coordinator), Amy Roughton (Executive and Corporate Administration Officer).
- VISITORS:** Craig Olejnik (Kimberley Regional Manager) – Department of Biodiversity, Conservation & Attractions
- GALLERY:** Terri Buckley, Susan Murphy, Alex Fernandez, Hannah Barry
- APOLOGIES:** Nil
- APPROVED LEAVE OF ABSENCE:** Nil
- ABSENT:** Nil

1 DECLARATION OF OPENING, ANNOUNCEMENTS OF VISITORS

The meeting was opened at 5:34pm by Geoff Haerewa, Shire President.

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 Keith Bedford
- Cr Geoff Davis
- Cr Pat Riley

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

Nil.

3.2 Declaration of Proximity Interests

Nil.

3.3 Declaration of Impartiality Interests

Nil.

4 APPLICATIONS FOR LEAVE OF ABSENCE

LEAVE OF ABSENCE

RESOLUTION 118/21

Moved: Cr Paul White

Seconded: Cr Linda Evans

That the Leave of Absence received from Cr Geoff Haerewa for the Ordinary Council Meeting on 25 November 2021 and 9 December 2021 be accepted and leave of absence granted.

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

CR GEOFF DAVIS ENTERED THE MEETING AT 5:39PM.

5 RESPONSES TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

6 PUBLIC TIME

6.1 Public Question Time

Cheryl Grant – Sculptures on the Marsh

Question: As I understand it from your reply (b) regarding the lack of community consultation, the proponents were involved in directing Council policy in September 2019. I would have thought this is highly irregular. Does this comply with governance standards?

Response: The Shire is most comfortable about consulting with stakeholders that might have a direct interest in a topic. That often occurs with consultation at all levels of government. It is important to highlight that the Shire's letter states "These meetings assisted to inform the draft policy in so far as the nature and scale of the potential art pieces." Stakeholders do not "direct", they "contribute", with Council making the final decision at a Council Meeting. Governance Standards have been maintained.

Question: You also acknowledge that no public consultation has occurred since at least 2019 regarding this major visual landscape project. This could leave Council vulnerable to suspicions of nepotism. Such lack of community inclusion also misses out on likely valuable contributions, ideas, skills, and resources.

Response: The Shire agrees that community consultation makes a positive contribution to final decision making. None was thought to be directly required during the period in question but the point is taken that if it had occurred, then there may have been additional information brought to the table that could then have been taken into consideration. It is not thought that there are any suspicions of nepotism within the wider community in regard to this project.

Question: There is no mention in Councils June 2021 Public Art policy of 'Sculptures on the Marsh'. Is it really possible that Council and the proponents decided to use Derby's marsh for this purpose with no community consultation? Expansive, uninterrupted views across the marsh define Derby. This major change to Derby's visual landscape demands community consultations, including with the indigenous population.

Response: See response to similar earlier question.

Question: You state (c) that the proponents were also involved in site selection. There is surely a clear conflict of interest in this process. An artist would likely be influenced by personal factors, whereas there are many broader issues to take into account, for example, description of placement context, and the relationship of the artwork to other factors, including local history or significant indigenous stories.

Response: It is not appropriate for the Shire to respond on what might or might not influence a proponent, but the Shire is very comfortable liaising with proponents and taking on board their ideas and preferences. Where those preferences can reasonably be accommodated, they generally are, but at the end of the day it is the Shire that decides on what approvals are provided, and the associated conditions applicable.

Statement: Please also refer to the relevant site considerations as detailed in my letter of 27 September, including:

1. Use the Sculpture project to promote and develop the existing and future Heritage trails on the Southern side of the Derby marsh.
2. International geoheritage significance of Doctors Creek embayment.
3. Air quality and dust control

As you point out, the sculptures are proving popular with some (but not all) sections of the community. This is the very reason why careful planning is required to avoid damaging environmental impacts, both from the siting of the artwork and from increasing vehicular and human traffic across the marsh vegetation and the coastal saltmarsh itself, weeds and litter.

Response: The point is noted.

Statement: One of the many advantages of community consultation is that it can help to avoid some of the problems now emerging. Future community consultation with local residents will minimise any such further negative effects.

Response: The point is noted.

Statement: I welcome Council's intended consideration of environmental concerns in next years budget. To assist with this, I raise the following issues:

Listed Conservation fauna: Birds

Is Council aware that the Derby Marsh in the vicinity of the jetty road is home to at least 11 listed threatened species of birds and visited by at least 10 listed threatened species of migratory birds?

Response: No specific research has been undertaken in regard to this question but the Shire has no reason to believe that the statistics promoted in the question are inaccurate.

Statement: Listed threatened species of birds actually observed on Derby marshlands in the vicinity of the jetty road number 11: 3 are critically endangered, 5 endangered and 3 vulnerable. Also identified are 29 threatened species that could potentially occur in the vicinity. In addition, the following listed migratory birds have been actually observed in this area: 2 marine species, 1 terrestrial species and 7 wetlands species and 43 listed migratory species could potentially occur in the vicinity.

Response: The point is noted.

Statement: Listed threatened species of birds recorded in this vicinity include:

- Curlew Sandpiper, Critically Endangered
- Eastern curlew, Critically Endangered
- Australian Painted Snipe, Endangered
- Bar-tailed Godwit, Vulnerable

(Source: Environment Protection and Biodiversity Conservation)

Response: The point is noted.

Statement: Other Marshland Fauna

Many species of lizards, insects and frogs also depend on the marsh and foreshore.

Response: The point is noted.

Question: Will Council commit to carry out due diligence assessment and planning for the protection and preservation of Derby's marshlands before installing more sculptures in the area?

Response: No additional work is proposed at this point in time in light of the fact that the concept has already been approved, however as outlined in an earlier response, a budget consideration to undertake environmental studies and public access improvements can be considered at the next Shire budget.

Statement: Here is an example of the Environmental Protection Agency of WA's recommended investigations and responses that would be appropriate in this case:

Potential environmental impacts: Provide information about the anticipated environmental impacts of the proposal and the proposed application of the mitigation hierarchy to avoid, minimise those impacts.

Receiving environment: Describe the current condition, using appropriate baseline studies such as flora and fauna surveys. This may include known environmental values, sensitivity to impact and current level of cumulative impacts.

Proposal activities: List the proposal-specific activities that will impact environmental factors, considering direct and indirect impacts (e.g. impacts to flora and fauna from clearing and dust).

Mitigation: Describe how you have applied the mitigation hierarchy (avoid, minimise, rehabilitate, offset) to reduce the potential environmental impacts of the proposed activities. (Source: EPA WA advice on project assessment)

Response: The point is noted.

Statement: I ask that Council move to protect the Doctors Creek embayment by removing it from the list of potential sculpture sites and relocate Moon Girl for the following reasons:

- The Doctors Creek embayment is internationally significant for its geoheritage values; described as a unique global classroom by Dr V. Semeniuk.
- The proposed A Class Nature Reserve is part of this embayment.
- The area could be the focus of an educational heritage trail, used for Derby's children as well as visitors.
- The narrow strip of foreshore vegetation is rapidly degrading from the placement of just one sculpture, 1 page of photographs attached. In comparison, the South side of the marsh has a larger buffer zone of pindan between the saltmarsh and the residential area, where damage could be more easily contained.
- Salt-dust storms will be more severe due to the breaking up of the marsh surface, impacting residents and posing a corrosive threat to the Shire heritage collection.
- The area already has significant Derby heritage values: the Woolshed, tramway and Wharfinger House museum form an existing Heritage precinct on that side of the Derby peninsular.

- Moon Girl does not fit well into this environment and should be relocated. It is difficult to identify the connections or relevance of Moon Girl to this particular site, or indeed what it even represents.
- Residents I have spoken to along Villiers St do not think it is appropriate for a theme park of sculptures to be placed near this quiet, residential area.

Response: It is not proposed to move the Moon Girl sculpture, at least at this point in time.

Statement: In summary, I believe Council has missed valuable opportunities for a truly inspiring community-based project, which could have involved emerging sculptors, including indigenous artists and at-risk youth. I am very disappointed at the lack of consultation and inclusion as well as the complete disregard demonstrated for Derby's marsh, flora and fauna and existing heritage values.

Response: There is no evidence to support this position, although the Shire does acknowledge Ms Grant's disappointment that community consultation did not occur. The Shire considers that the project does provide a much needed promotion of the district and being largely grant funded, is being undertaken at a relatively low cost. It is not known if the project were to be differently structured whether it would have been more successful, or whether it might not have been supported for grant funding at all.

6.2 Public Statements

Nil.

7 PETITIONS, DEPUTATIONS, PRESENTATIONS AND SUBMISSIONS

7.1 Presentation

Department of Biodiversity, Conservation & Attractions
Presenters: Craig Olejnik (Kimberley Regional Manager)

- Overview of public submission for Buccaneer Archipelago Marine Park and possible changes for management arrangements.

7.2 Deputations

Susan Murphy (Chief Executive Officer) and Alex Fernandez (Chairperson)

Item: 14.1 – Planning Application at Lot 11, No. 145 Loch Street, Derby for Offices, Café/Cafeteria, Landscaping and Parking.

8 ANNOUNCEMENTS BY PRESIDING PERSON WITHOUT DISCUSSION

Nil.

9 CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS

RESOLUTION 119/21

Moved: Cr Andrew Twaddle

Seconded: Cr Paul White

That the Minutes of the Ordinary Meeting of the Shire of Derby/West Kimberley held at the Council Chambers, Clarendon Street, Derby, on 30 September 2021 be CONFIRMED.

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

RESOLUTION 119/21

Moved: Cr Rowena Mouda

Seconded: Cr Linda Evans

That the Minutes of the Special Meeting of the Shire of Derby/West Kimberley held at the Council Chambers, Clarendon Street, Derby, on 18 October 2021 be CONFIRMED.

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

10 RECOMMENDATIONS AND REPORTS OF COMMITTEES

Nil

REPORTS**11 EXECUTIVE SERVICES****11.1 MINUTES OF THE JOINT MEETING OF THE KIMBERLEY ZONE AND KIMBERLEY REGIONAL GROUP HELD 22 FEBRUARY 2021, 20 APRIL 2021, 26 AUGUST 2021 AND 2 SEPTEMBER 2021****File Number: 4221****Author: Sarah Smith, Executive Services Coordinator****Responsible Officer: Amanda Dexter, Chief Executive Officer****Authority/Discretion: Advocacy****SUMMARY**

This report presents for Council endorsement the Minutes from the Joint Meeting of the Kimberley Zone of the Western Australian Local Government Association (WALGA) and the Kimberley Regional Group held on 22 February 2021, 20 April 2021, 26 August 2021 and 2 September 2021.

DISCLOSURE OF ANY INTEREST

Nil.

BACKGROUND

A copy of the minutes from previous joint meetings held on 22 February 2021, 20 April 2021, 26 August 2021 and 2 September 2021 between members of the Kimberley Zone of WALGA (Zone) and Kimberley Regional Group (KRG) are attached for Council consideration.

As a result of a past decision of the group, both the Kimberley Zone and KRG meetings are joined.

It should be remembered that the Kimberley Zone of WALGA is a group established to represent regional issues to the State Council of WALGA. This group includes the four Kimberley Shires in addition to the Shires of Christmas Island and Cocos Keeling Islands.

The KRG is a group defined through a deed of agreement between the four Kimberley local governments with the Minister for Local Government.

POLICY IMPLICATIONS

Nil.

FINANCIAL IMPLICATIONS

Nil.

STATUTORY ENVIRONMENT

Local Government Act 1995

STRATEGIC IMPLICATIONS

GOAL	OUR PRIORITIES	WE WILL
1. Leadership and Governance	1.1 Collaboration and partnership	1.1.3 Maximise regional opportunities that benefit our community
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
Community: That the Shire’s interests and contribution to the zone are represented and reflect the views of the community	Unlikely	Minor	Low	Minutes received and endorsed by Council to allow for transparency and assist zone attendees with clear direction

CONSULTATION

Nil.








COMMENT

The minutes and respective background information are attached to this report and the following comments are made in relation to the resolutions passed by the Group. Additional recommendations have been made where necessary for Council’s consideration.

VOTING REQUIREMENT

Simple majority

ATTACHMENTS

1. Zone KRG Joint Meeting Minutes 22 February 2021  
2. Zone KRG Joint Meeting Minutes 20 April 2021  
3. Zone KRG Joint Meeting Minutes 26 August 2021  
4. Zone KRG Joint Meeting Minutes 2 September 2021  

RESOLUTION 120/21

Moved: Cr Paul White

Seconded: Cr Linda Evans

That Council

1. Receives and endorses the resolutions of the Kimberley Zone of WALGA and Kimberley Regional Group as attached in the minutes from the Joint Meetings held on 22 February

2021, 20 April 2021, 26 August 2021 and 2 September 2021.

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



**KIMBERLEY REGIONAL GROUP
Meeting**

**UNCONFIRMED
MINUTES**

1:00PM, 22 FEBRUARY 2021

Video Conference

SHIRE OF BROOME
KIMBERLEY REGIONAL GROUP
MONDAY 22 FEBRUARY 2021

INDEX – MINUTES

1.	DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS	3
2.	RECORD OF ATTENDANCE / APOLOGIES	3
3.	DECLARATION OF INTERESTS	4
4.	CONFIRMATION OF MINUTES	4
5.	BUSINESS ARISING FROM PREVIOUS MEETING	4
6.	PRESENTATIONS FROM REPRESENTATIVES	4
7.	REPORTS FROM REPRESENTATIVES	4
8.	REPORTS FROM KIMBERLEY COUNTRY ZONE	5
	8.1 WALGA STATE COUNCIL AGENDA AND PRESIDENT'S REPORT	5
	8.2 ASSET PRESERVATION MODEL.....	12
9.	REPORTS FROM KIMBERLEY REGIONAL GROUP	22
	9.1 2021 KIMBERLEY ZONE AND KIMBERLEY REGIONAL GROUP MEETING DATES	22
	9.2 ALCOHOL MANAGEMENT	24
	9.3 BRANDING	27
	9.4 BUSINESS PLAN STATUS UPDATE REPORT.....	30
	9.5 CONSULTANT REPORT	35
10.	CORRESPONDENCE	38
	10.1 CORRESPONDENCE	38
11.	GENERAL BUSINESS	46
12.	MATTERS BEHIND CLOSED DOORS	46
13.	MEETING CLOSURE	46

**MINUTES OF THE KIMBERLEY REGIONAL GROUP OF THE SHIRE OF BROOME,
HELD IN THE SHIRE OF BROOME, CORNER WELD AND HAAS STREETS, BROOME, ON
MONDAY 22 FEBRUARY 2021, COMMENCING AT 1:00PM.**

1. DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS

The Chair welcomed Members, officers and guests and declared the meeting open at 1:00pm.

2. RECORD OF ATTENDANCE / APOLOGIES

ATTENDANCE:

Cr Chris Mitchell	Shire of Broome
Sam Mastrolembro	Shire of Broome
Cr Paul White	Shire of Derby West Kimberley
Amanda O'Halloran	Shire of Derby West Kimberley
Cr David Menzel	Shire of Wyndham East Kimberley
Cr Tony Chafer	Shire of Wyndham East Kimberley
Vernon Lawrence	Shire of Wyndham East Kimberley
Cr Malcolm Edwards	Shire of Halls Creek
Noel Mason	Shire of Halls Creek
Debra Goostrey	Zone Executive - ATEA
James Watt	Shire of Broome
Nick Sloan	Chief Executive Officer, WALGA
Tim Lane	WALGA
Tim Bray	Kimberley Development Commission
Krissie Dickman	Department of Communities
Greg Hayes	WALGA Roadwise

APOLOGIES:

Cr Chris Loessl	Shire of Halls Creek
Cr Harold Tracey	Shire of Broome
Cr Gordon Thomson	Shire of Christmas Island
Cr Kee Heng Foo	Shire of Christmas Island
David Price	Shire of Christmas Island
Cr Tony Lacy	Shire of Cocos (Keeling) Islands
Cr Seriwati Iku	Shire of Cocos (Keeling) Islands
Andrea Selvey	Shire of Cocos (Keeling) Islands
Danelle Dowding	Kimberley RDA

3. DECLARATION OF INTERESTS

FINANCIAL INTEREST			
Member	Item No	Item	Nature of Interest
Nil			

IMPARTIALITY			
Member	Item No	Item	Nature of Interest
Nil.			

4. CONFIRMATION OF MINUTES

KIMBERLEY REGIONAL GROUP RESOLUTION:
(RECOMMENDATION) *Minute No. KRG/0221/001*
Moved: Cr D Menzel *Seconded: Cr M Edwards*
That the Minutes of the Kimberley Regional Group held on 27 November 2020, as published and circulated, be confirmed as a true and accurate record of that meeting.
CARRIED UNANIMOUSLY 4/0

5. BUSINESS ARISING FROM PREVIOUS MEETING

Nil.

6. PRESENTATIONS FROM REPRESENTATIVES

Nil.

7. REPORTS FROM REPRESENTATIVES

- 7.1 **KIMBERLEY DEVELOPMENT COMMISSION**
Tim Bray, Director Regional Planning and Project Delivery
- 7.2 **WALGA**
Nick Sloan, Chief Executive Officer
Tim Lane, Manager Strategy and Association Governance
- 7.3 **DEPARTMENT OF LOCAL GOVERNMENT SPORT AND CULTURAL INDUSTRIES / DEPARTMENT OF COMMUNITIES**
Krissie Dickman, Regional Manager Kimberley
- 7.4 **WALGA ROADWISE**
Greg Hayes, WALGA Roadwise Safety Advisor

8. REPORTS FROM KIMBERLEY COUNTRY ZONE

8.1 WALGA STATE COUNCIL AGENDA AND PRESIDENT'S REPORT

LOCATION/ADDRESS:	Nil
APPLICANT:	Nil
FILE:	KRG01; RCG03
AUTHOR:	Zone Executive
CONTRIBUTOR/S:	Nil
RESPONSIBLE OFFICER:	Director Corporate Services
DISCLOSURE OF INTEREST:	Nil

SUMMARY:
 To consider the recommendations on Matters for Decisions that will be considered at the WALGA State Council meeting on the 3rd March 2021.

COMMENT

The next WALGA State Council meeting will be held on 3 March 2021. The following matters for decision will be considered.

	Matters for Decision	WALGA Recommendation	Zone Comment & Recommendation
5.5.1	External Oversight and Intervention – Authorised Inquiries and Show Cause Notices (05-034-01-0001 FM)	That WALGA: 1. Continues to advocate for the State Government to ensure that there is proper resourcing of the Department of Local Government, Sport and Cultural Industries to conduct timely inquiries and interventions when instigated under the provisions of the Local Government Act 1995; and 2. Requests the Minister for Local Government to: a. Engage with affected Local Governments in order to attempt to resolve identified issues, improve performance and achieve good governance before considering an intervention under Part 8 of the Local Government Act 1995;	The Local Government sector has expressed concern at the time taken for authorised enquiries to be carried out and the manner in which the powers under Part 8 of the Local Government Act have been exercised. Greater engagement is required to avoid show cause notices and Authorised Inquiries and resources allocated to carry out any inquiries in a timely manner. Support

		<p>b. Provide written reasons prior to issuing any Show Cause Notices;</p> <p>c. Require regular progress reports to be provided to any Local Government that is the subject of any Authorised Inquiry; and</p> <p>d. Require that any Authorised Inquiry be conducted within a specified timeframe that may be extended with the approval of the Minister.</p>	
5.2	Cost of Revaluations (05-034-01-0001 TB)	That WALGA advocate to the State Government for the equal distribution of valuation costs for properties where the Water Corporation, the Department of Fire and Emergency Services and the Local Government require the valuation.	<p>The current apportionment is:</p> <p>39% Local Govt. 39% Water Corp 22% DFES</p> <p>WALGA disputes the "capacity to pay" premise which has historically been applied by</p> <p>Support</p>
5.3	Eligibility of Slip On Fire Fighting Units for Local Government Grants Scheme Funding (05-024-02-0001 SM)	<p>That WALGA:</p> <ol style="list-style-type: none"> Supports the inclusion of capital costs of Slip On Fire Fighting Units including for Farmer Response Brigades (for use on private motor vehicles) on the Eligible List of the Local Governments Grants Scheme (LGGs). Requests the Local Government Grants Scheme Working Group to include this matter on the Agenda of their next Meeting (expected March 2021). Requests WALGA to work with the Local Government Grants Scheme Working Group to develop appropriate operational guidelines and procedures for the safe use of Slip On Fire Fighting Units funded in accordance with 	<p>Slip On Fire Fighting Units (usual configuration - tank, motor/pump, hose and reel on rigid frame) are designed for quick loading onto the load space of flat back utilities. Slip On Fire Fighting Units are an important part of the rapid bushfire response capacity of many regional Local Government bushfire brigades and are a fraction of the cost of fully equipped appliances.</p> <p>Support</p>

		<p>the LGGS.</p> <p>4. Supports the update of the WALGA membership of the Local Government Grants Scheme Working Group to include one Local Government Elected Member and one Local Government Officer, with these appointments determined through the WALGA Selection Committee process.</p>	
--	--	---	--

Matters for Noting:

- 6.1 Local Government Car Parking Guideline – Western Australia (05-036-03-0063 AR)
- 6.2 Submission – Draft Local Government Regulations Amendment (Employee Code of Conduct) Regulations 2020 (05-034-01-0104 TB)
- 6.3 Submission – Proposed Reportable Conduct Scheme for Western Australia (05-034-01-0104 TB)
- 6.4 Submission – Draft State Planning Policy 4.2: Activity Centre (05-036-03-0020 CH)
- 6.5 Submission – Registration of Builders (and Related Occupations) Reforms (05-015-02-0010 CL)
- 6.6 Report Municipal Waste Advisory Council (MWAC) (01-006-03-0008 RNB)

Organisational Reports

- Report on Key Activities, Commercial and Communications (01-006-03-0017 ZD)
- Report on Key Activities, Governance and Organisational Services (01-006-03-0007 TB)
- Report on Key Activities, Infrastructure (05-001-02-0003 ID)
- Report on Key Activities, Strategy, Policy and Planning (01-006-03-0014 ID)
- Policy Forum Reports (01-006-03-0007 TB)

President's Report

- COVID-19 Update
- State Election 2021 Campaign Update
- Sector Promotional Campaign
- WALGA Corporate Strategy
- Australian Local Government Association (ALGA)

CONSULTATION

Nil

STATUTORY ENVIRONMENT

Local Government Act 1995

FINANCIAL IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS

Governance Goal – A collaborative group demonstrating strong regional governance:

Effective governance protocols and systems for business efficiency and improved services through collaboration

Economy Goal – A sustainable and diverse economy:

Sustainable Local Government revenue

VOTING REQUIREMENTS

Simple Majority

KIMBERLEY ZONE RESOLUTION:

(REPORT RECOMMENDATION)	Minute No. KRG/0221/002
Moved: Cr D Menzel	Seconded: Cr C Mitchell

That the Kimberley Regional Group:

- 1. Notes the State Council Agenda Items.**
- 2. Notes the WALGA President’s Report.**
- 3. Supports the recommendations in the Matters for Decision.**

CARRIED UNANIMOUSLY 4/0

Attachments

1. WALGA State Council Agenda March 2021 (Under separate cover)
2. WALGA Presidents Report March 2021

President's Report

March 2021



Introduction

Activity in the Local Government sector has commenced at a hectic pace in 2021, with COVID-19 lockdowns for parts of the State; Bushfires and Floods in other areas. In addition we have a State Election, not forgetting of course our Local Government operational matters, which I will outline in this report.

COVID-19 Recovery

It is clear that COVID-19 will continue to be with us in 2021. February's five-day lockdown, which just happened to coincide with the Perth fires and flooding in the State's north, was a reminder of the continued risk that the virus poses and just how quickly the relative freedoms we have enjoyed in WA in recent months can change. The sector responded to the lockdown magnificently, pivoting operations and maintaining the essential services that our community expects from us. Nick Sloan's participation in State Emergency Coordination Group meetings and WALGA's presence at the State Health Incident Coordination Centre enabled WALGA to represent Local Government perspectives directly and provide daily updates to the sector.

State Election 2021 Campaign Update

Late last year I wrote to all members of the Western Australian Parliament as well as endorsed candidates in the upcoming State election, outlining WALGA's campaign priorities.

The aim of the campaign is to:

- Elicit commitments to a priority policy and strategic initiatives;
- Complement local and regional advocacy;
- Leverage the influence of Members to enhance advocacy effectiveness, and
- Enhance relationships between Local Government leaders and Members of Parliament.

I have been encouraged by the responses to date with a number of meetings held across all major political parties and positive indications regarding commitments against key initiatives. I am sure that many Local Governments have met with their local candidates to ensure they are fully aware of the sector's, and your, local priorities for the next term of Government

Sector Promotional Campaign

Following the State election in March, WALGA will commence a new campaign to promote the various facilities and services provided by the sector in WA. The campaign has been created to help enhance awareness and support for Local Government services and to refute the proposition that Councils limit themselves to road repairs and rubbish services.

The campaign will include advertising in both regional and metropolitan television, state-wide press and online, including a competition mid-way through the campaign to help engage the community.

CONTACTS

T: (08) 9213 2000 www.walga.asn.au

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENT'S REPORT

The concept underpinning the campaign is to encourage recognition that Local Governments provide services and facilities that help improve the quality of life in their local area. Themed as "What's Your Happy Place?" the campaign initially presents WA sporting personalities in their self-nominated "happy place" and explaining why the location they have chosen is important to them. The later stages of the campaign will draw on the experiences of everyday people from the community nominating their Local Government 'happy place.'

WALGA Corporate Strategy

State Council endorsed WALGA's Corporate Strategy 2020-2025 at our December meeting.

The Corporate Strategy outlines WALGA's purpose, "to leverage the collective strength and influence of the Local Government sector for the benefit of WA Local Governments and their communities."

The focus of the organisation remains:

- Undertaking research on key issues
- Facilitating collaboration to inspire innovation
- Delivering services to support the sector and build capacity, and
- Influencing decision makers through evidence-based advocacy.

Further work is being undertaken to develop key strategic initiatives and operationalise the strategy.

Australian Local Government Association (ALGA)

I was pleased to participate in a two-day ALGA Strategic Planning Meeting on 8 and 9 February, with fellow Board Directors, including Cr Karen Chappel. The meeting covered a lot of ground, including a review of last year's Action Plan and the current three-year Strategic Plan, identifying priorities for 2021, identifying issues for the next Federal election, and the current recruitment process for a new ALGA CEO. Importantly, Board Directors also considered the outcomes of a comprehensive independent review of ALGA by Nous Consulting. The review recommends some significant changes for ALGA designed to ensure the Association is best positioned to deliver for Local Governments and the communities they serve. Nous Consulting will now finalise the report. The report and its implementation will be considered at the March Board meeting.

ALGA has submitted its pre-Budget submission for 2021-22 to the Federal Government. The submission includes a range of funding requests to support Local Governments to deliver economic and social recovery in their communities and, in so doing, contribute to national economic recovery and growth, by stimulating businesses and creating jobs. Our on the ground connections and expertise mean councils will play a vital role in coming months and years to bolster local economies, make communities more resilient and build a better, more prosperous Australia. ALGA's pre-Budget submission can be found here <https://alga.asn.au/pre-budget-submission-2021-22/>

PRESIDENT'S CONTACTS

President's contacts since 2 December 2020 and scheduled before 3 March 2021 are as follows:

State Government Relations

- Breakfast Forum with the Hon Peter Tinley AM MLA, - State's Building Stimulus program and the State's planning reform agenda for single house approvals Hon. Bill Johnston MLA
- Mr Peter Katsambanis MLA LLB BComm, Member for Hillarys
- Hon David Templeman MLA, Minister for Local Government; Heritage; Culture and The Arts
- Hon Tjorn Sibma MLC, Member for the North Metropolitan Region
- David Michael MLA, Member for Balcatta
- Reg Howard-Smith (Chair BCIT Board) and Tiffany Allen (CEO) from Construction Training Fund

CONTACTS

T: (08) 9213 2000 www.walga.asn.au

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENT'S REPORT

Zone Meetings

- Central Metro Zone Meeting
- Pilbara Zone meeting - Video Conference
- Gascoyne Zone – Video Conference

Local Government Relations

- LGC21 Committee meeting x 2
- Special ALGA Board Meeting
- Joint Venture Management Committee (WALGA/LGIS) x 2
- LGIS Preliminary Planning meeting
- Mayor of Nedlands video conference
- LGIS Board Meeting x 2 (1 by video conference)
- ALGA Board Directors Forum video conference
- ALGA Strategic Planning Meeting video conference
- ALGA Food Minister Forum
- LGHT Meeting
- Finance and Services Committee meeting
- Regional Capitals Alliance WA meeting

Conferences, Workshops, Public Relations

- ALGA Board Directors Forum video conference
- ALGA Strategic Planning Meeting video conference
- ALGA Food Minister Forum
- LGIS Member Function

Please take care and keep safe.

Mayor Tracey Roberts JP
President

CONTACTS

T: (08) 9213 2000 www.walga.asn.au

8.2 ASSET PRESERVATION MODEL	
LOCATION/ADDRESS:	Nil
APPLICANT:	Nil
FILE:	
AUTHOR:	Zone Executive
CONTRIBUTOR/S:	Nil
RESPONSIBLE OFFICER:	Director Corporate Services
DISCLOSURE OF INTEREST:	Nil

SUMMARY:
 The Road Asset Preservation Model is used to allocate large sums of funding however is widely regarded as inadequate. WALGA is seeking feedback on the level of review that Local Governments believe would be appropriate to improve useability and funding distribution.

COMMENT

The Asset Preservation Model was developed by Main Roads WA and Local Government representatives to distribute the untied roads component of the Commonwealth Financial Assistance Grants between Local Governments.

The WA Local Government Grants Commission took over responsibility for distributing the identified Commonwealth road funds and undertook a comprehensive review of the Asset Preservation Model and modified and refined it. Application of the APM has since been broadened and it is now used to determine the distribution between Local Governments of a range of state and federal funding.

The Road Asset Preservation Model is used to allocate large sums of funding to local governments. Despite the importance of the model, it is not widely understood due to its complexity and limited documentation. This results in a lack of transparency, risk of corporate memory loss, the risk of unfair or otherwise inappropriate allocations of funding, and the reputational risk due to funds distribution not being fully explainable and region allocations being subject to question.

A Zone Council recommendation to review the APM was referred to the WALGA Infrastructure Policy Team in December 2020. The Team resolved to seek feedback from the Zones as the matter had not been widely identified as an issue of concern.

To assist Local Governments make decisions regarding preferred approaches to the use and development of the Asset Preservation Model a manual has been developed by WALGA describing the APM and how it functions. The manual can be viewed [here](#).

The Kimberley Zone referred this matter to Shire Officers to provide their expert feedback on the options listed below. The options are not mutually exclusive and all or some of them could be recommended to be implemented in phased approach.

Model is controlled by the WA Local Government Grants Commission and any decisions regarding development of the model or use of a different approach would be made by the Commission. It must be noted that if Options 2, 3 or 4 are implemented, there is a risk of some Local Governments receiving a lower grant allocation. This risk may be mitigated by advocating for increased funding from the State or Federal Governments, although there is no guarantee that such funding would be forthcoming.

1. Advocate to the Grants Commission to re-format and re-label the APM, to improve its legibility for all users. A detailed record should also be made of the model's parameters, and the process that was used for determining their values.
2. Advocate to the Grants Commission for a review of the various parameters contained within the APM, such as the array of annual maintenance costs for different asset types, road reconstruction frequencies and the components of reconstruction costs. This option would increase the accuracy of road maintenance costs within the model, although would not address the underlying problems of excessive complexity and a lack of transparency and predictability.
3. Advocate to the Grants Commission to undertake a review of the cost regions and minimum standards to ensure that these appropriately reflect the costs faced by Local Government and the current development of the road network.
4. Advocate to the Grants Commission to undertake an appropriately-resourced process to review and rebuild the APM. This new model should be as simple as possible while still delivering an equitable distribution of funding among Local Governments. Its variables and assumptions should be easily indefinable to model users, being clearly labelled and documented.
5. Retain Status quo.

It should be noted that these are all potential WALGA advocacy positions. The Road Asset Preservation Feedback from member Shires in the Kimberley has highlighted a range of issues with the current documentation including:

1. The APM is unnecessary complex and lacks transparency.
2. Due to the complexity, many local governments lack a strong understanding of their own attributes and how these affect their grant allocation.
3. Each LG is placed into a Cost Region. These cost regions are supposed to group like-for-like local governments together on a wide range of factors, but this broad brush approach can disadvantage some Local Governments.
4. The model is wholly inadequate for unsealed roads; therefore rural local governments with high proportional levels of unsealed road and few town-site roads are typically disadvantaged.
5. Model ignores the lead distances to gravel borrow pits and water sources to work areas.
6. Model makes various conservative assumptions on the frequency of re-gravelling and frequency of resealing. Noting the risk of flooding in the Kimberley, this is a significant added disadvantage.

Feedback from Shires is that option 1, which is to retain the status quo is not appropriate. Further options 1-3 represent an inadequate response if implemented individually with these options being:

- re-format and re-label the APM;
- review of the various parameters contained within the APM; and
- review of the cost regions and minimum standards

Option 4, which is to undertake an appropriately-resourced process to review and rebuild the APM is preferred, noting the methodology to distribute costs above grant funding across local governments as well as the total contribution per shire will need to be considered.

A WALGA options paper is attached which includes analysis of the varying levels of cost, effort and risk.

CONSULTATION

Nil

STATUTORY ENVIRONMENT

Local Government Act 1995

FINANCIAL IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS

Governance Goal – A collaborative group demonstrating strong regional governance:

Effective governance protocols and systems for business efficiency and improved services through collaboration

Recognition of Kimberley Local Government issues and opportunities

Built Environment Goal – Improved and secure transport, communications, community and essential services:

High standard of infrastructure planning

Economy Goal – A sustainable and diverse economy:

Sustainable Local Government revenue

Improved regional infrastructure

VOTING REQUIREMENTS

Simple Majority

KIMBERLEY ZONE RESOLUTION:
(REPORT RECOMMENDATION) **Minute No. KRG/0221/003**

Moved: Cr D Menzel

Seconded: Cr P White

That the Kimberley Regional Group:

- 1. Supports Option 4, which is to undertake an appropriately resourced process to review and rebuild the APM.**
- 2. Notes the methodology to distribute costs above grant funding across local governments as well as the total contribution per shire will need to be considered in any final decision making, pending the outcomes of WALGA advocacy.**

CARRIED UNANIMOUSLY 4/0

Attachments

1. Asset Preservation Model Options Paper

Proposed Review of the Road Asset Preservation Model (APM)

Options Paper

Recommendation

That the Zone:

- Provide feedback to the WALGA Infrastructure Policy Team regarding a preferred advocacy approach to any review of the Road Asset Preservation Model (APM).

Executive Summary

- A Zone Council recommendation to review the Road Asset Preservation Model (APM) was referred to the Infrastructure Policy Team in December 2020. The Policy Team resolved to seek views from Zones before recommending the development of a formal State Council agenda paper.
- This paper sets out options to guide the development of a Zone resolution.
- The Asset Preservation Model was developed as a Commonwealth requirement for the distribution of Commonwealth Government road grants among Local Governments in an efficient and equitable manner, taking account of local asset preservation needs and costs. It is currently used to distribute a range of Federal and State Government grant funding allocations.
- Despite being used to allocate large sums of public funding, operation of the APM is not well understood within the Local Government sector.
- The APM is not readily accessible to Local Governments. Limited documentation and complexity means that more open access alone would not be helpful in achieving strong understanding of the processes that underpin the output.
- Complexity of the APM makes it difficult to predict the effects on funding allocations of changes to the model or input parameters.
- This paper proposes five options that could be considered to address this issue, for WALGA to advocate to the Grants Commission.
- The options are not mutually exclusive, and some could be combined as a staged approach.
- The five options are:
 1. Re-format and re-label the model, to improve its legibility for all users and make it available to the Local Government sector in a form that would enable stakeholders to understand it.
 2. Review the parameters within the model, in order to increase the accuracy of road maintenance costs within the model.
 3. Advocate to the Grants Commission to undertake a review of the cost regions and minimum standards to ensure that these appropriately reflect the costs faced by Local Government and the current development of the road network
 4. Advocate to the Grants Commission to undertake an appropriately-resourced process to review and rebuild the road Asset Preservation Model. This new model should be as simple as possible while still delivering an equitable distribution of funding among Local Governments. Its variables and assumptions should be easily indefinable to model users, being clearly labelled and documented.
 5. Accept the status quo with no further action

Item 8.2 - ASSET PRESERVATION MODEL

Background

A Zone Council recommendation to review the APM was referred to the Infrastructure Policy Team in December 2020. The Team resolved to seek feedback from the Zones as the matter had not been widely identified as an issue of concern.

The Asset Preservation Model was developed by Main Roads WA and Local Government representatives, to distribute the untied roads component of the Commonwealth Financial Assistance Grants between Local Governments.

The WA Local Government Grants Commission took over responsibility for distributing the identified Commonwealth road funds and undertook a comprehensive review of the Asset Preservation Model and modified and refined it. Application of the APM has since been broadened and it is now used to determine the distribution between Local Governments of a range of state and federal funding.

To assist Local Governments make decisions regarding preferred approaches to the use and development of the Asset Preservation Model a manual has been developed by WALGA describing the APM and how it functions. The manual can be viewed [here](#).

Problem Statement

The Road Asset Preservation Model is used to allocate large sums of funding. Despite the importance of the model, it is not widely understood, due to its complexity and limited documentation. This results in a lack of transparency, risk of corporate memory loss, the risk of unfair or otherwise inappropriate allocations of funding, and the reputational risk due to funds distribution not being fully explainable and region allocations being subject to question.

Options

There are five options identified in the text below, and the table on the final page of this paper. Note that the options are not mutually exclusive and all or some of them could be recommended to be implemented in phased approach.

1. Advocate to the Grants Commission to re-format and re-label the APM, to improve its legibility for all users. A detailed record should also be made of the model's parameters, and the process that was used for determining their values.
2. Advocate to the Grants Commission for a review of the various parameters contained within the APM, such as the array of annual maintenance costs for different asset types, road reconstruction frequencies and the components of reconstruction costs. This option would increase the accuracy of road maintenance costs within the model, although would not address the underlying problems of excessive complexity and a lack of transparency and predictability.
3. Advocate to the Grants Commission to undertake a review of the cost regions and minimum standards to ensure that these appropriately reflect the costs faced by Local Government and the current development of the road network.
4. Advocate to the Grants Commission to undertake an appropriately-resourced process to review and rebuild the APM. This new model should be as simple as possible while still delivering an equitable distribution of funding among Local Governments. Its variables and assumptions should be easily indefinable to model users, being clearly labelled and documented.
5. Retain Status quo.

It should be noted that these are all advocacy positions. The Road Asset Preservation Model is controlled by the WA Local Government Grants Commission and any decisions

Item 8.2 - ASSET PRESERVATION MODEL

regarding development of the model or use of a different approach would be made by the Commission. It must be noted that if Options 2, 3 or 4 are implemented, there is a risk of some Local Governments receiving a lower grant allocation. This risk may be mitigated by advocating for increased funding from the State or Federal Governments, although there is no guarantee that such funding would be forthcoming.

The current membership of the WA Local Government Grants Commission is:

- Chairperson — Hon Cr Fred Riebeling AM JP
- Deputy Chairperson — Mr Luke Stevens, Legal Counsel, DLGSC
- Metropolitan Member — Cr Deb Hamblin, Deputy Mayor, City of Rockingham
- Country Urban Member — Dr Wendy Giles, Councillor, City of Bunbury
- Country Rural Member — Cr Ian West, Shire of Irwin
- Deputy to the Deputy Chairperson — Ms Darrelle Merritt, A/Director - Strategic Initiatives, DLGSC
- Deputy Metropolitan Member — Vacant
- Deputy Country Urban Member — Cr Deborah Botica, City of Kalgoorlie-Boulder
- Deputy Country Rural Member — Cr Moira Girando, President, Shire of Coorow

Analysis of the Options

The options have varying levels of cost, effort and risk attached to them.

Changes to the APM would affect the funding allocation between Local Governments in ways that are difficult to predict, due to the complexity of the model. The total available funding is fixed, so an increase in one Local Government's funding would necessarily reduce the level of funding available to others, unless additional funding can be secured.

There are also risks associated with no change being made to the APM. The model's complexity and incomplete documentation and labelling creates a risk of corporate memory loss. There is also a reputational risk associated with large sums of money being allocated based on a model that is not well understood by the Local Government sector.

Comparatively simple and lower-cost changes can be made to the APM, under Options 1, 2 and 3. These options would address some of the concerns raised here, but do not address the underlying problems noted above.

Next Steps

Resolutions made by the Zones will guide the development of an agenda item for the next meeting of State Council, to provide WALGA with direction on the sector's preference for its advocacy position regarding the Road Asset Preservation Model.

Item 8.2 - ASSET PRESERVATION MODEL

	Option 1 Reformat and label	Option 2 Review model cost parameters	Option 3 Review cost regions/ min. standards	Option 4 Full model review and rebuild	Option 5 Status quo
Advantages	Improves operation of existing model. Helps retain corporate memory. Improves transparency. Low risk and cost, in the short term.	Improves link between funding allocation and road maintenance costs.	Addresses concerns about inappropriate groupings of Local Governments.	Opportunity to review the model objectives. Improvement in transparency. Opportunity to incorporate contemporary modelling and user functionality.	Avoids conflict between Local Governments over funds distribution. Lowest short-term risk. No direct cost.
Disadvantages	Does not address: <ul style="list-style-type: none"> questionable parameter values. complexity and transparency. 	May require some additional resourcing. Does not address complexity and transparency. Possible reduction in funding for some LGs.	May require some additional resourcing. Does not address complexity and transparency. Likely reduction in funding for some LGs.	If no material impact on funds distribution, the rationale for the exercise may be questionable. Would require additional resourcing.	Does not address: <ul style="list-style-type: none"> questionable parameter values. complexity and transparency corporate memory issues.
Risks / Dependencies	Reputational risk, due to funds distribution not being fully explainable.	Reputational risk, due to funds distribution not being fully explainable.	Reputational risk, due to funds distribution not being fully explainable. Continued risk of corporate memory loss.	Difficult to predict the distribution of funds. A review may trigger disagreement between Local Governments over the distribution of funds. The Grants Commission may not agree to implement.	Reputational risk, due to funds distribution not being fully explainable and regional allocations being subject to question. Continued risk of corporate memory loss.
Effort / Cost	Low-medium	High	Medium	Very high	None
Notes		Assumes Option 1 also undertaken: reformat and labelling.		Mutually exclusive of the other options or as an aspirational addition.	Mutually exclusive of the other five options.

Item 8.2 - ASSET PRESERVATION MODEL

Item 8.2 - ASSET PRESERVATION MODEL

9. REPORTS FROM KIMBERLEY REGIONAL GROUP

9.1 2021 KIMBERLEY ZONE AND KIMBERLEY REGIONAL GROUP MEETING DATES	
LOCATION/ADDRESS:	Nil
APPLICANT:	Nil
FILE:	KRG01
AUTHOR:	Zone Executive
CONTRIBUTOR/S:	Nil
RESPONSIBLE OFFICER:	Director Corporate Services
DISCLOSURE OF INTEREST:	Nil

SUMMARY:
 The Kimberley Zone and Kimberley Regional Group meetings for 2021 were set at the November 2020 meeting, however an adjustment has been required to ensure full participation for the Kimberley Zone and Kimberley Regional Group Strategic Community Planning session.

BACKGROUND

Previous Considerations

Item 9.1 23 November 2020

COMMENT

The Kimberley Zone and Kimberley Regional Group meetings are established within the range of preferred meeting dates identified by WALGA. This process ensures that meetings are scheduled to provide an appropriate amount of lead time prior to the WALGA State Council meetings.

At the Meeting held on 23 November 2020 the following dates were adopted.

22 February	Broome
26 April	Video Conference
28 June	Video Conference
2 September	Broome
22 November	Kununurra

Due to COVID-19 the normal frequency of flights between the east and west of the Kimberley has reduced making the scheduled February meeting impracticable for members. The decision was made to change the February meeting to a video conference. As a consequence, the strategic planning session scheduled for the 22nd February 2021 has been deferred to the 20 April 2021 with the 26 April meeting cancelled as it is a public holiday.

Shires have been advised of the changes.

WALGA has confirmed the intent to hold the Regional State Council meeting in Broome on 2 and 3 September 2021, subject to any COVID-19 restrictions.

CONSULTATION

Nil

STATUTORY ENVIRONMENT

Local Government Act 1995

FINANCIAL IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS

Governance Goal – A collaborative group demonstrating strong regional governance:

Effective governance protocols and systems for business efficiency and improved services

VOTING REQUIREMENTS

Simple Majority

KIMBERLEY REGIONAL GROUP RESOLUTION:

(REPORT RECOMMENDATION)

Minute No. KRG/0221/004

Moved: Cr M Edwards

Seconded: Cr P White

That the Kimberley Regional Group:

- 1. Notes the change of change of date and venue for the April meeting to 20 April 2021 in Broome.***
- 2. Notes that the Strategic Community Planning session will be conducted in conjunction with the meeting on 20 April 2021.***
- 3. Notes that WALGA has confirmed that their Regional Meeting will be held in Broome on 2 and 3 September 2021.***

CARRIED UNANIMOUSLY 4/0

Attachments

Nil

9.2 ALCOHOL MANAGEMENT	
LOCATION/ADDRESS:	Nil
APPLICANT:	Nil
FILE:	KRG01
AUTHOR:	Zone Executive
CONTRIBUTOR/S:	Nil
RESPONSIBLE OFFICER:	Director Corporate Services
DISCLOSURE OF INTEREST:	Nil

SUMMARY:
 The State Government has offered to include the Kimberley in the Pilbara Banned Drinkers Register (BDR) trial, with the financial support from the KRG and Shires. This item provides an update on the progress on the introduction of the BDR and additional steps to be considered.

COMMENT

The Kimberley Regional Group (KRG) has been supportive of focused processes which:

- Reduce alcohol related harm.
- Are proportional and targeted.
- Are practical and implementable.

The State Government wrote to the KRG on Friday 19 September 2020 inviting participation in the Pilbara Banned Drinkers Register Trial. This item provides an update on progress towards the implementation of a Banned Drinkers Register in the Kimberley.

A Banned Drinkers Register, combined with an effective Takeaway Alcohol Management System (TAMS) and alcohol restrictions, which balance reasonable community access with reducing illegal on-selling, is seen to be a sustainable pathway forward.

On 11 December the KRG wrote to Minister Papalia MLA confirming that the KRG and member Shires would make a one off GST inclusive contribution of \$228,000 towards the estimated cost of \$9.7million, with the State confirming funding for the balance.

The State Government announced on 6 January 2021 the implementation of a two year Banned Drinkers Register trial for the Kimberley commencing May 2021.

The State Government, through the Department of Local Government Sport and Cultural Industries, will be responsible for the implementation and management of the trial including the procurement of the TAMS machines.

The writs have been called for the 2021 State Election so no further information has been made available by the State Government during caretaker mode.

Suggested and agreed at the Broome liquor accord meeting on Wednesday 17 February was the desire for the State Government to amend, the legislation regarding prohibition notices to also include:

- individuals convicted of domestic violence at sentencing; and
- as a condition of bail for relevant offences.

Further, that the Minister considers, once the TAMS machines and the BDR soft-roll-out period ends to lift the current Section 31 restrictions (apart from a State of Emergency and, if not lifted prior) and reverts back to the proposed Broome and Derby liquor accord voluntary restrictions.

The request from the Broome Liquor Accord to prepare a letter to the Minister is consistent with previous discussions by the KRG on mechanisms for individuals to be placed on the Banned Drinkers Register and the move towards lifting some or all restrictions in the longer term to create consistency across the region if the Banned Drinkers Register proves to be effective.

CONSULTATION

Minister for Tourism, Racing and Gaming, the Hon Paul Papalia MLA

STATUTORY ENVIRONMENT

Local Government Act 1995

Liquor Control Act 1988

FINANCIAL IMPLICATIONS

Nil – expenditure approved 23 November 2020.

STRATEGIC IMPLICATIONS

Governance Goal – A collaborative group demonstrating strong regional governance:

Secure funding for regional initiatives

Recognition of Kimberley Local Government issues and opportunities

Alignment and integration of regional and local priorities for member Councils.

Community Goal – A vibrant community based on equity, inclusion and opportunity for all:

Better alcohol management across the Kimberley.

VOTING REQUIREMENTS

Simple Majority

<u>KIMBERLEY REGIONAL GROUP RESOLUTION:</u>	
(REPORT RECOMMENDATION)	Minute No. KRG/0221/005
Moved: Cr D Menzel	Seconded: Cr M Edwards

That the Kimberley Regional Group:

- 1. Notes the Alcohol Management Update.**
- 2. Supports the criteria for being added to the Banned Drinkers Register proposed by the Broome Liquor Accord.**
- 3. Writes to the Minister to request that:**
 - a. The legislation is changed to recognise individuals convicted of domestic violence at sentencing and as a condition of bail for relevant offences.**
 - b. Once the TAMS machines and the BDR soft-roll-out period ends, to lift the current Section 31 restrictions (apart from a State of Emergency - if not lifted prior) and reverts back to the proposed Broome and Derby liquor accord voluntary restrictions in the West Kimberley.**
- 4. Secretariat investigates current bulk purchase restrictions and reverts back to the Kimberley Regional Group.**

CARRIED UNANIMOUSLY 4/0**Attachments**

Nil

9.3 BRANDING	
LOCATION/ADDRESS:	Nil
APPLICANT:	Nil
FILE:	KRG01
AUTHOR:	Zone Executive
CONTRIBUTOR/S:	Nil
RESPONSIBLE OFFICER:	Director Corporate Services
DISCLOSURE OF INTEREST:	Nil

SUMMARY:
 This item is to provide an update on the Kimberley Regional Group and Kimberley Zone branding project.

BACKGROUND

Previous Considerations

Item 9.8 - November 23rd 2020.

COMMENT

The Strategic Community Plan includes the development of a website and branding collateral.

A graphic artist was engaged to develop a logo that could be used for both the KRG and the Kimberley Zone with minimal variation as the current option of all four or all six logos cumbersome.

The first concepts were circulated prior to the 23 November 2020 meeting with Option 3, the stylized map, the preferred option. At the 23rd November meeting it was resolved that the logo be refined to simplify the aesthetic.

The revised version was circulated with the majority supporting this version to be put forward for formal adoption.

CONSULTATION

Nil

STATUTORY ENVIRONMENT

Local Government 1995

FINANCIAL IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS

Governance Goal – A collaborative group demonstrating strong regional governance:

Effective governance protocols and systems for business efficiency and improved services through collaboration

VOTING REQUIREMENTS

Simple Majority

KIMBERLEY REGIONAL GROUP RESOLUTION:
(REPORT RECOMMENDATION) **Minute No. KRG/0221/006**
Moved: Cr D Menzel **Seconded: Cr M Edwards**
That the Kimberley Regional Group adopts the revised logo for use on letterhead and other branding collateral including the website.
CARRIED UNANIMOUSLY 4/0

Attachments

1. Final Draft Logo

Item 9.3 - BRANDING



9.4 BUSINESS PLAN STATUS UPDATE REPORT	
LOCATION/ADDRESS:	Nil
APPLICANT:	Nil
FILE:	KRG01
AUTHOR:	Zone Executive
CONTRIBUTOR/S:	Nil
RESPONSIBLE OFFICER:	Director Corporate Services
DISCLOSURE OF INTEREST:	Nil

SUMMARY:
 This report provides an update of the Strategic Community Plan and Business Plan for the period 2020-2024.

COMMENT

The Strategic Community Plan and Business Plan for the period 2020-2024 was adopted in April 2020. The attached report provides an update on progress towards the achievement of the Business Plan for items identified for completion by end of FY 2021.

Item	Description	Comment
2.2.1.1	Review the effectiveness and value for money of existing regional waste procurement contracts.	Coordinated input from Shires to develop RFQ documentation for Stage One of the Kerbside waste collection tender process.
3.4.3.2	Develop a Discussion Paper on opportunities for alternative power provision in the Kimberley.	The Alternative Power discussion paper has been completed and will be circulated prior to the planning session.
4.3.1.3	Alcohol Management Initiatives	Tasks prior to and after the announcement of the Banned Drinkers Register including coordination and correspondence across Shires and review of associated grant funds.
3.1.1.1	Develop a Freight Logistics Infrastructure Discussion Paper.	Completed and will be distributed prior to the planning day. An infrastructure audit for the purposes of defence logistics has also been updated.
3.1.1.2	Identify Member Transport Priorities	Transport priorities were encapsulated into the COVID-19 Recovery Package. Items in strategic documents included in the KRG database.

3.1.1.3	Identify member priorities of tourism infrastructure of regional significance.	Developed as part of the COVID-19 Recovery Package.
3.3.1.1	Develop a Discussion Paper on the availability of grants for underground power in the Kimberley.	Investigations have been undertaken, in particular in relation to the Town of Karratha project.
3.3.1.1	Develop a Discussion Paper on opportunities for alternative power provision in the Kimberley.	Completed and will be distributed prior to the Strategic Planning day.
4.5	Youth /Juvenile Justice	Liaison with the Department of Justice regarding an update for members.

CONSULTATION

Nil

STATUTORY ENVIRONMENT

Local Government Act 1995

FINANCIAL IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS

Governance Goal – A collaborative group demonstrating strong regional governance:

Alignment and integration of regional and local priorities for member Councils.

Natural Environment Goal – Responsible management of the environment:

Integrated waste management

Built Environment Goal – Improved and secure transport, communications, community and essential services:

Liveable towns supporting regional communities

Improved regional arterial road network, ports and airports

Adequate land supply

High standard of infrastructure planning

Reliable and adequate power and communications.

Community Goal – A vibrant community based on equity, inclusion and opportunity for all:

Better alcohol management across the Kimberley.

Economy Goal – A sustainable and diverse economy:

Generational advantage that captures the wealth for the region

Improved outcomes in employment

Energy sustainability

Improved regional infrastructure

VOTING REQUIREMENTS

Simple Majority

KIMBERLEY REGIONAL GROUP RESOLUTION:

(REPORT RECOMMENDATION)

Minute No. KRG/0221/007

Moved: Cr P White

Seconded: Cr D Menzel

That the Kimberley Regional Group notes the Business Plan 2020-2024 State Report for the period ending 31 January 2021.

CARRIED UNANIMOUSLY 4/0

Attachments

1. Business Plan Update Report February 2021

Item 9.4 - BUSINESS PLAN STATUS UPDATE REPORT

BUSINESS PLAN AND OPERATIONAL REQUIREMENTS UNDER THE GOVERNANCE MANUAL TO 30 JUNE 2021

Update as of 10 February 2021

OVERDUE
 NOT YET COMMENCED
 INITIATED
 SUBSTANTIALLY COMPLETED
 COMPLETE
 FUNDING ALLOCATED

BUSINESS PLAN

ITEM	DESCRIPTION	STATUS	END DATE	
2.2.1.1	Review the effectiveness and value for money of existing regional waste procurement contracts. This item is completed with the decision to release a tender for the Kerbside and other waste services.	Completed		
2.2.2.1	Develop a strategy for regional Integrated Waste Management, which includes waste generated in towns and communities, to explore the use of transfer stations, mobile and in-situ equipment and the re-use of waste materials and any staging that would be required for implementation. ¹	Commenced	TBC	
2.2.2.2	Develop a KRG Business Case to consider the capital funding requirements of a regional Integrated Waste Management Plan.	Commenced	TBC	
2.2.2.3	Develop and adopt a Communication and Engagement Plan to promote the need for, and funding of, the IRWMP.	Not yet Commenced	TBC	
2.2.2.4	Review funding sources for resource recovery projects and education programs and provide a report for members.	Completed		
3.1.1.1	Undertake a review of improvements to freight logistics (land, air and sea) identified in endorsed reports (such as the Kimberley Regional Planning and Infrastructure Framework and Regional Roads Group 2030 Plan Priorities), priorities previously identified by the Zone such as one lane bridges and identify existing business cases related to the KRG priority list.	Completed		
3.1.1.2	Identify member transport priorities of regional significance. This item was included in the COVID-19 recovery research.	Completed		
3.1.1.3	Develop a Freight Logistics Infrastructure Discussion Paper, including a gap analysis between existing priorities in third party reports, priorities identified by members, the need to develop or update the business case(s), and a recommended listing of integrated logistics priorities for Zone approval.	Completed	TBC	
3.1.1.4	Adopt the regional Freight Logistics Transport priority list and develop a Kimberley Freight Logistics Infrastructure Priority Report, based on the prioritized infrastructure list	Commenced	TBC	
3.1.1.5	Develop a Communications and Stakeholder Engagement Plan to promote action on the Kimberley Freight Logistics Infrastructure Priority Report.	Not yet Commenced	TBC	
3.1.2.1	North West Infrastructure Audit (Defence) Undertake an audit and develop a discussion paper, in conjunction with the Shires in the Pilbara and appropriate government agencies, to determine the appropriateness for military use. ² (Note this project would have a contribution from the Pilbara Shires).	Commenced	TBC	
3.2.1.1.	Review The value of membership of the Savannah Way Pty Ltd		July 2021	
3.1.3.2.	Review key tourism infrastructure identified in endorsed reports.	In progress	TBC	
3.1.3.3.	Identify member priorities of tourism infrastructure of regional significance, consistent with the procedure in 1.2.1.1.	In progress	TBC	

¹ The work of the Waste TAG will inform the Discussion Paper.

² Note: this project would have a contribution from the Pilbara Shires.

Item 9.4 - BUSINESS PLAN STATUS UPDATE REPORT

3.1.3.4.	Develop a Tourism Infrastructure Discussion Paper, including a gap analysis between existing priorities in third party reports, priorities identified by members, the need to develop or update the business case(s), and a recommended priority listing for Zone approval.	Not yet Commenced	TBC
3.1.3.5.	Adopt the regional tourism infrastructure priority list and develop a Kimberley Tourism Infrastructure Priority Report, based on the prioritized tourism infrastructure list (noting the priorities in the Kimberley Freight Logistics Infrastructure Priority Report).	Not yet Commenced	TBC
3.1.3.6.	Develop a Communications and Stakeholder Engagement Plan to promote action on the Kimberley Tourism Infrastructure Priority Report.	Not yet Commenced	TBC
3.1.3.1	Review options for increased direct access into the Kimberley for tourists from other states, international visitation and improved business connectivity.	Not yet Commenced	TBC
3.3.1.1	Develop a Discussion Paper on the availability of grants for underground power in the Kimberley, including the need and member preparedness to pay, and the appropriate threshold. ³	Commenced	TBC
3.3.1.2	Adopt position on the appropriate threshold for grants for underground power in the Kimberley.	Not yet Commenced	TBC
3.3.1.3	Develop an Engagement and Communications Plan to advocate for the reduction in the threshold for grants for underground power in the Kimberley.	Not yet Commenced	TBC
3.3.3.1	Develop a Discussion Paper on opportunities for alternative power provision in the Kimberley.	Completed	
4.4.1.1	Undertake a review of the outcomes of the 12 month voluntary alcohol restriction trial. TRANSFERRED This is now a responsibility of the State Government	Transferred to the State Government	TBC
4.5.1.1	Review and update the Kimberley Youth Strategy and Action Plan. <ul style="list-style-type: none"> 12month Youth Plan developed Full project to be carried forward 	12 month plan Completed Budgeted	TBC
4.5.2.1	Review the State Government's Kimberley Juvenile Justice Strategy. Strategy not yet released although procurement for services has commenced by the State.	Not yet Commenced	
5.1.3.1	Investigate the current practices of state and federal governments in relation to tenders with a view to ensuring that the process maximises opportunities for local businesses and local employment.	Completed	TBC
5.2.1.1	Develop a Discussion Paper on the potential for tourism recovery and growth through investment, restructured funding and further developing the Kimberley brand. Currently deferred until the implications of COVID-19 are better understood.	Not yet Commenced	TBC

MOU

Item	Description	Status	End Date
	Strategic planning priorities and targets for the following 12-month period.	Deferred for discussion at planning meeting.	31 March
	Presentation of Budget		31 May
	Annual Financial Report		31 August
	Annual Performance Report		31 August

³ Note: subsidised program occurred in the Pilbara in 2014 utilizing \$75m Royalties for regions funding).

9.5 CONSULTANT REPORT	
LOCATION/ADDRESS:	Nil
APPLICANT:	Nil
FILE:	KRG01
AUTHOR:	Zone Executive
CONTRIBUTOR/S:	Nil
RESPONSIBLE OFFICER:	Director Corporate Services
DISCLOSURE OF INTEREST:	Nil

SUMMARY:
 This report provides an overview of the activity undertaken by the consultant to support the activities of the Zone.

COMMENT

The Kimberley Zone of WALGA (Zone) and the Kimberley Regional Group (KRG) appointed ATEA Consulting on the 22 July 2018 to perform the role of part-time Executive Officer. This report provides an overview of the activities undertaken by ATEA Consulting in the period to 19 July 2020 and is attached for consideration.

2020 represented a period of significant adaptation to a new COVID-19 policy environment which impacted on the delivery of some matters that had previously been identified for completion. The decision was made by the Board to suspend timeframes until the situation was better understood and focus on advocacy on behalf of the region. Alcohol Management also created some turbulence in workflows as the policy environment changed rapidly at the end of 2020.

This period has coincided with the wet season slow-down in the region and leave was taken during this period. The balance of the period was used to undertake works that had previously been suspended including the development of several discussion papers and preparation for the Strategic Community Plan review process which will now occur in April 2021.

Matters considered during this period include:

- Alcohol management – including the Banned Drinkers Register
- Waste Management
- Juvenile Justice Strategy – Law and Order
- Transport Priorities
- Energy Strategies – including underground power and alternative energy

Other activities included the development of a data base to explore other strategic plans in the lead up to the planning session in April and support for the Senate Enquiry into the success of the Northern Australian Agenda.

CONSULTATION

Nil

STATUTORY ENVIRONMENT

Local Government Act 1995

FINANCIAL IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS**Governance Goal – A collaborative group demonstrating strong regional governance:**

Effective governance protocols and systems for business efficiency and improved services through collaboration

Secure funding for regional initiatives

Effective engagement with Aboriginal governance structures

Recognition of Kimberley Local Government issues and opportunities

Alignment and integration of regional and local priorities for member Councils.

Natural Environment Goal – Responsible management of the environment:

Integrated waste management

Built Environment Goal – Improved and secure transport, communications, community and essential services:

Liveable towns supporting regional communities

Improved regional arterial road network, ports and airports

Adequate land supply

High standard of infrastructure planning

Reliable and adequate power and communications.

Community Goal – A vibrant community based on equity, inclusion and opportunity for all:

Innovative and joined up approach to housing development, ownership and design through community participation

Improved Kimberley regional outcomes in health
 Improved Kimberley regional outcomes in education
 Greater participation in the community and workforce
 Better alcohol management across the Kimberley.

Economy Goal – A sustainable and diverse economy:

Generational advantage that captures the wealth for the region
 Improved outcomes in employment
 Energy sustainability
 Sustainable Local Government revenue
 Improved regional infrastructure

VOTING REQUIREMENTS

Simple Majority

KIMBERLEY REGIONAL GROUP RESOLUTION:

(REPORT RECOMMENDATION)

Minute No. KRG/0221/008

Moved: Cr M Edwards

Seconded: Cr D Menzel

That the Kimberley Regional Group notes the consultants report provided by ATEA Consulting as attached.

CARRIED UNANIMOUSLY 4/0

Attachments

Nil

10. CORRESPONDENCE

10.1 CORRESPONDENCE

CORRESPONDENCE IN

DATE	FROM	SUBJECT
7 December 2021	Hon Paul Papalia Minister for Racing & Gaming	Update on Banned Drinkers Register and request for funding from the KRG.

CORRESPONDENCE OUT

DATE	FROM	SUBJECT
1 December 2020	Mr Duncan Ord Director Liquor Licencing Director General DLGSC	Review of Liquor Control (Section 31) (Kimberley) Notice 2020. Copies to the Premier; Minister for Tourism, Racing and Gaming; Minister for Regional Development.
3 December 2020	Hon Melissa Price MP Member for Durack	Reticulation of Fibre Optic Cable in Halls Creek.
11 December 2020	Hon Paul Papalia MLA Minister for Racing & Gaming	Confirmation of KRG funding for Banned Drinkers Register in the Kimberley.

Attachments

1. Letter from Hon Minister Papalia - Update on Banned Drinkers Register and request for funding from the KRG.
2. Letter to Mr Duncan Ord Regarding Review of Liquor Control (Section 31) (Kimberley) Notice 2020.
3. Hon Melissa Price re Reticulation of Fibre Optic Cable in Halls Creek.
4. Letter to Minister Papalia MLC - Confirmation of KRG funding for Banned Drinkers Register in the Kimberley.

Item 10.1 - CORRESPONDENCE



**MINISTER FOR TOURISM; RACING AND GAMING; SMALL BUSINESS;
DEFENCE ISSUES; CITIZENSHIP AND MULTICULTURAL INTERESTS**

Our Ref: 70-22152

Cr Chris Mitchell
Chair
Kimberley Zone & Kimberley Regional Group
PO Box 653
BROOME WA 6725

Email c/o - Debra Goostrey - debra.Goostrey@kimberleyzone.com.au

Dear Cr Mitchell

Following my correspondence to you of 18 September 2020 regarding a Banned Drinkers Register (BDR) and Takeaway Alcohol Management System (TAMS) trial across the Kimberley Region, I am writing to you to provide an update on the progress to secure funding for the trial and to confirm the Kimberley Zone's commitment to support the project.

I appreciate that the Kimberley Zone does not have the resources to independently implement a two year trial of a BDR and TAMS concurrently across all takeaway liquor outlets in the Kimberley region. However given this project has been widely supported by the Kimberley Zone, local liquor accords and key industry representative groups the McGowan Government has been working to help secure the sufficient funding required to implement this trial.

Funding for a two year trial is proposed to be secured through a combination of parties, including the State Government, a third party and the Kimberley Zone.

I understand that just over \$200,000 of funding was secured for a TAMS trial, by the Kimberley Zone. Therefore I would request confirmation that the Zone would approve for this funding to be redirected to the delivery of a two year Kimberley wide trial of a TAMS and BDR, administered by the Department of Local Government, Sport and Cultural Industries.

I look forward to hearing from you as soon as practicable regarding this request.

Please do not hesitate to contact my Senior Policy Adviser, Mrs Alannah Maurice, at Alannah.maurice@dpc.wa.gov.au or on (08)6552 5240 if you have any queries.

Yours sincerely

A handwritten signature in blue ink, appearing to read 'P. Papalia', with a flourish extending to the right.

**PAUL PAPALIA CSC MLA
MINISTER FOR RACING AND GAMING**

07 DEC 2020

Level 10, Dumas House, 2 Havelock Street, West Perth, Western Australia, 6005
Telephone: +61 8 6552 5600 Facsimile: +61 8 6552 5601 Email: minister.papalia@dpc.wa.gov.au

Item 10.1 - CORRESPONDENCE

Kimberley Regional Group

1 December 2020

Mr Duncan Ord
 Director of Liquor Licensing
 Director General
 Department of Local Government, Sport and Cultural Industries
 PO Box 8349
 Perth Business Centre WA 6849

By email: duncan.ord@dlgsc.wa.gov.au

Dear Mr Ord

RE REVIEW OF LIQUOR CONTROL (SECTION 31) (KIMBERLEY) NOTICE 2020

The Kimberley Regional Group (KRG) is an alliance of the four Shires of the Kimberley, being the Shire of Broome, the Shire of Derby West Kimberley, the Shire of Halls Creek and the Shire of Wyndham East Kimberley. Collaboratively the group seeks to improve the outcomes for the region through improved social, economic and cultural outcomes.

The issue of Alcohol Management is extremely complex in the Kimberley, compounded by intergenerational disadvantage that sees some of our most vulnerable unable to break the cycle of substance abuse and consequential violence. The Kimberley is also home to many thousands of people that have responsible drinking habits that do not require intervention in relation to access to alcohol.

The KRG, as a matter of principle, supports the application of consistent alcohol restrictions across the Kimberley which enable residents to access reasonable levels of alcohol for domestic and business use including functions, whilst reducing alcohol related harm in the community. This overarching principle of consistent alcohol restrictions across the Kimberley is seen as critical in reducing the movement of itinerant problem drinkers to Shires with the lowest restrictions imposed on the sale of alcohol. Further, the KRG notes the right of Aboriginal Communities to strictly enforce a zero alcohol policy.

The intent of the KRG is responsible alcohol management to stem untraced alcohol being purchased in high volumes and consumed or potentially on-sold illegally.

The COVID-19 pandemic increased the disposable income for some people with high dependency on alcohol and there was deep concern for the consequences for individuals and the broader community. The KRG wrote to the Premier on the 1st May on the Kimberley Regional Pathway to Recovery (Stage 1) [The Paper]. Under Part 3 of that paper, the KRG articulated their position on alcohol management during the State of Emergency as follows:

.../2.

PO Box 653 Broome 6725 Ph: (08) 9192 8355



Item 10.1 - CORRESPONDENCE

Kimberley Regional Group

2

"To reduce the risk of alcohol related harm during the State of Emergency, the KRG supports the introduction in the Kimberley of restrictions consistent with those that were imposed under the State Emergency Act in March 2020 where those restrictions are supported by WA Police, WACHS, other government agencies and key community groups, including Aboriginal leaders.

The Paper went on to say that:

"It is also considered important to consult with the Liquor Accords on the process of implementation. Further, the KRG supports exemption for businesses such as remote pastoral stations as applied under Section 64 Restrictions in place in the Shire of Wyndham East Kimberley to avoid confusion."

It has been drawn to the attention of the KRG that no consultation was undertaken with licensees either directly or through the Liquor Accords in the period before Gazettal of the Notice on the 15th May. Unfortunately since that time there has been significant confusion and conflicting advice from the government. The understanding of the KRG is that Licensees were advised of the alcohol restrictions however, in the first instance the WA Police were providing an approval process for bulk orders. Subsequently, an occasional licence for bulk orders, which could be applied for on line, was an approved pathway. The latest advice as of the 26 November, is that no bulk orders are to be permitted outside of the of the specific exemptions under Section 31 and the use of the occasional licence is not permitted. This means that:

- A function such as a birthday, wedding or even hosting a festive season event which is self-catered cannot be supplied with alcohol from a local merchant unless purchased over an extended period of time to remain within the daily per person limits.
- A business seeking to order alcohol for an event, such as end-of-year drinks with staff and clients, could not do so unless an individual goes into the liquor outlet on multiple occasions and purchases the alcohol for the business, noting that will prevent that person purchasing alcohol that day for personal use.
- Those that live in locations that may be several hours drive from the nearest outlet that sells wine or mid-strength beer do not have reasonable access, noting the trip may involve travel of several hundred kilometres.

It is recognised that the COVID-19 pandemic created a need for rapid implementation of policy, however it is now nearly six months since the Liquor Control (Section 31) (Kimberley) Notice 2020 was issued. We note from information provided by Mr Mick Connolly, Deputy Director General, Racing, Gaming and Liquor (Department of Local Government Sport and Cultural Industries), received on the 18th November 2020, that exemptions for bulk orders under the Section 31 notice are under review. This review is supported by the KRG as the current notice prevents local businesses and residents from reasonable local access to alcohol for events and celebrations. Further, the current limits only apply to local licensees, whilst those that seek to do the wrong thing can continue to do so through mail order.

.../3.

PO Box 653 Broome 6725 Ph: (08) 9192 8355



Item 10.1 - CORRESPONDENCE

Kimberley Regional Group

3

We urge the State Government to undertake open and urgent consultation with the Liquor Accords. A particular focus should be on practical exemptions and associated procedures which will enable reasonable access to alcohol in larger quantities than the daily limit for agreed purposes, with traceability to support police in their efforts to identify and prosecute "sly groggers."

Should you seek further information on this matter please contact the Kimberley Zone Secretariat on 0439 380 266.

Yours sincerely



Chris Mitchell
Chair
Kimberley Zone and Kimberley Regional Group.

CC:

- Premier of Western Australia
- Minister Tourism, Racing and Gaming
- Minister for Regional Development

PO Box 653 Broome 6725 Ph: (08) 9192 8355



Item 10.1 - CORRESPONDENCE

Kimberley Regional Group

3 December 2020

Hon Melissa Price MP
 Member for Durack
 Minister for Defence Industry
 PO Box 6022
 House of Representatives
 Parliament House
 Canberra ACT 2600

By email: Melissa.Price.MP@aph.gov.au

Dear Minister

RE RETICULATION OF FIBRE OPTIC CABLE IN HALLS CREEK

The Kimberley Regional Group (KRG) is an alliance of the four Shires of the Kimberley, being the Shire of Broome, the Shire of Derby West Kimberley, the Shire of Halls Creek and the Shire of Wyndham East Kimberley. Collaboratively the group seeks to improve the outcomes for the region through improved social, economic and cultural outcomes.

We write to you as the Federal Member for Durack to inform you of an exciting initiative for the reticulation of fibre optic cable in Halls Creek which is currently partly funded. The nbn infrastructure currently runs from Broome to Kununurra through Halls Creek but is not locally accessible.

Access to high speed broadband throughout the Kimberley has been a key plank of the KRG Advocacy Agenda and is seen as an essential component for fostering business growth and to help bridge the gap for some of the most disadvantaged people in Australia.

The internet is vital for business development and, with an emerging mining hub, fast broadband will assist in driving efficiencies for both the enterprises themselves and the many small businesses in Halls Creek servicing the sector. It will also support the delivery of training to facilitate local employment in new and emerging skills areas. Further, both business and government will benefit from reliable video conferencing facilities given the extreme remoteness of the region.

The impact on education could be significant. In Halls Creek, the Australian Early Development Census indicates the highly vulnerable nature of young children. For example, the Language and Cognitive Skills domain measures children's literacy, numeracy and interest in literacy and numeracy along with memory and shows that 54.7% of children measured were categorised as vulnerable in 2018 and unable to read simple words, count to 20 and unable to attach sounds to letters. A quarter of children in Halls Creek that were assessed were developmentally vulnerable in communication skills and general knowledge and had difficulty talking, understanding and being understood by others.

.../2.

PO Box 653 Broome 6725 Ph: (08) 9192 8355



Item 10.1 - CORRESPONDENCE

Kimberley Regional Group

2

The Shire has worked with key stakeholders to develop an alternative education strategy that addresses poor education outcomes including the Olabud Doogethu Virtual Academy which will create free community wi-fi in residential living areas that builds safe spaces for young people to learn vital skills. Increased broadband in the home will allow education providers to deliver online educational content to all age groups.

Health services would also benefit significantly, through a consistent and reliable Telehealth service along with access to innovations in virtual technology which allows for more effective patient diagnosis and monitoring. This is vitally important as 75 percent of deaths in the Shire of Halls Creek were regarded as "premature" analysis by the Australian Institute of Health and Welfare, with Coronary heart disease, Diabetes and Chronic obstructive pulmonary disease the three leading causes of death (latest data 2016).

The Shire of Halls Creek has been proactive in securing funding for the project and has a commitment from nbn and from the Western Australian State Government for a total of \$4.29 million towards the total project cost of \$6.07m. The Shire recently submitted an application for the balance through the Regional Connectivity Program as part of a consortia with nbn.

The KRG applauds this initiative of the Shire of Halls Creek and is hopeful of a positive response to this key Advocacy item when the successful applicants are announced in Q1 2021.

Should you seek further information on this matter please contact the Kimberley Zone Secretariat on 0439 380 266.

Yours sincerely



Chris Mitchell
Chair
Kimberley Zone and Kimberley Regional Group.

PO Box 653 Broome 6725 Ph: (08) 9192 8355



Item 10.1 - CORRESPONDENCE

Kimberley Regional Group

11 December 2020

Honourable Paul Papalia MLA
 Minister for Tourism; Racing and Gaming; Small Business;
 Defence Issues; Citizenship and Multicultural Interests
 10th Floor, Dumas House
 2 Havelock Street
 WEST PERTH WA 6005

By email: Minister.Papalia@dpc.wa.gov.au

Dear Minister

CONFIRMATION OF FUNDING

On behalf of the Kimberley Regional Group (KRG) I would like to thank you for your government's commitment to fund the two year trial of a Banned Drinkers Register in the Kimberley, with the support of the funding set aside by the Kimberley Regional Group and member Shires. By way of background and confirmation of our commitment, the following resolutions have been made:

- At the meeting of the Kimberley Regional Group on the 23rd November 2020, it was resolved that the Kimberley Regional Group reallocate the funds to support the procurement of the Takeaway Alcohol Management System (TAMS) by Shires to the TAMS operated by the State in conjunction with the Banned Drinker's Register Trial in the Kimberley. This was an amount of \$100,000 (\$110,000 inclusive of GST). Further, it was resolved to allocate funds to underwrite the project.
- The Shire of Wyndham East Kimberley will contribute funding to the project, contingent upon negotiations with the existing provider of the TAMS equipment. In the interim, the KRG has underwritten this \$33,000 GST inclusive contribution.
- The Shire of Broome resolved to support the project with a \$55,000 GST inclusive contribution, which was reconfirmed at the meeting held on the 10 December 2020.
- The Shire of Derby West Kimberley resolved on the 19 October 2020 to increase their support to a \$30,000 GST inclusive contribution.

This provides a GST inclusive contribution of \$228,000 for the two-year Banned Drinkers Register trial in the Kimberley.

Thank you for your commitment to reducing alcohol related harm.

Should you require any further information, please contact Debra Goostrey on 0439380266 or by email on debra.goostrey@kimberleyzone.com.au.

Yours sincerely



Chris Mitchell
 Chair
 Kimberley Regional Group and Kimberley Zone

PO Box 653 Broome 6725 Ph: (08) 9192 8355



11. GENERAL BUSINESS

Nil.

12. MATTERS BEHIND CLOSED DOORS

Nil

13. MEETING CLOSURE

There being no further business the Chair declared the meeting closed at 2:02pm.



**KIMBERLEY REGIONAL GROUP
Meeting**

**UNCONFIRMED
MINUTES**

1:00PM, 20 APRIL 2021

**Function Room, Corner Weld and
Haas Streets, Broome**

SHIRE OF BROOME
KIMBERLEY REGIONAL GROUP
TUESDAY 20 APRIL 2021
INDEX – MINUTES

1.	DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS	3
2.	RECORD OF ATTENDANCE / APOLOGIES	3
3.	DECLARATION OF INTERESTS	4
4.	CONFIRMATION OF MINUTES	4
5.	BUSINESS ARISING FROM PREVIOUS MEETING	4
6.	PRESENTATIONS FROM REPRESENTATIVES	4
7.	REPORTS FROM REPRESENTATIVES	4
8.	REPORTS FROM KIMBERLEY COUNTRY ZONE	6
	8.1 WALGA STATE COUNCIL AGENDA AND PRESIDENT'S REPORT	6
9.	REPORTS FROM KIMBERLEY REGIONAL GROUP	51
	9.1 ALCOHOL MANAGEMENT	51
	9.2 CANBERRA DELEGATION 2021	54
	9.3 2021 STATE ELECTION OUTCOMES.....	58
	9.4 BUSINESS PLAN STATUS UPDATE REPORT.....	70
	9.5 CONSULTANT REPORT	75
10.	CORRESPONDENCE	82
	10.1 CORRESPONDENCE	82
11.	GENERAL BUSINESS	110
12.	MATTERS BEHIND CLOSED DOORS	110
13.	MEETING CLOSURE	110

**MINUTES OF THE KIMBERLEY REGIONAL GROUP OF THE SHIRE OF BROOME,
HELD IN THE COMMITTEE ROOM, CORNER WELD AND HAAS STREETS, BROOME, ON
TUESDAY 20 APRIL 2021, COMMENCING AT 1:00PM.**

1. DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS

The Chairman welcomed Members and Officers and declared the meeting open at 1:01pm.

2. RECORD OF ATTENDANCE / APOLOGIES

ATTENDANCE

Sam Mastrolembo	Shire of Broome
Cr Chris Mitchell	Shire of Broome
James Watt	Shire of Broome
Amanda O'Halloran	Shire of Derby West Kimberley
Cr Geoff Haerewa	Shire of Derby West Kimberley
Cr Paul White	Shire of Derby/West Kimberley
Vernon Lawrence	Shire of Wyndham East Kimberley
Cr David Menzel	Shire of Wyndham East Kimberley
Noel Mason	Shire of Halls Creek
Cr Malcolm Edwards	Shire of Halls Creek
Cr Chris Loessl	Shire of Halls Creek
Tim Bray	Kimberley Development Commission
Nick Sloan	WALGA
Tim Fraser	WALGA (via Teams)
Garry Middle	WALGA (via Teams)
Danelle Dowding	Kimberley RDA
Janine Hatch	Kimberley RDA
Vicki O'Donnell	Kimberley Aboriginal Medical Services Ltd
Debra Goostrey	Kimberley Zone

APOLOGIES

Cr H Tracey	Shire of Broome
Cr Tony Chafer	Shire of Wyndham East Kimberley
David Price	Shire of Christmas Island
Cr Gordon Thomson	Shire of Christmas Island
Cr Kee Heng Foo	Shire of Christmas Island
Andrea Selvey	Shire of Cocos (Keeling) Islands

3. DECLARATION OF INTERESTS

FINANCIAL INTEREST			
Member	Item No	Item	Nature of Interest
Nil.			

IMPARTIALITY			
Member	Item No	Item	Nature of Interest
Nil.			

4. CONFIRMATION OF MINUTES

<u>KIMBERLEY ZONE / REGIONAL GROUP RESOLUTION:</u> KRG/0421/001	Minute No.
Moved: Cr M Edwards	Seconded: Cr C Mitchell
<i>That the Minutes of the Joint Kimberley Zone / Kimberley Regional Group held on 22 February 2021, as published and circulated, be confirmed as a true and accurate record of that meeting.</i>	
CARRIED UNANIMOUSLY 4/0	

5. BUSINESS ARISING FROM PREVIOUS MEETING

Nil.

6. PRESENTATIONS FROM REPRESENTATIVES

- 6.1 KIMBERLEY ABORIGINAL MEDICAL SERVICES LTD**
Vicki O'Donnell, Chief Executive Officer

- 6.2 WALGA**
Garry Middle, Policy Advisor, Environment Policy
Climate Change Project

7. REPORTS FROM REPRESENTATIVES

- 7.1 RDA KIMBERLEY**
Danelle Dowding, Executive Officer

- 7.2 DEPARTMENT OF LOCAL GOVERNMENT, SPORT, RECREATION & CULTURAL INDUSTRIES**
Tim Fraser, Executive Director Local Government

- 7.3 WALGA**
Nick Sloan, CEO

7.4 KIMBERLEY DEVELOPMENT COMMISSION
Tim Bray, Acting Chief Executive Officer

8. REPORTS FROM KIMBERLEY COUNTRY ZONE

8.1 WALGA STATE COUNCIL AGENDA AND PRESIDENT'S REPORT

LOCATION/ADDRESS:	Nil
APPLICANT:	Nil
FILE:	KRG01; RCG03
AUTHOR:	Zone Executive
CONTRIBUTOR/S:	Nil
RESPONSIBLE OFFICER:	Acting Director Development and Community
DISCLOSURE OF INTEREST:	Nil

SUMMARY:
 To consider the recommendations on Matters for Decisions that will be considered at the WALGA State Council meeting held 5 May 2021.

COMMENT

The next WALGA State Council meeting will be held 5 May 2021. The following matters for decision will be considered.

	Matters for Decision	WALGA Recommendation	Zone Comment & Recommendation
5.5.1	Local Government Financial Ratios	<p>That WALGA:</p> <ol style="list-style-type: none"> 1. Advocate to the Minister for Local Government to amend the Local Government (Financial Management) Regulations 1996 to prescribe the following ratios: <ol style="list-style-type: none"> a. Operating Surplus Ratio, b. Net Financial Liabilities Ratio, c. Debt Service Coverage Ratio, and d. Current Ratio. 2. Recommend that Local Governments consider including Asset Management ratios in their Annual Report. 3. Request the Department of Local Government, Sport and Cultural Industries to review the Asset Management ratios in consultation with the Local Government sector. 	<p>WALGA's current position on Financial Ratios was adopted in March 2019 as follows:</p> <p>That Regulation 50 of the Local Government (Financial Management) Regulations be reduced and amended from seven prescribed ratios to the following 3 financial ratios: Operating Surplus ratio Net Financial Liabilities ratio Asset Renewal Funding Ratio</p> <p>Target ratios for Local Governments be considered in line with the size and scale principle. A review of the formulas for the ratios be undertaken.</p> <p>The recommendation of the LG Financial Ratios Working group is for 4 ratios, with the first two consistent with the WALGA recommendation and adds two more being:</p> <ul style="list-style-type: none"> • Debt Service Coverage Ratio and

		4. Continue the Local Government Financial Ratios Working Group as a reference group for the development of a Model set of Financial Statements and Budget Statements, and to establish new financial indicators.	<ul style="list-style-type: none"> Current Ratio. <p>RECOMMENDATION: SUPPORT</p>
5.2	Roads Asset Preservation Model Review	<p>That WALGA:</p> <ol style="list-style-type: none"> Seek support from the WA Local Government Grants Commission to provide presentations on the inputs, operation of and outputs of the Road Asset Preservation Model at Zone or Regional Road Group meetings where requested. Advocate to the WA Local Government Grants Commission to improve the formatting and labelling of the model and make it available via the Commission's website. 	<p>At the meeting on 22 February 2021, the Kimberley Zone supported recommendation 4, the highest level of review. The WALGA recommendation is at the lower end of the change option, being to improve formatting, labelling, documentation and transparency. The reasons provided for the approach was that more information was needed before committing to large changes and the proposed approach does not impact on the current distribution of funds. The information previously provided by WALGA was the approach could be iterative, with the potential for further change into the future.</p> <p>RECOMMENDATION: SUPPORT</p>
5.3	Western Australian Development Index	That the development and implementation of the Western Australian Development Index, led by the Department of Local Government, Sport and Cultural Industries, be supported.	<p>The Development Index would be designed to provide broad wellbeing data, beyond traditional metrics, to measure community and citizen wellbeing over time. The data is not meant for comparison purposes and could be a tool to support local government decision making. DLGSC is seeking non-financial support from WALGA with funding to be sought from the State Government.</p> <p>RECOMMENDATION: SUPPORT</p>
5.4	Review of the State Industrial Relations System	<p>That WALGA:</p> <ol style="list-style-type: none"> Seek confirmation from the State Government on whether it intends to re-introduce legislation for Local Governments to operate solely in the State Industrial Relations System. If the State Government 	<p>The State Government is seeking to have all Local Governments operate in the State Industrial Relations System based on recommendations made in the Ministerial Report (2017-19). The Industrial Relations Legislation Amendment Bill 2020 (Bill) was passed by the Legislative Assembly on 20 August 2020 but failed to pass the Legislative</p>

		<p>reintroduces legislation to require all Local Governments to operate within the State Industrial Relations System, continue to advocate for the State Government to:</p> <p>a. Amend the Industrial Relations Act 1979 (WA) to include additional provisions to modernise the State IR system; and</p> <p>b. Provide adequate funding and resourcing to ensure Local Governments are equipped with the appropriate tools and training to enable a smooth transition.</p>	<p>Council before Parliament was prorogued on 7 December 2020. Noting the election outcome, if a new Bill is put forward with similar terms, is likely to pass both houses.</p> <p>Transitioning 23,000 employees to the State Industrial relations legislation will take considerable resources and it will be critical for Local Governments to secure State Government funding, resourcing and assistance to ensure the transition is smooth and positive for Local Government employees.</p> <p>RECOMMENDATION: SUPPORT</p>
--	--	---	---

Matters for Noting:

- 6.1 New Regulations Update – Model Code of Conduct for Council Members, Committee Members and Candidates; and CEO Standards for Recruitment, Performance Review and Termination (05-034-01-0001 JM)
- 6.2 State Election Campaign (04-001-03-0001 TL)
- 6.3 Draft Position Statement: Dark Sky and Astrotourism (05-036-03-0068 AR)
- 6.4 Report Municipal Waste Advisory Council (MWAC) (01-006-03-0008 RNB)

Organisational Reports

- Report on Key Activities, Commercial and Communications (01-006-03-0017 ZD)
- Report on Key Activities, Governance and Organisational Services (01-006-03-0007 TB)
- Report on Key Activities, Infrastructure (05-001-02-0003 ID)
- Report on Key Activities, Strategy, Policy and Planning (01-006-03-0014 ID)
- Policy Forum Reports (01-006-03-0007 TB)

WALGA State President's Report

- Tropical Cyclone Seroja – recognition of the disaster and the role of Local Government.
- Meeting with the Minister for Local Government, the Hon John Carey MLA, including discussion of red tape reduction, the new Local Government Act and an outcomes focused State-Local Government partnership.
- Australian Local Government Association (ALGA) National General Assembly, 20-23 June 2021 in Canberra.
- WALGA Local Government Convention Monday 20- Tuesday 21 September 2021 at the Crown Perth. The Mayor's and President's forum will be held on Sunday 19 September.

CONSULTATION

Nil.

STATUTORY ENVIRONMENT

Local Government Act 1995

FINANCIAL IMPLICATIONS

Nil.

STRATEGIC IMPLICATIONS

Governance Goal – A collaborative group demonstrating strong regional governance:

Effective governance protocols and systems for business efficiency and improved services through collaboration

Economy Goal – A sustainable and diverse economy:

Sustainable Local Government revenue

VOTING REQUIREMENTS

Simple Majority

KIMBERLEY ZONE RESOLUTION:

(REPORT RECOMMENDATION)

Moved: Cr G Haerewa

Seconded: Cr D Menzel

That the Kimberley Regional Group:

- 1. Notes the State Council Agenda Items as attached.**
- 2. Notes the report from the WALGA President as attached.**
- 3. Supports the recommendations in the Matters for Decision contained within the State Council Agenda.**

CARRIED UNANIMOUSLY 4/0

Attachments

1. WALGA State Council Agenda 5 May 2021
2. WALGA President's Report May 2021

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENT'S REPORT



State Council Agenda

5 May 2021

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENT'S REPORT



NOTICE OF MEETING

Meeting No. 2 of 2021 of the Western Australian Local Government Association State Council to be held at City of Cockburn, Cnr Rockingham Road & Coleville Crescent, Spearwood on Wednesday, 5 May 2021 beginning at 12.30pm.

1. ATTENDANCE, APOLOGIES & ANNOUNCEMENTS

1.1 Attendance

Members	President of WALGA - Chair Deputy President of WALGA, Northern Country Zone Avon-Midland Country Zone Central Country Zone Central Metropolitan Zone Central Metropolitan Zone East Metropolitan Zone East Metropolitan Zone Goldfields Esperance Country Zone Gascoyne Country Zone Great Eastern Country Zone Great Southern Country Zone Kimberley Country Zone Murchison Country Zone North Metropolitan Zone North Metropolitan Zone North Metropolitan Zone Peel Country Zone Pilbara Country Zone South East Metropolitan Zone South East Metropolitan Zone South Metropolitan Zone South Metropolitan Zone South Metropolitan Zone South West Country Zone	Mayor Tracey Roberts JP President Cr Karen Chappel JP President Cr Ken Seymour President Cr Phillip Blight Cr Paul Kelly Cr Jenna Ledgerwood Cr Catherine Ehrhardt Cr Cate McCullough President Cr Malcolm Cullen President Cr Cheryl Cowell President Cr Stephen Strange Cr Ronnie Fleay Cr Chris Mitchell JP Cr Les Price Cr Frank Cvitan JP Mayor Mark Irwin Cr Russ Fishwick JP President Cr Michelle Rich Mayor Peter Long Cr Julie Brown Mayor Ruth Butterfield Cr Doug Thompson Mayor Carol Adams OAM Mayor Logan Howlett JP President Cr Tony Dean
Ex Officio	Lord Mayor – City of Perth President, Local Government Professionals WA	Lord Mayor Basil Zempilas Mr Jamie Parry
Secretariat	Chief Executive Officer EM Commercial & Communications EM Governance & Organisational Services EM Infrastructure EM Strategy, Policy & Planning Manager Strategy & Association Governance Intergovernmental Relations & Risk Chief Financial Officer Manager Governance Executive Officer Governance Governance Support Officer	Mr Nick Sloan Mr Zac Donovan Mr Tony Brown Mr Ian Duncan Ms Narelle Cant Mr Tim Lane Ms Joanne Burges Mr Rick Murray Mr James McGovern Ms Katherine Robertson Ms Chantelle O'Brien

1.2 Apologies

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENT'S REPORT



1.3 Announcements

1.3.1 WALGA acknowledges the Whadjuk Nyoongar people who are the Traditional Custodians of this land we meet on today and pays respects to their Elders past, present and future.

2. MINUTES

2.1 Minutes of Meeting Held 3 March 2021

Recommendation

That the Minutes of the Western Australian Local Government Association (WALGA) State Council Meeting held on [Wednesday 3 March 2021](#) be confirmed as a true and correct record of proceedings.

2.2 Flying Minute – Draft Position Statement: Dark Sky and Astrotourism – 26 March 2021

Recommendation

That the Flying Minute – [Flying Minute-Dark Sky and Astrotourism Draft Position Statement](#) be confirmed as a true and correct record of proceedings.

3. DECLARATIONS OF INTEREST

Pursuant to our Code of Conduct, State Councillors must declare to the Chair any potential conflict of interest they have in a matter before State Council as soon as they become aware of it.

4. EMERGING ISSUES

Notification of emerging issues must be provided to the Chair no later than 24 hours prior to the meeting.

5. MATTERS FOR DECISION

- As per matters listed
- Items Under Separate Cover to State Council only

6. MATTERS FOR NOTING / INFORMATION

- As per matters listed.

7. ORGANISATIONAL REPORTS

7.1 Key Activity Report

- 7.1.1 Commercial and Communications
- 7.1.2 Governance and Organisational Services
- 7.1.3 Infrastructure

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENT'S REPORT



7.1.4 Strategy, Policy and Planning

7.2 Policy Forum Reports

7.2.1 Policy Forum Reports

7.3 President's Report

Recommendation

That the President's Report for May 2021 be received.

7.4 CEO's Report

Recommendation

That the CEO's Report for May 2021 be received.

7.5 Ex Officio Reports

7.5.1 LG Professionals President, Jamie Parry, to provide LG Professionals Report to the meeting.

7.5.2 Lord Mayor Basil Zempilas to provide City of Perth Report to the meeting.

8. ADDITIONAL ZONE RESOLUTIONS

To be advised following Zone meetings.

9. DATE OF NEXT MEETING

The next meeting of the Western Australia Local Government Association State Council will be a Special Meeting (WALGA Budget) to be held at WALGA, 170 Railway Parade, West Leederville on Wednesday, 2 June 2021 commencing at 4.00pm.

The next ordinary meeting of the Western Australia Local Government Association State Council be held in the Boardroom at WALGA, 170 Railway Parade, West Leederville on Wednesday 7 July, commencing at 4.00pm.

10. CLOSURE



Agenda Items

5. MATTERS FOR DECISION.....	5
5.1 Local Government Financial Ratios (05-034-01-001 FM).....	5
5.2 Roads Asset Preservation Model Review (05-001-03-0051 SD).....	8
5.3 Western Australian Development Index (05-104-01-0001 TL).....	10
5.4 Review of the State Industrial Relations System (05-034-01-0001 DH).....	12
6. MATTERS FOR NOTING / INFORMATION	16
6.1 New Regulations Update – Model Code of Conduct for Council Members, Committee Members and Candidates; and CEO Standards for Recruitment, Performance Review and Termination (05-034-01-0001 JM).....	16
6.2 State Election Campaign (04-001-03-0001 TL).....	19
6.3 Draft Position Statement: Dark Sky and Astrotourism (05-036-03-0068 AR) 21	
6.4 Report Municipal Waste Advisory Council (MWAC) (01-006-03-0008 RNB) 23	
7. ORGANISATIONAL REPORTS.....	25
7.1 Key Activity Reports	25
7.1.1 Report on Key Activities, Commercial and Communications Unit (01-006-03-0017 ZD).....	25
7.1.2 Report on Key Activities, Governance and Organisational Services (01-006-03-0007 TB).....	27
7.1.3 Report on Key Activities, Infrastructure (05-001-02-0003 ID).....	29
7.1.4 Report on Key Activities, Strategy, Policy and Planning (01-006-03-0017 NC).....	31
STATUS REPORT ON STATE COUNCIL RESOLUTIONS	33



5. MATTERS FOR DECISION

5.1 Local Government Financial Ratios (05-034-01-001 FM)

By Tony Brown, Executive Manager Governance and Organisational Services

Recommendation

That WALGA:

1. **Advocate to the Minister for Local Government to amend the *Local Government (Financial Management) Regulations 1996* to prescribe the following ratios:**
 - a. **Operating Surplus Ratio,**
 - b. **Net Financial Liabilities Ratio,**
 - c. **Debt Service Coverage Ratio, and**
 - d. **Current Ratio.**
2. **Recommend that Local Governments consider including Asset Management ratios in their Annual Report.**
3. **Request the Department of Local Government, Sport and Cultural Industries to review the Asset Management ratios in consultation with the Local Government sector.**
4. **Continue the Local Government Financial Ratios Working Group as a reference group for the development of a Model set of Financial Statements and Budget Statements, and to establish new financial indicators.**

Executive Summary

- Over a number of years there has been mounting concern as to the appropriateness of the seven financial ratios which are prescribed for inclusion in Local Government annual financial reports.
- WALGA has formed a Sector Reference Group and Working Group to review the ratios and provide recommendations. The composition of the Groups included sector representatives together with officers from the Department of Local Government Sport and Cultural Industries, Office of the Auditor General and WA Treasury Corporation.
- The Working Group has provided a [Local Government Financial Ratios Report](#) with recommendations for the prescribed ratios and other related matters.

Attachment

[Local Government Financial Ratios Report](#)

Policy Implications

WALGA's current position, adopted in March 2019, on financial ratios is as follows;

That Regulation 50 of the Local Government (Financial Management) Regulations be reduced and amended to the following financial ratios:

- *Operating Surplus ratio*
- *Net Financial Liabilities ratio*
- *Asset Renewal Funding Ratio*

Target ratios for Local Governments be considered in line with the size and scale principle. A review of the formulas for the ratios be undertaken.

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENT'S REPORT**Background**

In December 2019, State Council resolved:

That the item on Financial Ratios be deferred and that WALGA form a Sector Reference Group to further review the ratios including all Zone feedback and provide recommendations to the May 2020 State Council meeting.

The focus of the industry on matters pertaining to COVID-19 meant that the sector reference group could not be convened until August 2020. The reference group resolved to form a smaller Local Government Financial Ratios Working Group to review the existing ratios and previous proposals for change in order to develop recommendations for meaningful and relevant ratios.

On 2 December 2020, State Council endorsed the *Advocacy Positions for a New Local Government Act: Key issues from recent inquiries into Local Government*, which included the following preliminary recommendation from the Working Group:

III. Financial Management and Procurement: That the Local Government sector:

1. Requests the Minister for Local Government to direct the Department of Local Government to prepare a Model set of Financial Statements and Annual Budget Statements for the Local Government sector, in consultation with the Office of the Auditor General;

The Working Group have now produced the [Local Government Financial Ratios Report](#), which includes recommendations for prescribed ratios and other related matters.

Comment

Currently, there are seven financial performance indicators which are required to be included in the Annual Financial Report of a Local Government under section 6.4(2) of the *Local Government Act 1995* and Regulation 50 of the *Local Government (Financial Management) Regulations 1996*.

Over a number of years there has been mounting concern as to the appropriateness of these indicators in providing a reasonable benchmark and measure of the financial performance of all Local Governments in WA.

Of the existing seven prescribed ratios, the Working Group proposes that one ratio be discontinued, one new ratio introduced and three ratios modified. It is also proposed that the Asset Management ratios are no longer prescribed for inclusion in the Annual Financial Report, but Local Governments give consideration to including Asset Management ratios in the Annual Report.

- Current Ratio; (modified)
- Asset Consumption Ratio; (no longer prescribed)
- Asset Renewal Funding Ratio; (no longer prescribed)
- Asset Sustainability Ratio; (no longer prescribed)
- Debt Service Cover Ratio; (modified)
- Operating Surplus Ratio; (modified)
- Own Source Revenue Coverage Ratio (discontinued)

It is the **recommendation of the Local Government Financial Ratios Working Group** that the following financial indicators be prescribed for inclusion in the Annual Financial Report.

- Operating Surplus Ratio,
- Net Financial Liabilities Ratio,
- Debt Service Coverage Ratio, and
- Current Ratio.

The Local Government Financial Ratios Working Group also recommends that:

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENT'S REPORT



- I. Local Governments consider including Asset Management ratios in their Annual Report, and the Department of Local Government, Sport and Cultural Industries (DLGSC) is requested to review the Asset Management ratios in consultation with the Local Government sector;
- II. DLGSC prepare a Model set of Financial Statements and Annual Budget Statements, in consultation with the Local Government sector; and
- III. The Local Government Financial Ratios Working Group continue as a reference group for the development of the Model set of Financial Statements and Annual Budget Statements, and to establish new financial indicators.

As previously noted, recommendation II, above, has been included in WALGA's *Advocacy Positions for a New Local Government Act: Key Issues from recent inquiries into Local Government*.

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENT'S REPORT**5.2 Roads Asset Preservation Model Review (05-001-03-0051 SD)**

By Sebastian Davies-Slate, Policy Officer – Transport and Roads

Recommendation

That WALGA:

1. **Seek support from the WA Local Government Grants Commission to provide presentations on the inputs, operation of and outputs of the Road Asset Preservation Model at Zone or Regional Road Group meetings where requested.**
2. **Advocate to the WA Local Government Grants Commission to improve the formatting and labelling of the model and make it available via the Commission's website.**

Executive Summary

- The Local Government Grants Commission's Roads Asset Preservation Model is used to allocate road funding from State and Federal Government grants among Local Governments in Western Australia. WALGA has explored the need for and risks of advocating for a review of this model.
- Investigations to date highlight that the model is comprehensive, robust and been generally accepted by Local Governments, the Grants Commission and the State Government for more than 25 years, with few substantial changes. However, the model is complicated and not fully documented. Its operations are difficult to understand, resulting in a lack of transparency as to the model's operations.
- To help stakeholders understand the model, WALGA has prepared a manual explaining the principles and operation of the model.
- Local Governments and Zones expressed preferences ranging from retaining the status quo, through providing additional information to facilitate more informed decision-making, to seeking advocacy for a full review of the Road Asset Preservation Model when the matter was considered during February 2021.
- Improving the level of understanding of the model and potential implications of alternative approaches will assist future decision-making regarding the desired advocacy position.

Background

The Road Asset Preservation Model aims to distribute State and Federal Government road grant funding among Local Governments in an efficient and equitable manner, taking account of local road asset preservation need and costs. The Asset Preservation Model was originally developed by Main Roads WA and Local Government in 1989-90, based on a theoretical model developed by the Australian Road Research Board. It was introduced the following year. The WA Local Government Grants Commission has responsibility for its on-going administration including updating the costs and other parameters that underpin the model's operation.

In response to a Zone resolution, WALGA investigated options that could be developed and advocated, that would improve the outcomes from the Road Asset Preservation Model. To support decision making a [manual](#) was developed to assist stakeholders better understand the model's objectives and operation.

All Zones were invited to consider a range of possible advocacy positions that the Association could adopt in relation to review and development of the Road Asset Preservation Model. Options to facilitate discussion ranged from status quo, through mechanisms to improve understanding of the model operations, to reviews of the cost and minimum standards assumptions to a full review of the model scope and structure.

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENT'S REPORT

**Comment**

A widely diverse range of views within and between Zones was found through the Zone consultation process in February 2021.

Any decision on the future of the model carries risks, including a decision to make no change. It is difficult to predict the financial effects on individual Local Governments of any changes to the model. The inclusion of a requirement that no individual Local Government be worse off as a result of changes to the model was recommended by several Zones. It is recognised that this is impossible to achieve alongside changes to the model unless additional funding is provided. Total funding provided is outside the scope of the WA Local Government Grants Commission who would be responsible for implementing any change to the Road Asset Preservation Model.

The lack of documentation and complexity of the model create a risk of corporate memory loss, even if no changes are made to the model.

Providing further information to the sector is necessary for an informed choice to be made as to how to proceed with the model. Advocating for the Grants Commission to improve the formatting, labelling and documentation of the model will address the current lack of transparency and the risk of corporate memory loss, without committing to any change in the distribution of funds. There is a desire from a significant number of Local Governments and Zones to be provided with more information in order to make decisions regarding the review of the Road Asset Preservation Model.

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENT'S REPORT**5.3 Western Australian Development Index (05-104-01-0001 TL)**

By Tim Lane, Manager Strategy and Association Governance

Recommendation

That the development and implementation of the Western Australian Development Index, led by the Department of Local Government, Sport and Cultural Industries, be supported.

Executive Summary

- Governments at all levels in a number of jurisdictions are leveraging broad wellbeing data, beyond traditional metrics, to measure community and citizen wellbeing over time.
- To research this issue, and the relevance of wellbeing indices to Local Government, WALGA hosted a research intern whose final report is [available here](#).
- In addition, the Department of Local Government, Sport and Cultural Industries (DLGSC) has been working with the Australian National Development Index (ANDI) to progress discussions on the development of a Western Australian Development Index (WADI), which would measure community wellbeing across a broad range of domains in Western Australia.
- Access to objective wellbeing data would provide Local Governments with opportunities to guide policy and budgetary decisions, and to advocate to other spheres of government for policy, program or infrastructure interventions.
- Importantly, the proposed WADI is not intended to be a tool for comparing Local Government performance, rather it is intended to aid decision making, policy interventions and advocacy to other spheres of government.
- The DLGSC is seeking non-financial support (in the form of a State Council resolution) from WALGA to seek State Government funding for the development of WADI.

Attachment

[Research Report – Local Government Metrics of Wellbeing](#)

Background

Governments around the world are seeking more sophisticated methods of measuring community wellbeing and progress beyond traditional economic measures such as gross domestic product (GDP).

To explore measures of wellbeing currently utilised at a national and sub-national level, WALGA hosted a research intern from UWA's McCusker Centre for Citizenship in early 2021. The intern's research report – [Local Government Metrics of Wellbeing](#) – discusses the purpose and use of wellbeing indices by national and sub-national jurisdictions across three countries (Australia, New Zealand and Canada) as well as exploring future opportunities for Local Government in Western Australia, notably through the proposed Western Australian Development Index (WADI).

The Department of Local Government, Sport and Cultural Industries (DLGSC) has partnered with the Australian National Development Index (ANDI) and Ernst and Young to explore and develop a business case for the establishment of a WADI, which would measure community wellbeing across a range of domains.

The vision of the WADI is to holistically measure the:

1. Wellbeing of Western Australians across a range of domains,
2. Distribution of wellbeing geographically, and

WALGA State Council Meeting 5 May 2021
Page 10

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENT'S REPORT**3. Societal progress in improving wellbeing over time.**

The DLGSC has hosted a number of workshops with representatives from WALGA and the Local Government sector to introduce the ANDI methodology and discuss principles and practicalities that will guide the development of the WADI. Further information is available on the [DLGSC website](#).

The WADI project is progressing to the next phase, with a business case, prepared by Ernst and Young, to be submitted to Cabinet for funding in the near future. As a result, the Department of Local Government, Sport and Cultural Industries are seeking WALGA's support in the form of a State Council resolution to progress with the development of the WADI.

It is anticipated that WALGA and the Local Government sector will be included as part of the governance group providing oversight to the project.

Comment

Structured, holistic measurement of community wellbeing through a mechanism such as a WADI presents a number of opportunities for Local Government.

In particular, Local Governments will be in a position to leverage reliable and objective wellbeing data to make policy, budgetary and strategic community planning decisions.

Secondly, detailed knowledge of community wellbeing across a range of domains will provide Local Governments with information that can be used to advocate to other spheres of Government.

To illustrate these points, the City of Sydney, for example, categorises community wellbeing indicators within three 'spheres of influence':

1. **Control** – core business or statutory responsibilities where direct decision-making or action is possible,
2. **Influence** – partial or shared responsibility where action may be possible in collaboration with other organisations or spheres of government,
3. **Concern** – issues important to the community but outside the City's control.

Accordingly, depending on the issue or domain, the City can utilise the wellbeing metrics to guide direct intervention, or to advocate to other spheres of government.

More information regarding the City of Sydney's community wellbeing measurement framework and reporting is [available here](#).

The following two points relating to the WADI are important:

1. The intent of the WADI is not to compare Local Government performance; the WADI's intention is to provide a tool for grounded, objective data about the wellbeing of citizens and communities in Western Australia.
2. It is a strong aim of the WADI not to impose an additional data collection burden on Local Governments; rather, data will be available to Local Governments (and other stakeholders) to inform policy and other interventions.

WALGA will continue to work with the DLGSC on the development of the WADI, and will keep the Local Government sector informed as the project progresses.

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENT'S REPORT**5.4 Review of the State Industrial Relations System (05-034-01-0001 DH)**

By Davina Hunter, Employee Relations Service Manager

Recommendation

That WALGA:

- 1. Seek confirmation from the State Government on whether it intends to re-introduce legislation for Local Governments to operate solely in the State Industrial Relations System.**
- 2. If the State Government reintroduces legislation to require all Local Governments to operate within the State Industrial Relations System, continue to advocate for the State Government to:**
 - a. Amend the *Industrial Relations Act 1979 (WA)* to include additional provisions to modernise the State IR system; and**
 - b. Provide adequate funding and resourcing to ensure Local Governments are equipped with the appropriate tools and training to enable a smooth transition.**

Executive Summary

- Currently in Western Australia there is a dual system whereby Local Governments apply either the Federal or State Industrial Relations legislation.
- The State Government is seeking to have all Local Governments operate in the State Industrial Relations System based on recommendations made in a Ministerial Report (2017-19).
- The *Industrial Relations Legislation Amendment Bill 2020* (Bill) was passed by the Legislative Assembly on 20 August 2020 but failed to pass the Legislative Council before Parliament was prorogued on 7 December 2020.
- With the recent election results, the WA Labor Government has control of both houses of State Parliament. Therefore, if a new Bill is introduced in similar terms it is unlikely to meet any opposition in Parliament.
- The transition of Local Government employees from the Federal to State Industrial Relations system will affect approximately 23,000 employees and will require Local Government employers and employees to navigate complex transitional legislation and arrangements.
- If legislation to mandate the transition is reintroduced into Parliament, it will be critical for Local Governments to secure State Government funding, resourcing and assistance to ensure the transition is smooth and positive for Local Government employees.

Policy Implications

The recommendation aligns with WALGA's Advocacy Position 2.7.1 Employee Relations – Federal Award Coverage which states:

That WALGA:

- 1. Provide information and advice to Local Government to support their assessment of the appropriate industrial relations jurisdiction within which to operate; and*
- 2. Advocate for modernisation of the WA industrial relations framework with a view to achieve consistency with the predominant Federal industrial relations system.*

Further, WALGA opposes the proposed transfer of all Local Governments to the State Industrial Relations System.

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENT'S REPORT

If Local Government is to be transferred to the State Industrial Relations system, the State system must be modernised first to ensure it aligns with the Federal system.

Budgetary Implications

A Business Case was approved by WALGA State Council in December 2020 for an increase in recurrent budget to provide resourcing to the WALGA Employee Relations team to lead and transition ER Subscribers to the State IR System.

No additional funding is required at this time.

Background

- On 22 September 2017, the State Government announced the conduct of a Ministerial Review into the State Industrial Relations System (Review).
- The Final Report of the Review into the WA State Industrial Relations System (Report) was tabled in State Parliament on 11 April 2019. The Report recommended the [Industrial Relations Act 1979](#) (WA) (IR Act) be amended to enable a declaration to be made that WA Local Government authorities are not "national system employers" for the purposes of the *Fair Work Act 2009* (Cth) (FW Act).
- If WA Local Government are declared not to be "national system employers" those Local Governments that currently operate in the Federal Industrial Relations System will no longer be covered by the FW Act and will have to transition to the State Industrial Relations System and apply the relevant State industrial relations legislation.
- Currently 84 percent of the sector operates in the Federal Industrial Relations System and only 16 percent operate in the State Industrial Relations System.
- Any change to move all Local Government employers to the State Industrial Relations System will impact approximately 23,000 employees.
- On 25 June 2020, the [Industrial Relations Legislation Amendment Bill 2020](#) (Bill) was introduced into State Parliament to declare that WA Local Governments are not "national system employers" and to amend the IR Act and the *Minimum Conditions of Employment Act 1993* (WA) (MCE Act).
- The Bill was not passed by the Legislative Council before the final sitting date and it lapsed with the proroguing of State Parliament on 7 December 2020.
- The re-introduction of the Bill into WA Parliament is likely to be a high priority for the WA Labor Government. Given the WA Labor Party has a majority of members in both the Legislative Assembly and Legislative Council, there is likely to be little opposition to the Bill.
- A declaration made under the proposed IR Act must be endorsed in writing by the Federal Minister for Industrial Relations. Regulations will fix the relevant day for the commencement of a declaration.

Summary of changes to IR Act

In addition to the changes outlined above, the Bill sought to:

- Empower the Western Australian Industrial Relations Commission (WAIRC) to vary the scope clauses of private sector awards.
- Amend the definition of employee in the IR Act and MCE Act to include categories of employees that had historically been excluded.
- Establish a single set of record keeping requirements in the IR Act, include a legislative requirement for pay slips to be issued to employees and prohibit an employer from knowingly making and giving false and misleading records or pay slips.
- Introduce stop bullying provisions which allows an employee to make an application to the WAIRC for an application to stop bullying, similar to the FW Act.
- Empower the WAIRC to make equal remuneration orders, similar to the FW Act.
- Increase penalties for non-compliance with the IR Act and expand the powers of industrial inspectors.

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENT'S REPORT

- Improving protection of employee rights by including a prohibition on:
 - an employer taking 'damaging action' against an employee because an employee has made an employment related complaint or inquiry (similar to the general protections provisions in the FW Act);
 - sham contracting; and
 - advertising employment at below the minimum pay rate.

Comment

WALGA filed a [submission](#) in May 2018 outlining 15 recommendations in response to the Interim Report of the Ministerial Review of the State Industrial Relations System. Out of the 15 recommendations, the State Government has:

- not adopted any of WALGA's specific recommendations in respect of modernising the IR Act and improving the transition process from the Federal to State system; and
- partially adopted one recommendation in respect to a consultation process.

By way of consultation the State Government convened a Taskforce comprised of representatives from WALGA, the Department of Mines, Industry Regulation and Safety, the Department of Local Government, Sport and Cultural Industries and two unions (the Western Australian Municipal, Administrative, Clerical and Services Union of Employees and the Western Australian Municipal, Road Boards, Parks and Racecourse Employees' Union of Workers). Two meetings of the Taskforce were convened in 2019 whereby WALGA delivered feedback and recommendations on behalf of the sector.

WALGA will continue to advocate for the State Government to:

1. Provide funding to enable the transition. As per WALGA's 2020 State Budget Submission, the transition is estimated to cost the sector at least \$1 million over two years. For example, funding is required to:
 - a. Develop and deliver training for human resource and industrial relations professionals, payroll employees and Local Government managers about the State IR system to be able to inform and educate their respective workforces and manage risks associated with non-compliance.
 - b. Obtain legal advice to interpret the transitional provisions contained in the Bill and to amend legal documents such as contracts of employment.
 - c. Engage consultants to assist with the redrafting of positions descriptions, employment policies and procedures to reflect the requirements of the State industrial relations legislation.
 - d. Cover the cost of developing template documents and guides to educate the sector on the transition process and the new legislative requirements.
2. Develop practical guides and factsheets, develop and offer training, in conjunction with the WAIRC, similar to that provided by the Fair Work Commission (FWC) and Fair Work Ombudsman. For example, the development of guides similar to the FWC's Enterprise Agreement Benchbook and the Unfair Dismissals Benchbook.
3. Prioritise adopting an award modernisation process to modernise the State Local Government awards prior to transitioning Local Governments to the State IR System.
4. Modernise the State IR System by:
 - a. Developing relevant guidelines and factsheets, as outlined above, to support and guide employers through all claims and processes in the WAIRC.
 - b. Amending any future Industrial Relations Amendment Bill to:
 - i. Introduce State Employment Standards, similar to the National Employment Standards in the FW Act.
 - ii. Eliminate the overlap between the parental leave provisions in the MCE Act and FW Act.
 - iii. Introduce an entitlement to unpaid family and domestic violence leave.

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENT'S REPORT



- iv. Introduce a requirement for employees to complete a minimum employment period before being eligible to make an unfair dismissal claim.
- v. Include a provision to offset casual loading if a casual employee makes a claim for entitlements provided to a part-time or full-time employee.
- vi. Introduce stand down provisions similar to the FW Act.
- vii. Amend the current industrial agreement bargaining provisions to provide that the parties to an industrial agreement are the employer and employees, with the option of the union being a party (rather than the legislation mandating the union as a party to all industrial agreements).
- c. Ensuring award variations are appropriately advertised to all interested parties and affected employers, including a mechanism for employers to subscribe to alerts from the WAIRC on these matters, similar to the FWC process.
- d. Developing a function for employers and other interested parties to subscribe to email updates from the WAIRC on the creation or amendment of general orders (to ensure interested parties are notified of opportunities to provide submissions) and all other WAIRC news alerts.
- e. Developing and publishing wage schedules for all State awards.
- f. Ensuring any review of the State awards adopts plain English drafting principles.

Please note this is not an exhaustive list as the individual advocacy points may change and evolve if a new Bill is introduced and further options for improvement are identified.

Although the sector previously opposed mandating this change, the political reality is that the change is likely to go ahead and WALGA is prepared to work effectively and constructively with the State Government to achieve the best possible outcome for Local Governments.

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENT'S REPORT**6. MATTERS FOR NOTING / INFORMATION**

6.1 New Regulations Update – Model Code of Conduct for Council Members, Committee Members and Candidates; and CEO Standards for Recruitment, Performance Review and Termination (05-034-01-0001 JM)
--

By James McGovern, Manager Governance

Recommendations

That the information update on the *Local Government (Administration) Regulations 2021* and *Local Government (Model Code of Conduct) Regulations 2021* be noted.

Executive Summary

- In December 2020, State Council adopted advocacy positions in relation to the *CEO Recruitment and Selection, Performance Review and Termination Standards Regulations* (Res: [146.6/2020](#) – p.55) and the *Model Code of Conduct for Council Members, Committee Members and Candidates Regulations* (Res: [147.6/2020](#) – p.61);
- In January 2021 State Council endorsed a submission on the Draft *Local Government Regulations Amendment (Employee Code of Conduct) Regulations 2020* (Res: [194.FM/2021](#))
- Three new regulations, relating to the above matters were Gazetted and commenced on 3 February 2021;
- WALGA's request for an implementation period in relation to the Council Member Code of Conduct and CEO Standards was unsuccessful.
- WALGA is providing support and assistance to the sector through guidelines, framework for a Complaints process for the Elected Member Model Code of Conduct and developing a Model Employee Code of Conduct.

Attachments

1. The *Local Government (Model Code of Conduct) Regulations 2021* can be found [here](#)
2. The *Local Government (Administration) Regulations 2021* can be found [here](#)

Background

In December 2020, WALGA adopted the following advocacy positions:

Schedule 2 of the Local Government (Administration) Regulations:

1. That WALGA support the establishment of CEO Recruitment, Selection and Performance Review Standards subject to:
 - a) removal from the Regulations the requirement to re-advertise CEO positions after 10 year's continual service;
 - b) Encouraging, rather than mandating, the involvement of an independent person in the CEO Recruitment and Selection Process;
 - c) The retention of Regulation 18C of the Local Government (Administration) Regulations;
 - d) Deletion of the requirement under Regulation 18FB(4) to provide a copy of a council resolution certifying compliance with the CEO standards to the Departmental CEO; and
 - e) The conduct of an independent assessment of potential industrial and employment law consequences arising from the proposed regulations under Schedule 2, Division 4 'Standards for termination of employment of CEOs'.
2. Seek that the CEO Recruitment and Selection, Performance Review and Termination Working Group be reconvened to oversee the development of CEO Standards Regulations.

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENT'S REPORTLocal Government (Model Code of Conduct) Regulations 2021:

That WALGA generally supports the *Local Government (Model Code of Conduct) Regulations* with the following recommendations:

- a) Does not support the inclusion of local level complaints about alleged behavioral breaches and Local Governments dealing with complaints provisions in Division 3, Clauses 10 and 11; and
- b) Supports an external oversight body to manage local level complaints involving council members as prefaced in the *Local Government Review Panel Report, City of Perth Inquiry Report* and *Select Committee into Local Government Report*, to be considered in a future Local Government Act.

Local Government Regulations Amendment (Employee Code of Conduct) Regulations 2020

The draft submission highlighted a number of issues with the draft regulations, principally in relation to consistency with requirements relating to gifts for Council Members and the CEO in terms of gifts, and the need for a template Employee Code of Conduct for the Local Government sector.

Comment

The new regulations that commenced on 3 February 2021 do not reflect the adopted advocacy positions of the Sector, this report is intended to reiterate the importance of ongoing consultation with State Government and provide an update on sector support being provided by WALGA.

In relation to the Model Code of Conduct, Local Governments have progressed the implementation of the new regulations to varying degrees, but notably have appointed a Complaints Officers and adopted a Complaints Form by 23 February 2021, as [advised to do so by the Department of Local Government, Sport and Cultural Industries](#).

Future statutory steps will include the adoption, by absolute majority, of a Code of Conduct for Council Members, Committee Members and Candidates; and the CEO Standards; achieved by replicating the regulated content as a minimum. Additional content will be inoperative to the extent of any inconsistencies with the regulations.

A principal task remaining is the development of a complaints management process to guide the handling of local level complaints. The requirement for such a process is not a matter of regulation, but is an inevitable step in managing complaints in a procedurally fair and consistent manner. The Department has referred the sector to [guidance provided by Ombudsman WA](#) for this purpose.

WALGA's overall advocacy position on this issue is to support the establishment of an Office of the Independent Assessor to replace the Standards Panel and the requirement for Councils to administer their own complaints process. This position is supported by the *Local Government Review Panel Report* (Recommendations 57 to 59), *City of Perth Inquiry Report* (Recommendations 323 to 332) and *Select Committee into Local Government Report* (Recommendation 25), who collectively propose some form of external oversight encompassing complaints involving elected members and the removal of the administration, particularly the CEO, from involvement.

At the time of writing, WALGA is in the process of developing a Complaints Management Framework that will consider procedural fairness from the perspective that Schedule 1, Clause 12 of the Model Code inherently compromises Council Members considering a breach allegation where they have a personal involvement (complainant or subject of a complaint) and potentially raises the perception of bias where the complaint relates to another Council Member:

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENT'S REPORT

**12. Dealing with complaint**

(1) After considering a complaint, the local government must, unless it dismisses the complaint under clause 13 or the complaint is withdrawn under clause 14(1), make a finding as to whether the alleged breach the subject of the complaint has occurred.

Conclusion

To assist the sector through this process, WALGA is preparing the following documentation;

- Resources and guidelines to help Local Governments comply with the new regulations
- A Complaints Management Framework,
- A template Employee Code of Conduct reflecting the requirements of Part 4A of the *Local Government (Administration) Regulations*.

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENT'S REPORT**6.2 State Election Campaign (04-001-03-0001 TL)**

By Tim Lane, Manager Strategy and Association Governance

Recommendation

That the update on the 2021 State Election Campaign be noted.

Executive Summary

- WALGA ran a coordinated State Election Campaign that included
 1. Direct engagement with Members of Parliament, candidates for election, and political parties,
 2. Production of a campaign brochure and website, and
 3. A social media and electronic display ads campaign.
- The campaign generated engagement with Members of Parliament and candidates across the political spectrum, and the returned Labor Government made a number of commitments aligned with WALGA's policy agenda.

Background

Through late 2020 and early 2021 WALGA ran a targeted and coordinated State Election campaign, which aimed to:

- Elicit commitments to priority policy and strategic initiatives
- Complement regional and local advocacy undertaken by Local Governments
- Leverage the influence of Members to enhance advocacy effectiveness and outcomes, and
- Enhance relationships between Local Government leaders and Members of Parliament.

In late 2020, the President, Mayor Tracey Roberts, wrote to all members of the Western Australian Parliament as well as endorsed candidates contesting the election enclosing a flyer detailing WALGA's key policy and funding requests.

WALGA's campaign focused on nine key issues:

1. New Local Government Act
2. Fairer Fees – including fees, charges and rate exemptions
3. Working Together – seeking a commitment to a new partnership agreement
4. Greening our Suburbs – tree planting program
5. Getting Good to Market – freight route funding
6. Funding for Local Roads
7. Protecting our Coast
8. Lighting the Way – investment to switch to LED technology in the street light network
9. Sport and Recreation – funding for the CSRFF program

In addition, a campaign website was established, which was supplemented by a social media campaign and digital display ads across the West Australian and Perth Now.

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENT'S REPORT

**Comment**

Engagement with Members of Parliament and candidates led to a range of meetings, and responses to WALGA's priorities across all political parties.

The social media campaign achieved a total reach of over 227,000 with issues targeted geographically. The display ads achieved a reach of approximately 115,000 over two weeks spanning late February and early March 2021.

In terms of policy outcomes, the returned Labor Government made a number of commitments aligned to WALGA's campaign agenda, particularly in relation to sport and recreation upgrades, road infrastructure spending, and coastal erosion.

Focus has now shifted to engaging with Ministers and senior government decision-makers in terms of their policy and legislative agendas, and opportunities for Local Government sector influence.

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENT'S REPORT

6.3 Draft Position Statement: Dark Sky and Astrotourism (05-036-03-0068 AR)
--

By Ashley Robb, Senior Planner

Recommendation

That the endorsed submission on the draft *Position Statement: Dark sky and astrotourism*, be noted.

Executive Summary

- The Western Australian Planning Commission has released the draft *Position Statement: Dark sky and astrotourism* for public comment. Submissions close on 26 March 2021.
- The position statement outlines a set of planning mechanisms that can be used by planning authorities to preserve dark sky locations for the purposes of supporting astrotourism activities.
- The People and Place Policy Team discussed WALGA's draft submission on 17 March 2021 and recommended that it be considered and endorsed by State Council through Flying Minute.

Attachments

[Flying Minute and Submission: Dark Sky and Astrotourism](#)

Background

Astrotourism is a term used to describe a combination of scientific and recreational observation, photography and environmental tourism activities. It is a growing segment of Western Australia's tourism industry that Local Governments are actively supporting in various parts of the State. For example, nine Local Governments in the Wheatbelt have partnered with AstroTourismWA to list their towns as "astrotourism towns" and attract astrotourism visitors.

Light and dust pollution from sources such as industrial areas, residential areas, streets and roads can detrimentally affect dark sky locations and the capacity of communities to support and attract astrotourism businesses and visitors.

On 17 December 2020, the Western Australian Planning Commission (WAPC) released the *draft Dark sky and astrotourism Position Statement* for public comment. The position statement outlines a set of planning mechanisms that can be used by planning authorities, such as Local Governments, to designate dark sky for astrotourism locations and help ensure that new development proposals preserve these locations for the purposes of supporting astrotourism activities.

Comment

The main planning mechanisms outlined in the position statement include:

- *Regional, sub-regional and local planning strategies, and district and local structure plans*, which should identify dark sky locations and broad objectives at a strategic level, early in the planning process.
- *Special control areas*, which would allow planning authorities to ensure that new development is required to seek planning permission, and in particular, demonstrate how it will reduce light and dust pollution to preserve dark sky locations.
- *A set of principles* to guide planning authorities and decision makers when making decisions about new subdivision and development proposed in dark sky locations.
- *A model local planning policy* to provide specific development standards for new development proposed in designated dark sky locations.

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENT'S REPORT



WALGA's draft submission supports the intent of the position statement and the mechanisms suggested within the statement and raises several process related issues that require the WAPC's further consideration. The main issues include:

- Guidance as to how planning authorities such as Local Governments should identify dark sky for astrotourism locations and include these locations in regional, sub-regional and local planning strategies.
- Guidance as to how local planning scheme amendments that propose special control areas which affect multiple Local Governments should be processed through the WAPC.
- Special control area provisions that facilitate new development requiring 24 hour operations.
- Clarification as to whether or not development that is currently exempt from the requirement to seek development approval under the *Planning and Development (Local Planning Schemes) Regulations 2015* would need to seek development approval if located in a special control area established to preserve dark sky locations.
- Lighting recommendations and potential impacts on road safety and sporting grounds.

The position statement is not a statutory document or regulation, meaning that Local Governments generally have discretion over whether or not the position statement should be applied within their localities.

It is recommended that State Council endorses a new advocacy position and include this position in WALGA's Policy Positions document, to guide future WALGA activities and support the development of astrotourism activities across Western Australia.

3.9 Tourism

Local Governments are well placed to (1) work with relevant agencies to identify dark sky for astrotourism locations, and (2) determine appropriate planning mechanisms to preserve these locations in their localities.

The draft submission was prepared in consultation with Local Governments and presented to the People and Place Policy Team on 17 March. The submission was endorsed by WALGA's State Council via Flying Minute on 26 March 2021 (RESOLUTION 198.FM/2021) with one minor amendment. The amendment related to seeking further guidance on how planning authorities, such as Local Governments, should identify these locations during the preparation of planning strategies. The public comment period closed on 26 March 2021.

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENT'S REPORT



6.4 Report Municipal Waste Advisory Council (MWAC) (01-006-03-0008 RNB)

By Rebecca Brown, (Manager, Waste & Recycling)

Recommendation

That State Council note the resolutions of the Municipal Waste Advisory Council at its 24 February meeting.

Executive Summary

This item summaries the outcomes of the MWAC meeting held on 24 February 2021.

Background

The Municipal Waste Advisory Council is seeking State Council noting of the resolutions from the **24 February** meeting, consistent with the delegated authority granted to the Municipal Waste Advisory Council to deal with waste management issues.

Copies of Agendas and Minutes are available from WALGA staff, on request.

Comment

The key issues considered at the meeting held on **24 February 2021** included:

Submission on Productivity Commission inquiry into the Right to Repair

Following direction from the Federal Treasurer the Productivity Commission is examining the potential benefits and costs associated with Right to Repair in the Australian context, including current and potential legislative, regulatory and non-regulatory frameworks and their impact on consumers' ability to repair products that develop faults or require maintenance.

In December 2020, WALGA undertook a short online survey of Local Government seeking feedback on the potential for Right to Repair legislation. Forty-four Local Governments responded to the survey with 95% indicating that they supported federal action to introduce laws to improve consumers' Right to Repair options.

The 'reuse and repair' approach holds enormous potential to move the State to a low-waste society by reducing waste generation, increasing the amount of resources recovered and reducing disposal to landfill for both the metropolitan and non-metropolitan areas. The development of effective legislation that will strengthen consumers' Right to Repair will drive clear economic, environmental and community benefits. There will be further opportunity to comment on this matter when the Commission release their draft Report mid-year.

MUNICIPAL WASTE ADVISORY COUNCIL MOTION

That the Municipal Waste Advisory Council endorse the Draft Submission to the Productivity Commission into the Right to Repair.

**Moved: Cr Price Seconded: Cr Stroud
CARRIED**

Submission on Technical Discussion Paper on Regulating the Export of waste plastic

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENT'S REPORT



The national *Recycling and Waste Reduction Act 2020* provides the legislative head of power for the Federal Government to implement the various export bans for glass, plastics, paper, cardboard and tyres. The Technical Discussion Paper is the first step of engagement regarding plastics.

The kerbside audit which was undertaken as part of the Container Deposit Scheme implementation indicated that mixed plastic – which will be completely banned from export – was 2.2% of the material collected through kerbside. The 18/19 Local Government Census indicated that, Statewide, 225,673 tonnes of material was collected through kerbside recycling. As an approximation, using these figures equate to 4,900 tonnes of material collected through kerbside being mixed plastic. From 1 July this year, other options will be needed for this material, either further sorting or reprocessing within Australia. Some mixed plastic from WA is currently being sent to South Australia for further processing. The State Government also announced funding for a range of recycling facilities on Tuesday 2 February .

The Submission identifies the challenges that Western Australia will have in meeting the export ban timeline for plastics.

MUNICIPAL WASTE ADVISORY COUNCIL MOTION

That the Municipal Waste Advisory Council endorse the Draft Submission to the Department of Agriculture, Water and Environment on the Technical Discussion Paper on Regulating the Export of waste plastic.

**Moved: Mayor Price Seconded: Cr Stroud
CARRIED**



7. ORGANISATIONAL REPORTS

7.1 Key Activity Reports

7.1.1 Report on Key Activities, Commercial and Communications Unit (01-006-03-0017 ZD)

By Zac Donovan, Executive Manager Commercial and Communications

Recommendation

That the Key Activity Report from the Commercial and Communications Unit to the May 2021 State Council meeting be noted.

Commercial and Communications comprises of the following WALGA work units:

- Commercial Development
- Commercial Management
- LGIS Contract Management
- Communications (Marketing and Events)
- Media and Advocacy (currently vacant)

The following provides an outline of the most recent key activities of Commercial and Communications:

Commercial Development

Energy Project

The project to contract an aggregate energy purchasing agreement for applicable Local Governments has been given a boost following a round-table meeting of Chief Executive Officers. On March 26, WALGA hosted representatives from 22 of the largest WA Local Governments to review and discuss the Energy Sustainability and Renewables Project.

The group, which consisted of 18 CEOs and four Directors, overwhelmingly supported the direction proposed by WALGA and recognised the opportunity for Local Government to lead the community in energy sustainability.

For the next phase of the project WALGA will create a working group of Local Government professionals to assist with the development of Memorandums of Understanding so as to quantify the sector commitment when entering contract discussions with service providers.

The Commercial and Communication unit is also aware of the need to ensure that the Elected Member cohort is kept informed of the project and its potential savings and benefits. As such team representatives intend to attend Zone meetings with a member of the team schedule to present at the next South-West Regional Zone Meeting.

Commercial Management

Member Engagement

The Commercial Management Team has continued to prioritise visits to Member Local Governments, especially in the regions. As has been demonstrated previously face-to-face interaction with Member Local Governments directly enhances Preferred Supplier activity.

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENT'S REPORT

During the past month representatives from the team have visited 30 Local Governments:

- February 23-25: Great Southern region
- March 2-4: South West and Peel regions
- March 8-9: Karratha, Port Hedland and Broome
- March 16-19: Goldfields and Esperance regions
- March 25-16: Gascoyne and Pilbara regions

In addition to visiting Local Governments, the Commercial Management team has now implemented a matrix engagement structure whereby each contract manager is assigned responsibilities for both specific supplier panels and geographic regions. The consequence of assigning geographic regions will ensure that Member Local Government have consistency and greater familiarity with the contract manager assigned to assist them leverage their WALGA membership.

Marketing and Communications

Sector Promotional Campaign

In March, WALGA commenced a new sector promotional campaign highlighting the many positive experiences available through Local Government facilities and services that contribute to the quality of life of local communities

Themed "What's your happy place?" the campaign employs television, print and online ads, TV news features, two lift outs in the West Australian newspaper and a dedicated website with long form content <https://walga.asn.au/happyplace>.

In addition, an online competition will launch in May in which community members are encouraged to share their own Council-related 'happy place' story for the chance to star in a Happy Place commercial, to be filmed later in the year.

Local Governments are encouraged to support and participate in the campaign through: contribution to print editorial placements; story ideas for news features; and local promotion of the campaign, in particular encouraging community participation in the competition phase for a chance to feature their Local Government in a future advertisement.

WALGA Events

Meet the Minister Breakfast with Hon John Carey MLA: April/May

New Local Government Minister, the Hon John Carey has indicated his interest in participating in the next of WALGA's Meet the Minister Breakfast Series, (date pending confirmation of Parliamentary sitting dates). This event will provide WA Elected Members and Local Government Chief Executive Officers an opportunity to hear of the Minister's priorities and intentions over the next term of Government, and provide the chance for the Minister to meet key decision makers of the sector.

Transport and Roads Forum: 14 May 2021

This Forum aims to stimulate discussion, challenge thinking, share knowledge and provide the opportunity to network with colleagues. The 2021 program includes themes of disaster recovery, road design and construction, delivering a freight network that meets local needs, transport and the urban environment, and will also incorporate the Local Government Road Safety Awards to acknowledge outstanding road safety achievements. A trade exhibition will provide an opportunity to network with a range of representatives from the WALGA Road Building Supplies and Services panel.

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENT'S REPORT
7.1.2 Report on Key Activities, Governance and Organisational Services (01-006-03-0007 TB)

By Tony Brown, Executive Manager Governance & Organisational Services

Recommendation

That the Key Activity Report from the Governance and Organisational Services Unit to the May 2021 State Council meeting be noted.

Governance and Organisational Services comprises of the following WALGA work units:

- Governance and Procurement
- Employee Relations
- Training
- Regional Capacity Building
- Strategy & Association Governance

The following provides an outline of the key activities of Governance and Organisational Services since the last State Council meeting.

Governance and Procurement
Local Government Audits

During the February 2021 round of Zone meetings a number of Zones raised the issue of some Local Governments experiencing delays with the finalisation of the 2019/20 financial audits.

WALGA carried out a survey of the sector seeking information on the status of audits and concerns with the audit process. 90 Local Governments responded to the survey. The following is a summary of the information obtained;

- 60 Local Governments had their audit completed (of the 60, 10 Local Governments had concerns with the audit process)
- 11 Local Governments audits had not been scheduled, however issues were at the Local Governments end.
- 19 Local Governments audits were not complete or scheduled and were concerned with the audit process.

The above information's shows that 30% of Local Governments had concerns with the audit process. The key issues identified as causing delays in the audit process were as follows;

1. Financial Management Regulations Amendment

The delay by the Department of Local Government Sport and Cultural Industries in not finalising the amendments to the Financial Management Regulations that were required due to the changes to the National Accounting Standards. The regulations were not amended until early November 2021. This delay was raised as an issue by most Local Governments including those who had their audits completed. Retrospective amendments to regulations should be avoided. This placed the audit process 4 months behind to start with and caused a domino effect on delays to the audits across the State.

2. Contract Auditor/ OAG confusion

There was feedback advising that Local Governments who are audited by a private contracted auditor by the OAG, that sometimes the private auditor provides an interpretation or a request for information and then at the end of the process the OAG has a different interpretation or a different request for information. This causes confusion for the Local Government

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENT'S REPORT

**3. OAG – Resourcing and project management**

There were concerns that audits are longer and more drawn out than they need to be. A number of Local Governments advised that they had been sent invoices for additional costs due to COVID, that the Local Governments thought were unreasonable. There were also instances of OAG staff requesting information at unreasonable times.

The above information will be collated and provided to the OAG and the Department of Local Government, Sport and Cultural Industries.

Training**Update**

WALGA Training has returned to normal operations in the training space and courses have been very busy and well received.

Our flexible training options are all in demand with Face to Face training at WALGA offering an ideal networking opportunity and a day away from the desk.

So far, many Local Governments have taking up the convenience of Face to Face training at their Local Government and our Virtual Class Room option via ZOOM.

The 2021 Training Directory has been circulated and well received with lots of interest across all key training areas for Elected Member & Officer Training together with our specialist courses in Procurement, Emergency Management and Town Planning. The link to the directory can be found here; https://drive.google.com/file/d/1M9iZyz_8krwd0FtCnZRvhG6dTnWLVxKQ/view

The Governance and Organisational Services Team are already preparing for the October 2021 Local Government elections to ensure a smooth course offering of the Council Members Essential training (Universal training courses).

Strategy & Association Governance**Strategic Planning**

State Council endorsed WALGA's [Corporate Strategy 2020-2025](#) in December last year. The Corporate Strategy details WALGA's overall strategic direction for the next few years.

Work is ongoing to develop an Integrated Strategic Plan that will consist of a number of strategic initiatives to embed the Corporate Strategy, as well as a Performance Framework consisting of a number of key metrics.

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENT'S REPORT

**7.1.3 Report on Key Activities, Infrastructure (05-001-02-0003 ID)**

By Ian Duncan, Executive Manager Infrastructure

Recommendation

That the Key Activity Report from the Infrastructure Unit to the May 2021 State Council meeting be noted.

Roads**Condition Assessment of Roads of Regional Significance**

A condition survey of all Roads of Regional Significance in the Mid West region, funded through the *State Road Funds to Local Government Agreement*, was completed and results presented to the Regional Road Group. This provides the Group and individual Local Governments with consistent data from which to plan road investment strategies. It also provides initial function evidence in the event that claims for disaster recovery funding are made.

Proposals have been evaluated to conduct condition surveys of Roads of Regional Significance in the Great Southern and Goldfields – Esperance Regions. This work is planned to commence in April.

Guidelines for Road Gravel Supplies in Western Australia

WALGA published [guidelines](#) to assist Local Governments source gravel as a road building material. These guidelines provide information on the process for accessing gravel under various types of land tenure and offers information on legislative requirements such as native vegetation clearing, proclaimed water management areas, dieback management, aboriginal heritage and native title considerations, and data support to meet regulatory requirements.

ROADS 2040: Development Strategies for Regionally Significant Local Roads

Feedback was invited and received from Local Governments and Regional Road Groups outside the metropolitan area concerning revised draft Guidelines for Regionally Significant Local Roads. Outside the metropolitan area, only these roads are eligible for Road Project Grant funding through the *State Road Funds to Local Government Agreement*. Once the Guidelines are accepted, Regional Road Groups will be tasked to review their roads and strategies for development of regionally significant roads.

Road Assets and Expenditure 2019/20

Data collection for the 2019/20 Road Assets and Expenditure Report was completed. Analysis and reporting was commenced and the report will be published in May.

Transport and Roads Forum 2021

The Transport and Roads Forum is scheduled for Friday, 14 May 2021 at Crown, Perth.

Funding**State Road Funds to Local Government Agreement**

The State Road Funds to Local Government Advisory Committee will meet in mid-April to consider the 2021/22 Local Roads Program. It is noted that the State Government budget has been deferred, and delegates will be seeking support for early approval of the program.

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENT'S REPORT

**Regional Road Safety Program**

A proposed \$35 million program of work to provide sealed shoulders and audible edge lines on about 1000km of Local Government roads in 2021/22 has been developed in conjunction with Local Governments and Main Roads WA. This will be considered for funding by the Commonwealth in April.

Urban and Regional Transport**Regional Roadworks Signage Review**

WALGA is contributing to a Regional Roadworks Signage Review initiated by the Minister for Transport. This review will be using local forums and digital platforms to seek direct input from a wide range of stakeholders during April and May.

Road Safety**Road Safety Council Update**

The Road Safety Council is focussed on implementation of the new road safety strategy within the current context. Data reflecting pandemic-related factors including freight movements, travel restrictions, public transport use, housing, drug and alcohol use, vehicle sales, the redeployment of Police traffic enforcement and driver behaviour was considered along with the latest results of community attitudes surveys which shows a drop in public concern for road safety.

Preparation for the 2021-22 Road Trauma Trust Account (RTTA) process included consideration of an historical analysis of RTTA funding allocations, projected funding requirements and long-term optimal allocations.

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENT'S REPORT

7.1.4 Report on Key Activities, Strategy, Policy and Planning (01-006-03-0017 NC)
--

By Narelle Cant, Executive Manager Strategy, Policy and Planning

Recommendation

That the Key Activity Report from the Strategy, Policy and Planning Unit to the May 2021 State Council meeting be noted.

Planning and Building

Regional Building Surveyor Meeting

In Western Australia, there is a critical shortage of building surveyors with declining numbers due to Professional Indemnity insurance issues in the private sector, and lack of training opportunities for both new and existing officers in Local Government. In particular, WALGA's regional members have expressed concern about the difficulty in finding capable staff to fulfil roles in building surveying, and the lack of professional development and networking opportunities for their existing staff.

WALGA held the first meeting of regional Local Government building surveyors via webinar in February to provide a forum to discuss these and other common issues, such as implementing Building Act processes, dealing with unsafe/dilapidated buildings, changes to building legislation with regard to bushfires, and repurposing of old buildings in regional towns. This will be a regular forum to complement WALGA's regular meetings of metropolitan building surveyors. The meetings will assist in WALGA's advocacy for improvements to the Building Act.

The Planning and Building team is also working with WALGA's Training team and State Government agencies to investigate the provision of additional vocational training opportunities for planning and building officers, particularly building surveyors.

Environment

Urban Canopy Grant Program

The Local Government Urban Canopy Grant Program, funded by the Water Corporation and administered by WALGA, provides \$750,000 to support additional planting or bring forward future tree planting in Local Governments' urban forest plans. The Program was created to expand tree canopy in high urban heat risk areas in Local Governments within the Perth and Peel regions, including verges in residential, industrial and commercial districts, multi-use precincts, car parks, rail reserves, road median strips and parks and reserves.

Fourteen Local Governments will be offered funding in Round 1 of the Program, to be announced in April. Submissions for Round 2 (\$94,000 ex GST) are open until Monday, 31 May 2021. The grant guidelines and application form can be found on WALGA's website [here](#).

Herbicide Use and Integrated Weed Management Working Group

The first meeting of the WALGA Herbicide Use and Integrated Weed Management Working Group will be held in April. The Working Group was convened following a December 2020 WALGA workshop where Local Governments from across the State identified a number of areas where improvements could be made to promote best practice weed management, and demonstrate environmental and social responsibility. The Working Group aims to share information, technical advice and guidance to help inform Local Government decisions on the most suitable weed management approaches for their local context. The Working Group comprises representatives from the Australian Local Government Association (ALGA), LGIS, and 17 Local Governments, including Albany, Bassendean, Bridgetown, Cockburn, Denmark, Fremantle, Joondalup, Karratha, Mandurah, Melville, Mosman

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENT'S REPORT

Park, Perth, Rockingham, South Perth, Swan, Wanneroo and the Eastern Metropolitan Regional Council (EMRC). Membership remains open to all Local Governments, with new members welcome.

Climate Resilient Councils Project

WALGA is progressing initiatives as part of the Climate Resilient Councils Project with funding from the Commonwealth Natural Disaster Resilience Program, LGIS and State Government agencies. The Project aims to strengthen the capacity of Local Governments to adapt to climate change impacts and reduce greenhouse gas emissions.

WALGA hosted the launch of the Climate Change Templates and Guidelines on Wednesday, 24 February. In February, WALGA hosted an event to launch templates and guidelines developed by Ernst & Young to support climate change adaptation and mitigation actions by Local Government and their communities. The templates are intended to support Local Governments that are commencing their climate actions as well as those that are well progressed in their approach. The Climate Change Templates and Guidelines and a recording of the launch can be viewed [here](#).

As part of Stage 2 of the Project, WALGA is facilitating a Climate Change Collaborative to strengthen the capacity of Local Governments to manage the impacts of climate change (adaptation) and reduce greenhouse gas emissions (mitigation). The Collaborative will support knowledge sharing between Local Government officers, the identification of collaborative research opportunities and potential partnerships, and the building of a network of Local Government officers to share best practice. Meetings will be held online, with the first meeting planned for May. More information on the Climate Change Collaborative can be found [here](#).

Resilient Communities**New State Strategy for WA Libraries**

The Public Libraries Working Group (PLWG) is currently consulting on the development of a new state strategy for libraries in WA. Consultation opportunities include voting and commenting on crowd-sourced ideas through the iThink challenge, three showcases and a workshop *Demonstrating the Value of Libraries* hosted by Public Libraries WA. This is a preliminary consultation with the State and Local Government sectors prior to public consultation later in 2021.

Dates for the Showcases and Workshop are:

- Showcase: Digitally Inclusive Libraries - Monday, **29 March** at the State Library of WA
- Showcase: Libraries Supporting Communities - Wednesday, **21 April** at City of Belmont Library
- Showcase: Library Led Learning - Monday, **17 May** at WALGA
- Workshop: Demonstrating the Value of Libraries - Thursday, **27 May** at the Boulevard Centre, Cambridge

Aboriginal Cultural Heritage Consultation Workshops with DPLH

WALGA and the Department of Planning, Lands and Heritage (DPLH) hosted nine online workshops in February and March with Local Governments with a regional/Zone focus, to obtain input from the sector on the categorisation of activities under the draft *Aboriginal Cultural Heritage Regulations*. Forty Local Governments participated in the workshops. WALGA developed a draft composite Local Government activity list and a consultation report to assist DPLH in their drafting of the Regulations. WALGA's Aboriginal Cultural Heritage Working Group will continue to provide sector feedback to DPLH as they consult on aspects of the new Aboriginal cultural heritage legislation.

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENT'S REPORT



**STATUS REPORT ON STATE COUNCIL RESOLUTIONS
To the May 2021 State Council Meeting**

MEETING DATE	RESOLUTION	COMMENT	Completion Date	Officer Responsible
2020 December 2 Item 5.4 Underground Power	<p>1. That Local Government supports the:</p> <ul style="list-style-type: none"> a) continuation of cooperative arrangements between the State Government, Western Power and Local Government to progressively replace the overhead electricity distribution network in residential areas with underground power. b) development of a new approach to identifying and prioritizing areas for investment in underground power, initiated by the need to invest in the overhead network to meet safety, reliability and capability requirements. c) development of a new approach to allocating State Government resources to facilitate projects proceeding in areas with a high electricity network need and lower economic capacity of ratepayers while retaining a commitment to funding an average of 25% of program costs. d) opportunity for Local Governments to initiate projects to convert areas to underground power be retained with Western Power to continue to contribute the amount recoverable as an efficient investment as calculated by the New Facilities Investment Test (NFIT). <p>2. That WALGA advocate for a targeted funding mechanism through the State Government to assist property owners in underground power program project areas that would suffer disadvantage as a result of needing to contribute to the cost of underground power.</p>	<p>The Association has written to Energy Policy WA, the responsible State Government agency setting out the policy position adopted and rationale.</p> <p>The policy endorsed by State Council was discussed with the Minister for Energy during January 2021. The Minister committed to consider the options following the State Election.</p>	Complete	Ian Durcan Exec Manager Infrastructure
2018 December 5 Item 5.1 Proposed Removal by Main Roads WA of the "Letter of Approval" Restricted Access Vehicle Operating Condition	<p>That WALGA:</p> <ol style="list-style-type: none"> 1. Opposes withdrawal of the "Letter of Approval" Restricted Access Vehicle Operating Condition until an acceptable alternative to Local Government is developed; 2. Supports the position that Local Governments not use provision of the Letter of Authority to charge transport operators to access the Restricted Access Vehicle network; 3. Supports the development of standard administrative procedures including fees and letter formats; and 4. Supports the practice of Local Governments negotiating maintenance agreements with freight owners/ generators in cases where the operations are predicted to cause extraordinary road damage as determined by the Local Government. 5. Advocates to Main Roads to establish a stakeholder working group to develop an appropriate mechanism through which the increased infrastructure costs from the use of heavy vehicles and those loaded in 	<p><i>On advice from the State Solicitors Office, Main Roads WA is intending to remove the CA07 condition that requires a transport operator to obtain a letter of approval from the relevant Local Government. Main Roads is proposing to replace the condition with a notification process (CAB3). After consultation with Regional Road Groups and a Stakeholder Working Group, the overwhelming majority of participants are of the view that the proposed arrangement is not an acceptable alternative. WALGA has written to Main Roads WA stating that WALGA does not support the alternative and that the position adopted by State Council in December 2018 has not changed.</i></p>	Ongoing	Ian Durcan Exec Manager Infrastructure

Status Report on State Council Resolutions – to May 2021 State Council Meeting.

33

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENT'S REPORT



MEETING DATE	RESOLUTION	COMMENT	Completion Date	Officer Responsible
	<p>excess of limits (concessional loading) can be recovered from those benefiting, and redirected into the cost of road maintenance.</p> <p><u>RESOLUTION 132.7/2018</u></p>			
2021 March 3 Item 5.3 Eligibility of Slip On Fire Fighting Units for Local Government Grants Scheme Funding	<p>That WALGA:</p> <ol style="list-style-type: none"> Supports the inclusion of capital costs of Trailer Fire Fighting Units and Slip On Fire Fighting Units including for Farmer Response Brigades (for use on private motor vehicles) on the Eligible List of the Local Governments Grants Scheme (LGGS). Requests the Local Government Grants Scheme Working Group to include this matter on the Agenda of their next Meeting (expected March 2021). Requests WALGA to work with the Local Government Grants Scheme Working Group to develop appropriate operational guidelines and procedures for the safe use of Slip On Fire Fighting Units funded in accordance with the LGGS. Supports the update of the WALGA membership of the Local Government Grants Scheme Working Group to include one Local Government Elected Member and one Local Government Officer, with these appointments determined through the WALGA Selection Committee process. 	<p>A letter was sent to DFES Commissioner Klemm on 16 March 2021 advising of State Council's decision on 3 March. The Local Government Grants Scheme Working Group met on 20 March 2021 however did not discuss eligible items in the Manual. An EO for the positions for an Elected Member and Officer on the LGGS Working Group will be released shortly.</p>	May 2021	Narelle Cant Executive Manager Strategy, Policy and Planning
2021 March 3 Item 7.1.4 Report on Key Activities, Strategy, Policy and Planning	<p>That the Key Activities Report from the Strategy, Policy and Planning Unit to March 2021 State Council meeting be noted and request the Department of Local Government, Sport and Cultural Industries for an extension on the consultation process on the Child Safety Officers issue from 2 April to 30 June 2021.</p>	<p>WALGA sent request to DLGSC on 5 March. DLGSC decided to uphold closing date of 2 April. This update, including the justification was circulated via infopage to all Local Governments on 12 March.</p>	Complete March 2021	Narelle Cant Executive Manager Strategy, Policy and Planning
2020 December 2 Item 5.3 Family and Domestic Violence and the Role of LGs	<p>That:</p> <ol style="list-style-type: none"> WA Local Governments recognise the prevalence, seriousness and preventable nature of family and domestic violence and the roles that Local Governments can play in addressing gender equity and promoting respectful relationships in their local community. WALGA advocates to the State Government: <ol style="list-style-type: none"> to work with Local Government in defining the role and responsibilities and expectations of Local Governments in family and domestic violence. for adequate funding for family and domestic violence programs and services, particularly in regional areas. for appropriate resources and funding be allocated to Local Governments to implement any particular roles and actions addressing family and domestic violence as defined in the State Strategy. to provide support to Local Government in the broader rollout of the Prevention Toolkit for Local Government. to continue advocacy to the Commonwealth Government for additional funding and support. 	<p>In February 2021 WALGA wrote a letter to the Director General Communities, Michelle Andrews, to advise of WALGA State Council's newly adopted policy position on family and domestic violence.</p> <p>WALGA met with the Department of Communities on Thursday, 25 February 2021 to discuss WALGA State Council's endorsed policy position and key advocacy statements. The key message provided was that the Department of Communities needs to engage more thoroughly with Local Governments, and in particular more engagement and communication is required regarding the State Strategy which was adopted in July 2020.</p> <p>Since 18 January 2021 WALGA has been meeting with the Australian Local Government Association and other Local Government Associations, together with Our Watch (the National prevention agency established by the Commonwealth Government) to share information and combine advocacy efforts for Local Governments across Australia. Our Watch is working on a strategy to engage more thoroughly with Local Governments across Australia through this group.</p>	Ongoing	Narelle Cant Executive Manager Strategy, Policy and Planning

Status Report on State Council Resolutions – to May 2021 State Council Meeting:

34

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENT'S REPORT



MEETING DATE	RESOLUTION	COMMENT	Completion Date	Officer Responsible
	3. WALGA organises presentations for Local Governments that address family and domestic violence, as part of relevant events or webinars.	WALGA is working with the Local Government Community Safety Network Steering Committee to deliver an event on 18 May focusing on family and domestic violence		
2020 July 1 Item 4.3 Teacher Housing Availability	That WALGA contact the Director General of the Department of Housing to: 1. Seek action and acknowledge the extra challenges in attracting and retaining public sector staff in remote and rural areas of the state; 2. Immediately review and address the issue of insufficient GROH housing (and the high cost of subsidised rental) for public sector staff and actively seek and enter into Joint Venture arrangements with Councils to address the shortfall in accommodation; 3. Request that the agencies be requested to engage with WALGA to seek a solution to the current short supply of GROH housing within all regions. <u>RESOLUTION 91.3/2020</u>	In July 2020 a letter was sent to the Director General Department of Communities as the responsible agency for Government Regional Officer Housing (GROH) seeking a response to the Resolution. In August 2020, WALGA received a response from the Director General, Communities, which stated that the Department of Communities has diverted much of its resources towards the social and economic recovery of the State. Therefore, work on the planned GROH review is placed on hold until the conclusion of the COVID-19 emergency period. It was acknowledged that GROH plays an important role in attracting and retaining staff in regional and remote communities. On 21 August 2020 WALGA met with relevant staff from the Department of Communities to further discuss the issue. WALGA staff met with the Department of Communities to receive an update on GROH on 18 February 2021. WALGA and the Department of Communities hosted a webinar on 30 March 2021 to update Local Governments on GROH.	In progress	Narelle Cant Executive Manager Strategy, Policy and Planning
2018 December 5 Item 4.1 State / Local Government Partnership Agreement on Waste Management and Resource Recovery	1. That State Council endorse investigating a State / Local Government Partnership Agreement on Waste Management and Resource Recovery. 2. That the item be referred to MWAC for its development and negotiation with the State Government. 3. A report regarding a proposed "State / Local Government Partnership Agreement on Waste Management and Resource Recovery" be brought back to the next meeting of State Council. <u>RESOLUTION 131.7/2018</u>	This matter will be progressed with the new Minister for Environment, Hon Amber-Jade Sanderson, MLA.	Ongoing	Narelle Cant Exec Manager Strategy, Policy and Planning
2021 March 3 Item 5.1 External Oversight and Intervention – Authorised Inquiries and Show Cause Notices	That WALGA: 1. Continues to advocate for the State Government to increase resourcing of the Department of Local Government, Sport and Cultural Industries particularly by engaging experienced and qualified staff to conduct timely inquiries and interventions when instigated under the provisions of the Local Government Act 1995; and 2. Requests the Departmental CEO, of the Department of Local Government, Sport and Cultural Industries to engage with affected Local Governments in order to attempt to resolve identified issues, improve performance and achieve good governance before considering an intervention under Part 8 of the Local Government Act 1995; and 3. Requests the Minister for Local Government to: a. Provide written reasons prior to issuing any Show Cause Notices;	Correspondence has been written to the Minister for Local Government and the Department of Local Government, Sport and Cultural Industries on this resolution.	Complete	Tony Brown Executive Manager Governance & Organisational Services

Status Report on State Council Resolutions – to May 2021 State Council Meeting.

35

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENT'S REPORT



MEETING DATE	RESOLUTION	COMMENT	Completion Date	Officer Responsible
	b. Require regular progress reports to be provided to any Local Government that is the subject of any Authorised Inquiry; and c. Require that any Authorised Inquiry be conducted within a specified timeframe that may be extended with the approval of the Minister. 4. Advocates for legislative change to ensure that Show Cause Notices are required to contain reasons.			
2021 March 3 Item 5.2 Cost of Revaluations	That WALGA advocate to the State Government for the equal distribution of valuation costs for properties where the Water Corporation, the Department of Fire and Emergency Services and the Local Government require the valuation.	Correspondence has been written to the Minister for Lands on this resolution	Complete	Tony Brown Executive Manager Governance & Organisational Services
2020 December 2 Item 5.1 Local Government Act Review Advocacy Paper Key issues from Recent Inquiries into LG	That: 1. Ongoing advocacy relating to the Review of the <i>Local Government Act 1995</i> be noted; and, 2. The Advocacy Positions for a New Local Government Act: <i>Key issues from recent Inquiries into Local Government</i> – be endorsed, subject to the following amendments: I. Roles and Responsibilities: That clarification of the roles and responsibilities for mayors / presidents, councillors and CEOs be considered <i>to ensure that there is no ambiguity</i> . II. External Oversight: The Local Government sector supports: 1. Establishing an Office of the Independent Assessor to replace the Standards Panel to provide an independent body to receive, investigate and assess complaints against elected members and undertake inquiries. 2. Remove the CEO from being involved in processing complaints. 3. That an early intervention framework of monitoring to support Local Governments be provided <i>with any associated costs to be the responsibility of the State Government</i> . III. Financial Management and Procurement: That the Local Government sector: 1. Requests the Minister for Local Government to direct the Department of Local Government to prepare a Model set of <i>Financial Statements and Annual Budget Statements</i> for the Local Government sector, in consultation with the Office of the Auditor General; 2. Requests the Department of Local Government to re-assess the amount of detail required to be included in annual financial reports, in particular for small and medium sized entities as suggested by the Office of Auditor General; 3. Supports Local Governments being able to use freehold land to secure debt. 4. Supports Building Upgrade Finance being permitted for specific purposes such as cladding, heritage and green improvements;	Positions have been updated to reflect the endorsement of the "Advocacy Positions for a New Local Government Act: <i>Key issues from recent Inquiries into Local Government</i> ". Correspondence has been sent to the new Minister for Local Government advising of WALGA's advocacy positions	Complete	Tony Brown Executive Manager Governance & Organisational Services

Status Report on State Council Resolutions – to May 2021 State Council Meeting.

35

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENT'S REPORT



MEETING DATE	RESOLUTION	COMMENT	Completion Date	Officer Responsible
	5. Supports the alignment of Local Government procurement thresholds, rules and policies with the State Government. IV. Intergovernmental Cooperation: That a Partners in Local Government Agreement promoting a collaborative partnership approach be signed by the Premier, Minister for Local Government, <i>Western Australian Local Government Association and Local Government Professionals WA</i> , at the commencement of each term of the State Government.			
2020 July 1 Item 5.4 WALGA JLT Scheme Management Agreement Extension	State Council require that: a) The terms of existing WALGA JLT/Marsh Scheme Management Agreement be maintained for a further 12 months or until the review actions are completed. b) A contingency planning project be undertaken to ensure the WALGA LGIS insurance service is competitive, resilient and appropriate to serve the needs of Member Councils. c) All other details as to the State Council LGIS review to remain confidential. <u>RESOLUTION 95.3/2020</u>	Action implemented. Completed Contingency planning project in scoping stage. To be aligned with previous review actions with a June 2021 completion target.	July 2021	Zac Donovan Executive Manager Commercial and Communications

Status Report on State Council Resolutions – to May 2021 State Council Meeting:

37

President's Report

May 2021



Tropical Cyclone Seroja

Many of our members and the communities they represent have been affected by the devastation unleashed by Tropical Cyclone Seroja in April, which made landfall between Kalbarri and Port Gregory before moving inland. Winds of up to 170 kilometres an hour left a trail of destruction over 35,000 square kilometres of Western Australia. It destroyed homes, businesses, resorts, sheds, fences and water stations, leaving thousands of people homeless and without power and communication for extended periods.

As I write, the full impacts of TC Seroja are still being assessed but it is clear the path of the cyclone has affected communities from the Gascoyne to the Mid-West and through the Wheatbelt. Commonwealth-State Disaster Recovery Funding Arrangements have been put in place for some Local Government Areas and the Lord Mayor's Distress Relief Fund has been activated to provide financial assistance to individuals impacted by TC Seroja. The recovery will be long and WALGA is providing support, as required, to our members in the clean-up and rebuilding. One thing is certain: the resilience of the Local Governments and the communities affected will continue to shine through, despite the devastating losses and upheaval.

This is exactly what we have seen following the devastating effects of the Wooroloo bushfire in February, which destroyed 86 homes and caused widespread damage. The City of Swan and Shire of Mundaring have been, and continue to, work tirelessly with their communities and relevant agencies to support those who have lost property, pets, livestock and possessions. While they have been stretched beyond capacity, the Local Government sector has stepped up to support them. Twelve other Local Governments donated \$104,000 to the Lord Mayor's Distress Fund for Wooroloo; others have shared fire brigades, offered accommodation for evacuated people and animals, and provided communications or administrative support.

Local Governments are always there to support their communities, and willing to lend a hand to each other in times of need.

Meeting with Minister for Local Government

CEO, Nick Sloan and I met with the Minister for Local Government Hon John Carey MLA together with his Chief of Staff, Claire Comrie on Tuesday 30 March 2021.

The meeting focussed on the opportunities for State and Local Government to work collaboratively across the Minister's multiple portfolios which include Housing.

Red tape reduction, a new Local Government Act and an outcomes focussed State-Local Government Partnership agreement were discussed and the Minister was very clear of his intention to work closely with Local Government.

WALGA will be organising a Meet the Ministers breakfast event following release of the Parliamentary sitting schedule and the date/time of the event will be communicated via our newsletters as soon as possible.

CONTACTS

T: (08) 9213 2000 www.walga.asn.au

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENT'S REPORT

Australian Local Government Association (ALGA) – National General Assembly

The 2021 National General Assembly (NGA) will be held on 20 -23 June 2021 in Canberra. This year's NGA will be a hybrid event where you can attend in-person or via the web.

This year's conference theme is "Working together for our Communities"

This session of the NGA is being held at a critical juncture in Australia's recent history. The national roll-out of the Covid vaccine has begun, border restrictions have eased, and there is a growing sense of optimism that life will again return to normal, albeit a "Covid normal".

How well we work together and across governments will determine the success of our recovery – and continuing full cooperation will ensure no community is left behind.

Registrations can be made on the ALGA website.

WALGA 2021 Local Government Convention

The 2021 WA Local Government Convention will be held at Crown Perth on Monday, 20 – Tuesday, 21 September with the Opening Welcome Reception being held on the evening of Sunday, 19 September. The provisional programme is as follows;

Sunday, 19 September 2021

- Mayors and Presidents' Forum
- Opening Welcome Reception

Monday, 20 September 2021

- AGM
- Breakfast with Directors General
- Conference Sessions
- Gala Dinner - Sesquicentenary of Local Government in WA

Tuesday, 21 September 2021

- Convention Breakfast with Jelena Dokic
- Conference Sessions

Further information will be provided in coming weeks.

PRESIDENT'S CONTACTS

President's contacts since 3 March 2021 and scheduled before 5 May 2021 are as follows:

State Government Relations

- Lunch Event With the Prime Minister – Hon Scott Morrison MP
- Leadership Matters Breakfast – Premier Mark McGowan MLA
- Hon John Carey MLA, Minister for Housing; Local Government
- Bill Marmion (ex-Member for Nedlands)

CONTACTS

T: (08) 9213 2000 www.walga.asn.au

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENT'S REPORT**Zone Meetings**

- Peel Country Zone Meeting
- Pilbara Country Zone Meeting - Video Conference

Local Government Relations

- Joint Venture Management Committee (WALGA/LGIS) x 3
- State Council Election Forum
- State Council Informal Forum – Video conference
- State Council Meeting
- Finance and Services Committee Meeting
- ALGA – Board Meeting
- ALGA – Closing the Gap, Joint Ministers Council Meeting
- ALGA – CEO Shortlist Meeting
- ALGA – CEO Interviews
- ALGA – Meeting of Environment Ministers
- ALGA – Global Covenant of Mayors Committee Meeting
- ALGA National General Assembly Subcommittee – Video Conference x 2
- LGIS – CEO, Jonathan Seth, Chair, Peter Forbes, JLT, Head of Public Sector, Gary Okely and Chief Operations Officer, Peter Hoare
- LGIS Board Workshop
- Australian Local Government Women's Association WA, President, Karen Wheatland
- Local Government Convention 21 Committee Meeting x 2
- Meeting with
 - City of Canning Mayor, Patrick Hall
 - City of South Perth Mayor, Greg Milner
 - City of Swan Mayor, Kevin Bailey
 - City of Stirling Mayor, Mark Irwin
- President of the Local Government Association Northern Territory, the Lord Mayor of Darwin, Hon Kon Vatskalis
- Western Australian Multicultural Awards Ceremony
- Council Visits
 - City of Albany
 - Shire of Broomehill-Tambellup
 - Shire of Kojonup
 - Shire of Woodanilling
 - Shire of Plantagenet
 - Shire of Denmark

Please take care and keep safe.

Mayor Tracey Roberts JP
President

CONTACTS

T: (08) 9213 2000 www.walga.asn.au

9. REPORTS FROM KIMBERLEY REGIONAL GROUP

9.1 ALCOHOL MANAGEMENT

LOCATION/ADDRESS:	Nil
APPLICANT:	Nil
FILE:	KRG01
AUTHOR:	Zone Executive
CONTRIBUTOR/S:	Nil
RESPONSIBLE OFFICER:	Acting Director Development and Community
DISCLOSURE OF INTEREST:	Nil

SUMMARY:
 The State Government is progressing the Kimberley Banned Drinkers Register (BDR) trial, with the financial support from the Kimberley Regional Group (KRG) and Kimberley Shires. This item provides an update on the progress on the introduction of the BDR and additional steps to be considered.

COMMENT

The State Government announced on 6 January the implementation of a two-year BDR trial for the Kimberley commencing May 2021. This item provides an update on progress against that timeline.

The KRG has been supportive of focused processes which:

- Reduces alcohol related harm.
- Are proportional and targeted.
- Are practical and implementable.

Funding and Implementation of the Banned Drinkers Register

A BDR, combined with an effective Takeaway Alcohol Management System (TAMS) and alcohol restrictions, which balance reasonable community access with reducing illegal on-selling, is seen to be a sustainable pathway towards the normalisation of alcohol availability.

The State Government originally wrote to the KRG on Friday 19 September 2020 inviting participation in the Pilbara Banned Drinkers Register Trial, however the cost of participation was significantly greater than the planned voluntary alcohol restriction trial in the west Kimberley.

On 11 December the KRG wrote to Minister Papalia MLA confirming that the KRG and member Shires would make a one off GST inclusive contribution of \$228,000 towards the estimated cost of \$970,000.

After negotiations, the State Government announced on 6 January the implementation of a two year BDR trial for the Kimberley commencing May 2021, which was to be funded by the State with the agreed contribution from the Shires and the KRG.

In March the KRG was contacted by the State Government for payment of the agreed \$228,000, which will be distributed between the Shire of Broome, the Shire of Derby West

Kimberley and the KRG. The Shire of Wyndham East Kimberley commitment has been underwritten by the KRG in the period until negotiations are completed with Scantec to assure that the payment to the State would not represent a duplicate payment on the existing service.

The State Government, through the Department of Local Government Sport and Cultural Industries (DSLGC), will be responsible for the implementation and management of the trial including the procurement of the TAMS machines and project management of the research and appraisal of the trial to be conducted by the University of Western Australia.

Banned Drinkers Register – Process for adding individuals.

A letter, consistent with the resolution at the KRG meeting on the 22 February 2021 for clear pathways to be implemented for adding people to the BDR, has been prepared, along with a background briefing for the new Minister for Racing and Gaming, the Hon Reece Whitby MLA.

The letter seeks to have a pathway for the mandatory addition of individuals to the BDR as part of sentencing and bail conditions for those involved in alcohol fuelled violence including family and domestic violence. By way of precedent, this process is already in place in the Northern Territory.

Liquor Control (Section 31)(Kimberley) restrictions [Section 31]

Issues with Section 31 Restrictions

Consistent with the resolution of the 22 February 2020 KRG meeting, correspondence was forwarded to the Director of Liquor licencing outlining issues that were being experienced in relation to the Section 31 restrictions. Those matters, including the inability to have bulk orders and to service tourists seeking amount above the daily limit, were addressed through amendment of the Section 31 which was published in the Western Australian Government Gazette No. 48 on Friday 19 March 2021.

Compliance Issues Section 31 and Section 64 restrictions

Following on from the amendments to the Section 31 restrictions, there appears to be a lack of clarity in relation to the administration of some of the compliance requirements. It has been put forward that Liquor Licensing and the Police enforcement unit should meet with the Liquor Accords to ensure that compliance processes are clear, practical and transparent, particularly as they relate to bulk orders and tourist exemptions.

CONSULTATION

Nil.

STATUTORY ENVIRONMENT

Local Government Act 1995

Liquor Control Act 1988

FINANCIAL IMPLICATIONS

Nil – expenditure approved 23 November 2020.

STRATEGIC IMPLICATIONS

Governance Goal – A collaborative group demonstrating strong regional governance:

Secure funding for regional initiatives

Recognition of Kimberley Local Government issues and opportunities

Alignment and integration of regional and local priorities for member Councils.

Community Goal – A vibrant community based on equity, inclusion and opportunity for all:

Better alcohol management across the Kimberley.

VOTING REQUIREMENTS

Simple Majority

KIMBERLEY REGIONAL GROUP RESOLUTION:

(REPORT RECOMMENDATION)	Minute No. KRG/0421/002
Moved: Cr D Menzel	Seconded: Cr M Edwards

That the Kimberley Regional Group notes:

- 1. The Alcohol Management update.**
- 2. Invoicing by the Department of Local Government, Sport Recreation and Cultural Industries for the agreed amounts for participation in the Kimberley Banned Drinkers Register Trial.**
- 3. The amendment to the Liquor Control (Section 3, Kimberley) 2021 restrictions.**

CARRIED UNANIMOUSLY 4/0

Attachments

There are no attachments for this report.

9.2 CANBERRA DELEGATION 2021

LOCATION/ADDRESS:	Nil
APPLICANT:	Nil
FILE:	KRG01
AUTHOR:	Zone Executive
CONTRIBUTOR/S:	Nil
RESPONSIBLE OFFICER:	Acting Director Corporate Services
DISCLOSURE OF INTEREST:	Nil

SUMMARY:

The Kimberley Regional Group (KRG) has previously undertaken successful delegations to meet with Federal Ministers and opposition spokespersons. This item considers opportunities for a delegation in the next twelve months to promote the needs of, and opportunities in, the Kimberley.

BACKGROUND

Previous Considerations

Nil.

COMMENT

The KRG has undertaken a number of delegations to Canberra to represent the region's interests and to seek funding support for projects, with the most recent trip in November 2019. There are considerable benefits that can be attributed to the investment in a delegation to Canberra, from the general "regional awareness raising" to tangible funding outcomes such as the Roads of Strategic Importance (ROSI) funding for the Tanami Road which was secured in 2019.

Key dates to consider include the 11 May 2021 Federal budget, the May 2022 budget and the requirement for a Federal election for the House of Representatives being called no later than 3 September 2022.

To enable sufficient time to organise meetings, and in consideration of scheduled Shire meetings and the sitting dates of both houses of Federal Parliament there are three opportunities in 2021 that do not result in a clash being the Federal Government sitting weeks of:

- 3 August
- 9 August
- 29 November

These opportunities do not conflict with key regional events such as the Shinju Matsuri Festival, Ord River Muster and the Kimberley Economic Forum.

Additionally, there are opportunities in early 2022.

3 August 2021

This sitting week should provide an opportunity to meet with both government Ministers and opposition spokespersons as demand is normally reduced post budget. Should this opportunity be taken up, it would allow for a second delegation to reinforce the message prior to the development of the 2022 Federal budget and the Federal Election due on or prior to September 2022.

9 August 2021

The week of the 9 August presents both an opportunity and a challenge. Showcase WA is an evening showcasing Western Australia's food, wine, beer, tourism and industry in the Australian Parliament House on 11 August 2021. Attendees at the previous Showcase WA included the Prime Minister, Opposition Leader, Cabinet Ministers, Shadow Ministers, Members of Parliament, Senators and Foreign Diplomats.

Whilst attendance by Shire representatives at the WA Showcase will provide some profile, the focus is on producers and the level of participation by Kimberley businesses is not yet known. Further, the benefit of the KRG travelling to Canberra maybe diluted as the experience of previous advocacy trips has been that achieving meaningful engagement with key decision makers can be hampered by events drawing multiple parties seeking similar meetings. Should this option be selected it would be important to have strong participation by Kimberly producers and/or Sponsorship of the WA Showcase secured, which ranges from \$1000 for a display table, to \$15,000 for a Gold Sponsor. The Gold Sponsor opportunity provides significant profile and access which could also be used to benefit producers in the region that may otherwise not be able to promote their products.

29 November 2021

The sitting week of the 29 November is last for 2021 and can create challenges with end of year functions. If knowledge of these commitments were established well in advance, this could be a positive opportunity to represent the Kimberley in terms of the 2022 Federal budget and also in the shadow of the Federal election.

Early 2022

The Federal budget is normally handed down in May each year, noting that there will be a Federal election prior to September 2022. The sitting weeks for 2022 are not yet established, however a visit in early 2022 enables representatives to reinforce the Kimberley Zone/KRG advocacy agenda and budget submission as well as the opportunity to meet with the opposition and government prior to the Federal election. Should a delegation go to Canberra in early 2022, it is strongly recommended it is combined with one of the meeting opportunities in 2021 outlined above.

CONSULTATION

Nil.

STATUTORY ENVIRONMENT

Local Government Act 1995

FINANCIAL IMPLICATIONS

Nil.

STRATEGIC IMPLICATIONS

Governance Goal – A collaborative group demonstrating strong regional governance:

Secure funding for regional initiatives

Recognition of Kimberley Local Government issues and opportunities

Alignment and integration of regional and local priorities for member Councils.

Built Environment Goal – Improved and secure transport, communications, community and essential services:

Liveable towns supporting regional communities

Improved regional arterial road network, ports and airports

High standard of infrastructure planning

Reliable and adequate power and communications.

Economy Goal – A sustainable and diverse economy:

Generational advantage that captures the wealth for the region

Improved outcomes in employment

Sustainable tourism market and tourism experiences

Sustainable primary industries

Energy sustainability

Improved regional infrastructure

VOTING REQUIREMENTS

Simple Majority

REPORT RECOMMENDATION:

That the Kimberley Regional Group:

1. *Endorses a delegation to Canberra in the sitting week of 3 August 2021.*
2. *Endorses a delegation to Canberra in February/March 2022.*
3. *Notes the Showcase WA event in Canberra.*

KIMBERLEY REGIONAL GROUP RESOLUTION:

(REPORT RECOMMENDATION)

Minute No. KRG/0421/003

Moved: Cr M Edwards

Seconded: Cr G Haerewa

That the Kimberley Regional Group:

- 1. Endorses a delegation to Canberra in the sitting week of 3 August 2021.***
- 2. Notes the Showcase WA event in Canberra.***

CARRIED UNANIMOUSLY 4/0

Attachments

Nil

9.3 2021 STATE ELECTION OUTCOMES	
LOCATION/ADDRESS:	Nil
APPLICANT:	Nil
FILE:	KRG01
AUTHOR:	Zone Executive
CONTRIBUTOR/S:	Nil
RESPONSIBLE OFFICER:	Acting Director Corporate Services
DISCLOSURE OF INTEREST:	Nil

SUMMARY:
 To provide an overview of the outcomes of the 2021 State Election.

BACKGROUND

Previous Considerations

Nil.

COMMENT

The Western Australian State Election was held on 13 March 2021. Davina D’Anna was elected as the Legislative Assembly member for the Kimberley with the six Legislative Council representatives for the Mining and Pastoral Region as follows:

Labor

- Stephen Dawson
- Kyle McGinn
- Peter Foster
- Rosetta Sahanna

Liberal Party WA

- Neil Thomson

Daylight Savings Party

- Wilson Tucker

A summary of all financial commitments made by the returning government is attached, along with a summary of Ministerial appointments. The Shadow portfolios were not available at the time of preparing this report.

CONSULTATION

Nil.

STATUTORY ENVIRONMENT

Local Government Act 1995

FINANCIAL IMPLICATIONS

Nil.

STRATEGIC IMPLICATIONS

Governance Goal – A collaborative group demonstrating strong regional governance:

Recognition of Kimberley Local Government issues and opportunities

Alignment and integration of regional and local priorities for member Councils.

VOTING REQUIREMENTS

Simple Majority

KIMBERLEY REGIONAL GROUP RESOLUTION:
(REPORT RECOMMENDATION)

Minute No. KRG/0421/004

Moved: Cr M Edwards

Seconded: Cr D Menzel

That the Kimberley Regional Group notes the outcome of the State Election and the summary of WA State Election Financial Election Commitments as attached.

CARRIED UNANIMOUSLY 4/0

Attachments

1. WA Government Ministers 2021
2. WA State Election Summary of Financial Commitments

Item 9.3 - 2021 STATE ELECTION OUTCOMES



Western Australian Government Cabinet Ministers



Honourable Mark McGOWAN
BA LLB MLA
Premier; Treasurer; Minister for Public Sector Management; Federal-State Relations

13th Floor, Dumas House
2 Havelock Street
WEST PERTH WA 6005

6552 5000
6552 5001
we-government@dpc.wa.gov.au

 <p>Honourable Roger H COOK BA GradDipBus (PR) MBA MLA Deputy Premier; Minister for Health; Medical Research; State Development, Jobs and Trade; Science</p> <p>13th Floor, Dumas House 2 Havelock Street, WEST PERTH WA 6005</p> <p>6552 6500 6552 6501 Minister.Cook@dpc.wa.gov.au</p>	 <p>Honourable Sue M ELLERY BA MLC Minister for Education and Training</p> <p>12th Floor, Dumas House 2 Havelock Street, WEST PERTH WA 6005</p> <p>6552 5700 6552 5701 Minister.Ellery@dpc.wa.gov.au</p>	 <p>Honourable Stephen N DAWSON MLC Minister for Mental Health; Aboriginal Affairs; Industrial Relations</p> <p>12th Floor, Dumas House 2 Havelock Street, WEST PERTH WA 6005</p> <p>6552 5800 6552 5801 Minister.Dawson@dpc.wa.gov.au</p>	 <p>Honourable Alannah MacTIERNAN MLC Minister for Regional Development; Agriculture and Food; Hydrogen Industry</p> <p>11th Floor, Dumas House 2 Havelock Street, WEST PERTH WA 6005</p> <p>6552 6200 6552 6201 Minister.MacTiernan@dpc.wa.gov.au</p>
 <p>Honourable David A TEMPLEMAN Dip Tech BEd MLA Minister for Tourism, Culture and the Arts; Heritage</p> <p>12th Floor, Dumas House 2 Havelock Street, WEST PERTH WA 6005</p> <p>6552 5400 6552 5401 Minister.Templeman@dpc.wa.gov.au</p>	 <p>Honourable John R QUIGLEY LLB JP MLA Attorney General; Minister for Electoral Affairs</p> <p>11th Floor, Dumas House 2 Havelock Street, WEST PERTH WA 6005</p> <p>6552 9800 6552 9801 Minister.Quigley@dpc.wa.gov.au</p>	 <p>Honourable Paul PAPALIA CSC MLA Minister for Police, Road Safety; Defence Industry; Veterans Issues</p> <p>10th Floor, Dumas House 2 Havelock Street, WEST PERTH WA 6005</p> <p>6552 5600 6552 5601 Minister.Papalia@dpc.wa.gov.au</p>	 <p>Honourable Bill J JOHNSTON MLA Minister for Mines and Petroleum; Energy; Corrective Services</p> <p>9th Floor, Dumas House 2 Havelock Street, WEST PERTH WA 6005</p> <p>6552 6700 6552 6701 Minister.Johnston@dpc.wa.gov.au</p>
 <p>Honourable Rita SAFFIOTI BBus MLA Minister for Transport; Planning; Ports</p> <p>9th Floor, Dumas House 2 Havelock Street, WEST PERTH WA 6005</p> <p>6552 5500 6552 5501 Minister.Saffioti@dpc.wa.gov.au</p>	 <p>Honourable Dr Tony BUTI BPE(Hons) DipEd MEd LLB(Hons) DPHil MLA Minister for Finance; Lands; Sport and Recreation; Citizenship and Multicultural Interests</p> <p>5th Floor, Dumas House 2 Havelock Street, WEST PERTH WA 6005</p> <p>6552 5400 6552 5401 Minister.Buti@dpc.wa.gov.au</p>	 <p>Honourable Simone F MCGURK BA(Arts) BA(Comms) MLA Minister for Child Protection, Women's Interests; Prevention of Family and Domestic Violence; Community Services</p> <p>8th Floor, Dumas House 2 Havelock Street, WEST PERTH WA 6005</p> <p>6552 6600 6552 6601 Minister.McGurk@dpc.wa.gov.au</p>	 <p>Honourable Dave J KELLY BA MLA Minister for Water; Forestry; Youth</p> <p>8th Floor, Dumas House 2 Havelock Street, WEST PERTH WA 6005</p> <p>6552 6100 6552 6101 Minister.Kelly@dpc.wa.gov.au</p>
 <p>Honourable Amber-Jade SANDERSON BA MLA Minister for Environment; Climate Action; Commerce</p> <p>5th Floor, Dumas House 2 Havelock Street, WEST PERTH WA 6005</p> <p>6552 5900 6552 5901 Minister.Sanderson@dpc.wa.gov.au</p>	 <p>Honourable John N CAREY BA(Hons) MLA Minister for Housing; Local Government</p> <p>7th Floor, Dumas House 2 Havelock Street, WEST PERTH WA 6005</p> <p>6552 5300 6552 5301 Minister.Carey@dpc.wa.gov.au</p>	 <p>Honourable Don T PUNCH BPsych BScocw MBA MLA Minister for Housing; Local Government; Innovation and ICT; Seniors and Ageing</p> <p>7th Floor, Dumas House 2 Havelock Street, WEST PERTH WA 6005</p> <p>6552 6500 6552 6501 Minister.Punch@dpc.wa.gov.au</p>	 <p>Honourable Reece R WHITBY MLA Minister for Emergency Services; Racing and Gaming; Small Business; Volunteering</p> <p>7th Floor, Dumas House 2 Havelock Street, WEST PERTH WA 6005</p> <p>6552 6300 6552 6301 Minister.Whitby@dpc.wa.gov.au</p>

19 March 2021

Item 9.3 - 2021 STATE ELECTION OUTCOMES

STATE GOVERNMENT COMMITMENTS – BUDGET AND 2021 STATE ELECTION	SoB	SDWK	SoHC	SWEK	STATE BUDGET KIMBERLEY	STATE BUDGET - OTHER	OTHER COMMITMENTS	ANNOUNCED	COMMENT
INFRASTRUCTURE - ROADS									Ongoing
Great Northern Highway Ord River North Project				✓	\$98,000,000				Ongoing
Gibb River Road upgrades		✓		✓			\$36,000,000		Not yet commenced
Great Northern Highway - Broome - Derby Upgrade	✓	✓					\$25,900,000		Not yet commenced
Upgrade Tanami Road			✓		\$42,700,000				
Improve Moonamang Road in the East Kimberley				✓	\$18,000,000				
Upgrade of Duncan Road and Gordon Downs Road			✓		\$51,500,000				
Regional Road Safety Program to upgrade 100 kilometres of Kimberley roads with shoulder sealing and installation of audible lines.	✓	✓	✓	✓	\$12,000,000				
INFRASTRUCTURE - PORTS & Dam									
Upgrades at Broome Port including upgrading the underdeck access system and protective coating on the wharf extension	✓								
Channel optimisation program in Broome	✓				\$15,300,000				
Purchase a new harbour crane to improve operational efficiency and safety at Broome Port	✓				\$5,900,000				

Item 9.3 - 2021 STATE ELECTION OUTCOMES

STATE GOVERNMENT COMMITMENTS – BUDGET AND 2021 STATE ELECTION	SoB	SDWK	SoHC	SWEK	STATE BUDGET KIMBERLEY	STATE BUDGET - OTHER	OTHER COMMITMENTS	ANNOUNCED	COMMENT
New gantry crane atop the Kununurra Diversion Dam				✓	\$4,100,000				
Complete planning for a new boat harbour in Broome	✓				\$1,000,000				
COMMUNITY INFRASTRUCTURE									
Fitzroy Crossing Multiuse Courts upgrade		✓						\$4,000,000	Not yet commenced
Broome Boating Facility	✓							\$35,000,000	Not yet commenced
East Kimberley Leisure and Aquatic Centre redevelopment - Kununurra				✓				\$6,000,000	Not yet commenced
Water playground at the Kununurra Leisure Centre							\$3,200,000		
Halls Creek Town Development			✓					\$3,500,000	Not yet commenced
Sporting grounds upgrades - Warmun Community			✓				\$2,350,000		Not yet commenced
Change room upgrades - Mowanjum Community	✓	✓	✓	✓				\$300,000	Not yet commenced
Accessible fishing jetty as part of the Town Beach redevelopment in Broome	✓						\$3,000,000		
HEALTH & WELLBEING									
Renal Dialysis Centre - Halls Creek			✓					\$24,100,000	Not yet commenced

Item 9.3 - 2021 STATE ELECTION OUTCOMES

STATE GOVERNMENT COMMITMENTS – BUDGET AND 2021 STATE ELECTION	SoB	SDWK	SoHC	SWEK	STATE BUDGET KIMBERLEY	STATE BUDGET - OTHER	OTHER COMMITMENTS	ANNOUNCED	COMMENT
Kimberley Women's Health Program	✓	✓	✓	✓				\$3,000,000	Not yet commenced
Construction of a 70 bed Aboriginal Short Stay Accommodation facility in Kununurra				✓			\$20,000,000		Not yet commenced
Broome Health and Wellbeing Campus (planning)	✓						\$7,980,000		Not yet commenced
Lions Outback Vision eye clinic	✓	✓	✓	✓			\$470,000		Not yet commenced
Wangkal'ungka Remote Indigenous Health Clinic	✓	✓	✓	✓			\$3,050,000		Not yet commenced
Kimberley Aboriginal Medical Services	✓	✓	✓	✓			\$98,000,000		Not yet commenced
Kimberley alcohol and other drug youth centre	✓	✓	✓	✓			\$9,200,000		Not yet commenced
EDUCATION									
Derby District High School		✓						\$20,000,000	Not yet commenced
Halls Creek District High School - new classrooms			✓				\$10,000,000		Not yet commenced
North Regional TAFE - Broome Hospitality and Student Services Centre	✓						\$10,000,000		Not yet commenced
North Regional TAFE - Kununurra Health and Hospitality Trade Training Centre				✓			\$6,000,000		Not yet commenced

Item 9.3 - 2021 STATE ELECTION OUTCOMES

STATE GOVERNMENT COMMITMENTS – BUDGET AND 2021 STATE ELECTION	SoB	SDWK	SoHC	SWEK	STATE BUDGET KIMBERLEY	STATE BUDGET - OTHER	OTHER COMMITMENTS	ANNOUNCED	COMMENT
Wyndham District High School - Early Childhood Education Centre				✓			\$3,000,000		Not yet commenced
Broome Senior High School canteen upgrades	✓						\$2,500,000		Not yet commenced
Broome Senior High School new STEM classroom	✓							\$1,900,000	Not yet commenced
INFRASTRUCTURE - WATER									
Upgrade the Broome North Wastewater Treatment Plant, to enable it to treat all of Broome's wastewater	✓						\$23,300,000		
Replacement irrigation scheme for Broome's public open spaces (up to)	✓				\$9,700,000				
Upgrade water and wastewater infrastructure in remote Aboriginal communities including Ardycoon, Djarindjin, Lombadina and Beagle Bay	✓				\$38,900,000				
ENERGY & SUSTAINABILITY									
Battery Energy Storage Systems in Broome and Yunnggora	✓				\$12,000,000				Not yet commenced
Derby Renewable Energy Projects		✓			\$5,210,000				Not yet commenced
Horizon Power Broome Customer Experience Centre	✓						\$2,960,000		Not yet commenced

Item 9.3 - 2021 STATE ELECTION OUTCOMES

STATE GOVERNMENT COMMITMENTS – BUDGET AND 2021 STATE ELECTION	SoB	SDWK	SoHC	SWEK	STATE BUDGET KIMBERLEY	STATE BUDGET - OTHER	OTHER COMMITMENTS	ANNOUNCED	COMMENT
Horizon Power to deploy standalone power systems that use solar and battery technology to generate and store electricity, making power safer and more reliable for regional customers, including four systems being installed across the Kimberley	✓	✓	✓	✓	\$9,920,000				Not yet commenced
Upgrade electricity infrastructure making it safer and more reliable, in remote communities including Joy Springs, Loanbun, Karnparmi, Gillarong, Emu Creek, Mud Springs, Bell Springs, Munthanmar and Koongie Park			✓	✓	\$3,810,000				
TOURISM									
Yawuru Visitor Facility upgrades	✓							\$4,500,000	Not yet commenced
Boat docking station - Geike Gorge		✓						\$1,750,000	Not yet commenced
Kimberley Wilderness Walk - Wunaamin Miliwundi Ranges		✓						\$850,000	Not yet commenced
Visitor Plan - Dampier Peninsula	✓			✓				\$400,000	Not yet commenced
	✓							\$21,400,000	Not yet commenced

Item 9.3 - 2021 STATE ELECTION OUTCOMES

STATE GOVERNMENT COMMITMENTS – BUDGET AND 2021 STATE ELECTION	SoB	SDWK	SoHC	SWEK	STATE BUDGET KIMBERLEY	STATE BUDGET - OTHER	OTHER COMMITMENTS	ANNOUNCED	COMMENT
Camping with Custodian camp grounds on the Dampier Peninsula	✓				\$3,840,000				
CRIME AND POLICE									
Derby and Kununurra Police Station Upgrades		✓		✓	\$2,000,000				Not yet commenced
Aboriginal-led specialist family violence court	✓	✓	✓	✓				\$4,800,000	Not yet commenced
Olobud Doogethu Halls Creek Justice Reinvestment Project			✓				\$1,500,000		Not yet commenced
Planning to build a new Broome Regional Prison, located outside of town					\$1,400,000				
HOUSING									
Maintenance and infrastructure upgrades in remote Aboriginal communities including Nulleywah, Mirima, Morrell Park and on the Dampier Peninsula					\$1,630,000				
AGRICULTURE & INDUSTRY									
Northern Beef Development program, which will support productivity improvements across pastoral land and the northern cattle					\$3,800,000				

Item 9.3 - 2021 STATE ELECTION OUTCOMES

STATE GOVERNMENT COMMITMENTS – BUDGET AND 2021 STATE ELECTION	SoB	SDWK	SoHC	SWEK	STATE BUDGET KIMBERLEY	STATE BUDGET - OTHER	OTHER COMMITMENTS	ANNOUNCED	COMMENT
herd, and increase Aboriginal capacity and job opportunities									
Ord East Kimberley Expansion Project					\$10,000,000				
STATE WIDE INITIATIVES									
\$80 million for targeted maintenance programs for regional social, remote and government workers housing properties, including approximately 700 homes in the Kimberley						\$80,000,000			
\$141.7 million to refurbish social housing across WA's ageing housing stock, including approximately 75 homes in the Kimberley						\$141,700,000			
\$97 million to build new social housing including around 10 to 20 properties in the Kimberley						\$97,000,000			
\$20 million for a State wide Aboriginal Ranger Program, including in the Kimberley						\$20,000,000			
Regional Aviation Recovery Program to ensure affordable airfares for residents and tourists in regional WA, including flights to Broome and Kununurra						\$21,400,000			

Item 9.3 - 2021 STATE ELECTION OUTCOMES

STATE GOVERNMENT COMMITMENTS – BUDGET AND 2021 STATE ELECTION	SoB	SDWK	SoHC	SWEK	STATE BUDGET KIMBERLEY	STATE BUDGET - OTHER	OTHER COMMITMENTS	ANNOUNCED	COMMENT
Regional Land Booster Package that will make residential, commercial and industrial lots more affordable including residential lots in Broome, Kununurra and Halls Creek and industrial lots in Broome and Kununurra						\$116,000,000			

Item 9.3 - 2021 STATE ELECTION OUTCOMES

9.4 BUSINESS PLAN STATUS UPDATE REPORT	
LOCATION/ADDRESS:	Nil
APPLICANT:	Nil
FILE:	KRG01
AUTHOR:	Zone Executive
CONTRIBUTOR/S:	Nil
RESPONSIBLE OFFICER:	Acting Director Development and Community
DISCLOSURE OF INTEREST:	Nil

SUMMARY:
 This report provides an update of the Strategic Community Plan and Business Plan for the period 2020-24.

COMMENT

The Strategic Community Plan and Business Plan for the period 2020-24 was adopted in April 2020. The attached report provides an update on progress towards the achievement of the Business Plan for items identified for completion by end of FY 2021.

There were a range of matters associated with the State Election that were managed during this period, however opportunities for engagement with agencies and Ministerial offices was constrained after the writs were called.

The top three matters are outlined below with further detail in the attached report.

The Business Plan will be reviewed at the Joint Zone/KRG meeting on the 20 April 2020.

Item	Description	Comment
2.2.1.1	Review the effectiveness and value for money of existing regional waste procurement contracts.	Ongoing project management support for Coordinated Stage One of the Kerbside waste collection tender process.
4.3.1.3	Alcohol Management Initiatives	Ongoing coordination of interaction in relation to Alcohol Management.
4.5	Youth /Juvenile Justice	Ongoing liaison with the Department of Justice regarding an update for members.

CONSULTATION

Nil.

STATUTORY ENVIRONMENT

Local Government Act 1995

FINANCIAL IMPLICATIONS

Nil.

STRATEGIC IMPLICATIONS

Governance Goal – A collaborative group demonstrating strong regional governance:

Alignment and integration of regional and local priorities for member Councils.

Natural Environment Goal – Responsible management of the environment:

Integrated waste management

Built Environment Goal – Improved and secure transport, communications, community and essential services:

Liveable towns supporting regional communities

Improved regional arterial road network, ports and airports

Adequate land supply

High standard of infrastructure planning

Reliable and adequate power and communications.

Community Goal – A vibrant community based on equity, inclusion and opportunity for all:

Better alcohol management across the Kimberley.

Economy Goal – A sustainable and diverse economy:

Generational advantage that captures the wealth for the region

Improved outcomes in employment

Energy sustainability

Improved regional infrastructure

VOTING REQUIREMENTS

Simple Majority

<u>KIMBERLEY REGIONAL GROUP RESOLUTION:</u>	
(REPORT RECOMMENDATION)	Minute No. KRG/0421/005
Moved: Cr D Menzel	Seconded: Cr G Haerewa
<i>That the Kimberley Regional Group notes the 2020-24 Business Plan Update for the period ending 1 April 2021.</i>	
CARRIED UNANIMOUSLY 4/0	

Attachments

1. Business Plan Update 1 April 2021

Item 9.4 - BUSINESS PLAN STATUS UPDATE REPORT

BUSINESS PLAN AND OPERATIONAL REQUIREMENTS UNDER THE GOVERNANCE MANUAL TO 30 JUNE 2021

Update as of 1 April 2021



BUSINESS PLAN

ITEM	DESCRIPTION	STATUS	END DATE
2.2.1.1	Review the effectiveness and value for money of existing regional waste procurement contracts. This item is completed with the decision to release a tender for the Kerbside and other waste services.	Completed	
2.2.2.1	Develop a strategy for regional Integrated Waste Management, which includes waste generated in towns and communities, to explore the use of transfer stations, mobile and in-situ equipment and the re-use of waste materials and any staging that would be required for implementation. ¹	Commenced	TBC
2.2.2.2	Develop a KRG Business Case to consider the capital funding requirements of a regional Integrated Waste Management Plan.	Commenced	TBC
2.2.2.3	Develop and adopt a Communication and Engagement Plan to promote the need for, and funding of, the IRWMP.	Not yet Commenced	TBC
2.2.2.4	Review funding sources for resource recovery projects and education programs and provide a report for members.	Completed	
3.1.1.1	Undertake a review of improvements to freight logistics (land, air and sea) identified in endorsed reports (such as the Kimberley Regional Planning and Infrastructure Framework and Regional Roads Group 2030 Plan Priorities), priorities previously identified by the Zone such as one lane bridges and identify existing business cases related to the KRG priority list.	Completed	
3.1.1.2	Identify member transport priorities of regional significance. This item was included in the COVID-19 recovery research.	Completed	
3.1.1.3	Develop a Freight Logistics Infrastructure Discussion Paper, including a gap analysis between existing priorities in third party reports, priorities identified by members, the need to develop or update the business case(s), and a recommended listing of integrated logistics priorities for Zone approval.	Completed	TBC
3.1.1.4	Adopt the regional Freight Logistics Transport priority list and develop a Kimberley Freight Logistics Infrastructure Priority Report, based on the prioritized Infrastructure list	Commenced	TBC
3.1.1.5	Develop a Communications and Stakeholder Engagement Plan to promote action on the Kimberley Freight Logistics Infrastructure Priority Report.	Not yet Commenced	TBC
3.1.2.1	North West Infrastructure Audit (Defence) Undertake an audit and develop a discussion paper, in conjunction with the Shires in the Pilbara and appropriate government agencies, to determine the appropriateness for military use. ² (Note this project would have a contribution from the Pilbara Shires).	Commenced	TBC
3.2.1.1.	Review The value of membership of the Savannah Way Pty Ltd		July 2021
3.1.3.2.	Review key tourism infrastructure identified in endorsed reports.	In progress	TBC
3.1.3.3.	Identify member priorities of tourism infrastructure of regional significance, consistent with the procedure in 1.2.1.1.	In progress	TBC

¹ The work of the Waste TAG will inform the Discussion Paper.
² Note: this project would have a contribution from the Pilbara Shires.

Item 9.4 - BUSINESS PLAN STATUS UPDATE REPORT

3.1.3.4.	Develop a Tourism Infrastructure Discussion Paper, including a gap analysis between existing priorities in third party reports, priorities identified by members, the need to develop or update the business case(s), and a recommended priority listing for Zone approval.	Not yet Commenced	TBC
3.1.3.5.	Adopt the regional tourism infrastructure priority list and develop a Kimberley Tourism Infrastructure Priority Report, based on the prioritized tourism infrastructure list (noting the priorities in the Kimberley Freight Logistics Infrastructure Priority Report).	Not yet Commenced	TBC
3.1.3.6.	Develop a Communications and Stakeholder Engagement Plan to promote action on the Kimberley Tourism Infrastructure Priority Report.	Not yet Commenced	TBC
3.1.3.1	Review options for increased direct access into the Kimberley for tourists from other states, international visitation and improved business connectivity.	Not yet Commenced	TBC
3.3.1.1	Develop a Discussion Paper on the availability of grants for underground power in the Kimberley, including the need and member preparedness to pay, and the appropriate threshold. ³	Commenced	TBC
3.3.1.2	Adopt position on the appropriate threshold for grants for underground power in the Kimberley.	Not yet Commenced	TBC
3.3.1.3	Develop an Engagement and Communications Plan to advocate for the reduction in the threshold for grants for underground power in the Kimberley.	Not yet Commenced	TBC
3.3.3.1	Develop a Discussion Paper on opportunities for alternative power provision in the Kimberley.	Completed	
4.4.1.1	Undertake a review of the outcomes of the 12 month voluntary alcohol restriction trial. TRANSFERRED This is now a responsibility of the State Government	Transferred to the State Government	TBC
4.5.1.1	Review and update the Kimberley Youth Strategy and Action Plan. <ul style="list-style-type: none"> 12month Youth Plan developed Full project to be carried forward 	12 month plan Completed Budgeted	TBC
4.5.2.1	Review the State Government's Kimberley Juvenile Justice Strategy. Strategy not yet released although procurement for services has commenced by the State.	Not yet Commenced	
5.1.3.1	Investigate the current practices of state and federal governments in relation to tenders with a view to ensuring that the process maximises opportunities for local businesses and local employment.	Completed	TBC
5.2.1.1	Develop a Discussion Paper on the potential for tourism recovery and growth through investment, restructured funding and further developing the Kimberley brand. Currently deferred until the implications of COVID-19 are better understood.	Not yet Commenced	TBC

MOU

Item	Description	Status	End Date
	Strategic planning priorities and targets for the following 12-month period.	Deferred for discussion at planning meeting.	31 March
	Presentation of Budget		31 May
	Annual Financial Report		31 August
	Annual Performance Report		31 August

³ Note: subsidised program occurred in the Pilbara in 2014 utilizing \$75m Royalties for regions funding).

9.5 CONSULTANT REPORT	
LOCATION/ADDRESS:	Nil
APPLICANT:	Nil
FILE:	KRG01
AUTHOR:	Zone Executive
CONTRIBUTOR/S:	Nil
RESPONSIBLE OFFICER:	Acting Director Development and Community
DISCLOSURE OF INTEREST:	Nil

SUMMARY:
 This report provides an overview of the activity undertaken by the consultant to support the activities of the Kimberley Zone of WALGA (Zone) and the Kimberley Regional Group (KRG).

COMMENT

The Zone and KRG appointed ATEA Consulting on the 22 July 2018 to perform the role of part-time Executive Officer. This report provides an overview of the activities undertaken by ATEA Consulting in the period to 30 March and is attached for consideration.

The period from the last meeting in February 2021 was utilised to ensure that the Strategic Community Plan review was coordinated.

Other matters were largely put on hold during the period from when the state election writs were called on the 3rd February to the completion of vote counting due to limited opportunity to liaise with Ministers and agencies until after the election outcome was finalised and Ministers sworn in.

Letters of congratulations and documentation of commitments made during the election by the incoming government were priority matters, along with continuing liaison on matters that were put into suspension during the election, completion of relevant tasks within the Business Plan and planning for the Strategic Community Plan review process.

CONSULTATION

Nil.

STATUTORY ENVIRONMENT

Local Government Act 1995

FINANCIAL IMPLICATIONS

Nil.

STRATEGIC IMPLICATIONS

Governance Goal – A collaborative group demonstrating strong regional governance:

Effective governance protocols and systems for business efficiency and improved services through collaboration

Secure funding for regional initiatives

Effective engagement with Aboriginal governance structures

Recognition of Kimberley Local Government issues and opportunities

Alignment and integration of regional and local priorities for member Councils.

Natural Environment Goal – Responsible management of the environment:

Integrated waste management

Built Environment Goal – Improved and secure transport, communications, community and essential services:

Liveable towns supporting regional communities

Improved regional arterial road network, ports and airports

Adequate land supply

High standard of infrastructure planning

Reliable and adequate power and communications.

Community Goal – A vibrant community based on equity, inclusion and opportunity for all:

Innovative and joined up approach to housing development, ownership and design through community participation

Improved Kimberley regional outcomes in health

Improved Kimberley regional outcomes in education

Greater participation in the community and workforce

Better alcohol management across the Kimberley.

Economy Goal – A sustainable and diverse economy:

Generational advantage that captures the wealth for the region

Improved outcomes in employment

Energy sustainability

Sustainable Local Government revenue

Improved regional infrastructure

VOTING REQUIREMENTS

Simple Majority

KIMBERLEY REGIONAL GROUP RESOLUTION:
(REPORT RECOMMENDATION) *Minute No. KRG/0421/006*
Moved: Cr D Menzel *Seconded: Cr M Edwards*
That the Kimberley Regional Group notes the consultants report provided by ATEA Consulting as attached.
CARRIED UNANIMOUSLY 4/0

Attachments

1. Consultant Report

Item 9.5 - CONSULTANT REPORT



1 APRIL 2021

ATEA CONSULTING | PO BOX 2823 BROOME WA 6725 | +61 8 9193 7363 | ATEACONSULTING.COM.AU

Item 9.5 - CONSULTANT REPORT



Summary of Activities since Previous Report (January 2021)

Strategic Plan	Item	Activity
Outcome 1.1 Effective governance protocols and systems for business efficiency and improved services through collaboration.	Governance compliance	Preparation for Strategic Community Planning Session.
Outcome 1.4 Recognition of Kimberley Local Government issues and opportunities at the regional, state, national and international levels	All	Contact and letters of congratulation with Ministers after the announcement of the new line-up post-election.
Goal 2 Natural Environment		
Outcome 2.2 Integrated waste management.	Regional Waste Management Plan	Coordination of the Kerbside Review – consultant appointed for the development of the tender documents.
Goal 3 Built Environment		
Outcome 3.3		
Goal 4 Community		
Outcome 4.4 Better alcohol management across the Kimberley.	Voluntary Kimberley Wide Alcohol Restrictions Banned Drinkers Register	Preparation of correspondence and follow-up on issues in relation to the Section 31 requirements and the funding of the BRD.
Goal 5 Economy		
Outcome 5.4 Sustainable Primary Industries Administration	Zone April Meeting	Preparation of Zone/KRG agenda items, meeting coordination. Development of a database for recommendations from strategic planning documents across the Kimberley to assist planning by the KRG.

Item 9.5 - CONSULTANT REPORT



Physical, Virtual Meetings and Phone Contacts

Note –This period was primarily in the period leading up to the election where the writs were in place and caretaker requirements were evoked.

Stakeholder Representative	Action/Outcomes
Federal Members and Ministers: <ul style="list-style-type: none"> ▪ Nil 	<ul style="list-style-type: none"> ▪ Due to election period no formal representations were made however correspondence was sent to Ministers re the election and informal connections maintained where relevant.
State Members and Ministers: <ul style="list-style-type: none"> ▪ Office of Minister Whitby 	<ul style="list-style-type: none"> ▪ Follow up on Banned Drinkers Register.
Agencies <ul style="list-style-type: none"> • Department of Justice • DLSC • Horizon Power 	<ul style="list-style-type: none"> ▪ Follow up Kimberley Juvenile Justice Strategy. ▪ Alcohol management/Banned Drinkers Register. ▪ Underground power
Other Organisations Lottenes West	<ul style="list-style-type: none"> ▪ Re request to attend meeting/update members.

Summary of Hours

Further correspondence was sent to the Director of Liquor Licensing outlining the issues with the current arrangements, particularly for bulk orders and tourists. A draft of the proposed changes had been received in November 2021 the additional correspondence triggering the issuing of the revised Section 31 notice by the Director of Liquor Licensing on the 17 March 2021.

The coordination of the payment process by the three Shires, including the issuing of purchase orders to enable payment to the State Government for the KRG component of the Banned Drinkers Register Trial project.

Coordination work was also undertaken in relation to the development of the contract for the Kerbside waste collection. In the first instance this involved ensuring the development of appropriate tender documents for the procurement of waste expert support services and continues in a project management role to ensure that timeframes and milestones are met.

Branding materials were finalised with the website ongoing. Liaison with media continued to ensure that the correct information was available prior to interviews with the Chair.

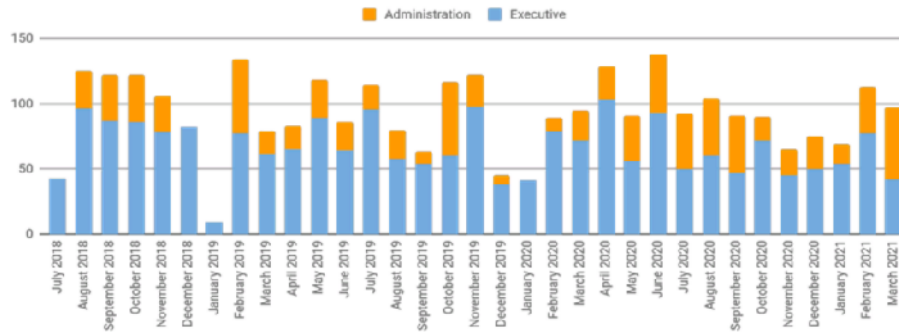
Preparation for the Strategic Community Plan workshop was also undertaken including the review and update of information and the completion of key papers. A database was established to support planning which includes all items in Shire Strategic Community Plans and regional plans such as the blueprint. This enables interrogation of issues to determine the existing priorities and plans to facilitate greater coordination on matters.

Information was collated on the election, Ministerial appointments and the commitments made during the election period to enable ongoing review of progress over the four year term.

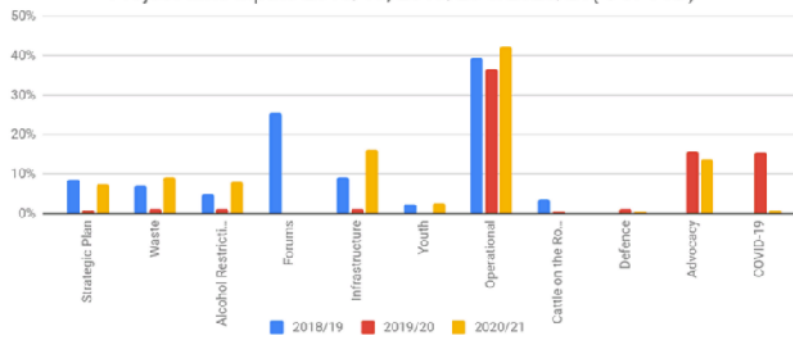
Item 9.5 - CONSULTANT REPORT



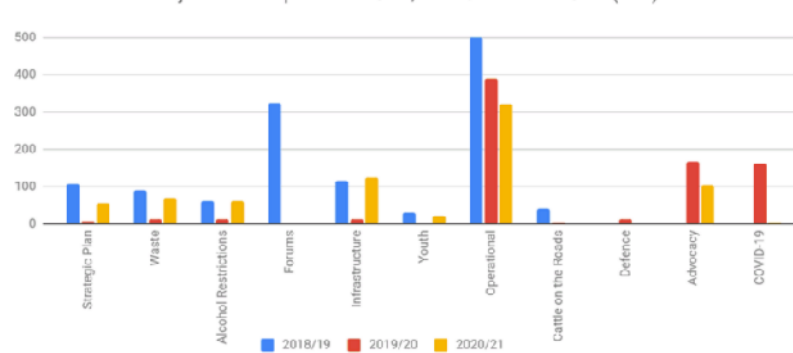
Contract Rolling Hours



Project time Inputs 2018/19, 2019/20 & 2020/21 (% of YTD)



Project time Inputs 2018/19, 2019/20 & 2020/21 (Hrs)



10. CORRESPONDENCE

10.1 CORRESPONDENCE

CORRESPONDENCE IN

DATE	FROM	SUBJECT
17 March 2021	Mr Duncan Ord Director of Liquor Licencing	Issue of Liquor Control (Section 31) (Kimberley) Notice 2021
1 April 2021	Hon Rita SAFFIOTI BBus MLA	Acknowledgement and commitment to key infrastructure.

CORRESPONDENCE OUT

DATE	TO	SUBJECT
24 February 2021	Mr Duncan Ord Director Liquor Licencing	Review of Liquor Control (Section 31) (Kimberley) Notice 2020
29 March 2021	Hon Stephen N DAWSON MLC	Congratulations on appointment as Minister for Mental Health; Aboriginal Affairs; Industrial Relations
29 March 2021	Hon Alannah MacTIERNAN MLC	Congratulations on appointment as Minister for Regional Development; Agriculture and Food; Hydrogen Industry
29 March 2021	Hon Simone F McGURK BA(Arts) BA(Comms) MLA	Congratulations on appointment as Minister for Child Protection; Women's Interests; Prevention of Family and Domestic Violence; Community Services
29 March 2021	Hon Dr Tony A BUTI BPE DipEd MIR LLB DPhil MLA	Congratulations on appointment as Minister for Finance; Lands; Sport and Recreation; Citizenship and Multicultural Interests
29 March 2021	Hon Amber-Jade SANDERSON BA MLA	Congratulations on appointment as Minister for Environment; Climate Action; Commerce
29 March 2021	Hon Bill J JOHNSTON MLA	Congratulations on appointment as Minister for Mines and Petroleum; Energy; Corrective Services
29 March 2021	Hon David A TEMPLEMAN Dip Tchg BEd MLA	Congratulations on appointment as Minister for Tourism; Culture and the Arts; Heritage
29 March 2021	Hon Paul PAPALIA CSC MLA	Congratulations on appointment as Minister for Police; Road Safety; Defence Industry; Veterans Issues
29 March 2021	Hon Roger H COOK BA GradDipBus MBA MLA	Congratulations on appointment as Deputy Premier; Minister for Health;

		Medical Research; State Development, Jobs and Trade; Science
29 March 2021	Hon Don T PUNCH BPsych BSocwk MBA MLA	Congratulations on appointment as Minister for Disability Services; Fisheries; Innovation and ICT; Seniors and Ageing
29 March 2021	Hon Sue M ELLERY BA MLC	Congratulations on appointment as Minister for Education and Training
29 March 2021	Hon Reece R WHITBY MLA	Congratulations on appointment as Minister for Emergency Services; Racing and Gaming; Small Business; Volunteering
29 March 2021	Hon Mark McGOWAN BA LLB MLA	Congratulations on appointment as Premier; Treasurer; Minister for Public Sector Management; Federal-State Relations
29 March 2021	Hon Dave J KELLY BA MLA	Congratulations on appointment as Minister for Water; Forestry; Youth
29 March 2021	Hon John N CAREY BA MLA	Congratulations on appointment as Minister for Housing; Local Government
29 March 2021	Hon Rita SAFFIOTI BBus MLA	Congratulations on appointment as Minister for Transport; Planning; Ports
29 March 2021	Mr Duncan Ord Director Liquor Licencing	Review of Liquor Control (Section 31) (Kimberley) Notice 2020
14 April 2021	Ms Divina D’Anna MLC	Member for Kimberley Congratulations letter.

Attachments

1. Correspondence In
2. Correspondence Out

Item 10.1 - CORRESPONDENCE



Our ref: 20/88

Mr Chris Mitchell
Chair
Kimberley Zone and Kimberley Regional Group
debra.Goostrey@kimberleyzone.com.au

Dear Mr Mitchell

Thank you for your correspondence dated 1 December 2020 and 24 February 2021 regarding liquor restrictions in the Kimberley region.

Following consultation with stakeholders including liquor accords, liquor industry participants, WA Police and community groups I have determined to amend the restrictions set out in the *Liquor Control (Section 31) (Kimberley) Notice 2020*.

The amended restrictions provide for an exemption for tourists, allow for bulk purchases with 72 hours notice, clarify that an employee or contractor of a station owner or pastoralist can purchase liquor and increase the permitted quantities for spirit producers.

The *Liquor Control (Section 31) (Kimberley) Notice 2021* (copy attached) will come into effect on Friday 19 March 2021 after being published in the Government Gazette.

Please contact Mrs Donna Kennedy on 6551 4956 or donna.kennedy@dlgsc.wa.gov.au if you have any queries.

Yours sincerely

Duncan Ord OAM
Director of Liquor Licensing

17 March 2021

Gordon Stephenson House
Level 2, 140 William Street Perth WA 6000
PO Box 8349 Perth Business Centre WA 6849
Tel: (08) 6551 4688 Facsimile: (08) 9325 1041 Country Callers: 1800 634 541
Email: info@dlgsc.wa.gov.au Web Site: www.dlgsc.wa.gov.au

Item 10.1 - CORRESPONDENCE

Liquor Control (Section 31) (Kimberley) Notice 2021

Contents

1.	Citation	1
2.	Commencement	1
3.	Term used in this notice	1
4.	Affected area	1
5.	Interaction of this notice and other conditions on licences	1
6.	Additional conditions applicable to licences	2
7.	Register of sales to exempt persons	2
8.	Term of notice	2

Item 10.1 - CORRESPONDENCE

Liquor Control Act 1988
Liquor Control (Section 31) (Kimberley) Notice 2021

Issued under the *Liquor Control Act 1988* ("the Act") sections 31(6) and (7) by the Director of Liquor Licensing. This notice revokes *Liquor Control (Section 31) (Kimberley) Notice 2020*.

1. **Citation**
This notice is the *Liquor Control (Section 31) (Kimberley) Notice 2021*.
2. **Commencement**
This notice comes into operation on the day on which it is published in the *Gazette*.
3. **Term used in this notice**

"customer" means a person other than a liquor merchant as defined by section 3 of the Act but does not include:

 - (a) a person outside of Western Australia; or
 - (b) a tourist; or
 - (c) a station owner, a pastoralist or a person operating or employed at a remote work site.

"relevant licence" means any hotel licence, hotel restricted licence, tavern licence, liquor store licence, club licence, producers, wholesalers licence or special facility licence granted before or after this notice comes into operation.

"spirit producer" means a producer of spirits operating under a producers licence or a special facility licence.

"tourist" means a person who is:

 - (a) intending to stay away from their usual place of residence for a period of less than 12 months; and
 - (b) not in the course of travelling on a regular journey between their usual place of residence and their place of work or education; and
 - (c) travelling in the course of a holiday or for leisure, business, to visit friends or relatives, or for any other reason; and
 - (d) not usually a resident of the Kimberley region;

"station owner" means the owner, employee or contractor of an agricultural station or farm in the Kimberley or Pilbara region where the liquor is to be consumed at the station or farm.

"pastoralist" means the lease holder, employee or contractor of an agricultural farm or station in the Kimberley or Pilbara region where the liquor is to be consumed at the station or farm.

"person operating or employed at a remote work site" means an operator, employee or contractor of a remote work site where the liquor is to be consumed at a remote work or camp site.

"Kimberley region" is the area as described in Item 4 of Schedule 4 – Other regions of the *Planning and Development Act 2005*.

"Pilbara region" is the area as described in Item 7 of Schedule 4 – Other regions of the *Planning and Development Act 2005*.
4. **Affected area**
This notice applies to relevant licences and spirit producers in the Kimberley region.
5. **Interaction of this notice and other conditions on licences**
 - (a) A condition imposed by this notice on a relevant licence is in addition to any other condition to which the licence is subject.
 - (b) If there is a conflict or inconsistency between a condition imposed by this notice on a relevant licence and any other condition to which the licence is subject, the more onerous condition prevails.

Item 10.1 - CORRESPONDENCE

6. **Additional conditions applicable to licences**
- (a) Each relevant licence, with the exception of a spirit producer, is subject to a condition that the licence does not authorise the sale of packaged liquor in excess of the following quantities per customer per day:
- (i) 11.25 litres of beer, cider or pre-mixed spirits (eg. one carton or a combination of each kind of liquor up to 11.25 litres); or
 - (ii) 2.25 litres of wine (eg. 3 bottles); or
 - (iii) 1 litre of spirits; or
 - (iv) 1 litre of fortified wine; or
 - (v) a combination of any two of (i), (ii), (iii) or (iv) above but not a combination of two of the same products.
- (b) Each spirit producer is subject to a condition that the licence does not authorise the sale of packaged liquor in excess of 2.25 litres of spirits produced by the licensee per customer per day.
- (c) The sale of liquor is not subject to the quantity restrictions in condition (a) and (b) above where a customer pre-orders liquor at least 72 hours in advance of pickup or delivery and:
- (i) the customer has completed a Bulk Purchase Order form; and
 - (ii) the Bulk Purchase Order form contains the following information:
 - name, address and licence number of relevant licence and signature of licensee or employee;
 - name, address, phone number of customer;
 - address where the liquor is being taken or delivered;
 - description and quantity of liquor ordered and the reason for the bulk purchase;
 - (iii) a copy of the Bulk Purchase Order form is:
 - provided to the Officer in Charge of the local Police station within 24 hours of the order being received by the licensee; and
 - provided to the customer; and
 - retained by the licensee and made available for inspection at the request of an authorised officer.
7. **Register of sales to exempt persons**
- (a) Licensees must maintain on the licensed premises, a register of purchases made by a tourist, station owner, pastoralist or a person operating or employed at a remote work site.
- (b) The register must be made available for inspection at the request of an authorised officer and must contain:
- (i) name, address and phone number of the purchaser, including the residential address of a tourist; and
 - (ii) address where the liquor is being taken or delivered; and
 - (iii) description and quantity of liquor purchased; and
 - (iv) vehicle registration of the purchaser
8. **Term of notice**
- This notice will remain in force while the State of Emergency declaration made by the Minister for Emergency Services under section 56 or extended under section 58 of the *Emergency Management Act 2005* is in effect or until the notice is revoked by the Director of Liquor Licensing.

Duncan Ord
Director of Liquor Licensing

Item 10.1 - CORRESPONDENCE



Minister for Transport; Planning; Ports

Our ref: 72-32034
Your ref:

Cr Chris Mitchell
Chair
Kimberley Regional Group and Kimberley Zone
PO Box 44
Broome WA 6725
debra.Goostrey@kimberleyzone.com.au

Dear Cr Mitchell

Thank you for your letter dated 29 March 2021 congratulating me on my reappointment as Minister for Transport; Planning; Ports.

I am both honoured and humbled to have been reappointed as a Minister by the Premier of Western Australia, Hon Mark McGowan MLA.

I look forward to working closely with the Premier to continue to deliver on our commitments in the Kimberley region including more affordable regional airfares, development of a new Broome Boating Facility, Gibb River Road upgrades, Upgrades to the Great Northern Highway between Broome and Derby, Investing further in the Regional Road Safety Program to repair, rebuild and deliver road safety treatments on our country roads and also a number of local road upgrades.

Thank you once again for your congratulations.

Yours sincerely

**HON RITA SAFFIOTI MLA
MINISTER FOR TRANSPORT; PLANNING; PORTS**

01 APR 2021

Level 9, Dumas House, 2 Havelock Street, West Perth, Western Australia, 6005
Telephone: +61 8 6552 5500 Facsimile: +61 8 6552 5501 Email: minister.saffioti@dpc.wa.gov.au

Item 10.1 - CORRESPONDENCE

Kimberley Regional Group

24 February 2021

Mr Duncan Ord
 Director of Liquor Licensing
 Director General
 Department of Local Government, Sport and Cultural Industries
 PO Box 8349
 Perth Business Centre WA 6849

By email: duncan.ord@dlgsc.wa.gov.au

Dear Mr Ord

RE REVIEW OF LIQUOR CONTROL (SECTION 31) (KIMBERLEY) NOTICE 2020

The Kimberley Regional Group (KRG) is an alliance of the four Shires of the Kimberley, being the Shire of Broome, the Shire of Derby West Kimberley, the Shire of Halls Creek and the Shire of Wyndham East Kimberley. Collaboratively the group seeks to support outcomes for the region through improved social, economic and cultural outcomes.

The KRG wrote to you on the 1st December 2020 in support of the review of the Liquor Control (Section 31)(Kimberley) Notice 2020 [Section 31], following advice provided by Mr Mick Connolly, Deputy Director General, Racing, Gaming and Liquor (Department of Local Government Sport and Cultural Industries) received on the 18th November 2020, that the omission of exemptions for bulk orders under the Section 31 notice was under review. The proposed wording was received by the KRG on the 4th of December 2020.

We have been advised, after our most recent KRG meeting on the 22nd February 2021, that amendments to the current Section 31 have not yet been gazetted. Noting the intent to finalise the review shortly, the KRG would like to highlight the following matters:

1. The Kimberley, as part of the State Government's COVID-19 recovery agenda, is seen as a high-profile tourist destination attracting both fly-in tourists and those that drive from location to location across the region. The State government acknowledged the fragile state of sector, particularly in the East Kimberley tourism market, committing to support the air service into Kununurra for a further 12 months. This was beneficial for fly in tourism at the end of the 2020 season but drive through tourism was significantly impacted last year over uncertainties around the Northern Territory border and some major attractions at the Kununurra end of the Gibb River Road remaining closed for the season.

.../2

PO Box 653 Broome 6725 Ph: (08) 9152 8355



Item 10.1 - CORRESPONDENCE

Kimberley Regional Group

2

Those concerns over the border closures and access to attractions still exist in 2021, with Home Valley Station recently making the decision not apply for their annual caravan license. The industry cannot afford to start the season with any further concerns that may impact tourists deciding to make the journey to the East Kimberley.

Appropriate arrangements are essential to enable visitors to purchase reasonable amounts of alcohol on their journey, noting that there are extremely limited opportunities for takeaway alcohol on the Gibb River Road and other remote tourist destinations where our natural wonders are located. Drive through tourists are the ones who are impacted by restrictions on bulk purchases and this situation needs to be addressed as a matter of priority as the tourist season will start shortly.

2. Tourism operators are also affected by these restrictions as they may fit outside of the current exemptions. Kimberley Cruise operators report that they cannot purchase bulk alcohol to accommodate their cruises under the current arrangements. This has resulted in orders needing to be placed with southern outlets, which is not only inefficient, but importantly it takes business – and jobs - away from the region.
3. The need for bulk order arrangements to be put into place to enable businesses and residents to purchase reasonable amounts of alcohol from local licensees for events and celebrations.
4. The ability to purchase larger amounts of alcohol through bulk order arrangements when residents live a significant distance from takeaway alcohol outlets, for example people living in Halls Creek.
5. That the current arrangements could be construed as anti-competitive as mail order is still permitted, providing an advantage to businesses outside of the Kimberley at the expense of local operators.
6. The above matters are not intended to be applied to "dry" Aboriginal communities.

Whilst legislative reform and interagency service delivery is outside of the remit of the Department of Local Government Sport and Cultural Industries, we believe it is important that the holistic approach being sought, and in part funded by the KRG and member Shires, is understood. The KRG supports:

- Restrictions to the level necessary to stem the flow of illegal alcohol sales and significant alcohol related harm, in balance with allowing residents and tourists reasonable access to social levels of takeaway alcohol.
- Adequate and effective policing of illegal alcohol sales.
- The introduction of a Banned Drinkers Register with complimentary legislation to ensure the addition to the register of those released on bail or convicted of a violent crime whilst under the influence of alcohol.

...3.

PO Box 653 Broome 6725 Ph: (08) 9192 8355



Item 10.1 - CORRESPONDENCE

Kimberley Regional Group

3

- Wrap around services, both physical infrastructure and professional support, for those that seek to break free of addiction.
- Education and support for families of those affected by addiction to help break the negative cycle.
- Additional support for children with FASD and youth programs to provide alternative pathways that may not be obvious within the home environment.
- Provision of targeted school-to-job guarantees to provide choice, such as the Shire of Halls Creek traineeship program.
- Consistent alcohol restrictions to stem the movement of people to the lowest point of restriction, noting that a prohibition approach would have dire consequences on worker attraction and retention in the region as well as damage the reputation of the Kimberley as a global tourism destination.
- Clear evaluation, assessment and refinement of the alcohol harm mitigation strategies listed above with the ultimate outcome of the alignment of alcohol availability in the Kimberley with the balance of Western Australia.

Thank you for the ongoing opportunity to engage in decision making to create a brighter future for our region. Should you seek further information on this matter please contact the Kimberley Zone Secretariat on 0439 380 266.

Yours sincerely



Chris Mitchell
Choir
Kimberley Zone and Kimberley Regional Group.

CC

- Premier of Western Australia
- Minister Tourism, Racing and Gaming
- Minister for Regional Development

PO Box 653 Broome 6725 Ph: (08) 9192 8355



Item 10.1 - CORRESPONDENCE



29 March 2021

Hon Dr Tony Buti MLA
 Minister for Finance; Lands; Sport and Recreation;
 Citizenship and Multicultural Interests
 5th Floor, Dumas House
 2 Havelock Street
 WEST PERTH WA, 6005

Minister.Buti@dpc.wa.gov.au

Dear Minister

**Congratulations on your appointment as Minister for Finance; Lands; Sport and Recreation;
 Citizenship and Multicultural Interests**

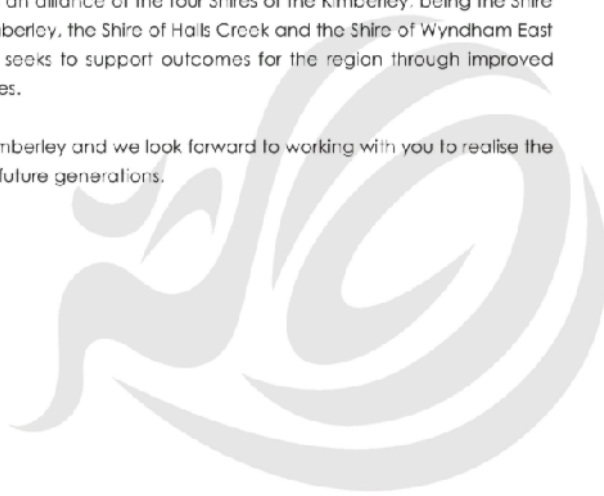
On behalf of member Shires, I would like to congratulate you on your appointment as Minister for Finance; Lands; Sport and Recreation; Citizenship and Multicultural Interests.

The Kimberley Regional Group (KRG) is an alliance of the four Shires of the Kimberley, being the Shire of Broome, the Shire of Derby West Kimberley, the Shire of Halls Creek and the Shire of Wyndham East Kimberley. Collaboratively the group seeks to support outcomes for the region through improved social, economic and cultural outcomes.

Your portfolios are significant for the Kimberley and we look forward to working with you to realise the potential of this region for current and future generations.

Yours sincerely

Cr Chris Mitchell
 Chair
 Kimberley Regional Group
 Kimberley Zone



Kimberley Regional Group and Kimberley Zone
 PO Box 44, Broome 6725 | (08) 9191 3456 | 0439380266

Item 10.1 - CORRESPONDENCE



29 March 2021

Hon John Carey MLA
Minister for Housing; Local Government
7th Floor
Dumas House
2 Havelock Street
WEST PERTH WA 6005

Minister.Carey@dpc.wa.gov.au

Dear Minister

Congratulations on your appointment as Minister for Housing; Local Government.

On behalf of member Shires, I would like to congratulate you on your appointment as Minister for Housing and Local Government.

The Kimberley Regional Group (KRG) is an alliance of the four Shires of the Kimberley, being the Shire of Broome, the Shire of Derby West Kimberley, the Shire of Halls Creek and the Shire of Wyndham East Kimberley. Collaboratively the group seeks to support outcomes for the region through improved social, economic and cultural outcomes.

Housing is of critical importance across the Kimberley, from the current housing shortage in Broome, the lack of available land in locations such as Fitzroy Crossing and Halls Creek as well as the poor housing options in communities leading to overcrowding and social disfunction.

Your role as Local Government Minister is also significant as the amendments to the Local Government Act and regulations are still in progress and will impact on the role of Councils and their elected members.

We look forward to working with you to realise the potential of this region for current and future generations.

Yours sincerely

Cr Chris Mitchell
Chair
Kimberley Regional Group
Kimberley Zone

Kimberley Regional Group and Kimberley Zone
PO Box 44, Broome 6725 | (08) 9191 3456 | 0439380266

Item 10.1 - CORRESPONDENCE



29 March 2021

Hon Roger Cook MLA
Deputy Premier; Minister for Health; Medical Research;
State Development, Jobs and Trade; Science
13th Floor, Dumas House
2 Havelock Street
WEST PERTH WA 6005

Minister.Cook@dpc.wa.gov.au

Dear Minister

Congratulations on your appointment as Deputy Premier, Minister for State Development and Health

On behalf of member Shires, I would like to congratulate you on your re-election and appointment into the key portfolios of Health, State Development as well as Jobs and Trade.

The Kimberley Regional Group (KRG) is an alliance of the four Shires of the Kimberley, being the Shire of Broome, the Shire of Derby West Kimberley, the Shire of Halls Creek and the Shire of Wyndham East Kimberley. Collaboratively the group seeks to support outcomes for the region through improved social, economic and cultural outcomes.

Your leadership role in State Development is vital for the Kimberley as we seek to sustainably leverage our natural assets for tourism, agriculture, mining, extraction and energy within a framework of providing social outcomes for our people. A key emphasis is on improved health outcomes including improved medical services throughout the Kimberley. We will follow with interest the progress on the commitments made in the Government's COVID-19 recovery plan and election commitments made by the Labor Party, as they will play a vital role in arresting the contraction in GRP experienced in the Kimberley over recent years and growing unemployment in the area.

We look forward to working with you to realise the potential of this region for current and future generations.

Yours sincerely

Cr Chris Mitchell
Chair
Kimberley Regional Group
Kimberley Zone

Kimberley Regional Group and Kimberley Zone
PO Box 44, Broome 6725 | (08) 9191 3456 | 0439380266

Item 10.1 - CORRESPONDENCE



29 March 2021

Hon Stephen Dawson MLC
Minister for Mental Health; Aboriginal Affairs; Industrial Relations;
Deputy Leader of the Legislative Council
12th Floor, Dumas House
2 Havelock Street, WEST PERTH WA 6005

Minister.Dawson@dpc.wa.gov.au

Dear Minister

Congratulations on your appointment as Minister for Mental Health, Aboriginal Affairs and Industrial Relations.

On behalf of member Shires, I would like to congratulate you on your appointment as Minister Mental Health, Aboriginal Affairs and Industrial Relations.

The Kimberley Regional Group (KRG) is an alliance of the four Shires of the Kimberley, being the Shire of Broome, the Shire of Derby West Kimberley, the Shire of Halls Creek and the Shire of Wyndham East Kimberley. Collaboratively the group seeks to support outcomes for the region through improved social, economic and cultural outcomes.

Aboriginal Affairs is of critical importance in our region as estimates indicate that Aboriginal people are now likely to be close to, or a majority of the population. The Kimberley also has the highest number of residents in remote communities, which creates unique challenges. Whilst there are many people that identify as Aboriginal that are operating successful businesses and/or have vibrant careers, sadly some are experiencing intergenerational disadvantage that has seen the gap widening. Outcomes including alcohol abuse, mental health issues, domestic violence and youth dislocation are not limited to Aboriginal people, but it is recognised that culturally sensitive approaches must be included in the solutions. The level of disadvantage experienced in the Kimberley, along with the growing sense of helplessness must be addressed or we will see yet another generation of our youth lost.

We look forward to working with you to realise the potential of this region for current and future generations and to create opportunity for all residents of this ancient and amazing region.

Yours sincerely

Cr Chris Mitchell
Chair
Kimberley Regional Group
Kimberley Zone

Kimberley Regional Group and Kimberley Zone
PO Box 44, Broome 6725 | (08) 9191 3456 | 0439380266

Item 10.1 - CORRESPONDENCE



29 March 2021

Hon Sue Ellery MLC
 Minister for Education and Training
 Leader of the Legislative Council
 13th Floor, Dumas House
 2 Havelock Street, WEST PERTH WA 6005

Minister.Ellery@dpc.wa.gov.au

Dear Minister

Congratulations on your appointment as Minister for Education and Training

On behalf of member Shires, I would like to congratulate you on your reappointment as Minister for Education and Training.

The Kimberley Regional Group (KRG) is an alliance of the four Shires of the Kimberley, being the Shire of Broome, the Shire of Derby West Kimberley, the Shire of Halls Creek and the Shire of Wyndham East Kimberley. Collaboratively the group seeks to support outcomes for the region through improved social, economic and cultural outcomes.

Education and training are of critical importance for addressing the significant disadvantage currently experienced across our region as well as underpinning new and emerging opportunities in mining, agriculture, extraction, tourism, hospitality and energy innovation.

We look forward to working with you to realise the potential of this region for current and future generations.

Yours sincerely

Cr Chris Mitchell
 Chair
 Kimberley Regional Group
 Kimberley Zone

Kimberley Regional Group and Kimberley Zone
 PO Box 44, Broome 6725 | (08) 9191 3456 | 0439380266

Item 10.1 - CORRESPONDENCE



29 March 2021

Hon Bill Johnston MLA
 Minister for Mines and Petroleum; Energy; Corrective Services
 9th Floor, Dumas House
 2 Havelock Street, WEST PERTH WA 6005

Minister.Johnston@dpc.wa.gov.au

Dear Minister

Congratulations on your appointment as Minister for Mines and Petroleum; Energy; Corrective Services.

On behalf of member Shires, I would like to congratulate you on your appointment as Minister for Mines and Petroleum; Energy; Corrective Services.

The Kimberley Regional Group (KRG) is an alliance of the four Shires of the Kimberley, being the Shire of Broome, the Shire of Derby West Kimberley, the Shire of Halls Creek and the Shire of Wyndham East Kimberley. Collaboratively the group seeks to support outcomes for the region through improved social, economic and cultural outcomes.

The scope of your portfolio is of critical importance to the Kimberley. As Minister for Corrective Services, we are keen to discuss the current arrangements and establish a long term viable outcome for both youth and adult offenders that sees the drivers for incarceration mitigated and recidivism reduced.

Energy is both a key opportunity and barrier in the Kimberley and, as Minister for Energy, Mines and Petroleum we would like to discuss both burden of a high-cost energy operating environment along with the potential of the abundance of sunshine, gas and rare earths for our region, the State and for Australia.

We look forward to working with you to realise the potential of this region for current and future generations.

Yours sincerely

Cr Chris Mitchell
 Chair
 Kimberley Regional Group
 Kimberley Zone

Kimberley Regional Group and Kimberley Zone
 PO Box 44, Broome 6725 | (08) 9191 3456 | 0439380266

Item 10.1 - CORRESPONDENCE



29 March 2021

Hon Dave Kelly MLA
 Minister for Water, Forestry, Youth
 8th Floor, Dumas House
 2 Havelock Street, WEST PERTH WA 6005

Minister.Kelly@dpc.wa.gov.au

Dear Minister

Congratulations on your appointment as Minister for Water, Forestry and Youth.

On behalf of member Shires, I would like to congratulate you on your appointment as Water, Forestry and Youth.

The Kimberley Regional Group (KRG) is an alliance of the four Shires of the Kimberley, being the Shire of Broome, the Shire of Derby West Kimberley, the Shire of Halls Creek and the Shire of Wyndham East Kimberley. Collaboratively the group seeks to support outcomes for the region through improved social, economic and cultural outcomes.

Our youth are our future and there are significant issues facing this cohort, along with exceptional young people that should be given the opportunity to flourish on a regional, state, national and global stage.

Water is highly emotive in the Kimberley and is the subject of misinformation. We ask that a science, fact base approach with full consultation continues to be utilised in decision making and that innovative approaches are explored.

We look forward to working with you to realise the potential of this region for current and future generations.

Yours sincerely

Cr Chris Mitchell
 Chair
 Kimberley Regional Group
 Kimberley Zone

Kimberley Regional Group and Kimberley Zone
 PO Box 44, Broome 6725 | (08) 9191 3456 | 0439380266

Item 10.1 - CORRESPONDENCE



29 March 2021

Hon Alannah MacTiernan MLC
Minister for Regional Development; Agriculture and Food; Hydrogen Industry
11th Floor, Dumas House
2 Havelock Street, WEST PERTH WA 6005

Minister.MacTiernan@dpc.wa.gov.au

Dear Minister

Congratulations on your appointment as Minister for Regional Development; Agriculture and Food; Hydrogen Industry.

On behalf of member Shires, I would like to congratulate you on your reappointment as Minister for Regional Development; Agriculture and Food and your new role as Minister for Hydrogen Industry.

The Kimberley Regional Group (KRG) is an alliance of the four Shires of the Kimberley, being the Shire of Broome, the Shire of Derby West Kimberley, the Shire of Halls Creek and the Shire of Wyndham East Kimberley. Collaboratively the group seeks to support outcomes for the region through improved social, economic and cultural outcomes.

Your role of Regional Development is of critical importance to the Kimberley as we have complex and interwoven needs that stretch across portfolios and individual agencies. Your strong oversight remains critical in developing a cohesive pathway forward. The new focus on renewable energy through the addition the Hydrogen Industry portfolio has relevance for the Kimberley as we seek to develop our industry sectors in a competitive environment and the cost of energy can be a major barrier.

We look forward to working with you to realise the potential of this region for current and future generations.

Yours sincerely

Cr Chris Mitchell
Chair
Kimberley Regional Group
Kimberley Zone

Kimberley Regional Group and Kimberley Zone
PO Box 44, Broome 6725 | (08) 9191 3456 | 0439380266

Item 10.1 - CORRESPONDENCE



29 March 2021

Hon Simone McGurk MLA
 Minister for Child Protection; Women's Interests;
 Prevention of Family and Domestic Violence; Community Services
 8th Floor, Dumas House
 2 Havelock Street, WEST PERTH WA 6005

Minister.McGurk@dpc.wa.gov.au

Dear Minister

Congratulations on your Ministerial reappointment

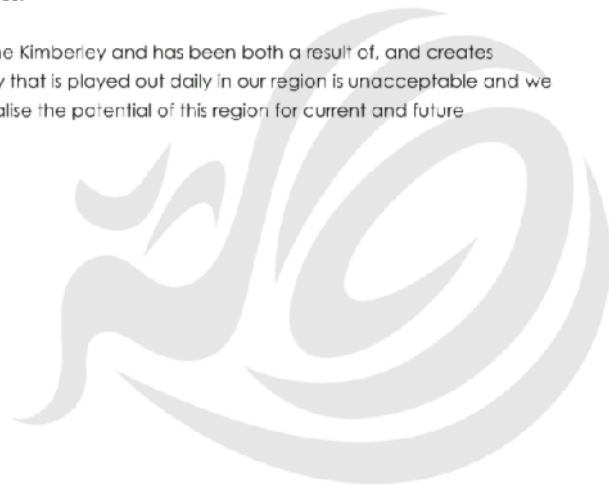
On behalf of member Shires, I would like to congratulate you on your reappointment as Minister for Child Protection; Women's Interests; Prevention of Family and Domestic Violence; Community Services.

The Kimberley Regional Group (KRG) is an alliance of the four Shires of the Kimberley, being the Shire of Broome, the Shire of Derby West Kimberley, the Shire of Halls Creek and the Shire of Wyndham East Kimberley. Collaboratively the group seeks to support outcomes for the region through improved social, economic and cultural outcomes.

Family and domestic is a key issue in the Kimberley and has been both a result of, and creates intergenerational trauma. The tragedy that is played out daily in our region is unacceptable and we look forward to working with you to realise the potential of this region for current and future generations.

Yours sincerely

Cr Chris Mitchell
 Chair
 Kimberley Regional Group
 Kimberley Zone



Kimberley Regional Group and Kimberley Zone
 PO Box 44, Broome 6725 | (08) 9191 3456 | 0439380266

Item 10.1 - CORRESPONDENCE



29 March 2021

Hon Paul Papalia MLA
 Minister for Police; Road Safety; Defence Industry; Veterans Issues
 10th Floor, Dumas House
 2 Havelock Street, WEST PERTH WA 6005

Minister.Papalia@dpc.wa.gov.au

Dear Minister

Congratulations on your appointment as Minister for Police; Road Safety; Defence Industry; Veterans Issues.

On behalf of member Shires, I would like to congratulate you on your appointment as Minister for Police; Road Safety; Defence Industry; Veterans Issues.

The Kimberley Regional Group (KRG) is an alliance of the four Shires of the Kimberley, being the Shire of Broome, the Shire of Derby West Kimberley, the Shire of Halls Creek and the Shire of Wyndham East Kimberley. Collaboratively the group seeks to support outcomes for the region through improved social, economic and cultural outcomes.

The police portfolio is of vital importance in the Kimberley, with both culturally aware approaches and committed law enforcement required to tackle our complex issues. The deployment of adequate officers is fundamental, as are initiatives such as the presence of the dog squad, PCYC coordination, and collaboration with local government programs.

Road safety is also a significant issue. According to the Road Safety Commission 50% of people killed or seriously injured in our region was a result of a single vehicle run-off-road or non-collision rollover, with 28% of vehicle occupants killed or seriously injured in all accidents not wearing a seatbelt. The current program of audible edges, cattle management, wider road shoulders and education is important for tackling this issue and we encourage this program to be accelerated and expanded. The condition of community access roads is also a key factor in saving lives.

We look forward to working with you to realise the potential of this region for current and future generations.

Yours sincerely

Cr Chris Mitchell
 Chair
 Kimberley Regional Group
 Kimberley Zone

Kimberley Regional Group and Kimberley Zone
 PO Box 44, Broome 6725 | (08) 9191 3456 | 0439380266

Item 10.1 - CORRESPONDENCE



29 March 2021

Hon Don Punch MLA
 Minister for Disability Services; Fisheries;
 Innovation and ICT; Seniors and Ageing
 7th Floor, Dumas House
 2 Havelock Street
 WEST PERTH WA, 6005

Minister.Punch@dpc.wa.gov.au

Dear Minister

Congratulations on your appointment as Minister Disability Services; Fisheries; Innovation and ICT; Seniors and Ageing

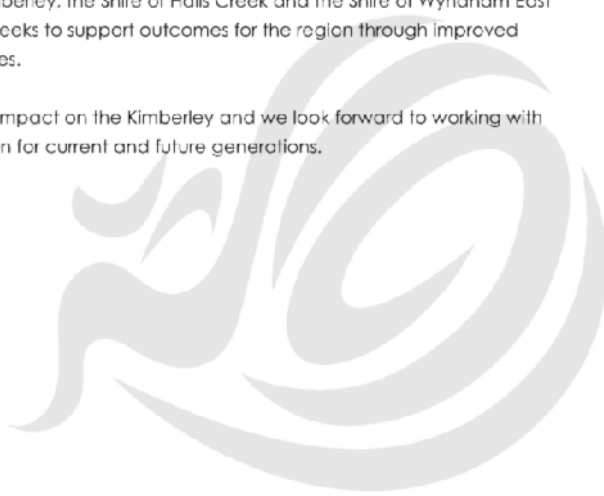
On behalf of member Shires, I would like to congratulate you on your appointment as Minister for Disability Services; Fisheries; Innovation and ICT; Seniors and Ageing.

The Kimberley Regional Group (KRG) is an alliance of the four Shires of the Kimberley, being the Shire of Broome, the Shire of Derby West Kimberley, the Shire of Halls Creek and the Shire of Wyndham East Kimberley. Collaboratively the group seeks to support outcomes for the region through improved social, economic and cultural outcomes.

Each of your portfolios will have a key impact on the Kimberley and we look forward to working with you to realise the potential of this region for current and future generations.

Yours sincerely

Cr Chris Mitchell
 Chair
 Kimberley Regional Group
 Kimberley Zone



Kimberley Regional Group and Kimberley Zone
 PO Box 44, Broome 6725 | (08) 9191 3456 | 0439380266

Item 10.1 - CORRESPONDENCE



24 March 2021

Hon Reece Whitby MLA
 Minister for Emergency Services; Racing and Gaming;
 Small Business; Volunteering
 7th Floor, Dumas House
 2 Havelock Street
 WEST PERTH WA 6005

Minister.Whitby@dpc.wa.gov.au

Dear Minister

Congratulations on your appointment as Minister for Emergency Services; Racing and Gaming; Small Business; Volunteering

On behalf of member Shires, I would like to congratulate you on your appointment as Minister for Emergency Services; Racing and Gaming; Small Business; Volunteering.

The Kimberley Regional Group (KRG) is an alliance of the four Shires of the Kimberley, being the Shire of Broome, the Shire of Derby West Kimberley, the Shire of Halls Creek and the Shire of Wyndham East Kimberley. Collaboratively the group seeks to support outcomes for the region through improved social, economic and cultural outcomes.

Each of your portfolios will have a key impact on the Kimberley, with two of particular relevance. As Minister for Racing and Gaming, which includes the management of liquor, the roll out of the Banned Drinkers Register will be critical to ensure that the planned benefits are realised. As Minister for Emergency Services, we urge you to investigate the current processes for the distribution of disaster relief funding, in particular the significant delays currently being experienced. Currently Shires have to wait extended periods, sometimes years, to recoup money expended on roads or the investment to restore the infrastructure after a major event such as flooding. With the extremely wet conditions across the Kimberley and the extended periods of road closure, it is anticipated that key infrastructure will require significant repair.

We look forward to working with you to realise the potential of this region for current and future generations and we look forward to meeting with you in due course to provide more detailed background information.

Yours sincerely

Chris Mitchell
 Chair
 Kimberley Regional Group

Kimberley Regional Group and Kimberley Zone
 PO Box 44, Broome 6725 | (08) 9191 3456 | 0439380266

Item 10.1 - CORRESPONDENCE



29 March 2021

Hon Rita Saffioti
 Minister Transport; Planning; Ports
 9th Floor, Dumas House
 2 Havelock Street
 WEST PERTH WA 6005

Minister.Saffioti@cpc.wa.gov.au

Dear Minister

Congratulations on your appointment as Minister for Transport, Planning and Ports.

On behalf of member Shires, I would like to congratulate you on your appointment as Minister Transport; Planning; Ports.

The Kimberley Regional Group (KRG) is an alliance of the four Shires of the Kimberley, being the Shire of Broome, the Shire of Derby West Kimberley, the Shire of Halls Creek and the Shire of Wyndham East Kimberley. Collaboratively the group seeks to support outcomes for the region through improved social, economic and cultural outcomes.

Transport, whether that be the extension of the runway in Kununurra, the protection of airstrips that service the more remote regions, the upgrade of ports for tourism and freight, or road access across the north and into communities is a fundamental requirement for liveability and economic growth in the north. The KRG has identified priority infrastructure projects with the highest priority given to the upgrade of the Tanami Road, which this year has again been closed for weeks leading to significant expense in the transportation of diesel by air to power communities. It is essential that investment in Kimberley projects, including the Tanami Road, continues and is transparent in application.

We look forward to working with you to realise the potential of this region for current and future generations.

Yours sincerely

Cr Chris Mitchell
 Chair
 Kimberley Regional Group
 Kimberley Zone

Kimberley Regional Group and Kimberley Zone
 PO Box 44, Broome 6725 | (08) 9191 3456 | 0439380266

Item 10.1 - CORRESPONDENCE



29 March 2021

Hon Amber-Jade Sanderson MLA
 Minister for Environment; Climate Action; Commerce
 5th Floor, Dumas House
 2 Havelock Street
 WEST PERTH WA 6005

Minister.Sanderson@dpc.wa.gov.au

Dear Minister

Congratulations on your appointment as Minister for Environment, Climate Action and Commerce

On behalf of member Shires, I would like to congratulate you on your appointment as Minister for Environment, Climate Action and Commerce.

The Kimberley Regional Group (KRG) is an alliance of the four Shires of the Kimberley, being the Shire of Broome, the Shire of Derby West Kimberley, the Shire of Halls Creek and the Shire of Wyndham East Kimberley. Collaboratively the group seeks to support outcomes for the region through improved social, economic and cultural outcomes.

Environmental management in the Kimberley is extremely important. We need to balance the natural environment with practical and sustainable approaches to agriculture, extraction, fishing, aquaculture and other commercial activities - including the use of citizen science projects to support credible decision making. Importantly there needs to be a road map to guide investment into our region to enable clear understanding of the requirements upfront at feasibility stage.

We look forward to working with you to realise the potential of this region for current and future generations.

Yours sincerely

Chris Mitchell
 Chair
 Kimberley Regional Group

Kimberley Regional Group and Kimberley Zone
 PO Box 44, Broome 6725 | (08) 9191 3456 | 0439380266

Item 10.1 - CORRESPONDENCE



29 March 2021

Hon David Templeman MLA
 Minister for Tourism; Culture and the Arts; Heritage; Leader of the House
 7th Floor, Dumas House
 2 Havelock Street, WEST PERTH WA 6005

Minister.Templeman@dpc.wa.gov.au

Dear Minister

Congratulations on your appointment as Minister for Tourism; Culture and the Arts; Heritage.

On behalf of member Shires, I would like to congratulate you on your appointment as Minister for Tourism and your reappointment to the roles of Minister for Culture and the Arts; Heritage.

The Kimberley Regional Group (KRG) is an alliance of the four Shires of the Kimberley, being the Shire of Broome, the Shire of Derby West Kimberley, the Shire of Halls Creek and the Shire of Wyndham East Kimberley. Collaboratively the group seeks to support outcomes for the region through improved social, economic and cultural outcomes.

The Tourism portfolio is of critical interest to the Kimberley, with our stunning scenery and ancient culture, our region will attract national and international visitors when the COVID-19 crisis abates. Of importance is ensuring that access points including ports, airports and roads are fit for purpose and that key attractor sites and experiences are reliably available, including the attraction and retention of an appropriate workforce.

We look forward to working with you to realise the potential of this region for current and future generations.

Yours sincerely

Cr Chris Mitchell
 Chair
 Kimberley Regional Group
 Kimberley Zone

Kimberley Regional Group and Kimberley Zone
 PO Box 44, Broome 6725 | (08) 9191 3456 | 0439380266

Item 10.1 - CORRESPONDENCE



29 March 2021

Hon Reece Whitby MLA
 Minister for Emergency Services; Racing and Gaming;
 Small Business; Volunteering
 7th Floor, Dumas House
 2 Havelock Street
 WEST PERTH WA 6005

Minister.Whitby@dpc.wa.gov.au

Dear Minister

Congratulations on your appointment as Minister for Emergency Services; Racing and Gaming; Small Business; Volunteering

On behalf of member Shires, I would like to congratulate you on your appointment as Minister for Emergency Services; Racing and Gaming; Small Business; Volunteering.

The Kimberley Regional Group (KRG) is an alliance of the four Shires of the Kimberley, being the Shire of Broome, the Shire of Derby West Kimberley, the Shire of Halls Creek and the Shire of Wyndham East Kimberley. Collaboratively the group seeks to support outcomes for the region through improved social, economic and cultural outcomes.

Each of your portfolios will have a key impact on the Kimberley, with two of particular relevance. As Minister for Racing and Gaming, which includes the management of liquor, the roll out of the Banned Drinkers Register will be critical to ensure that the planned benefits are realised. As Minister for Emergency Services, we urge you to investigate the current processes for the distribution of disaster relief funding, in particular the significant delays currently being experienced. Currently Shires have to wait extended periods, sometimes years, to recoup money expended on roads or the investment to restore the infrastructure after a major event such as flooding. With the extremely wet conditions across the Kimberley and the extended periods of road closure, it is anticipated that key infrastructure will require significant repair.

We look forward to working with you to realise the potential of this region for current and future generations and we look forward to meeting with you in due course to provide more detailed background information.

Yours sincerely

Cr Chris Mitchell
 Chair
 Kimberley Regional Group
 Kimberley Zone

Kimberley Regional Group and Kimberley Zone
 PO Box 44, Broome 6725 | (08) 9191 3456 | 0439380266

Item 10.1 - CORRESPONDENCE



29 March 2021

Hon Mark McGowan MLA
Premier; Treasurer; Minister for Public Sector Management; Federal-State Relations
5th Floor, Dumas House
2 Havelock Street, WEST PERTH WA 6005

wa-government@dpc.wa.gov.au

Dear Premier

Congratulations on your appointment as Premier and Treasurer

On behalf of member Shires, I would like to congratulate you on your re-election as Premier and your expanded role which now includes the critical role of Treasurer.

The Kimberley Regional Group (KRG) is an alliance of the four Shires of the Kimberley, being the Shire of Broome, the Shire of Derby West Kimberley, the Shire of Halls Creek and the Shire of Wyndham East Kimberley. Collaboratively the group seeks to support outcomes for the region through improved social, economic and cultural outcomes.

Your leadership role as Premier and Treasurer is of vital significance in the regions, particularly in providing funding for social services and infrastructure development. We will follow with interest the progress on the commitments made in the Government's COVID-19 recovery plan and election commitments made by the Labor Party, as they will play a vital role in arresting the contraction in GRP experienced in the Kimberley over recent years and growing unemployment in the area.

We look forward to working with you to realise the potential of this region for current and future generations.

Yours sincerely

Chris Mitchell
Chair
Kimberley Regional Group

Kimberley Regional Group and Kimberley Zone
PO Box 44, Broome 6725 | (08) 9191 3456 | 0439380266

Item 10.1 - CORRESPONDENCE



14 April 2021

Ms Divina D'Anna MLA
 Member for the Kimberley
 PO Box 1807
 Broome 6725

Divina.DAnna@mp.wa.gov.au

Dear Ms D'Anna

Congratulations on your successful election as the Member for the Kimberley

On behalf of member Shires, I would like to congratulate you on your appointment as the Member for the Kimberley

The Kimberley Regional Group (KRG) is an alliance of the four Shires of the Kimberley, being the Shire of Broome, the Shire of Derby West Kimberley, the Shire of Halls Creek and the Shire of Wyndham East Kimberley. Collaboratively the group seeks to support outcomes for the region through improved social, economic and cultural outcomes.

We look forward to working with you to realise the potential of this region for current and future generations and we look forward to meeting with you in due course to provide more detailed background information on our work and the key issues facing our region. Our meetings in 2021 are scheduled for 28 June (video conference), 2 September (Broome), 22 November (Kununurra) and we would be delighted if you were available to attend one of these meetings. Alternatively, we can organise a meeting in Perth or the Kimberley at a mutually convenient time.

In the interim, please find attached a copy of a recent publication on our priorities as we move forward in the COVID-19 recovery process.

Our office will be in touch shortly, alternatively please contact Debra Goostrey in our executive on 0439 380 266 to organise a meeting.

Yours sincerely

Chris Mitchell
 Chair
 Kimberley Regional Group

Kimberley Regional Group and Kimberley Zone
 PO Box 44, Broome 6725 | (08) 9191 3456 | 0439380266

11. GENERAL BUSINESS

11.1 Disaster Relief and Recovery Funding Arrangements

Cr Menzel raised concerns regarding the effectiveness of disaster relief and recovery arrangements and the delays being experienced in reimbursing affected local governments.

The following motion was moved:

<u>KIMBERLEY ZONE RESOLUTION:</u>	
(RECOMMENDATION)	Minute No. KRG/0421/007
Moved: Cr D Menzel	Seconded: Cr M Edwards
That the Kimberley Zone:	
<ol style="list-style-type: none"> 1. <i>Express dissatisfaction with current disaster relief and recovery funding arrangements and call for urgent action from the State Government to investigate and address these shortcomings.</i> 2. <i>Seek WALGA advocacy to support the motion.</i> 	
CARRIED UNANIMOUSLY 4/0	

12. MATTERS BEHIND CLOSED DOORS

Nil

13. MEETING CLOSURE

There being no further business the chair declared the meeting closed at 3:32pm.



KIMBERLEY REGIONAL GROUP Meeting

UNCONFIRMED MINUTES

8:10AM, 26 AUGUST 2021

Video Conference (Teams)

These minutes were confirmed at a meeting held and signed below by the Presiding Person, at the meeting these minutes were confirmed.

Signed:

SHIRE OF BROOME
KIMBERLEY REGIONAL GROUP
THURSDAY 26 AUGUST 2021
INDEX – MINUTES

1.	DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS.....	3
2.	RECORD OF ATTENDANCE / APOLOGIES	3
3.	DECLARATION OF INTERESTS	3
4.	CONFIRMATION OF MINUTES	4
5.	BUSINESS ARISING FROM PREVIOUS MEETING	4
6.	PRESENTATIONS FROM REPRESENTATIVES.....	4
7.	REPORTS FROM REPRESENTATIVES	4
8.	REPORTS FROM KIMBERLEY COUNTRY ZONE	5
	8.1 WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT	5
	8.2 TELECOMMUNICATIONS REVIEW	85
	8.3 WALGA ZONE STATUS REPORT	89
	8.4 2021 LOCAL GOVERNMENT ELECTION - ZONE OFFICE BEARER ELECTIONS	93
	8.5 SOCIAL HOUSING ECONOMIC RECOVERY PACKAGE GRANT FUNDING	96
	8.6 DROUGHT ADVOCACY UPDATE	99
9.	REPORTS FROM KIMBERLEY REGIONAL GROUP.....	102
10.	CORRESPONDENCE	102
11.	GENERAL BUSINESS.....	102
12.	MATTERS BEHIND CLOSED DOORS.....	102
13.	MEETING CLOSURE.....	102

**MINUTES OF THE KIMBERLEY REGIONAL GROUP OF THE SHIRE OF BROOME,
HELD IN THE VIDEO CONFERENCE (TEAMS), ON THURSDAY 26 AUGUST 2021,
COMMENCING AT 8:10AM.**

1. DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS

The Chair welcomed Members and Officers and declared the meeting open at 8:10am.

2. RECORD OF ATTENDANCE / APOLOGIES

ATTENDANCE:

Sam Mastrolembo	Shire of Broome
Cr Chris Mitchell	Shire of Broome
Cr Harold Tracey	Shire of Broome
James Watt	Shire of Broome
Amanda O'Halloran	Shire of Derby West Kimberley
Cr Geoff Haerewa	Shire of Derby West Kimberley
Cr Paul White	Shire of Derby/West Kimberley
Vernon Lawrence	Shire of Wyndham East Kimberley
Noel Mason	Shire of Halls Creek
Cr Malcolm Edwards	Shire of Halls Creek
Debra Goostrey	Zone Executive - ATEA
Jo Burgess	WALGA

APOLOGIES:

Cr David Menzel	Shire of Wyndham East Kimberley
Cr Tony Chafer	Shire of Wyndham East Kimberley
Cr Chris Loessl	Shire of Halls Creek
David Price	Shire of Christmas Island
Cr Gordon Thomson	Shire of Christmas Island
Cr Kee Heng Foo	Shire of Christmas Island
Andrea Selvey	Shire of Cocos (Keeling) Islands
Cr Tony Lacy	Shire of Cocos (Keeling) Islands
Cr Seriwati Iku	Shire of Cocos (Keeling) Islands

3. DECLARATION OF INTERESTS

FINANCIAL INTEREST			
Member	Item	Item	Nature of Interest

	No		
Nil.			

IMPARTIALITY			
Member	Item No	Item	Nature of Interest
Nil.			

4. CONFIRMATION OF MINUTES

Nil.

5. BUSINESS ARISING FROM PREVIOUS MEETING

Nil.

6. PRESENTATIONS FROM REPRESENTATIVES

Nil.

7. REPORTS FROM REPRESENTATIVES

Nil.

8. REPORTS FROM KIMBERLEY COUNTRY ZONE

8.1 WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT

LOCATION/ADDRESS:	Nil
APPLICANT:	Nil
FILE:	KRG01
AUTHOR:	Zone Executive
CONTRIBUTOR/S:	Nil
RESPONSIBLE OFFICER:	Director Corporate Services
DISCLOSURE OF INTEREST:	Nil

SUMMARY:
 To consider the recommendations on Matters for Decisions that will be considered at the WALGA State Council meeting on 3 September 2021.

BACKGROUND

Previous Considerations

Nil

COMMENT

The next WALGA State Council meeting will be held on 3 September 2021. The following matters for decision will be considered.

	Matters for Decision	WALGA Recommendation	Zone Comment & Recommendation
5.1	External Oversight of Local Level Complaints (05-034-01-0001 JM)	That WALGA advocate for an external oversight model for local level behavioural complaints made under Council Member, Committee Member and Candidate Codes of Conduct, that is closely aligned to the Victorian Councillor Complaints Framework.	<p>SUPPORT WALGA RECOMMENDATION</p> <p>The Local Government (Model Code of Conduct) Regulations 2021 were Gazetted on 3 February, with a requirement that all Local Governments adopt Code of Conduct based on the Model within three months. Division 3 of the Model Code introduced new provisions for behavioural complaints to be made and managed at the local level, with the Model Code requiring Local Government to deal with complaints and arrive at findings. The Local Government sector has expressed concern that the new system of local level complaints will</p>

			<p>give rise to actual or perceived conflicts of interest, particularly where Councillors who are the complainant or respondent are involved in dealing with the complaint.</p>
5.2	<p>Tender Exemption Provisions – General Practitioner Services (05-034-01-0005 TB)</p>	<p>That WALGA:</p> <ol style="list-style-type: none"> 1. Adopt a new Advocacy Position Statement under 'Local Government Legislation - Tender Exemption General Practitioner Services': <i>WALGA advocates for the inclusion of a tender exemption for General Practitioner (GP) services under Part 4, Division 2 of the Local Government (Functions and General) Regulations 1996, to support Local Governments to secure and retain necessary primary health care services for their communities; and</i> 2. Undertake additional research in support of the Advocacy Position with the following aims: <ol style="list-style-type: none"> a. Identify State and Federal Government policy settings and other factors contributing to gaps in primary health care services in regional communities; and b. Quantify the number of regional Local Governments that have current contracts, or are proposing to enter into contracts, for General Practitioner services and the associated costs to Local Government incurred. 	<p>SUPPORT WALGA RECOMMENDATION</p> <p>The Central Country Zone, at its meeting held 21 February 2020, requested WALGA investigate tendering issues for General Practitioner (GP) services in rural areas and consider a tender exemption for GP services under the Local Government (Functions and General) Regulations 1996.</p> <p>This matter has been progressed as there is a limited pool of General Practitioners willing to relocate to regional areas and community expectations are not consistent with current Local Government obligations. WALGA advocacy for a 'size and scale' regional tender exemption for GP services will support regional Local Governments and their communities to secure necessary primary health care.</p> <p>Further research is proposed to support WALGA's proposed advocacy.</p>
5.3	<p>Phase 2 Planning Reform Submission (05-047-02-0015 CH/RP)</p>	<p>That the submission to the Department of Planning, Lands and Heritage on Phase 2 Planning Reform be endorsed.</p>	<p>SUPPORT WALGA RECOMMENDATION</p> <p>There are a number of recommendations in relation to Phase 2 Planning Reform which are included in the submission. The bulk of the items WALGA supports, provides conditional support, is neutral or requires further information. Those matters <u>not</u></p>

			<p>supported by WALGA are:</p> <ol style="list-style-type: none"> 1. Review and reform developer contribution plans, specifically to streamline the assessment and approvals process as SPP 3.6 has recently been reviewed and is in early adoption phase. 2. Rationalising the number of land use classifications is not supported as land use classifications provide certainty on the type of use and permissibility in differing zones. 3. Creation of a new Special Matters DAP to deal with development proposals of State significance as there are already specific pathways based on zoning and monetary value. In combination with the proposed reduction in the number of DAPs, the need for a new Special Matters DAP is not clearly articulated. <p>WALGA has also put forward the need for a pathway to address tree loss on Private Land.</p>
--	--	--	---

Matters for Noting

- 6.1 Stop Puppy Farming Legislation (05-034-01-0001 FM)
- 6.2 Regional Telecommunications Resilience (05-059-03-003 JB)
- 6.3 Report Municipal Waste Advisory Council (MWAC) (01-006-03-0008 RNB)
- 6.4 2021-22 State Budget Submission (05-001-03-0006 DM)
- 6.5 WALGA Submission: Inquiry into the Delivery of Ambulance Services in Western Australia (05-030-03-0001 BW)

Organisational Reports

- 7.1.1 Report on Key Activities, Commercial and Communications Unit (01-006-03-0017 ZD)
- 7.1.2 Report on Key Activities, Governance and Organisational Services (01-006-03-0007 TB)
- 7.1.3 Report on Key Activities, Infrastructure (05-001-02-0003 ID)
- 7.1.4 Report on Key Activities, Strategy, Policy and Planning Unit (01-006-03-0017 NM)

President's Report

The President's Report provided an overview of the following activities:

1. Electoral Reform. The Policy Forum met on 22 July to consider a request from the Central Country Zone for a social media campaign emphasising the importance of regional, rural and remote political representation. The campaign is currently being developed to present the sector's position on this issue and WALGA will publish the perspective of regional Local Government in the monthly WALGA column in The West Australian.
2. The 2021 Skills Summit where 130 people from across a wide range of industry sectors came together with members of parliament and business leaders to discuss how to tackle the current skills shortages.
3. Agricultural Supply Chain Improvements. The Association has advocated for genuine consultation by the State and Commonwealth Governments regarding the projects that will be included in the Agricultural Supply Chain Improvements Package 1.
4. Meeting with the Hon. Stephen Dawson MLC in relation to the potential transition to State Industrial Relations System.
5. Update on registration for the WALGA 2021 Local Government Convention and Annual General Meeting.

CONSULTATION

Nil

STATUTORY ENVIRONMENT

Local Government Act 1995

FINANCIAL IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS

Governance Goal – A collaborative group demonstrating strong regional governance:

Effective governance protocols and systems for business efficiency and improved services through collaboration

Built Environment Goal – Improved and secure transport, communications, community and essential services:

Liveable towns supporting regional communities

Adequate land supply

Community Goal – A vibrant community based on equity, inclusion and opportunity for all:

Improved Kimberley regional outcomes in health

VOTING REQUIREMENTS

Simple Majority

KIMBERLEY ZONE RESOLUTION:**(REPORT RECOMMENDATION)****Minute No. KRG/0821/001****Moved: G Haerewa****Seconded: Cr C Mitchell****That the Kimberley Zone:**

- 1. Supports the recommendations in the Matters for Decision.**
- 2. Notes the State Council Agenda Items for Noting and the Organisational Reports.**

CARRIED UNANIMOUSLY 4/0**Attachments**

1. WALGA State Council Agenda 2021
2. Presidents Report 2021
3. Addendum to the President's Report - Letter from the Premier of Western Australia

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT



State Council Agenda

3 September 2021

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT



NOTICE OF MEETING

Meeting No. 5 of 2021 of the Western Australian Local Government Association (WALGA) State Council to be hosted by the Shire of Broome at The Continental Hotel, Broome on Friday, 3 September 2021 commencing at 10:00am.

1. ATTENDANCE, APOLOGIES & ANNOUNCEMENTS

1.1 Attendance

Members	President of WALGA - Chair Deputy President of WALGA, Northern Country Zone Avon-Midland Country Zone Central Country Zone Central Metropolitan Zone Central Metropolitan Zone East Metropolitan Zone East Metropolitan Zone Goldfields Esperance Country Zone Great Eastern Country Zone Great Southern Country Zone Kimberley Country Zone Murchison Country Zone North Metropolitan Zone North Metropolitan Zone North Metropolitan Zone Peel Country Zone Pilbara Country Zone South East Metropolitan Zone South East Metropolitan Zone South Metropolitan Zone South Metropolitan Zone South Metropolitan Zone South West Country Zone	Mayor Tracey Roberts JP President Cr Karen Chappel JP Cr Ken Seymour President Cr Phillip Blight Cr Paul Kelly Cr Jenna Ledgerwood Cr Catherine Ehrhardt Cr Cate McCullough President Cr Malcolm Cullen President Cr Stephen Strange Cr Ronnie Fleay Cr Chris Mitchell JP Cr Les Price Cr Frank Cvitan JP Mayor Mark Irwin Cr Russ Fishwick JP President Cr Michelle Rich Mayor Peter Long Cr Julie Brown Mayor Ruth Butterfield Cr Doug Thompson Mayor Carol Adams OAM Mayor Logan Howlett JP President Cr Tony Dean
Ex Officio	Lord Mayor – City of Perth	Lord Mayor Basil Zempilas
Secretariat	Chief Executive Officer EM Commercial & Communications EM Governance & Organisational Services EM Infrastructure Acting EM Strategy, Policy & Planning Manager Strategy & Association Governance Executive Officer Governance	Mr Nick Sloan Mr Zac Donovan Mr Tony Brown Mr Ian Duncan Ms Nicole Matthews Mr Tim Lane Ms Katherine Robertson

1.2 Apologies

Gascoyne Country Zone Local Government Professionals WA	President Cr Cheryl Cowell Mr Jamie Parry
--	--

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT



1.3 Announcements

1.3.1 WALGA acknowledges the Yawuru people who are the Traditional Custodians of the land on which we meet today, and pays respects to their Elders past and present.

2. MINUTES

2.1 Minutes of Meeting Held 7 July 2021

RECOMMENDATION

That the Minutes of the WALGA State Council Special Meeting held on [Wednesday, 7 July 2021](#) be confirmed as a true and correct record of proceedings.

2.2 Flying Minute – 2021-22 State Budget Submission

RECOMMENDATION

That the [Flying Minute – 2021-22 State Budget Submission](#), be confirmed as a true and correct record of proceedings.

2.3 Flying Minute – WALGA Submission: Inquiry into the Delivery of Ambulance Services in Western Australia

RECOMMENDATION

That the [Flying Minute – WALGA Submission: Inquiry into the Delivery of Ambulance Services in Western Australia](#), be confirmed as a true and correct record of proceedings.

3. DECLARATIONS OF INTEREST

Pursuant to our Code of Conduct, State Councillors must declare to the Chair any potential conflict of interest they have in a matter before State Council as soon as they become aware of it.

4. EMERGING ISSUES

Notification of emerging issues must be provided to the Chair no later than 24 hours prior to the meeting.

5. MATTERS FOR DECISION

- As per matters listed
- Items Under Separate Cover to State Council only

6. MATTERS FOR NOTING / INFORMATION

- As per matters listed

7. ORGANISATIONAL REPORTS

7.1 Key Activity Report

- 7.1.1 Commercial and Communications Unit
- 7.1.2 Governance and Organisational Services

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT



- 7.1.3 Infrastructure
- 7.1.4 Strategy, Policy and Planning

7.2 Policy Forum Report

7.3 President's Report

RECOMMENDATION

That the President's Report for September 2021 be received.

7.4 CEO's Report

RECOMMENDATION

That the CEO's Report for July 2021 be received.

7.5 Ex Officio Reports

- 7.5.1 LG Professionals President, Jamie Parry, is an apology for this meeting.
- 7.5.2 The Right Honourable Lord Mayor Basil Zempilas to provide City of Perth report to the meeting.

8. ADDITIONAL ZONE RESOLUTIONS

To be advised following Zone meetings.

9. DATE OF NEXT MEETING

The next ordinary meeting of the WALGA State Council will be held in the Boardroom at WALGA, ONE70, LV1, 170 Railway Parade, West Leederville on Wednesday, 1 December commencing at 4:00pm.

10. CLOSURE



Agenda Items

5. MATTERS FOR DECISION.....	5
5.1 External Oversight of Local Level Complaints (05-034-01-0001 JM)	5
5.2 Tender Exemption Provisions – General Practitioner Services (05-034-01-0005 TB)	8
5.3 Phase 2 Planning Reform Submission (05-047-02-0015 CH/RP)	10
6. MATTERS FOR NOTING / INFORMATION	42
6.1 Stop Puppy Farming Legislation (05-034-01-0001 FM)	42
6.2 Regional Telecommunications Resilience (05-059-03-003 JB)	44
6.3 Report Municipal Waste Advisory Council (MWAC) (01-006-03-0008 RNB).....	46
6.4 2021-22 State Budget Submission (05-001-03-0006 DM)	47
6.5 WALGA Submission: Inquiry into the Delivery of Ambulance Services in Western Australia (05-030-03-0001 BW)	50
7. ORGANISATIONAL REPORTS.....	52
7.1 Key Activity Reports	52
7.1.1 Report on Key Activities, Commercial and Communications Unit (01-006-03-0017 ZD) ...	52
7.1.2 Report on Key Activities, Governance and Organisational Services (01-006-03-0007 TB) ...	54
7.1.3 Report on Key Activities, Infrastructure (05-001-02-0003 ID)	56
7.1.4 Report on Key Activities, Strategy, Policy and Planning Unit (01-006-03-0017 NM)	58
7.2 Policy Forum Report (01-006-03-0007 TB).....	61
STATUS REPORT ON STATE COUNCIL RESOLUTIONS	62



5. MATTERS FOR DECISION

5.1 External Oversight of Local Level Complaints (05-034-01-0001 JM)

By James McGovern, Manager Governance and Procurement

RECOMMENDATION

That WALGA advocate for an external oversight model for local level behavioural complaints made under Council Member, Committee Member and Candidate Codes of Conduct, that is closely aligned to the Victorian Councillor Complaints Framework.

Executive Summary

- The *Local Government (Model Code of Conduct) Regulations 2021* were Gazetted on 3 February, with a requirement that all Local Governments adopt Code of Conduct based on the Model within three months;
- Division 3 of the Model Code introduced new provisions for behavioural complaints to be made and managed at the local level, with the Model Code requiring Local Government to deal with complaints and arrive at findings;
- The Local Government sector has expressed concern that the new system of local level complaints will give rise to actual or perceived conflicts of interest, particularly where Councillors who are the complainant or respondent are involved in dealing with the complaint.
- WALGA's Governance and Organisational Services Policy Team considered this matter on 6 July, resolving:

That the Governance and Organisational Services Policy Team SUPPORT the preparation of an agenda item to the next State Council meeting in September 2021, summarising the external oversight models in other jurisdictions and make recommendation for the adoption of a model closely aligned to the Victorian Councillor Complaints Framework.

Background

The Local Government sector is concerned that the regulated local level complaints management system directly involves Local Governments in the assessment, findings and determining actions arising from complaints. This is exemplified in the State Council resolution of December 2020:

That WALGA:

- *Does not support the inclusion of local level complaints about alleged behavioural breaches and Local Governments dealing with complaints provisions in Division 3, Clauses 10 and 11; and*
- *Supports an external oversight body to manage local level complaints involving council members as prefaced in the Local Government Review Panel Report, City of Perth Inquiry Report and Select Committee into Local Government Report, to be considered in a future Local Government Act.*

At the same State Council meeting, the following WALGA advocacy position was adopted in relation to the Local Government Act Review Panel Report:

2.6.7 External Oversight

<i>Position Statement</i>	<i>The Local Government sector supports:</i>
	<ol style="list-style-type: none"> <i>Establishing an Office of the Independent Assessor to replace the Standards Panel to provide an independent body to receive, investigate and assess complaints against Elected Members and undertake inquiries.</i> <i>Remove the CEO from being involved in processing complaints.</i>

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT

3. *That an early intervention framework of monitoring to support Local Governments be provided with any associated costs to be the responsibility of the State Government.*

Research undertaken into the approach of other jurisdictions identifies similar legislation dealing with local level complaints but incorporating an independent assessment mechanism. The following information provides a summary of the independent assessment of council member complaints:

Victoria

A Councillor Conduct Framework was established under the *Local Government Act 2020* (Vic) which provides a hierarchy for the management of Councillor conduct issues. Under the Councillor Conduct Framework:

- complaints of misconduct by a Councillor are heard and determined under the Council's internal arbitration process by an independent arbiter;
- complaints of serious misconduct by a Councillor are heard and determined by independently established Councillor Conduct Panels; and
- allegations of gross misconduct are dealt with by Victorian Civil and Administrative Tribunal.

The Municipal Association of Victoria (MAV) provided comment indicating support for the Councillor Conduct Framework, albeit the legislation is relatively new. MAV are confident that the consultation leading to the adoption of the *Local Government Act 2020* will provide for a fair, timely and independent resolution of Councillor Complaints. A detailed summary can be found [here](#).

Queensland

The *Local Government (Councillor Complaints) and other Legislation Amendment Act 2018* (Qld) established the Office of the Independent Assessor (OIA) to investigate and assess Councillor complaints, and provided the OIA with jurisdiction to investigate and prosecute claims against Councillors from all Local Governments in Queensland. The Independent Assessor reports directly to the Minister for Local Government.

The Independent Assessor investigates and assesses complaints about Councillor conduct involving inappropriate conduct and misconduct; corruption allegations received by the OIA are referred to the Queensland CCC. The Independent Assessor also:

- provides advice, training and information about dealing with alleged or suspected inappropriate conduct, misconduct or corrupt conduct to Councillors, Local Government employees and the public.
- prosecutes misconduct offences via the Councillor Conduct Tribunal.

The Local Government Association of Queensland provided comment that there are some concerns with the operation of the OIA due to the interpretive nature of the *'inappropriate conduct'* and *'misconduct'* definitions within the legislation. This is resulting in a growing number of seemingly trivial matters being dealt with by the OIA and the LGAQ is currently seeking a review of the *Local Government (Councillor Complaints) and other Legislation Amendment Act 2018*. A detailed summary can be found [here](#).

Tasmania

In 2016 Tasmania established a Code of Conduct Framework, replacing a former model where complaints dealt with by individual Councils was regarded as lacking consistency and credibility.

Key aspects of the current framework, which is currently under review, include:

- A Model Code of Conduct (made by order of the Minister for Planning and Local Government) which prescribes the standard of behaviour that all Tasmanian Councillors are required to meet when performing their role;
- The Minister's independent Local Government Code of Conduct Panel which is responsible for the investigation and determination of code of conduct complaints; and
- The availability of new sanctions to the Panel in relation to breaches and an ability to dismiss frivolous and vexatious complaints.

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT



The Local Government Association of Tasmania provided comment that the Code of Conduct Framework was being used for unintended purposes and resulting in high legal costs, for example; a Council raised concern that the Code provisions were being used to threaten Councillors on the basis of how they vote on matters; and Member Councils provided information that dealing with the Code is leading to the accumulation of legal costs from between \$40,000 and \$100,000. Having identified the unintended consequences of the Code of Conduct Framework, the Association has been lobbying for a review of the Code and this remains in the consultation phase. A detailed summary can be found [here](#).

South Australia

Legislation currently before the State's Parliament will soon be proclaimed and introduce behavioural standards to be managed by an independent Behavioural Standards Panel. Concurrently, the legislation will require that Local Governments develop a Behavioural Management Policy based on statewide behavioural standards given effect by the Minister for Local Government with alleged breaches of the policy to be referred to the Standards Panel, which will have powers ranging from censure to three month suspension. Local Governments will have the ability to manage behavioural issues by arranging for mediation or arbitration depending on the behavioural issue arising and the willingness of involved parties to participate.

The Local Government Association of South Australia provided comment that the new legislation is reflective of feedback from the SA Local Government sector and the Association is confident the legislated process meets expectations.

Conclusion

The Governance and Organisational Services Policy Team members requested that the Secretariat ensure that advocacy includes considering flexibility in how matters might be dealt with locally and to ensure that any future complaints process did not detract from the leadership role of the Mayors and Presidents to guide Council Members. There remains a role for Mayors and Presidents to play a leadership role by encouraging behavioural concerns or inter-personal disputes between Elected Members to be conciliated to a satisfactory conclusion between the parties, without necessarily requiring recourse to a local level complaints process.

The Minister for Local Government, Hon John Carey addressed WALGA State Council in May 2021 and has expressed tacit support for an independent approach to managing local level complaints. WALGA's assessment of the separate jurisdictional approaches to external oversight models favours the Victorian model as it most closely meets the WALGA advocacy positions relating to independent complaints management frameworks.

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT

5.2 Tender Exemption Provisions – General Practitioner Services (05-034-01-0005 TB)
--

By Tony Brown, Executive Manager, Governance and Organisational Services

RECOMMENDATION

That WALGA:

1. **Adopt a new Advocacy Position Statement under ‘Local Government Legislation - Tender Exemption General Practitioner Services’:**

WALGA advocates for the inclusion of a tender exemption for General Practitioner (GP) services under Part 4, Division 2 of the Local Government (Functions and General) Regulations 1996, to support Local Governments to secure and retain necessary primary health care services for their communities; and

2. **Undertake additional research in support of the Advocacy Position with the following aims:**
 - a. **Identify State and Federal Government policy settings and other factors contributing to gaps in primary health care services in regional communities; and**
 - b. **Quantify the number of regional Local Governments that have current contracts, or are proposing to enter into contracts, for General Practitioner services and the associated costs to Local Government incurred.**

Executive Summary

- Local Governments advise that:
 - There is a limited pool of General Practitioners (GPs) willing to relocate to regional areas, let alone remain long term as a part of the community;
 - Communities place high value on local GP services and therefore, value Local Government exercising general competence powers to attract and retain GP services;
 - GP services are acquired by either directly engaging a GP as an employee of the Local Government, or by tendering for services;
 - Community expectations are inconsistent with Local Government tender obligations where a community expects the Local Government to retain a well-regarded GP that is willing to continue in the role, but compliance requires Local Government to re-market GP services initially acquired by a tender process with potential risk that the current service provider may not engage in the new tender process.
- WALGA advocacy for a ‘*size and scale*’ regional tender exemption for GP services will support regional Local Governments and their communities to secure necessary primary health care.
- Further research is proposed to support WALGA’s proposed advocacy.

Policy Implications

This report proposed WALGA’s adoption of a new Advocacy Position for Tender Exemption – Regional General Practitioner Services.

Background

The Central Country Zone at its meeting held 21 February 2020 requested WALGA investigate tendering issues for General Practitioner (GP) services in rural areas and consider a tender exemption for GP services under the *Local Government (Functions and General) Regulations 1996*.

At the March 2020 State Council meeting, the matter was referred to the Governance and Organisational Services Policy Team which resolved on 29 June 2020, to include this issue as part of WALGA’s Phase 2 Local Government Act Review advocacy. The Policy Team revisited the issue in July 2021 and support the proposed advocacy recommendation.

It is noted that in February 2000, a related issue led to the amendment of Regulation 30(2) of the *Local Government (Functions and General) Regulations 1996* to provide for an exemption from the

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT



disposal of property provisions under s.3.58 of the *Local Government Act 1995* where a Local Government is 'leasing of land to a person registered under the *Health Practitioner Regulation National Law (Western Australia)* in the medical profession to be used for carrying on his or her medical practice'.

Comment

Advocacy proposed in this report aligns with WALGA's existing advocacy position in relation to Regional Health Services, adopted in 2018:

The Association supports continuing to work with affected Local Governments and key stakeholders to identify and develop collaborative strategies. The Association supports continuing to advocate to the State Government to prioritise regional health and the regional health workforce. The Association supports developing a policy connection with the Australian Local Government Association as a pathway for advocating for stronger specialised regional health workforces.

(State Council Resolution September 2018 – 105.5/2018)

Robust advocacy will require research and consideration of a range of matters, including:

- The proposal for a tender exemption for procurement of GP services. This may be an opportunity for 'size and scale' innovation, but should also consider probity and best value principles.
- The implications of State and Federal Government policy settings and other factors contributing to reduced primary health care services in regional communities and the consequential cost shifting to Local Government. This may require separate advocacy considerations.
- The number of regional Local Governments and the quantum of costs incurred through contracting GP services, to evidence the costs that have been shifted to the Local Government sector.

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT**5.3 Phase 2 Planning Reform Submission (05-047-02-0015 CH/RP)**

By Chris Hossen, Policy Manager, Planning and Building & Ruby Pettit, Policy Officer Planning

RECOMMENDATION

That the submission to the Department of Planning, Lands and Heritage on Phase 2 Planning Reform be endorsed.

Executive Summary

- Phase 2 of the *Action Plan for Planning Reform* has been released for comment by the Department of Planning, Lands and Heritage (DPLH). Phase 2 builds upon the reforms initiated through the Independent Planning Reform Team's Green Paper (2018) and the State Government's Action Plan for Planning Reform.
- Phase 2 proposes 28 reform initiatives under three overarching goals, while also requesting community and stakeholders submit their own ideas for additional reforms of the planning system.
- WALGA's submission provides a response to all relevant reform initiatives as well as detailed commentary on suggested further areas for reform. Broadly the Association's suggested reforms aim to enhance liveability and sustainability, as well as improve efficiency and role definition within the planning system.

Attachments

- [Planning Reform Phase 2 – Action Plan for Planning Reform](#)
- WALGA Planning Reform Phase 2 Submission

Policy Implications

Relevant WALGA Advocacy Position Statements:

6.1 Planning Principles – All legislation and policy that deals with planning and development must:

- *ensure role clarity and consistency across all legislation controlling development, to avoid confusion of powers and responsibilities,*
- *be easily interpreted by, understood by, and accessible to all sections of the community, and*
- *be amended only with WALGA involvement and/or consultation/involvement with Local Government.*

6.2 Planning Reform – The Local Government sector supports the underlying principles of planning reform and the continuing focus of streamlining the planning system.

6.5 Development Assessment Panels – the Association does not support Development Assessment Panels, in their current structure.

The Recommendations in the submission are consistent with WALGA's previous submissions on Phase 1 Planning Reform, the Independent Planning Reform Green Paper and the Planning Makes it Happen reform process.

Background

The current planning reform process was initiated as a result of the Independent Reviewer's Green Paper (2018), which proposed five key areas of reform: strategically-led, legible, transparent, efficient and delivering smart growth. In 2019, an Action Plan for reform of the planning system was released by the Minister for Planning. The first phase of planning reform was introduced through amendments to the *Planning and Development (Local Planning Schemes) Regulations 2015* and amendments to the *Planning and Development Amendment Act* in 2020, with the intent to create a more flexible, responsive and contemporary planning system to drive Western Australia's economic recovery through the COVID-19 pandemic. This included creation of a State Development Assessment Unit

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT



(SDAU) to assess State Significant development, the creation of a head of power to establish a Special Matters Development Assessment Panel, and a reduction in the number of Development Assessment Panels from nine to five.

Phase 2 builds on these earlier reforms of the Action Plan, proposing reforms across three key themes: planning creates great places for people; planning is easier to understand and navigate; and planning systems are consistent and efficient. It is intended that feedback on Phase Two will inform drafting of amendments to the *Planning and Development Act 2005* and *Planning and Development (Local Planning Schemes) Regulations 2015*.

In addition to a number of potential reforms, Phase 2 consultation seeks additional suggestions for further areas of reform across the planning system. For this reason, the submission prepared by WALGA has been structured in two parts – part one providing comment on the Department's proposed reforms, and part two suggesting further areas of reform.

Comment

The release of Phase 2 Planning Reform is generally welcomed, as there has been a clear commitment to date from the State Government to work alongside the Local Government sector prior to implementing proposed reforms. The opportunity for Local Government officers and elected members to be engaged early in these processes has been a positive and constructive approach. Further, WALGA has a demonstrated, long-held commitment to planning reform, in particular the aim to refocus strategic priorities, address design and operational problems in the planning approval process and clarify and streamline institutional arrangements.

WALGA in its submission has provided a response to all relevant reform initiatives as well as detailed commentary on suggested further areas for reform. The majority of reforms proposed by the Department are supported by the Association, noting however that further detail is required on a number of proposals in order to provide meaningful comment on their implications for the sector. The submission also grants the Association a unique opportunity to outline further reforms of the planning system.

As the reforms progress, it is anticipated the Association will have further opportunities to provide comment and engage the Local Government sector on reforms, including through the establishment of working groups. The Minister for Local Government is undertaking complimentary consultation with the sector through both a Red Tape Reduction and Crossover Working Group. WALGA and Local Government representatives are participating in both groups.

The public comment period closed on Tuesday, 31 August, with an extension granted to the Association to provide its comment by Friday, 3 September.

WALGA provided a draft submission to the sector on 9 July for a four-week comment period. WALGA identified three Council endorsed submission (Bayswater, Fremantle and Serpentine Jarrahdale) on the Phase 2 reforms and officer comments were received from seven Local Governments (Vincent, Gosnells, Rockingham, Harvey, Bassendean, Serpentine Jarrahdale and Busselton). These submissions were overwhelmingly supportive of both WALGA's positions on the proposed reforms and suggested improvements. Two additional suggested reforms have been incorporated into the submission following proposals from Local Governments.



Attachment to item 5.3

Planning Reform Phase 2

Submission

August 2021

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT



Contact:

Chris Hossen
Policy Manager, Planning and Building
WALGA
ONE70, LV 1, 170 Railway Parade West Leederville
Phone: (08) 9213 2056
Email: planning@walga.asn.au
Website: www.walga.asn.au

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT



1.0 About us

The Western Australian Local Government Association (WALGA) is the peak industry body for Local Government in Western Australia. WALGA is an independent, membership-based organisation representing and supporting the work and interests of 139 Local Governments in Western Australia.

WALGA provides an essential voice for approximately 1,222 Elected Members and approximately 22,000 Local Government employees as well as over 2.5 million constituents of Local Governments in Western Australia. WALGA also provides professional advice and services that provide financial benefits to the Local Governments and the communities they serve.

WALGA's governance structure is comprised of WALGA State Council, the decision-making representative body of all Member Councils, responsible for sector-wide policy making and strategic planning on behalf of Local Government, and Zones, (5 metropolitan and 12 country), groups of geographically aligned Member Councils responsible for direct elections of State Councillors, providing input into policy formulation and providing advice on various matters.

2.0 WALGA's comments

WALGA welcomes the opportunity to comment on Phase 2 of the State Government's planning reform agenda. **Local Governments have been consulted in the development of this submission and it has been endorsed by WALGA State Council.**

Local Government is an important decision maker, regulator, and participant in the planning system, and has a key role in setting the strategic land use planning framework and managing statutory functions at a local level as part of the Western Australian planning system. As such, the community has a strong expectation that local character will continue to be considered within the planning framework and that Local Government is the level of government best placed to ensure this.

WALGA acknowledges the ongoing engagement between the Department of Planning, Lands and Heritage (DPLH) and the Local Government sector throughout the State Government's planning reform agenda. The opportunity for Local Government officers and elected members to be engaged early in these processes has been a positive and constructive approach to date, and we welcome opportunities to continue this going forward.

WALGA has previously commented on a number of reviews to the planning system, including submissions on the *Planning makes it happen – Phase 2 Planning Reform Discussion Paper* in 2013, the *Planning makes it happen: phase two: Blueprint for planning reform* in 2014, the *Independent Planning Reform – Green Paper* in 2018, and the Phase 1 of the *Action Plan for Planning Reform*.

WALGA has a demonstrated, long-held commitment to supporting planning reform, in particular the aim to refocus strategic priorities, address design and operational problems in the planning approval process and clarify and streamline institutional arrangements. To this end WALGA has operated the Planning Improvement Program (PIP) since 2012, whose mission statement is to ensure better outcomes through consistency and efficiency by providing best practice examples and information for Local Government.

In framing a response to The State Government's Phase 2 consultation WALGA is guided by the State Council endorsed principle that all legislation and policy which deals with planning and development must:

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT



- ensure role clarity and consistency across all legislation controlling development, to avoid confusion of powers and responsibilities,
- be easily understood by, and accessible to, all sections of the community,
- be amended only with WALGA involvement and/or more direct consultation/involvement with Local Government.

The comments in this submission are in two parts. The first relates to the proposed reforms raised by the State Government in its *Phase 2 Reform Summary*, with comments in this section restricted to those relevant to Local Government. The second part of the submission responds to the State Government's request for further suggestions for reform and details other matters WALGA considers would improve the effectiveness of the planning system for the benefit of the community.

Several of the proposed reforms outlined by the Government are at this stage lacking in detail. While the Association has provided conditional support to these as concepts, with disclaimers as necessary, should the Government move ahead with these reforms comprehensive engagement with the Local Government sector will be required to ensure that the regulatory settings of any changes will not create unexpected consequences for applicants, decision makers and the communities they serve.

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT



3.0 Comment on proposed amendments

WALGA's position and additional commentary on proposed reforms raised by the State Government in its *Phase 2 Reform Summary* are summarised in the table below. Comments in this section are restricted to those amendments of relevance to local government.

Potential reform	Level of support	Comment
Planning creates great places for people		
Government led structure planning for areas of key strategic importance with fragmented land ownership. Consider and test legislative or regulatory amendments required.	Further Information required	<p>The State Government has a range of existing regulatory tools to manage the comprehensive planning of strategic and/or complex sites. This includes Improvement Plans and Schemes, Planning Control Areas, Special Control Areas, identification of land as a Redevelopment Area under the Metropolitan Redevelopment Authority Act 2011, and through the establishment of specific legislation such as the Swan Valley Planning Act 2020.</p> <p>While the Association is not opposed to the State Government taking a more involved role in structure planning for strategic sites, there is insufficient information within this proposal to comment in detail at this stage. The establishment of such a regime and the testing of any new instrument should be done in cooperation with the Local Government sector.</p> <p>In the experience of Local Governments, the key barrier to delivering infill development in areas of fragmented land ownership is the coordination and delivery of infrastructure, particularly trunk infrastructure. A decision of the State to take on structure planning activities for an area may provide an opportunity for better coordination between infrastructure agencies in the delivery of infrastructure for planned areas as determined through the approval process in an agreed timeframe.</p>
Introduce statutory and regulatory amendments to reduce duplication in decision-making and better balance land use, transport and road planning outcomes for key urban roads and highways. Finalise new Movement and Place Framework.	Supported	<p>For development proposals that seek access to or near a major road a second approval is often required from the authority charged with managing the road, generally Main Roads or the WAPC. This approval, while often sought in conjunction with a development approval is not subject to the same review rights and may, depending on the view of the transport authority, not align with the intended place outcome of the planning authority. Thus, the desires of the transport authority may usurp or undermine the agreed urban development outcome for a site.</p> <p>The current legislative framework has the effect of giving primacy to the interests of transport authorities, often at the expense of Local Governments. Transport authorities are primarily concerned with the need to ensure efficiency (continuous vehicle flows) in the road network, which is often at odds with Local Governments who are invested in the development of economically and culturally successful urban corridors and activity centres. Under the current legislative</p>

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT



Potential reform	Level of support	Comment
		<p>framework matters such as access, traffic speeds, pedestrian crossing points, and intersection treatments are wholly in the purview of Main Roads and therefore, seeking approval for alternative arrangements that support vibrant places can be difficult. For these reasons, the Association has previously supported shifting the overarching responsibility for transport planning along identified urban corridors within the Central Sub-Regional Planning Framework to the Department of Transport.</p> <p>The Association has been an active participant in the development of the Movement and Place Framework being prepared by the Department of Transport and supports the Framework's finalisation following consultation with the Local Government sector. This Framework offers the potential to create a whole of Government position on the role of particular roads and streets as both movement corridors and places in their own right. Finalisation of the Framework will be an important step in delivering on the intent of this proposed planning reform.</p>
Review and reform developer contribution plans, specifically to streamline the assessment and approvals process.	Not supported	<p>The WAPC recently completed a comprehensive review of State Planning Policy 3.6 Infrastructure Contributions (SPP3.6). This review took over five years to complete. Following the completion of SPP 3.6 several modifications to the Local Planning Scheme Regulations 2015 are being drafted to operationalise the Policy.</p> <p>It is the Association's view that further changes to the Development Contribution system are not required at this time. Rather, the newly gazetted SPP 3.6 should be afforded time to be implemented and monitored before additional changes are contemplated.</p> <p>The proposed reform talks to reviewing development contribution plans to streamline assessment and approval. The need for this reform is unclear as development contribution plans do not affect the delivery of subdivision or development given that interim contributions are made possible by SPP 3.6 and widely used.</p> <p>Streamlining the creation and assessment of development contribution plans should not be prioritised at the expense of landowners and developers having rights to be consulted on the way that development contributions are determined, and the opportunity to seek a review by an independent third party regarding the calculation of costs and return of funds.</p>
Reduce duplication and conflict in decision making across State and local Government through	Supported	<p>Western Australia has three region schemes in operation - The Metropolitan Region Scheme, the Peel Region Scheme, and the Greater Bunbury Region Scheme, which operate in tandem with Local Planning Schemes.</p>

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT



Potential reform	Level of support	Comment
regulatory and statutory amendments.		<p>Under the current planning framework dual approval under both a region and local planning scheme is required. In practice most approvals under a region scheme are delegated to Local Government and an applicant only observes one process. However, applicants are still technically required to lodge two forms and receive approval under both Schemes, where relevant.</p> <p>However, the current arrangement creates a complex and convoluted series of delegations from the WAPC to Local Government, which may not only affect the proposal but also the tenure of the land or the response from state authorities as part of a referral process.</p> <p>WALGA supports regulatory amendments to reduce the need for dual determination under both local and region schemes.</p> <p>For example, it is recommended that the WAPC instrument of delegation be amended such that advice from government agencies (such as Main Roads WA) is advice only and does not determine whether a local government is required to refer an application to the WAPC for determination where the recommendations of the agency and local government differ.</p> <p>Secondly, applications on reserved land should be lodged directly to the WAPC for determination. The current requirement is for local governments to receive the applications, and then immediately forward the application to the WAPC within 7 days. This process is confusing for applicants as well as being inefficient and creating additional regulatory burden for both Local Government and the DPLH.</p> <p>The Association recommends that the WAPC establish a Local Government Stakeholder Reference Group to guide the formulation of a contemporary dual approval process and reorganisation of WAPC delegations to Local Government.</p>
Finalise new State Planning Policy to guide medium density development	Supported	<p>WALGA has previously provided a submission regarding SPP7.3. WALGA broadly supports the intention of SPP7.3 to guide medium density development, particularly its intent to increase housing diversity and high-quality infill outcomes.</p> <p>WALGA support for this initiative should be read in conjunction with the specific comments made in its submission on SPP7.3.</p>

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT



Potential reform	Level of support	Comment
Develop and consult on a new Neighbourhood Design Policy to modernise and replace existing policy guidance.	Supported	<p>The 2016 Independent Review into the Planning System (Green Paper) that informed the Action Plan for Planning Reform proposed to establish a new Smart Growth State Planning Policy (for infill areas) and to elevate Liveable Neighbourhoods (LN) to a SPP status.</p> <p>The Association supports the proposition to elevate LN to a SPP status, noting:</p> <p><i>“The underlying notion that the matters dealt with in the current iteration of Liveable Neighbourhoods should be elevated to the Status of a State Planning Policy is supported. However the Association finds contradiction in this recommendation and that of recommendation 5.2.1, which seek to develop two new standalone State Planning Policies outside the single State Planning Policy proposed in recommendation 2.2.1.”</i></p> <p>The Association continues to be of the view that the principles of Liveable Neighbourhoods and Smart Growth are strongly aligned and the principles of Smart Growth should apply to both greenfield and urban in-fill sites.</p> <p>Therefore, in line with the common theme of simplifying the planning system, it would seem logical for an elevated Neighbourhood Design Policy to have common Smart Growth principles and objectives for urban development in both greenfield and in-fill areas located outside activity centres and designated precincts.</p>
Planning is easier to understand and navigate		
Elevate status of local planning strategies to ensure all local governments have a clear development vision for their communities.	Conditional Support	<p>The Association supports in principle the idea of elevating the status of Local Planning Strategies to give certainty to development outcomes for local communities. There is growing community angst concerning the form and scale of development occurring within both existing communities and growth areas. While Local Governments are committed to delivering the state planning framework and dwelling targets through their local planning frameworks, the connection between these targets and how they will be met through local planning strategies has weakened in recent years by what at times appears to be arbitrary increases in density required by the WAPC prior to advertising. This growing disconnect has partially fuelled community concern towards development.</p> <p>Clearer guidance will be required in the Local Planning Manual to clarify what is required to be included within a Local Planning Strategy. The existing requirements within the manual are extensive and arguably onerous for many Local Governments. The manual should also be amended to support a stronger connection to the Strategic Community Plan and more appropriate scalability of the content for smaller and low growth local governments.</p>

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT



Potential reform	Level of support	Comment
		The Association has made additional recommendations regarding Local Planning Strategies in Part 4 of this Submission. Comments in this part should be read in conjunction with those in Part 4.
Introduce a new simplified and efficient system for review of State planning policies, including new Regulations.	Supported	<p>The <i>Planning and Development Act 2005</i> outlines the process for creating and reviewing SPPs. The Act currently does not distinguish between a new SPP and an amendment to an existing SPP. Thus, any change to an SPP requires full compliance with the requirements of the Act.</p> <p>Establishing a process through Regulations that allows for a contemporary approach to SPP review is supported. WALGA supports the retention of the current wording of Cl. 28(1) of the Act, which mandates consultation with impacted Local Governments and/or WALGA during the preparations of a SPP, with detail on how this should occur being placed in Regulation.</p> <p>WALGA recommends consideration of a 'minor' amendment pathway for SPPs as this will reduce regulatory burden and ensure that low-impact changes to SPPs can occur outside formal review periods, or where complimentary changes are required in response to other new or amended SPPs.</p> <p>At the time of writing, several SPPs are outdated and require review to align with State Planning Strategy and contemporary urban planning principles. The older policies have reduced effectiveness as their age calls into question the level of due regard that decision makers should give them.</p> <p>Consideration should also be given to setting end dates to SPPs and standard policy review periods. This approach has been systematically implemented for other statutory and policy tools within the planning framework. Such a mechanism would ensure that SPPs remain contemporary and relevant and are able to be afforded the appropriate level of regard in decision making.</p>
Launch online planning portal to track applications and facilitate improved community engagement.	Conditional support	<p>WALGA is unable to provide its full support of this recommendation until further information is provided, including:</p> <ul style="list-style-type: none"> • Clarification on what types of applications will be tracked by the portal i.e. will it only be used for applications lodged with the State or by all decision makers, including Local Governments? • Clarification that Local Governments will be involved in the design of the portal, to ensure its usability for local practitioners, decision makers and residents.

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT



Potential reform	Level of support	Comment
		<ul style="list-style-type: none"> Clarification that the State will be responsible for the portal's construction and maintenance costs i.e. that this responsibility will not fall to Local Governments. <p>Many Local Governments have implemented application tracking software that incorporates community consultation and transparency features. These systems are generally integrated into the information technology suites used by Local Governments. It is important that any portal developed by the state does not make these systems redundant and that any State tool developed offers the same level of functionality as currently provided by Local Government.</p>
Further improve consistency of consultation on development applications	Conditional support	<p>Phase 1 of Planning Reform was partially tasked with creating greater consistency in community consultation on local development matters. The Association has supported these reforms through Local Government Stakeholder Reference Groups that informed the Phase 1 Reforms.</p> <p>Phase 1 Reforms implemented:</p> <ul style="list-style-type: none"> New consultation requirements for non-complex and complex DAs, including the requirement to advertise complex applications for 28 days, have a sign on-site and to provide written notification to owners and occupiers within a minimum 200m radius of the development, and Mandating online publication of applications and associated documents. <p>The Association has been working with Local Governments to improve community consultation practices since 2015 and has prepared an <i>Advertising of Planning Proposals Model Local Planning Policy</i> and a <i>Guide to Community Engagement on Planning Matters</i>. These documents have been used extensively by Local Governments in the development of their community consultation Local Planning Policies. The Association is not opposed to greater consistency in consultation practices for development applications, however such work should be informed by Local Government practitioners through a Local Government Stakeholder Reference Group to inform the nature and extent of any proposed reform in this regard.</p>
Introduce new requirements for plain English, one-page community focused summaries of proposed local and regional planning scheme amendments.	Conditional support	<p>Local governments currently provide sufficient information within advertised Scheme amendments as part of their consultation process and during the scheme amendment initiation process. As a result, the production of one-page community focused summaries may be a duplication of process and therefore, represents an additional administrative burden to local governments in the case of local Scheme amendments.</p> <p>Where a Scheme Amendment is lodged by an applicant there may be value in the inclusion of a one-page summary as a requirement of lodgement. Where an amendment may lead to a change in built form, a graphical representation of this change should be included.</p>

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT



Potential reform	Level of support	Comment
Clarify use and function of local planning policies and identify an appropriate lifespan for their operation.	Neutral	<p>Clause 3 of Schedule 2 of the Planning and Development (Local Planning Schemes) Regulations 2015 is clear on the ability for Local Governments to prepare a Local Planning Policy (LPP) and states that - <i>"[a] local government may prepare a local planning policy in respect of any matter related to the planning and development of the Scheme area."</i></p> <p>While this regulation permits LPPs to be established over a broad range of matters, the wording of cl. 3(2) and cl. 3(3) of the deemed provisions clarify this further. Clause 3(3) states that an LPP can address a strategic or operational matter but must be based on sound town planning principles. Further, cl. 3(2) states that an LPP may be applied to either one or more classes of matters and can be applied to a part or the entirety of a Scheme area.</p> <p>The Association contends that the use of LPPs is clearly outlined in the Regulations, and that the discretion of local governments to determine if a local planning policy is warranted to address a specific local planning matter should be retained.</p> <p>There is however a need to better clarify the purpose of an LPP within the planning decision making, as this is not currently clearly defined. The State Administrative Tribunal has provided some guidance on this matter, stating that an LPP <i>"as a matter of '[g]ood public administration', is for the decision-maker to formulate, adopt and publish planning principles that find expression in a planning policy in order to guide the decision-maker's exercise of discretion in planning assessment decision making."</i>¹</p> <p>The Association supports the formation of a Local Government Stakeholder Reference Group to guide further consideration of the function of LPPs within the planning framework.</p> <p>The Association is not opposed to the principle of applying clearly defined lifespans for LPPs. Notwithstanding, it must be noted that Local Governments already undertake regular reviews of their local planning frameworks. As a principle, where a Local Government undertakes a public review of a LPP any timespan set through the Regulations should reset.</p> <p>Further, the application of lifespans to LPPs should take into consideration the pace of change for different communities across Western Australia. That is, it would not be appropriate for a rural Local Government with slow (or no) population growth and limited development activity to be held to the same review schedule as a growth metropolitan Local government with a dynamic population and local planning framework.</p> <p><small>1 Clive Elliott Jennings & Co Pty Ltd v Western Australian Planning Commission (2002) 122 LGERA 433 [24]</small></p>

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT



Potential reform	Level of support	Comment
Develop standard manner and form for local planning policies to ensure consistency across all local governments.	Conditional support	<p>In 2019 WALGA produced the <i>Model Local Planning Policy – Guideline</i> in collaboration with eight Local Governments. This guideline was produced in response to variations in the content and style of LPPs across Local Governments and the perception that this negatively affected legibility of the planning system. The purpose of the Guide is to:</p> <ul style="list-style-type: none"> • Assist in improving consistency in the way that LPPs are worded, structured and applied across Local Government jurisdictions, • Provide guidance on the preparation and writing of LPPs, • Provide guidance on the way that LPPs could be ordered and numbered, • Provide guidance on how LPPs could be structured, and • Provide a template LPP <p>The continued use of LPPs, and the ability of Local Governments to set their own local planning frameworks, is vital in ensuring that communities have faith in the planning system’s capacity to provide appropriate contextual responses as Western Australia continues to grow. Standardisation of the content and planning controls within LPPs is not supported by WALGA, and given this situation, is not the purpose of WALGA’s guideline. However, WALGA acknowledges that there is scope to improve both the consistency and legibility of LPPs while retaining appropriate local content and planning controls.</p> <p>The <i>Model Local Planning Policy – Guideline</i> may provide a sound basis for the development of a manner and form for LPPs, and such development should occur alongside Local Government practitioners through a Local Government Stakeholder Reference Group.</p>
Finalise new Planning Engagement Toolkit	Conditional support	<p>WALGA has previously provided a submission to DPLH regarding The Planning Engagement Toolkit. WALGA broadly supports the intention of the Toolkit.</p> <p>WALGA support for this initiative should be read in conjunction with the specific comments made in its submission on the Toolkit.</p>
Develop clear and consistent guidance for structure plans, planning schemes and scheme amendments	Further Information required	<p>Further information is required to allow WALGA to make detailed comment on this proposed reform.</p> <p>WALGA has in the past supported a comprehensive update to the Local Planning Manual. The clear and concise guidance outlined in this proposal should be included in any update to the Manual, following consultation with the Local Government sector.</p>

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT



Potential reform	Level of support	Comment
Planning systems are consistent and efficient		
Scope and implement a new, streamlined pre-lodgement model for development applications, and progressively implement a similar model for other planning processes.	Conditional support	<p>WALGA's understanding of this recommendation is that a formalised process for pre-lodgement advice will be incorporated into the LPS Regulations; and that Local Government will be able to charge a commensurate fee for this service.</p> <p>Based on this understanding, WALGA conditionally supports this recommendation and the proposal is generally welcomed by Local Governments. This support is reflective of the fact that for many Local Governments this is a process that already occurs before an application is lodged. However, pre-lodgement advice is not currently a matter that Local Governments can charge a fee for service, therefore, this portion of the recommendation is welcomed.</p> <p>Any system of pre-lodgement advice must be fit for purpose and designed to work for all Local Governments, including those that have small planning teams or no planning staff (where a consultant may assist in planning matters).</p> <p>The Association recommends that consideration be given to Local Government capacity when considering the wording of any proposed regulation, particularly as to whether this is a 'mandatory' requirement or one in which a request from an applicant for pre-lodgement advice 'cannot be refused' by the Local Government.</p>
Review land use classifications across local planning schemes.		
<ul style="list-style-type: none"> Rationalising the number of land use classifications. 	Not supported	Rationalising land use classifications is not considered appropriate, as land use classifications provide certainty on the type of use and permissibility in differing zones. Reducing the number of land use classifications will result in more applications for 'uses not listed', which adds complexity to planning frameworks and is not a desirable outcome. Considering how fundamental a driver land-use classifications are to the Western Australian decision-making framework any review must look beyond just rationalising the current list. The Local Government sector would be the key stakeholder in any review of land-use classifications. Any review of land-use classification should ensure that contemporary land-uses are considered for inclusion.
<ul style="list-style-type: none"> Establishing a more consistent approach to permissible uses. 	Conditional support	A Local Government reference group should be established to investigate the potential to standardise land use permissibility in activity centres.

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT



Potential reform	Level of support	Comment
<ul style="list-style-type: none"> Developing a suite of consistent car parking requirements. 	Conditional support	<p>WALGA, in collaboration with state agencies and Local Governments, has prepared a comprehensive Car Parking Guideline to improve consistency in car parking provision and management and encourage the uptake of progressive car parking policies.</p> <p>WALGA supports the establishment of a Local Government reference group to work with state agencies to (1) identify a common set of standard minimum parking requirements that simplify application processes for decision-makers and proponents and (2) identify provisions that allow Local Governments to adopt and apply progressive and alternative approaches to parking provision and management that are evidence-based, enable development and support vibrant, walkable, mixed-use centres.</p> <p>These alternative approaches might include: grouping and rationalising minimum parking requirements, setting requirements based on local demand and supply, removing minimum parking requirements, and introducing parking maximums. WALGA also supports expanding this scope to include end of trip facilities and bike parking.</p>
Working with the local government sector, define timeframes and establish consistent approaches for crossovers (connecting driveway to street).	Conditional support	<p>The establishment of state-wide standards for crossovers is generally supported. WALGA has produced the <i>Guidelines for Residential Vehicle Crossovers</i>, which provides a consistent framework to assist understanding of the requirements of local governments. It is however considered outside the scope of 'planning reform' to establish and impose requirements relating to timeframes and procedural approaches as the management of crossovers is through other Acts of Parliament.</p> <p>WALGA is currently part of a Crossover Working Group convened by the Minister for Housing and Local Government to investigate opportunities for greater consistency and enhanced efficiency with regard to crossovers.</p>
Investigate a central referral process across State Government agencies to improve consistency in consideration of related development matters such as heritage, environment and traffic.	Supported	<p>Delays in development assessment due to late or absent referral responses continue to be a source of frustration for the Local Government sector, evidenced by surveys undertaken by WALGA. The Local Government sector generally shoulders the blame for these kinds of delays, when a significant amount of time is attributable to waiting for a referral agency to respond.</p> <p>Referral processes currently in use in other States should be investigated as part of this suggested reform. For example, timeframes and expectations of referral agencies are embedded within the Queensland planning system and fees payable to referral agencies directly in South Australia help to resource agencies to manage and process referrals. Such measures would greatly improve processes and consistency of referrals in Western Australia.</p>

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT



Potential reform	Level of support	Comment
		<p>A centralised referral system should also be accessible to applicants so that they can see the dates that a request was lodged and the time that it has taken to receive a response from the agency.</p> <p>It is recommended that any central system:</p> <ul style="list-style-type: none"> • be fully funded by the State Government, • be subject to extensive trials before being widely implemented, • be designed and tested by both state referral agencies and Local Government prior to such trials.
Reduce red tape in assessment and decision-making for region schemes, structure plans and amendments.	Supported	<p>There is wide scope to reduce the regulatory burden associated with decision making for region schemes and structure plans, and amendments to both.</p> <p>Region Schemes</p> <p>While a minor and major amendment pathway exists for region scheme amendments, in practice both processes are lengthy and involve the same steps. All amendments require referral to the Environmental Protection Authority (EPA) to decide whether environmental assessment is needed, public advertising and presentation to the Minister. The Association supports the establishment of a 'true' minor amendment pathway for region schemes.</p> <p>WALGA, in its submission on proposed changes to the <i>Environmental Protection Act 1986</i>, proposed that 'minor' amendments to a region scheme that do not materially impact the environment should not require referral to the EPA. This matter is outlined in greater detail in Part 4 of this submission.</p> <p>Structure Plans</p> <p>The implementation of the Local Planning Scheme Regulations in 2015 created additional regulatory burden for applicants lodging structure plans. Previously, structure plans that did not facilitate subdivision, as well as minor amendments to existing structure plans, could both be handled solely by the Local Government. In the case of minor amendments these could often be determined under delegation by officers.</p> <p>The approval of minor amendments to Structure Plans should be re-delegated to Local Government. This will result in reduced decision timeframes and allow DPLH to focus on larger, more complex structure plans and matters of strategic importance. Secondly, structure plans that do not facilitate subdivision should also be delegated to Local Government.</p>

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT



Potential reform	Level of support	Comment
		WALGA has also made several additional recommendations regarding MRS decision making in part 4 of this submission.
Review advertising timeframes for schemes and local planning strategies.	Support	WALGA supports a review of the advertising timeframes for both schemes and local planning strategies. This work should be informed by Local Government practitioners through a Local Government Stakeholder Reference Group.
Continue collaboration with local government and key stakeholders to identify data and collection method for mandatory reporting of planning activity.	Conditional support	WALGA has been collecting planning and building performance data for the past 4 years through its Performance Monitoring Project. It is WALGA's preference that this data be collected by DPLH through a central database. Data collection/mandatory reporting of planning activity should be applied to all decision makers, not only local government. WALGA has been participating in the Data Collection Stakeholder Reference Group as part of Phase 1 of Planning Reform and will continue to positively contribute to this work.
Development assessment panels (DAP)		
Further reduce the number of panels to three (3).	Conditional support	In principle, the further reduction in the number of panels from five to three is supported, to the extent that this reduces the administrative burden on local governments and enhances consistency of decision making. The reduction in the number of panels will likely see the need for more Local Governments and members of the community to travel greater distances to access a JDAP meeting. The State Government should ensure that the DAP secretariat is adequately resourced to support DAP meetings and provide online access to the community so that distance does not become a barrier to participation. It is important that this reduced number of panels operates in tandem with the following reform to appoint permanent panel members, in order to ensure, as much as possible, that decision-makers possess both expert knowledge and awareness of unique contexts across the state.
Appoint permanent panel members.	Conditional support	WALGA supports the permanent appointment of panel members where this results in consistent decision-making, reduces the potential for conflicts of interest and ensures sound knowledge of DAP processes and procedures. Transparency in the recruitment process for appointment to the panel and independence of panel members from interference from the DPLH and Government is critical to enhancing public understanding and trust of DAP decision-making. Permanent panel members should be restricted from undertaking other paid work in the planning and development industry, or other industries deemed to create a real or perceived conflict to improve transparency and reduce negative community perceptions related to conflicted or biased processes.

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT



Potential reform	Level of support	Comment
Create new Special Matters DAP to deal with development proposals of State significance.	Not supported	<p>The creation of a distinct Special Matters DAP is considered unnecessary, given there are already multiple avenues for determination on the basis of zoning and monetary value of applications. With the above proposed reduction in the number of panels, and appointment of permanent panel members, the need for an additional Special Matters DAP is unclear.</p> <p>Creation of a Special Matters DAP has the potential to further erode public trust in the DAP system as decision-making is further removed from its local context.</p> <p>Rather than the creation of an additional Special Matters DAP, WALGA has formed a position on a number of further reforms required to the current DAP system. These are outlined in detail below in Section 4 of this submission.</p>
Improve public access to clear explanatory materials and greater transparency of DAP decisions.	Supported	<p>WALGA is wholly supportive of greater transparency around DAP processes and decisions, as community distrust of DAP decision-making is a key area of concern for many local governments. As outlined above, transparency should as much as possible extend to the process of appointment and ongoing training of permanent panel members.</p> <p>Other measures such as livestreamed/recorded DAP meetings which give the public better understanding of decision-making processes are also encouraged.</p>
Western Australian Planning Commission (WAPC)		
Consider WAPC composition to reframe it as a more flexible and independent board.	Comment	This reform is noted. WALGA does not support any reduction in the current level of Local Government representation on the WAPC or its committees.
Clarify WAPC functions and powers of the WAPC to ensure focus remains on strategic planning, oversight of the planning system and policy framework, and it will also inform emerging trends and challenges.	Comment	This reform is noted. WALGA has provided a range of recommendations within this submission that seeks to remove minor statutory functions from the WAPC and delegate them to Local Government. The delegation of additional responsibilities from the WAPC will support it in having more of a strategic focus.



4.0 Further recommendations for modernisation of the planning system

Additional recommendations and suggestions to modernise the planning system are detailed below. WALGA has focused heavily on proposals that will improve the effectiveness of the planning system for the benefit of the community, streamline the planning system, reduce unnecessary regulatory burden on decision makers and help achieve strategic planning objectives outlined in various State agency documents such as state planning policies.

These initiatives are provided without prejudice and will require further consultation with the Local Government sector during development and prior to implementation.

4.1 Addressing Tree Loss on Private Land

What is the reform?

The 2017 report *Where should all the trees go?* showed an overall decline in established vegetation across Perth and Peel between 2009 and 2016 and that 85 per cent of Perth's canopy loss is occurring on private land. In Western Australia the removal of a tree on private land is not generally controlled through the planning system. While some mechanisms do exist to protect *significant* urban trees, such as significant tree registers and tree preservation orders, these apply to only a subset of canopy trees on private land and as a result have been unable to reduce the trend of declining urban canopy cover on private land.

The loss of mature trees in urban areas, combined with the impacts of climate change, is contributing to creating hotter cities, suburbs and regional centres. As well as lessening the impact of the urban heat island effect and increasing resilience to a changing climate, improving tree canopy cover increases neighbourhood liveability and amenity, improves air quality, assists to conserve biodiversity and contributes positively to psychological and emotional wellbeing.

The recent changes to the state planning framework to preserve existing trees and include additional trees in new developments will assist in this regard. Likewise, Local Governments are taking action to reduce tree loss on private land and implementing extensive tree planting programs on street verges, parks and other public areas. However, while these initiatives may slow the rate of urban canopy loss, they will not be sufficient to reverse the current trend.

The recently released draft *State Infrastructure Strategy: Foundations for a Stronger Tomorrow* outlines the importance of trees in urban settings and identifies the current planning framework as being deficient in reversing current trends and development patterns. The draft Strategy identifies a State-led approach as necessary to ensure more strategic and equitable outcomes. Recommendation 25 (d) of the draft Strategy states that there is a need to: *Develop an overarching urban forest strategy for the Perth and Peel regions. This should include: further reviewing existing planning policy settings with regards to the treatment of trees in new greenfield and infill developments.*

WALGA and the 26 Local Governments that make up the Urban Forest Working Group are currently working to identify new ways to protect urban trees on private land outside the development assessment process. For these initiatives to be successful, support will be required from the State Government.

Thus, a collaboration between the WAPC and Local Government sector is proposed to develop a consistent and effective mechanism within the planning system to protect mature urban trees on private land.

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT**What outcomes is the reform likely to achieve?**

This reform will assist in developing a preferred and consistent model for the protection of urban trees across the State's urban landscapes that has both the support of the State and Local Government.

The development of a preferred model will assist Local Governments in working with the community to reduce urban canopy loss on private land. This will in turn help reduce the impact of climate change and the urban heat island effect on communities, increase suburban amenity and liveability and assist in the preservation of Western Australia's unique biodiversity.

The establishment of an agreed mechanisms to address tree loss is an opportunity to improve consistency in the way in which the urban canopy is protected, across jurisdictions, improving legibility of the planning system for decision makers and proponents.

What are the ramifications if the reform is not introduced?

Without an effective model for protecting trees on private land, the current trend in decline of tree canopy will continue. Evidence shows that extensive public planting undertaken by Local Government cannot replace the loss occurring on private land. While the new initiatives through DesignWA go some way to changing the consideration of trees during the development process, trees will remain at risk from removal prior to a DA or subdivision application being lodged or when no DA is required, without changes to the current system.

Should no agreed approach be developed Local Governments will continue to trial and test their own approaches to achieve local objectives, potentially creating confusion for decision makers and proponents who have responsibilities and interests across jurisdictions.

The ongoing loss of our urban forest will lead to our communities being less resilient to climate change, more vulnerable to urban heat, and further diminish the character of our suburbs.

4.2 Advancing Net Zero Carbon Buildings**What is the reform?**

In Western Australia, the construction and operation of buildings produces about 25 per cent of the State's carbon emissions. To achieve the objectives of the Western Australian Climate Policy and State net zero emissions target, and avoid catastrophic global warming, emissions from the construction and operation of buildings will need to be significantly reduced.

There are many ways to improve the energy efficiency of buildings, reduce emissions and provide operating cost savings to occupants; however, a range of challenges often prevent these outcomes from occurring, such as up-front construction and renovation costs, the availability of energy efficiency information on individual properties at point of sale or lease, and inadequate planning and building provisions.

This reform would in the first instance establish a key stakeholder reference group, including industry and decision makers, to identify measures to overcome these challenges and help the State achieve a net zero carbon building stock by 2050.¹

¹ Measures may include extending the State's carbon emissions targets for social housing under the housing stimulus package to all new buildings. See [Western Australian Climate Policy](#) (Department of Water and Environmental Regulation 2020, p.36).

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT**What outcomes is the reform likely to achieve?**

This reform will stimulate economic activity and job creation in the construction, manufacturing and transport industries by identifying and implementing reforms that encourage the uptake of energy efficiency measures in new builds, refurbishments and renovations. This reform will take pressure off the public energy network and make a substantial contribution to reducing the State's greenhouse gas emissions and achieving its net zero emissions target. The reform will align Western Australia with action being taken in other states.²

What are the ramifications if the reform is not introduced?

Jobs in the State's construction industry have grown rapidly over the past twelve months due to State and Commonwealth home builder grant programs. As these programs come to end and the construction industry inevitably slows, workers in the sector will seek employment. There is a significant risk of job growth stagnation and economic slowdown in the absence of measures that keep this workforce employed.

Further, buildings constructed today will be standing in 2050 and beyond. As the State's climate continues to warm, the cost of maintaining the habitability of these buildings through growing operating costs and refurbishment will continue to increase. Additionally, achieving the State's net zero emissions targets will become increasingly difficult as the number of energy inefficient buildings grows.

4.3 Supporting Local Governments who implement CHRMAPs**What is the reform?**

State Planning Policy 2.6: Coastal Planning Policy, requires Local Governments to prepare Coastal Hazard Risk Management and Adaptation Plans (CHMRAPs) to prepare their communities for the effects of rising sea levels and increasing storm intensities resulting from climate change.

Implementing CHRMAPs requires Local Governments to make decisions which may affect property values or are perceived by the community to affect property values. These decisions include establishing special control areas in local planning schemes to oversee development in coastal hazard areas, applying conditions of development approval that require the removal of buildings as sea levels increase and shorelines change, and applying notifications on property titles that notify current and future property owners that land is located in a coastal hazard area.

In NSW, Local Government Councils are afforded protection from litigation when acting in good faith, which would include applying the planning instruments mentioned above. In Western Australia, Local Government staff are afforded protection from such claims through the Local Government Act and Civil Liability Act; however, Local Government Councils are not afforded such protections.

Changes to the Local Government Act would support Local Governments who are required to implement CHRMAPs in accordance with State Planning Policy 2.6.

What outcomes is the reform likely to achieve?

This reform will encourage Local Government Councils to adopt and apply planning instruments to implement local CHRMAPs given they will have confidence that actions carried out in good faith will not be the subject of litigious and vexatious claims by private property owners. The implementation

² For example, see Victoria's [environmentally sustainable development of buildings and subdivisions initiative](#).

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT

of local CHRMAPs is imperative if Western Australia's coastal communities are to effectively adapt to the impending and substantive challenges associated with increasing sea levels and storm intensities.

What are the ramifications if the reform is not introduced?

Local Governments who make decisions may be subjected to litigation from property owners who, rightly or wrongly, claim that property values have been affected by Council decisions. In turn, Local Governments may avoid making difficult decisions due to the potential for expensive, litigious action, compromising the capacity of Local Governments to adapt to coastal erosion and inundation.

4.4 Preserving Public Beaches and Foreshores**What is the reform?**

The *WA Coastal Zone Strategy (2017)* and *State Planning Policy 2.6: State Coastal Planning Policy (2013)* include clear objectives to preserve Western Australia's beaches and foreshores for public use. However, unlike in other States, permanently inundated land in Western Australia is likely to remain in private ownership due to a quirk in the Land Administration Act.

This issue means that as sea levels rise and coastal and estuarine shorelines move inland and across private property boundaries, more and more of Western Australia's public beaches will become private property.

The definition of Crown Lands in the Land Administration Act should be reviewed and amended so as not to interfere with the common law doctrine of accretion and erosion, which is not interfered with by legislation in any other states, meaning that the Courts can apply the common law doctrine.

A time limited and targeted State Government funding program should be established to accompany this legislative change that offers relief to private property owners who may be affected in the short term.

What outcomes is the reform likely to achieve?

This reform allows coastal managers and planning authorities to preserve public beach access in line with objectives outlined in *State Planning Policy 2.6: State Coastal Planning Policy* and the *WA Coastal Zone Strategy*, particularly those who may not have revenue streams to construct and maintain engineering structures or purchase private property.

What are the ramifications if the reform is not introduced?

In order to prevent beaches from becoming private property as sea levels rise, coastal managers would need to either (1) stabilise shorelines through expensive coastal engineering structures and measures such as seawalls, rock groynes and sand nourishment programs; or (2) purchase private property to expand foreshore reserves. Most Local Governments do not have the resources to adopt these approaches and therefore, conflicts over public beach access and private property rights will become a major issue in Western Australia as sea levels continue to rise for the next several centuries.



4.5 Responsive Planning Systems to Coastal and Climactic Science Change

What is the reform?

To ensure that coastal hazard areas can continue to be used for development and housing, planning authorities need to be able to assess new development and apply flexible conditions of development approval that allow the continued use of private and public land until hazards materialise.

The main planning instrument for ensuring oversight of new development in coastal hazard areas is a special control area, introduced through an amendment to a local planning scheme. Special control areas can be delineated by coastal hazard maps.

Coastal and climatic science is rapidly advancing and changing, meaning that coastal hazard maps can quickly become outdated, which means that special control areas may also quickly become outdated.

This reform would establish a reference group to identify mechanisms that allow planning authorities to quickly adapt planning instruments to respond to changes in coastal and climatic science without having to process costly and lengthy planning scheme amendments.

What outcomes is the reform likely to achieve?

This reform allows planning authorities to ensure that development assessment processes can quickly respond to changes in coastal and climatic science, such as new studies about a local beach or large studies like sea level rise projections by CSIRO and the Intergovernmental Panel on Climate Change (IPCC).

What are the ramifications if the reform is not introduced?

61 Local Governments across Western Australia have coastal and/or estuarine land. Many of these Local Governments, who have developed and developable land in coastal hazard areas, would need to introduce special control areas into their local planning schemes to ensure the safe and appropriate development of these areas into the future as sea levels rise.

Within the present framework, making changes to these special control areas, as new information, studies and science become available, will require the processing of expensive, lengthy and cumbersome scheme amendments, absorbing substantial resources that could be focused on more pressing needs.

4.6 Waive the requirement for small local governments to prepare local planning strategies in particular circumstances

What is the reform?

Introduce an additional sub-regulation to Part 3, Regulation 11 of the *Planning and Development (LPS) Regulations 2015* to provide the Minister for Planning with power, on the request of a Local Government, to waive the requirement to prepare a Local Planning Strategy.

What outcomes is the reform likely to achieve?

This proposal aims to remove additional regulatory burden associated with preparing a Local Planning Strategy for smaller and low growth Local Governments.

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT



Such Local Governments are currently required to prepare a Strategic Community Plan (SCP) as part of their Integrated Reporting Framework. The SCP outlines community long term (10+ years) vision, values, aspirations and priorities, with reference to other local government plans, information and resourcing capabilities. A full review is required every four years with a desktop review every two years.

The preparation of a Local Planning Strategy for communities not experiencing development and growth pressures is unnecessary and largely replicates the work undertaken to prepare a CSP.

What are the ramifications if the reform is not introduced?

The costs and resources required to prepare and review a Local Planning Strategy will continue to act as a significant barrier to the preparation and review of these documents for smaller Local Governments and consequently, these Local Governments may delay updating and refreshing their Local Planning Schemes. This proposal would also free up resources for the WAPC and DPLH to focus on other important priorities.

This proposal could see the SCPs incorporate matters deemed necessary to inform a new Local Planning Scheme. On the finalisation of a new SCP the previous Local Planning Strategy would be rescinded and the SCP, or parts of the SCP would take its place.

This proposal would not only free up resources for Local Government but also for the DPLH / WAPC as well, to focus resources on more important priorities.

4.7 Streamline subdivision by delegating small subdivision applications

What is the reform?

Subdivision applications for freehold and survey strata lots of no more than five lots should be delegated to Local Government, consistent with built strata subdivisions. Subdivision clearances for these applications should also be processed by Local Government.

The WAPC currently utilises Model Subdivision Conditions for almost all subdivision applications, this would continue under the proposed reform. Most conditions placed on subdivisions are recommended by the Local Government and many of these are cleared by the Local Government. Local Governments would be required to use model conditions as part of any delegation.

What outcomes is the reform likely to achieve?

This reform will, for the first time since the establishment of the *Town Planning and Development Act 1928*, provide subdivision assessment and decision responsibilities to Local Government, in certain circumstances.

This reform will see small subdivision applications lodged with a Local Government instead of the WAPC, and the assessment of the proposals and referral of the application to State agencies also undertaken by the Local Government. Delegating small subdivision applications to Local Government would likely reduce assessment timeframes, creating a faster pathway for proponents while supporting the State's infill targets.

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT

**What are the ramifications if the reform is not introduced?**

By not supporting this reform the WAPC and DPLH would continue focus on assessing and determining minor applications that generally do not have state significance instead of key strategic issues facing the State and major complex proposals.

4.8 MRS Matters Requiring WAPC Approval Submitted Directly to WAPC**What is the reform?**

Remove d. 29(1) of the MRS, which requires Local Governments to receive certain applications for approval and forward them to the WAPC for a decision. Any application meeting the criteria of this clause, i.e. on reserve land or subject to a notice under Clause 32, should be submitted directly to the WAPC as the determining body instead of being lodged with the relevant Local Government.

What outcomes is the reform likely to achieve?

Any application meeting the criteria of this clause (i.e. on reserve land or subject to a notice under Clause 32) should be submitted directly to the WAPC as the determining body instead of being lodged with the relevant Local Government. This reform will improve legibility of the planning system and avoid confusion for applicants, further to this it will reduce regulatory burden from Local Government.

What are the ramifications if the reform is not introduced?

The need for Local Governments to refer these applications to the WAPC within 7 days for determination will continue the current confusion and unnecessary delays in processing the application currently being experienced by proponents.

4.9 Powers of Local Governments and Referral Agencies**What is the reform?**

Provision 4(b) of the instrument of delegation within the Planning and Development Act 2005 should be amended to enable Local Governments to determine applications proposed on zoned land where the recommendation by a public authority specified in the delegation notice is not acceptable to the Local Government. The current delegation requires Local Government to forward such applications to the WAPC for a decision.

What outcomes is the reform likely to achieve?

Currently, where the state agency referral advice is not acceptable, the Local Government is required to refer the application and advice to the WAPC, creating confusion for applicants and unnecessary delays in processing the application. This reform would reduce unnecessary red tape from the planning system and create greater certainty for applicants.

What are the ramifications if the reform is not introduced?

In many instances, advice received from agencies is either vague or general in nature, does not provide a recommendation in support of or against a proposal, or poses an objection to the proposal that is not founded on planning grounds.

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT



Public authorities should be acting as an advice agency within the decision-making process and should not have authority to circumvent the decision-making process by providing referral comments. This reform would reduce unnecessary red tape from the planning system, clearly outline what the role of referral agencies is in the planning system and create greater certainty for applicants.

4.10 Preserving public open space in infill areas

What is the reform?

Section 153 (3) of the Planning and Development Act 2005 should be removed or amended to enable the WAPC to impose a requirement for public open space (or cash-in-lieu) on subdivisions creating fewer than three lots.

The SAT has considered POS requirements extensively (see *Bestry v WAPC*, *Bileck v WAPC*, *Claddah Holdings Pty Ltd v City of Gosnells*, *Tierney v WAPC* and *CNES Property Pty Ltd v City of Gosnells*) with the following findings:

- POS can be imposed where there is a demonstrated need;
- Need or nexus is not limited to walkable catchments, but is to have regard for the strategic planning for POS outside of these catchments;
- POS can be imposed on built strata-title subdivisions; and
- POS conditions can be validly imposed on both strata title and freehold subdivisions.

It has therefore been demonstrated on numerous occasions that the provision of POS conditions is valid, particularly where infill development is occurring and in established urban areas where POS has already been provided as part of the original subdivision/development of the area.

What outcomes is the reform likely to achieve?

This reform will allow Public Open Space (POS) contributions to be more closely linked to need and demand in areas experiencing change. POS conditions are being imposed for infill and strata title subdivisions within existing urban areas, where POS is already established as a result of earlier planning.

What are the ramifications if the reform is not introduced?

Smaller scale developments in in-fill areas will continue to be approved without a contribution towards upgrading or improving local POS. As areas continue to be built out additional demand will be placed on existing POS due to increased population density associated with infill. Under the current regime the cost burden of upgrading existing POS (or providing additional POS) would fall to Local Governments, rather than the developments that create, at least in part, the need for upgraded/additional facilities.

4.11 Streamline the Local Planning Scheme Amendment Process

What is the reform?

This reform has two parts:

- a) Remove the requirement to refer any 'basic' local planning scheme amendment to the Environmental Protection Authority (EPA).

Basic scheme amendments are largely administrative in nature. For instance, by definition of the P&D Act, a scheme amendment that is inconsistent a local planning scheme, planning strategy or state

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT

planning policy cannot be categorised as a basic amendment. Consequently, the likelihood of a basic amendment meeting the threshold of assessment under s. 48A(b) or being incapable of being made environmentally acceptable under s. 48A(c) the EP Act is extremely low and should not be required to be referred to the EPA.

This change requires modifications to the Planning and Development Act 2005 and possibly the Planning and Development (Local Planning Scheme) Regulations 2015 (LPS Regulations) but is not likely to require modifications to s. 48A of the Environmental Protection Act 1986.

- b) Consider the potential to remove or reduce the regulatory burden of referring 'standard' and 'complex' amendments where there is no likelihood, or low risk, that the amendment will materially impact the environment.

The P&D Act currently requires all planning schemes and amendments to planning schemes to be referred to the EPA for determination as to whether an environmental assessment is required under the EP Act. This requirement applies for both region and local planning schemes.

With the decision in 2015 to create a tiered system of local planning scheme amendments there is an opportunity to alter s. 81 of the P&D Act to remove or reduce the regulatory burden of formal referrals to the EPA on scheme amendments where the amendment is 'basic', or where the amendment is 'standard' or 'complex' and there is no likelihood that the amendment will materially impact the environment.

The meanings for both 'standard' and 'complex' amendments as provided for in r. 34 of the LPS Regulations include several descriptions that are either administrative in nature or relate to matters that would not likely involve the need to consider the environmental impact of the proposal. An example of this would be point (e) of the 'Complex' amendment definition. This requires all proposals for a development contribution scheme or an amendment to such a scheme to be considered as a 'complex' amendment. In this example the amendment could be as simple as amending a cost schedule or altering the administrative requirements in the cost schedule, both of which would pose no risk to the environment of the Scheme area or the wider environment.

WALGA does not support a blanket removal of the referral requirement under s. 81 of the P&D Act for 'standard' and 'complex' amendments. Instead, it is recommended that a streamlined 'referral' process for such proposals is adopted. Where a Local Government has determined to adopt or prepare an amendment, and that amendment is determined to be 'complex' or 'standard', it is proposed to allow the Local Government to make an initial assessment on whether a formal referral is required or not. On making such a decision the Local Government would then forward this to the EPA. The EPA would have a period of time (~14 days) to determine if this is the appropriate decision. Should the EPA determine that a formal referral is required then the Local Government would refer the amendment in line with the current requirements of s.48A of the EP Act and s. 81 of the P&D Act.

What outcomes is the reform likely to achieve?

Such changes would greatly reduce the regulatory burden of the EPA in reviewing and responding to the large number of scheme amendments processed each year that are unlikely to reach the threshold of requiring environmental assessment. The EPA's 2019/20 Annual report found that of the 156 determinations made by the EPA on the level of assessment required that 111 or 71 per cent were not assessed (with no advice) and 28 per cent were not assessed (with public advice). No amendments referred to the EPA in 2019/20 were assessed for environmental assessment under the EP Act or deemed incapable of being made environmentally acceptable.

This would also reduce timeframes for the processing of scheme amendments, particularly 'basic' amendments, for both Local Governments and the WAPC. WALGA's *2021 Performance Monitoring Report* found that 15 per cent of the time taken to process a local planning scheme amendment in 2019/20 can be attributed to referring an item to the EPA for advice and awaiting the response. This

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT

finding is consistent with those in the three previous iterations of WALGA's performance monitoring reports. By removing some referral requirements and reducing timeframes for others, a significant improvement in this important statutory process can be made, while still ensuring that those matters likely to have an impact on the environment are still adequately captured and considered for environmental assessment.

What are the ramifications if the reform is not introduced?

The continuation of current practice will see the forwarding of all region and local planning scheme amendments to the EPA to review if an environmental assessment is required. The need for the EPA to review all amendments places a significant resource requirement on the EPA and this in turn reduces that agency's ability to focus on matters of true environmental importance and strategic concerns. In many instances, such as the normalisation of structure plans, development has already occurred, making an environmental assessment redundant.

The time taken to forward referrals to the EPA and the time taken to receive the response accounts for over 10 per cent of the total time to determine a Local Planning Scheme Amendment. This is a considerable period for a process that, in many cases, does not provide an environmental or public amenity benefit.

4.12 Development Assessment Panel Reform**What is the reform?**

This reform includes two changes:

- Abolish the current 'mandatory' mechanism which requires a DAP to act as the decision maker where a proposal has a value of \$10 million or greater, and replace this with an 'opt in' mechanism for all proposals, and
- Raise the DAP threshold from the current \$2 million to \$5 million

These reforms are existing WALGA policy positions.

What outcomes is the reform likely to achieve?

The current system, in which proposals exceeding \$10 million in value or greater **must** be decided by DAPs, results in significant inefficiencies and is therefore contrary to the intent of planning reform. WALGA has undertaken extensive analysis of the operation of DAPs since their introduction in 2011. Inefficiency of DAP decision making was a key finding of WALGA's analysis, and the presentation of some of these findings below presents strong evidence for reconsideration of the current \$10 million mandatory threshold.

Since 2011 the average processing time for DAs, Form 2 applications and deferred DAs (DA Ds) have generally increased year on year. The average processing time for all forms of decisions by a DAP now stands at 145 days, double the average number of days in the first year. A breakdown of the main decision categories shows average processing time:

- for a DA in 2019-20 was 147 days, an increase of 37 per cent since the 2015-16 report,
- for a Form 2 in 2019-20 was 94 days, an increase of 51 per cent since the 2015-16 report, and
- to determine a DA (Deferred) in 2019/20 was 148 days, an increase of 19 per cent since the 2015-16 report.

Furthermore, in 2019-20 the proportion of DAs that exceeded 90 days to determine was 68 per cent, with 41 per cent taking more than 120 days. These timeframes far exceed the legislated timeframes for DA determination of 60 days (no advertising required) or 90 days (advertising required). Similar trends are observable in the data for both Form 2s and Deferred DAs. WALGA

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT

analysis indicates a rate of 72.9 per cent of DAP applications being determined within statutory timeframes for 2018/19.

Deferrals are not only taking longer to determine but there has been a significant increase in the likelihood of deferral, with currently around 12 per cent of decisions deferred. Perhaps of most concern is the rate at which DAPs will defer an application when an RAR has recommended an approval.

Rates of refusal by DAPs now sit between 11-13 per cent, down from the high of 19.5 per cent in 2015-16. These numbers stand in stark contrast to the rates that Local Governments approve DAs, with the Local Government Performance Monitoring Report finding that 98 per cent of all DAs assessed by Local Governments are approved. The above examples demonstrate that, in many instances, the DAP system can hardly be described as 'efficient' in comparison with Local Government decision making. With efficiency a key principle of this phase of planning reform, it appears well within the scope of reform to look into ways applicants can choose their own preferred approval pathway.

Removing the mandatory \$10 million threshold would allow applicants to choose whether they wanted to submit applications to a DAP or to a Local Government and hence 'opt out' of the DAP system. A WALGA survey of Local Governments in 2016 found that within the 'opt in' threshold of DAPs at that time, 75 per cent of applications were determined by Local Government and that those decisions on average were made more quickly than those made by a DAP.

A further proposed reform to the DAP system is to raise the entry threshold from \$2 million to \$3 million, reversing an earlier reform. The decision to reduce the entry threshold from \$3 million to \$2 million in 2015 has reduced the effectiveness of the DAP system to achieve its aims and objectives of focusing on assessing significant and more complex proposals. The percentage of lower value, smaller scale proposals has increased in 2015-16, 10% and 29 per cent of proposals fell within \$2-\$3million and <\$5 million value brackets respectively, however in 2019-20 this increased to 26 and 38 per cent respectively. Developments with a lower development value are unlikely to be strategic in nature, such as proposals for service stations and small-scale residential developments, and they are considerably more likely to be refused or deferred by a DAP.

Raising the application cost threshold would remove these low cost, typically simple applications, the vast majority of which could be determined under delegation by Local Government. Given that these are a larger proportion of resource intensive applications, being those that are either refused or deferred, this reform would help to deliver greater efficiency within the planning assessment process.

What are the ramifications if the reform is not introduced?

The DAP system will continue to be focused on low value non-strategic proposals that the community largely see as being matters of local significance. The community will continue to be concerned that issues of local amenity are ignored by DAPs and this will in turn politicise the planning system and reduce community trust in the State planning system and planning professionals.

Applicants will be afforded less choice in which decision maker they choose to advance their proposal and be forced to use the DAP system when a faster and more favourable decision may be possible through the Local Government.

4.13 Modernisation of the Metropolitan Region Scheme**What is the reform?**

Review and modernise the Metropolitan Region Scheme (MRS) text to bring it in line with that found in the Peel Region Scheme and Greater Bunbury Region Scheme.

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT



This proposal should be read in conjunction with the proposals 4.7, 4.8 and 4.8 of this submission that propose changes to the WAPC delegations and decision making.

What outcomes is the reform likely to achieve?

This reform will aid in streamlining the current planning framework within the metropolitan region and ensure that decision making, delegation of decision making and the tools within the MRS are contemporary. This reform will also create greater uniformity between the current three region schemes.

What are the ramifications if the reform is not introduced?

The MRS will continue to function, but the tools and contemporary processes available to other parts of the State will remain unavailable to the metropolitan region. This will reduce the effectiveness of the planning system and reduce the likelihood that the intent of the Government's planning reform agenda will be successful.

4.14 Local Government Fees and Charges Reform

What is the reform?

That the fees and charges associated with Local Government planning functions be set by Local Government.

Clause 47 and 48(5) of the Planning and Development Regulations 2009 set the maximum fees a Local Government can charge for specific planning services and an hour rate for Local Government staff, respectively. The rate is currently set by the State Government and is not determined by Local Government. The current rates have not been amended or reviewed since 2015, thus considerable revenue leakage occurs that is likely covered by rates revenue.

Over the same period planning fees associated with the planning functions of the WAPC have increased significantly. As an example, since 2015 DAP fees collected by DPLH have been increased by nearly 40 per cent, while Form 1A subdivision application fees have increased by 41% since 2016.

The current regime for setting fees and charges is inequitable to Local Government and requires reform.

What outcomes is the reform likely to achieve?

This reform will see planning fees become more reflective of the cost to the Local Government in providing the service. This reform will support the adequate resourcing of Local Government planning departments by reducing rates leakage and ensure that those benefiting from the service are the primary contributors not ratepayers.

This reform will remove the need for DPLH to undertake complex reviews of the costs associated with Local Government planning functions to determine an appropriate change in fees and charges.

What are the ramifications if the reform is not introduced?

Significant revenue leakage from Local Government planning functions will continue to occur and cross subsidisation by ratepayers. The inability to recover costs from user-pay activities will reduce the ability for Local Governments to adequately resource their planning departments and potentially increase timeframe for assessment and decision making.



5.0 Conclusion

WALGA appreciates the opportunity to comment on Phase 2 of the State Government's planning reform agenda. The opportunity to propose additional areas of planning reform is also welcomed, and in the preceding paragraphs a range of initiatives have been put forward that will improve the planning system and reduce regulatory burden on decision makers, while ensuring that local amenity and character are protected. WALGA looks forward to further collaboration with the State Government on planning reform.



6. MATTERS FOR NOTING / INFORMATION

6.1 Stop Puppy Farming Legislation (05-034-01-0001 FM)

By Felicity Morris, Governance Specialist

RECOMMENDATION

That the update on the Dog Amendment (Stop Puppy Farming) Bill 2021 be noted.

Executive Summary

- State Council adopted a detailed position in relation to the Stop Puppy Farming Initiative, and subsequently sought the withdrawal of the Dog Amendment (Stop Puppy Farming) Bill 2020 (the 2020 Bill).
- The Dog Amendment (Stop Puppy Farming) Bill 2021 (the 2021 Bill) was introduced on 2 June 2021. The 2021 Bill is substantially similar to the 2020 Bill but provides an exemption from sterilisation for livestock working dogs.
- There may be an opportunity to engage with DLGSC on remaining issues of significance to the sector, primarily cost recovery through fees and charges.

Background

- At its September 2018 meeting, State Council adopted a detailed position in relation to the Stop Puppy Farming Initiative (*Advocacy Position 2.11, Resolution 103.6/2018*).
- The Dog Amendment (Stop Puppy Farming) Bill 2020 (the 2020 Bill) was introduced to Parliament on 19 February 2020.
- At its March 2020 meeting, State Council resolved:
"That WALGA write to the Minister and request that he withdraw the Stop Puppy Farming Bill and more appropriately consult with the sector, traditional custodians and the wider community, or failing that, that he remove any reference to Local Government in the bill as the sector does not endorse it in its current form."
Advocacy Position 2.11, Resolution 13.1/2020
- The 2020 Bill was not passed by the Legislative Council, and lapsed when Parliament was prorogued on 7 December 2020. The Dog Amendment (Stop Puppy Farming) Bill 2021 (the 2021 Bill) was introduced on 2 June 2021.
- On 6 July 2021, the Governance and Organisational Services Policy Team supported:
 1. That WALGA continue to engage with DLGSC to advocate for the outstanding points of Advocacy Position 2.11, and in particular to ensure that fees and charges are set at levels that achieve cost recovery for Local Governments.
 2. That an Item for Noting be prepared for the September 2021 State Council meeting.

Comment

The 2021 Bill has been introduced without the further consultation requested in Resolution 13.1/2020. However, given the State Government's control of both Houses of Parliament, it may be more effective to engage with the State Government in relation to key points from WALGA's original advocacy position (Resolution 103.6/2018), rather than seeking the Bill's withdrawal. The details of that Resolution are considered below.

Resolution 103.6/2018	2021 Bill
1. Welcomes a cost modelling review of the financial impact on Local Governments to ensure that Local Government is able to fully recover costs and not be disadvantaged in	Fees and charges to be prescribed based on 2018 cost modelling. WALGA seeking further information from DLGSC to ensure cost recovery.

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT



ensuring compliance of any new legislation to Stop Puppy Farming.	
2. Acknowledges the benefit of de-sexing of dogs not used for approved breeding purposes, and request further information on the complexities associated with desexing of dogs prior to considering supporting the proposal.	Requires sterilisation of all dogs by 2 years of age unless exempt. Exemptions apply if dogs already registered, vet provides a certificate stating that sterilisation would adversely affect health, dog owned by person with approval to breed, dog is primarily kept for droving or tending of stock, the dog is sterile, or belongs to a class of dogs to be prescribed.
3. Supports a centralised dog registration system that is developed, operated and maintained by State Government.	DLGSC will be responsible for the establishment of the centralised registration system. Local Governments and DLGSC will be responsible for recording information, keeping it up to date, and correcting any errors.
4. Supports appropriate legislative exemptions for livestock working dogs in recognition of their special breeding requirements.	Provides for a dog to be exempt from sterilisation if it is primarily kept to be used in the droving or tending of stock. This will allow the owners of livestock working dogs to assess the suitability of each animal for breeding, before making a decision to apply for an approval to breed.
5. Does not support the transition of pet shops to adoption centres.	The transition of pet shops to adoption centres is a key feature of the 2021 Bill, as in the 2020 Bill.
6. Requests there be a Local Government-specific consultation process in relation to the proposed amendments to the Animal Welfare Act to introduce Standards and Guidelines for the Health and Welfare of Animals including dogs.	It is proposed that standards and regulations under the <i>Animal Welfare Act 2002</i> will relate to the keeping and housing of dogs. WALGA has not been advised of the process for developing these standards but will continue to advocate for Local Government consultation.
7. Supports a State Government-led education initiative whereby the community is encouraged to purchase puppies from professional registered breeders.	Not provided for in the 2021 Bill.
8. Requests the State Government discontinue the use of the term 'Farming' due to the negative connotation that may be associated with other regulated industries, and consider re-naming the initiative 'Stop Puppy Mills'.	The term 'Puppy Farming' has been used consistently by the Government since consultation on the subject began in 2018. This is unlikely to change.

Unlike the 2020 Bill, the 2021 Bill has addressed point 4 of the advocacy position, as clause 23 provides for a dog to be exempt from sterilisation if it is primarily kept to be used in the droving or tending of stock. This will allow the owners of livestock working dogs to assess the suitability of each animal for breeding, before making a decision to apply for an approval to breed.

A key remaining concern is the introduction of significant additional Local Government responsibilities, without an assurance that fees and charges will be set at a level that achieves full cost recovery. Local Governments will be responsible for the assessment and grant or refusal of approvals to breed and pet shop approvals, as well as associated investigation and enforcement functions. WALGA is continuing to liaise with DLGSC to advocate for fees and charges to be set at levels to achieve full cost recovery.



6.2 Regional Telecommunications Resilience (05-059-03-003 JB)

By Joanne Burges, Senior Advisor, Intergovernmental Relations & Risk

RECOMMENDATION

That the update on Regional Telecommunications Resilience be noted.

Executive Summary

- At the National level, WALGA continues to access the knowledge and influence of key parliamentarians to ensure all Western Australians can access equitable, affordable and reliable telecommunication that is appropriate for emergencies.
- The Association is contributing to a Working Group established at the request of the Fire and Emergency Services Commissioner, consisting of the State Government agencies of the Departments of Fire and Emergency Services (DFES), Primary Industries and Regional Development (DPIRD) and Power and Telecommunication providers seeking a collaborative approach to telecommunication resilience.
- Regional Telecommunications Review Issues Paper released 16 July 2021 with the Committee accepting submissions until 30 September 2021.
- Each WALGA Zone requested to consider the Regional Telecommunications Review as part of the Agenda for their August round of meetings.

Attachment

- [Regional Telecommunications Review Issues Paper:](#)

Background

Late in 2019, Local Governments generously provided examples of their experience of Telecommunication issues. The initial focus of the examples provided centered on:

- Blackspots
- Battery Back Up Failures
- Outages (Planned and Unplanned)
- Telstra Notification Systems

These issues were presented by WALGA to the State Emergency Management Committee (SEMC) on Friday, 13 December 2019, and further to Senator Dean Smith on 22 July 2020.

Significant natural events across the nation have resulted in the following progress:

The Commonwealth Government announcement of \$37.1 million through the Strengthening Telecommunications Against Natural Disasters (STAND) package developed in response to the Black Summer Bushfires, to strengthen telecommunications resilience in bushfire and disaster-prone areas so that communities can stay connected during emergencies.

The package contains four elements:

- 1) Improving the resilience of regional and remote mobile phone base stations
- 2) Portable communications facilities to allow quicker service restoration
- 3) Program to deliver improved communications
- 4) Enhanced telecommunications for rural fire authorities and evacuation centres

Stage 1 of the program announced in December 2020 provided \$13.2 million in Commonwealth Government funding to Optus, Telstra and TPG to improve network resilience by upgrading battery backup power at 467 base stations. Western Australia was successful in receiving funding for 108 sites under Round 1 of the Government's Mobile Black Spot Program. These upgrades will increase

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT



backup operation to at least 12 hours. Telstra have advised that all of the upgrades to Telstra base stations was completed in early July 2021.

At the State Government level, DFES were able to provide the Commonwealth with data based on Bushfire and Community Resilience Risk Rating to assist in prioritising sites. Although Telco's were funded directly, DFES continues to ensure close contact with the Commonwealth on progress of this project.

In line with the second and third element, NBN Co has confirmed with DFES that a 'Road Muster' satellite truck has been based at Belmont from early January 2021, and that two (2) portable satellite communications systems have been provided to NBN WA.

Element four progressed through the DFES working with NBN Co and Local Governments resulted in the installation of satellite communications services to 19 pilot sites. A further application process in March 2021 resulted in 79 Local Governments applying for 141 NBN fixed satellite services to facilities such as community evacuation centres, community halls or Local Government offices. The Commonwealth has endorsed all applications which are now being assessed by NBN for installation suitability based on the data provided by Local Governments.

Building telecommunication resilience during emergencies for both the community and emergency responders is at the core of the Working Groups focus and is resulting in positive outcomes for Local Governments and their communities.

Further, every three years a Regional Telecommunications Independent Review Committee (the Committee) is established to conduct a review into telecommunications services in regional, rural and remote parts of Australia.

Committee reports are important in setting the regional communications policy agenda in the following years.

With the Consultation Period running from 6 July 2021 to 30 September 2021, the Committee is inviting regional communities, businesses and governments to engage directly through face to face consultations, written submissions and online forums. The Association encourages Local Government to make a submission and take the opportunity to be involved in a consultation forum.

WALGA will be coordinating a whole of sector response and welcomes Local Government contributions on this important issue to our rural, regional and remote members and those who live, work or visit your communities.

Comment

The Association will continue to advocate for equitable provision of telecommunication in regional WA, particularly to ensure resilient solutions for telecommunications during and after disaster events.

Further, the Association will provide a submission to the Regional Telecommunications Review, incorporating the views of member Local Governments and will seek to ensure that the views of the sector are heard via the consultation process including providing prompt advice to members on locations and/or timing, particularly if these are being held virtually.



6.3 Report Municipal Waste Advisory Council (MWAC) (01-006-03-0008 RNB)

By Rebecca Brown, (Manager, Waste & Recycling)

RECOMMENDATION

That State Council note the resolutions of the Municipal Waste Advisory Council at its 30 June meeting.

Executive Summary

- This item summaries the outcomes of the MWAC meeting held on 30 June 2021.

Background

The Municipal Waste Advisory Council is seeking State Council noting of the resolutions from the 30 June meeting, consistent with the delegated authority granted to the Municipal Waste Advisory Council to deal with waste management issues.

Copies of Agendas and Minutes are available from WALGA staff, on request.

Comment

The key issues considered at the meeting held on **30 June 2021** included:

Advocacy Strategy for Effective Product Stewardship

MWAC has considered advocacy for both the TV and Computer Product Stewardship Scheme and in relation to the Export Bans on recycling (plastics, paper and cardboard and tyres). These two national issues present an opportunity for Local Government to advocate at both the State and Federal level for effective product stewardship for key products collected through kerbside (paper, cardboard and plastics) and vergeside / drop off facilities (electronic waste). Both of the Product Stewardship Schemes have key decision points in the coming months, which provide an opportunity for change to the current approach.

TV and Computer Product Stewardship Scheme

The TV and Computer Product Stewardship Scheme was put in place in 2011 and is a co-regulatory product stewardship scheme. The Scheme initially covered all of the costs associated with recycling the products covered. In the time since the Scheme implementation less of the costs are being covered and the materials being collected that are not covered by the Scheme have increased. An ongoing concern is that the recovery targets for the Scheme are national, rather than state based. From the 2018/19 data (which is the most recent publically available) WA collection amounts are only 5% of the material collected, despite WA having 10% of the national population. The Scope of the Scheme is due for review, which presents an opportunity for Local Government nationally to provide consistent feedback on the improvements needed of the Scheme.

Export Bans

Without effective product stewardship, the Export Bans on plastics, cardboard and paper are likely to significantly impact the cost of kerbside recycling. Government and industry are investing in on shore processing options, however it is likely this will be at a higher costs / reduced revenue than the current export options.

MUNICIPAL WASTE ADVISORY COUNCIL MOTION

That the Municipal Waste Advisory Council endorse the Draft Advocacy Strategy for Effective Product Stewardship.

**Moved: Cr Price Seconded: Mayor Butterfield
CARRIED**

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT**6.4 2021-22 State Budget Submission (05-001-03-0006 DM)**

By Dana Mason, Principal – Economics and Strategic Projects

RECOMMENDATION

That the Immediate Priorities for State Government policy platform, which was endorsed via Flying Minute, be noted.

Executive Summary

- Each year, WALGA prepares a submission to the State Government outlining the sector's priorities for the upcoming budget.
- The proposed approach to the 2021-22 Submission and priorities were endorsed by State Council in May via Flying Minute (Resolution 201.FM/2021).
- Since then, WALGA has received further information from the State Government about its focus for the budget and timeframes for the 2022-23 State Budget. As a result of this new information, WALGA has adjusted its approach to the State Budget Submission to ensure the initiatives have the best chance for success.
- While there has been no fundamental change to the priority initiatives, the context has been reframed. Instead of focusing just on the 2021-22 Budget, the document has shifted to a more strategic policy platform identifying the immediate spending priorities for the McGowan Government in its second term. It is intended that this submission would cover the next two budget periods, 2021-22 and 2022-23.
- The final submission was endorsed by State Council via Flying Minute (Resolution 205.FM/2021).

Attachment

- [Flying Minute – 2021-22 State Budget Submission](#)

Background

Each year, WALGA prepares a submission to the State Government outlining the sector's priorities for the upcoming budget. Given the recent State Election and delays to the 2020-21 Budget, this year's budget will now be handed down in September.

In May 2021, WALGA circulated a proposed submission approach and list of priorities to the State Council, which was endorsed. It asserted that to provide the best chance of success and standing out from the crowd, WALGA's submission would be:

- Targeted and succinct – An extended list of priorities is not likely to be considered by Government given they already have a full agenda of election commitments and other emerging priorities.
- Aligned to Government priorities – The Government is more likely to fund requests that align with their agenda or that address a pressing or emerging issue.
- Infrastructure-focussed – The windfall nature of the surplus means that there is a better chance of receiving funding for capital, rather than recurrent programs.
- Return for the State and the Community – A strong evidence base is needed to demonstrate the value that the initiatives will deliver for the community. Those which already have a demonstrated track record, or where there is a co-funding arrangement are likely to have a greater chance of success.

The priorities proposed for the submission included:

- Funding to fill existing gaps in **FOGO processing infrastructure** needed to turn the collected FOGO into high quality compost.
- Evolution of the **State Underground Power Program**, with State Government funding prioritized to project areas where the benefits to the households are less (lower property values) and the financial capacity to contribute is less.

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT

- Investment in **climate change adaptation**, including funding for managing urgent **coastal erosion** hotspots, and enhancing the **urban tree canopy**.
- Funding to repurpose, upgrade and build new **cultural and social infrastructure** at a local level and as part of joint initiatives between the State and Local Governments and community organisations.
- Additional investment in **telecommunications infrastructure**, to unlock further opportunities to work in partnership with the Commonwealth and other key players to reduce communications gaps in regional areas.
- Extending the election commitment for funding for **homelessness outreach services** for an additional financial year.
- Extending funding for the **Small Business Friendly Approvals Program** to allow a greater number of Local Governments to participate.
- **Support for the Local Government sector to transition to the State Industrial Relations System.**
- Funding to WALGA for a service level agreement with the Department of Local Government, Sport and Cultural Industries to provide **capacity building support to assist Local Governments with good governance, financial management and process.**

Since WALGA put the proposed priorities to State Council, it has received feedback from the State Government regarding the focus of the 2021-22 Budget and the timing for the 2022-23 Budget. Specifically:

- The 2021-22 Budget will be focused on the delivery of election commitments, and as a result, there is limited scope for any other initiatives. This means that any submission put forward by WALGA for this Budget would have minimal impact.
- The 2022-23 Budget will be handed down in May 2022. This means that the timeframe for the next budget process would commence almost immediately after the 2021-22 Budget is handed down in September.

As a result, WALGA has adjusted the context for the final submission. The broad principles that underpin the submission and the priority initiatives remain largely unchanged.

Given the close timeframes for the 2021-22 and 2022-23 Budget, the Submission is now intended to cover both Budget periods and has been framed in terms of the immediate spending priorities for the McGowan Government in its second term.

This approach is considered appropriate given that the priority initiatives are not expected to fundamentally change in coming months. It also mitigates potential perceptions that WALGA is out of touch with State Government processes and priorities.

Two initiatives have been removed from the submission, as it was deemed that there was greater chance of achieving funding for these initiatives through other advocacy channels. Although these issues have been removed from the submission, they remain priority issues for the sector and will be pursued through other avenues, and in future budget submissions.

- Local Government Capacity Building - The new Minister for Local Government and Director General of the Department of Local Government, Sport and Cultural Industries have advised of their commitment to strengthen the Department of Local Government. In light of this, it is considered that WALGA should continue to support its existing advocacy position: *"WALGA supports the continuance of the Department of Local Government, Sport and Cultural Industries as a direct service provider of compliance and recommend the Department fund its capacity building role through the utilisation of third party service providers. In addition, WALGA calls on the State Government to ensure there is proper resourcing of the Department of Local Government, Sport and Cultural Industries to conduct timely inquiries and interventions when instigated under the provisions of the Local Government Act 1995."*

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT



- *Social and Cultural Infrastructure* – It was considered that inclusion of this item was premature, given that further information on the Government’s infrastructure priorities will become available once the State Infrastructure Strategy is released in coming months. Given the breadth and importance of this initiative, a more specific funding request will be developed to support this initiative once further information becomes available.

Comment

The State Election and the delay to the State Budget has meant that there is a condensed timeframe to prepare the 2021-22 State Budget submission. The Government’s decision to hand down the 2022-23 Budget in May 2022 has exacerbated this issue.

It is considered that the revised approach will provide the best opportunity to represent the sector’s interests without duplicating activities or risking reputational damage by being viewed as out for touch with State Government priorities and processes. Once the Submission has been provided to the State Government, WALGA will seek to meet with Government officials and Members of Parliament to discuss the key initiatives.

Putting forward this document does not preclude WALGA from undertaking additional advocacy on these initiatives, or from putting forward other spending priorities to the State Government as they arise. The State Budget Submission is just one opportunity to represent the sector’s interests, and the Association continues to advocate for the initiatives contained in the submission through other channels.

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT

6.5 WALGA Submission: Inquiry into the Delivery of Ambulance Services in Western Australia (05-030-03-0001 BW)

By Bec Waddington, Policy Officer, Resilient Communities

RECOMMENDATION

That the submission to the Standing Committee on Public Administration on the Inquiry into the Delivery of Ambulance Services in Western Australia, which was endorsed via Flying Minute, be noted.

Executive Summary

- The Standing Committee on Public Administration commenced an inquiry into the delivery of ambulance services in Western Australia on 23 June with submissions due by 23 July.
- Given the short time frame WALGA emailed all CEOs directly and put an article in LG News encouraging submissions and that WALGA would also make a submission if there was sufficient sector interest.
- Three regional Local Governments provided feedback to WALGA that expressed support for the current volunteer based ambulance system in regional Western Australia and highlighted the potential risk to service levels if it is taken over by the State Government.
- The submission was endorsed by State Council via Flying Minute (Resolution 206.FM/2021).

Attachment

- [Flying Minute: WALGA Submission - Inquiry into the Delivery of Ambulance Services in Western Australia](#)

Background

The Standing Committee on Public Administration commenced an inquiry into the delivery of ambulance services in Western Australia on 23 June 2021 with submissions due by 23 July 2021.

The Terms of Reference sought submissions on the following matters:

- how 000 ambulance calls are received, assessed, prioritised and despatched in the metro area and in the regions;
- the efficiency and adequacy of the service delivery model of ambulance services in metro and regional areas of WA; and
- whether alternative service delivery models in other jurisdictions would better meet the needs of the community.

Given the short timeframe WALGA emailed all CEOs directly and put an article in LG News encouraging submissions, indicating that WALGA would also make a submission if there was sufficient sector interest. Three Local Governments; the Shire of Lake Grace, Shire of Carnamah and Shire of Mt Marshall provided comment to WALGA.

Comment

When announcing the Inquiry the Chair of the Standing Committee, Hon Pierre Yang MLC said:

'Ambulance services constitute a vital part of our health system, directly impacting hundreds of Western Australians every single day. For this reason, ambulance services are always topical for the community.'

This is particularly the case in regional Western Australia. The three responses received all emphasised the importance of the ambulance service in their regions, expressed support for the current volunteer based ambulance system in regional Western Australia and highlighted the risk to

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT



service levels through the potential loss of volunteers if the service were taken over by the State Government.

WALGA's submission highlights that any changes recommended to the operation or ownership of the service must not negatively impact on regional areas where the current ambulance system provides an important contribution to community connectedness through volunteering and accessibility to health services at the local level.

The submission also acknowledges that changing demographic patterns and an aging population means that in some areas there may be difficulty attracting ambulance volunteers in the future and a hybrid model of volunteers and career ambulance personnel may be appropriate, and that some Local Governments are partners in the provision of regional health services through the operation of airports which support patient transfer between ambulance and Royal Flying Doctor Service.



7. ORGANISATIONAL REPORTS

7.1 Key Activity Reports

7.1.1 Report on Key Activities, Commercial and Communications Unit (01-006-03-0017 ZD)

By Zac Donovan, Executive Manager Commercial and Communications

RECOMMENDATION

That the Key Activity Report from the Commercial and Communications unit to the September 2021 State Council meeting be noted.

Commercial and Communications comprises of the following WALGA work units:

- Commercial Development
- Commercial Management
- LGIS Contract Management
- Communications (Marketing and Events)

Commercial Development

Energy Project Update

There have now been 43 Local Governments sign up to the non-binding Memorandum of Understanding for the Energy Sustainability and Renewables project.

Support for the project comes as State Government recently released plans to establish the world's largest renewable energy hub to encourage investment towards sustainable infrastructure technology for the WA market. WALGA's sustainable buying group will place our Members in a strong position to draw resources from upcoming renewable developments.

WALGA has prospectively secured the required volume from the Sector to meet indicative price targets. The project intends to release the Request for Quotation in the second week of August. The process is being governed by a Local Government led Steering Group.

The original project intend was to provide the sector participants with contract pricing early in the New Year, however it is now anticipated that this will be delivered by mid-October 2021.

Commercial Management

Member Engagement

The Commercial Management Team has continued to prioritise visits to Member Local Governments. During the past period, representatives from the team have visited 19 Local Governments, which brings the total to 87 visited since the start of the year. Local Governments visited in the past period were:

- 20-21 July: Shires of Cunderdin, Tammin, Kellerberrin, Narembeen, Bruce Rock, Quairading and Beverley.
- 3-4 August: City of Karratha, Town of Port Hedland, and the Shires of East Pilbara and Ashburton.
- 17-19 August: Shires of Gnowangerup, Jerramungup, Denmark, Plantagenet, Cranbrook, Broomehill-Tambellup and Boddington, and the City of Albany.

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT**LGIS Contract Management****Heads of Agreement**

WALGA and JLT have now finalised the operational Heads of Agreement that will form the basis of the new LGIS Scheme Management Agreement to be presented to State Council for endorsement.

The new Heads of Agreement is an interim operational agreement to facilitate the continued operation of the Scheme while the new formal Agreement is negotiated between the parties. It is intended that the new Agreement will establish a set term for the Scheme management, from the current in perpetuity arrangement, with defined performance review requirements and obligations.

In enacting the Heads of Agreement interim arrangement, fees payable to JLT for the Fund Year commencing 30 June 2021 are \$2,161,700 for the LGISWA Scheme Indemnity Cover Broking and Placement services fee; and \$11,372,633 Scheme Management fee comprising:

- | | |
|---|-------------|
| • LGIS WorkCare fund management fee | \$4,000,264 |
| • LGIS Liability fund management fee | \$3,150,715 |
| • LGIS Property fund management fee | \$2,635,284 |
| • LGIS Bush Fire Volunteers Personal Injury fund management fee | \$190,370 |
| • LGIS Motor fund management fee | \$1,396,000 |

Marketing and Communications**West Australian Rates Competition**

The WALGA and The West Australian newspaper rates competition – conducted recently to help increase awareness on how rates are calculated – received almost 100,000 entries.

As part of the competition, entrants were required to correctly nominate (from three options) how rates were calculated. WALGA sponsored the competition prize of 10 rates paid for a year (residential rates capped at \$3,500). Seven West Media supported the competition with print, television and radio advertising with an estimated value of \$170,000. Based on previous competition in the newspaper, The West Australian estimated the rates competition would attract 30,000 entrants. The final number of correct entries submitted was 99,136.

Electoral Reform Social Campaign

In response to State Council direction, WALGA is currently developing material for a social media-based campaign to present the sector's position regarding the State Electoral reform process. An initial tactic of the campaign will be to publish the perspective of regional Local Government on the potential outcomes in the monthly WALGA column in The West Australian.

WALGA Events**HR Forum – 24 June**

Support for the Governance and Organisational Services unit to hold the HR Forum for Local Government practitioners at the Wembley Gold Course.

Roads and Transport Forum – 1 July postponed

As a consequence of the most recent Perth and Peel COVID-19 lockdown, the Roads and Transport Forum that was scheduled for 1 July was again postponed. It is the third time the event has needed to be postponed due to pandemic restrictions. Given the proximity of the WALGA annual convention and the overlap for delegates, it is now intended to attempt to reschedule the Roads and Transport Forum to March 2022 to coincide with a Local Government interactive fleet exhibition.



7.1.2 Report on Key Activities, Governance and Organisational Services (01-006-03-0007 TB)

By Tony Brown, Executive Manager Governance and Organisational Services

RECOMMENDATION

That the Key Activity Report from the Governance and Organisational Services Unit to the September 2021 State Council meeting be noted.

Governance and Organisational Services comprises of the following WALGA work units: Governance and Procurement, Employee Relations, Training, Regional Capacity Building and Strategy and Association Governance

The following provides an outline of the key activities of Governance and Organisational Services since the last State Council meeting.

Governance and Procurement

2021 Local Government Elections

With the October 2021 Local Government elections approaching, WALGA has prepared resources for Candidate information's sessions on the role of an Elected Member and WALGA's Governance and Organisational Services staff are available to attend Local Government Candidate Information Forums. Currently WALGA has been invited to 11 forums covering 14 Local Governments.

In addition WALGA will be hosting a webinar for candidates on Wednesday, 18 August at 5:00pm. This webinar will be recorded and will be available for Local Governments to place the link on their websites on election information for community members.

Employee Relations

Potential Transition to the State Industrial Relations (IR) System

State Government engagement

Following the State Council Resolution carried on 5 May regarding the review of the State IR System, President Tracey Roberts, Tony Brown (Executive Manager, Governance and Organisational Services) and Davina Hunter (Employee Relations Service Manager) met with the Hon. Stephen Dawson MLC, Minister for Mental Health, Aboriginal Affairs; Industrial to discuss the potential Industrial Relations Legislation Amendment Bill (Bill) that is likely to be re-introduced into WA Parliament this year.

At the meeting the Minister confirmed:

- (a) The Government intends to re-introduce the Bill later this year with an aim to it being passed by Parliament before Christmas 2021.
- (b) Minor amendments to the Bill will be made including to introduce five days' family and domestic violence leave.
- (c) In response to WALGA's request for funding of \$15 million to fund the transition (as supported by evidence provided through a sector wide survey), that no funding was currently allocated to Local Governments to assist with the transition.
- (d) The Government has no intention to further modernise the State IR system at this time, despite the WALGA request for amendments to the Bill.
- (e) A regulatory impact assessment has not been undertaken by the Government on the legislation requiring Local Government employers to transition from the Federal to the State IR system, as this issue was the subject of a special review process.
- (f) The Department of Mines, Industry Regulation and Safety, which provides resources and advice to State system employers, has no additional resources allocated at this time to prepare for the transition, however will be available to assist Local Governments and WALGA.

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT



- (g) An additional Commissioner will be appointed to the Western Australian Industrial Relations Commission.

WALGA will continue to advocate for funding in our State Budget submission and will also continue to advocate for modernization of the State IR system

Sector Reference Group

WALGA convened a Sector Reference Group on 24 June to discuss the proposed Bill and to seek feedback from Local Governments about the key support measures they require from WALGA and the State Government. The Group had over 34 participants in person and via Zoom.

Training

WALGA Training has produced a new Council Member Essential brochure in preparation for the upcoming October 2021 election. This will be available in printed and e-version within the next few weeks.

The Training team is receiving daily enquiries from Local Governments for the Council Members Essential training for on-site Training and eLearning subscriptions and we are working to finalise the review to update all course materials in preparation for a busy period ahead.

General course numbers have been increasing with some courses catering for 20 participants. The feedback we are collecting and analysing after every course demonstrated that learners are very satisfied with the updated training they receive at WALGA.

Nationally Accredited Training development is also taking shape as we are hoping to add three qualifications onto our Registered Training Organisation (RTO) Scope of registration in the near future. The three courses being developed are:

- Type 1 Child Car Restraint Fitting,
- Certificate III in Waste Management and
- The new Diploma for Local Government - Elected Member.

All courses are developed with input from Industry Advisory Groups and the feedback we have received during the consultation phase has been very insightful and helpful for our product developers to ensure our training meets the need of industry.

Strategy & Association Governance

WALGA Annual General Meeting – 20 September 2021

WALGA's Annual General Meeting will be held on Monday, 20 September at Crown Perth.

All member Local Governments are entitled to be represented by two voting delegates. Registration of voting delegates is due by Friday, 27 August.

The Annual General Meeting will include presentation of WALGA's Annual Report, political addresses, presentation of Honours Program Awards and five motions, as follows:

- Amendments to WALGA's Constitution
- Cost of Regional Development
- Community Sporting and Recreation Facilities Fund (CSRFF) Funding Pool and Contribution Ratios
- Regional Telecommunications Program
- Review of the Environmental Regulations for Mining

The Agenda for the AGM will be distributed to Members by mid-August.

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT**7.1.3 Report on Key Activities, Infrastructure (05-001-02-0003 ID)**

By Ian Duncan, Executive Manager, Infrastructure

RECOMMENDATION

That the Key Activity Report from the Infrastructure Unit to the September 2021 State Council meeting be noted.

Roads**Road Asset Preservation Model**

Feedback from WALGA Zones regarding strategic options for review of the Road Asset Preservation Model was considered by State Council in May. In accordance with the State Council resolution, the WALGA President wrote to the Chair of the Local Government Grants Commission, requesting that Commission officers be made available to brief Zones or Regional Road Groups, as requested. Commission officers have indicated a willingness to provide information to the sector, as requested, and have begun labelling and formatting changes to the model, to improve the model's legibility.

Condition Assessment of Roads of Regional Significance

Talis Consultants have commenced the second phase of a project to assess the condition of all Roads of Regional Significance. This phase covers the Great Southern and Goldfields-Esperance regions. In addition to the condition assessment and video data capture of sealed roads, the survey will include video of Significant unsealed roads and condition reporting on access roads to remote Aboriginal communities. Funding has been provided through the *State Road Funds to Local Government Agreement* to perform visual condition surveys of Significant sealed roads over a five year cycle. The first phase of this project, a survey of the roads in the Mid-West region, was recently completed.

Road Safety Management System

WALGA, Main Roads WA and the South West Regional Road Group have finalised modifications to the project prioritisation guidelines and multi-criteria assessment model to provide a greater focus on road safety when setting the annual roads program for the region. The South West Regional Road Group will consider the revised guidelines and model. This is an important pilot to deliver the commitment agreed in the *State Road Funds to Local Government Agreement 2018/19 to 2022/23* to work towards establishing a road safety management system. If the approach is successful, work will commence with other Regional Road Groups regarding the road safety focus of their project prioritisation guidelines.

Road – Rail Interface Agreements

WALGA, Main Roads WA and the Public Transport Authority (PTA) continue to develop a revised Road-Rail Interface Agreement. The draft Agreement, which identifies the responsibilities of the parties to manage risks associated with a road/rail crossing on the PTA network, will be provided to Local Governments for consideration and feedback.

Transport and Roads Forum 2021

Due to repeated COVID-related postponements, the Transport and Roads Forum has been cancelled for 2021. All registration fees have been refunded. Planning will begin for a 2022 Transport and Roads Forum later this year.

Funding**Regional Road Safety Program**

A proposed \$35 million program of work to provide sealed shoulders and audible edge lines on about 1,000km of Local Government roads in 2021/22 has been developed in conjunction with Local Governments and Main Roads WA. Main Roads has informed all Local Governments with proposed projects that have been put forward to the Commonwealth for approval. The program must be completed in two six month tranches starting in July 2021. The first tranche of projects have been

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT



approved by the Commonwealth Government. WALGA has been working with the Local Governments in the South West region, seeking to identify the best ways to support the procurement and delivery of these projects

Urban and Regional Transport**Regional Roadworks Signage Review**

Engagement with Local Governments, the traffic management industry, road contractors, transport industry and the general public concerning their experience with roadworks signage in regional WA has been completed. This input, along with findings of video-recorded drive throughs of road works sites and desk top analyses is being used to inform recommendations to the Minister for Transport that will be finalised in August.

Draft State Infrastructure Strategy

Work has commenced to identify the opportunities, threats and missed opportunities for Local Governments as a consequence of the infrastructure strategy as set out in the draft "*Foundations for a Stronger Tomorrow*". Local Governments are encouraged to participate in the forums being delivered by Infrastructure WA.

Agricultural Supply Chain Improvements Program

The Association has encouraged and supported Local Governments to actively participate in forums convened by the Department of Transport to consult with stakeholders regarding the prioritisation of projects identified in the Revitalising Agricultural Region Freight Strategy and the Tier 3 rail engineering reviews. There is \$178 million of Federal and State funding to be allocated over the coming three years.



7.1.4 Report on Key Activities, Strategy, Policy and Planning Unit (01-006-03-0017 NM)

By Nicole Matthews, Acting Executive Manager, Strategy, Policy and Planning

RECOMMENDATION

That the Key Activity Report from the Strategy, Policy and Planning Unit to the September 2021 State Council meeting be noted.

Economics and Strategic Projects

Immediate Spending Priorities for the WA Government

WALGA recently prepared a strategic policy platform identifying the immediate spending priorities for the McGowan Government in its second term (see item 6.4). WALGA is encouraging the Government to use the State's strong financial position to build upon the success of its COVID-19 Recovery Plan, and further invest in areas that will ensure that the State is well placed to address looming economic, environmental and social challenges. These initiatives primarily relate to the extension or expansion of existing successful State Government programs in areas including climate change adaptation, waste management, small business support, underground power and housing. The document will be provided to the State Government in coming weeks.

Economic Briefing

In August, WALGA released its latest Economic Briefing, which contained updated forecasts for the Local Government Cost Index (LGCI). Costs faced by Local Governments are expected to rise in coming years due to strengthening economic activity and capacity constraints in the construction sector. WALGA's latest forecasts indicate that the LGCI will grow by 3.2% in 2021-22, and 2.8% in 2022-23. Given challenges with forecasting in the current environment, WALGA is urging caution when using the LGCI, and encouraging Local Governments to take into account their own local issues and experiences when considering cost pressures, and prepare multiple scenarios for cost increases coming years.

Environment

Regional Climate Alliances

Following strong advocacy from WALGA, the State Government provided \$550,000 over two years to support a trial of regional Local Governments forming alliances or partnerships to work collaboratively to drive action on climate change as a key initiative of the *Western Australian Climate Policy*. Following a competitive expression of interest process, the South Coast Alliance (Shires of Plantagenet, Jerramungup, Denmark and the City of Albany) and the Goldfields Voluntary Regional Organisation of Councils (GVROC) (City of Kalgoorlie-Boulder, Shires of Coolgardie, Dundas, Esperance, Laverton, Leonora, Menzies, Ngaanyatjaraku and Wiluna) were selected. Under the trial, the alliances will receive funding to employ alliance facilitators and grants for climate change mitigation and adaptation actions.

WaterWise Perth Urban Canopy Grants Program

WALGA is administering the Water Corporation's WaterWise Perth Urban Canopy Grants Program, which aims to increase canopy cover in high heat risk areas of the Perth and Peel regions through support for additional tree planting or the bringing forward of future planting in Local Governments' urban forest plans. A total of \$607,500 in grants has been awarded to 18 Local Governments: the Cities of Armadale, Bayswater, Canning, Cockburn, Fremantle, Gosnells, Kalamunda, Kwinana, Melville, Perth, Rockingham, South Perth, Swan and Vincent; the Shire of Serpentine-Jarrahdale; and the Towns of Bassendean, Cottesloe and East Fremantle.

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT

**Planning and Building****Crossover Working Group**

WALGA is participating in the Minister for Local Government's Crossover Working Group which is aimed at achieving greater standardisation of both crossover approval processes and crossover specifications, and reducing regulatory burden for proponents. Membership of this group includes officers from metropolitan and regional Local Governments alongside government and industry representatives. The group is currently working through a preferred new model that will meet the Government's objectives. WALGA is taking a proactive and positive approach while also seeking to ensure that the interests of Local Government are highlighted and considered. The work of the group is likely to result in regulatory changes, with these being subject to consultation with the sector at a later date.

CHRMAP Forum

WALGA hosted the Local Government Coastal Hazard Risk Management and Adaptation Planning (CHRMAP) Forum on Thursday, 24 June. The Forum provides opportunities for officers working in coastal Local Governments in WA to share information, challenges and experiences in relation to coastal hazard risk management adaptation planning and coastal adaptation in general. Over 30 officers participated in the latest forum. Guest presentations from Cardno and the City of Rockingham focused on planning for coastal inundation. The Forum is also currently developing an *Advocacy Priorities Paper*.

DAP Working Groups and Planning Reform Phase 2

The Department of Planning, Lands and Heritage (DPLH) is currently engaging with stakeholders on changes to the DAP system as part of Phase 2 of the State Government's Planning Reform agenda. This includes the formation of stakeholder reference groups (SRGs) for industry and Local Government. The Local Government group, which includes WALGA and officers from eight Local Governments, has met twice, focusing on the regional DAPs and the new Special Matters DAP. The DAP SRGs are running concurrently with the Government's Phase 2 Planning Reform consultation. WALGA, through its submission on the Government's Phase 2 Planning Reforms, has outlined a number of proposed changes to the DAP system in line with existing advocacy positions. The draft submission is presented for endorsement as part of the September 2021 State Council Agenda (item 5.3).

Local Government Building Surveyor Snapshot

WALGA recently undertook a survey of Local Government Building Surveyors to better understand the current sustainability of the industry. In recent months, WALGA has been approached repeatedly with difficulties around filling vacancies and the demographic trends in the profession. WALGA received 64 responses from 39 Local Governments, which equates to approximately half of all Local Government building surveyors. Of these, **51% plan** to leave the industry within five years, which equates to **628 years** of local experience leaving the sector. WALGA has briefed the Commerce Minister's office on these findings and met with the Department of Mines, Industry Regulation and Safety (DMIRS) Director General to discuss options to address this issue.

Resilient Communities**Animal Welfare in Emergencies Grants**

WALGA is currently administering the second round of the Animal Welfare in Emergencies Grant Program. This round includes funding to cover the cost of incident response training for Local Government officers and project grants of up to \$10,000 for individual Local Governments and collaborative grants of up to \$25,000.

On Tuesday, 22 June WALGA hosted a webinar on Local Plans for Animal Welfare, with presentations from the City of Swan, Shire of Mundaring and DPIRD about their experiences during the Woorlooloo Bushfires earlier this year. The recording is available [here](#).

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT

**South West Native Title Settlement Webinar**

On Thursday, 17 June WALGA hosted a webinar to provide an update for Local Governments on the South West Native Title Settlement (SWNTS), with more than 90 regional and metropolitan Local Government officers participating. The update included an overview of the SWNTS; the governance structure of the South West Aboriginal Land and Sea Council (SWALSC) and the six Noongar regional corporations; the Noongar Land Estate; Aboriginal heritage; and customary activities on Crown and conservation estate lands. The presentations and recording are now available on the [WALGA website](#). WALGA will continue to work in partnership with SWALSC, the Noongar Boodja Trustee, the Department of the Premier and Cabinet (DPC) and the Department of Planning, Lands and Heritage (DPLH) to provide information and support to Local Governments.

WALGA is hosting an all-day Aboriginal Engagement and Reconciliation Forum for officers and Elected Members at the Crown Perth on Wednesday, 22 September 2021. The Forum will focus on how Local Governments can develop strong, ongoing relationships with local Aboriginal communities that recognise our shared cultural heritage, create opportunities for Aboriginal empowerment, and celebrate successes.

Future Emergency Welfare Management Partnership Forum

On Tuesday, 27 July 2021 WALGA staff attended the Future Emergency Welfare Management Partnership Forum hosted by the Department of Communities. The focus of the Forum was to explore how stakeholders can best collaborate to build capability and capacity to support communities during and after disasters; establish what processes, systems and frameworks need to be in place at a local, regional and state level prior to and during a disaster and recovery. Discussion focused on the six emergency welfare domains that are the responsibility of the Department of Communities: emergency accommodation, emergency food provision, emergency clothes and personal requisites, personal support services, registration and reunification and financial assistance.

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT

**7.2 Policy Forum Report (01-006-03-0007 TB)**

By Tony Brown, Executive Manager, Governance and Organisational Services

The following provides an outline of the key activities of Policy Forums that have met since the last State Council meeting.

RECOMMENDATION

That the report on the key activities of WALGA Policy Forums to the September 2021 State Council meeting be noted.

Electoral Reform Policy Forum

WALGA President, Mayor Tracey Roberts JP, established an Electoral Reform Policy Forum in May 2021 to guide WALGA's submission to the [Ministerial Expert Committee on Electoral Reform](#), formed by the Minister for Electoral Affairs, Hon John Quigley MLA, on 30 April to put forward:

1. Recommendations as to how electoral equality might be achieved for all citizens entitled to vote for the Legislative Council, and
2. Recommendations for the distribution of preferences in the Legislative Council's proportional representation system.

The Policy Forum met twice in May 2021 to develop [WALGA's submission](#) to the Ministerial Expert Committee, which was endorsed by State Council by Flying Minute on Friday, 4 June 2021.

Since the close of the submission period, the WALGA President has requested a meeting with the Minister for Electoral Affairs, Hon John Quigley MLA, to present the Local Government sector's views on this issue, and has written to all Members of Parliament to outline the sector's concerns and provide a copy of WALGA's submission.

The Policy Forum met again on 22 July 2021 to consider a request from the Central Country Zone for a social media campaign emphasising the importance of regional, rural and remote political representation. To that end, a social media-based campaign is being developed to present the sector's position on this issue. An initial tactic of the campaign will be to publish the perspective of regional Local Government on the potential outcomes in the monthly WALGA column in *The West Australian*.

WALGA will continue to keep the sector informed on developments relating to Electoral Reform relating to the Legislative Council.

No other Policy Forums have met since the last State Council meeting.

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT



**STATUS REPORT ON STATE COUNCIL RESOLUTIONS
To the September 2021 State Council Meeting**

MEETING DATE	RESOLUTION	COMMENT	Completion Date	Officer Responsible
7 July 2021 Item 5.1 Reviews of the Cat Act 2011 and Dog Act 1976	That WALGA seek a commitment from the State Government: 1. for the conduct of comprehensive reviews of the Cat Act 2011 and Dog Act 1976; 2. that the reviews incorporate Local Government-specific consultation processes, coordinated in discussion with WALGA and Local Government stakeholders; 3. any call for review includes specific outcomes rather than just consultation with the Local Government sector; and 4. any review include cost recovery permitted by Local Government through animal registrations. RESOLUTION 232.4/2021	Correspondence has been sent to the Minister for Local Government advising of the State Council resolution.	Complete	Tony Brown Executive Manager Governance and Organisational Services
7 July 2021 Item 5.2 Amendments to WALGA's Constitution	That the WALGA Constitution be amended as follows: 1. INSERT Definition – "Present" means attendance in person or by electronic means deemed suitable by the Chief Executive Officer. 2. Clause 5 (10) – DELETE "and Associate Members". 3. Clause 5 (11) – DELETE "Ordinary Member or", REPLACE "State Council" with "Chief Executive Officer" in the first sentence, INSERT "or its delegate" after State Council in the second sentence. 4. Clause 6 (3) – REPLACE "31 May" with "30 June". 5. Clause 7 (2) – REPLACE "30 June" with "31 July". 6. Clause 11 (1) – after Chief Executive Officer, INSERT "in accordance with the Corporate Governance Charter". 7. Clause 11 (2) – after Chief Executive Officer INSERT "by providing notice to State Councillors of the date, time, place and purpose of the meeting"	An item has been prepared for the Annual General Meeting to be held on 20 September 2020 where a Special majority of 75% of delegates is required to amend the constitution.	In-progress	Tony Brown Executive Manager Governance and Organisational Services

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT



MEETING DATE	RESOLUTION	COMMENT	Completion Date	Officer Responsible
	8. DELETE Clause 11 (3) 9. Clause 12 (1) – DELETE “as, being entitled to do so, vote in person” 10. DELETE Clause 12 (2) 11. Clause 12 (3) – DELETE “as, being entitled to do so, vote in person” 12. Clause 12 (4) – DELETE “as, being entitled to do so, vote in person” 13. Clause 16 (1) & (2) – After Any election INSERT “other than to elect the President or Deputy President”, REPLACE “generally in accordance with the provisions of the Local Government Act 1995 as amended (2) For the purposes of the election referred to in sub-section (1)” with “as follows”. 14. Clause 16 (2) (f) – REPLACE two instances of “2” with “1”. 15. INSERT Clause 16A – Election Procedure – President and Deputy President (1) An election to elect the President or Deputy President shall be conducted as follows: (a) the Chief Executive Officer or his/her delegate shall act as returning officer; (b) representatives are to vote on the matter by secret ballot; (c) votes are to be counted on the basis of “first-past-the-post”; (d) the candidate who receives the greatest number of votes is elected; (e) if there is an equality of votes between two or more candidates who are the only candidates in, or remaining in, the count, the count is to be discontinued, and the meeting adjourned for not more than 30 minutes; (f) any nomination for the office may be withdrawn, and further nominations may be made, before or when the meeting resumes;			

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT



MEETING DATE	RESOLUTION	COMMENT	Completion Date	Officer Responsible
	<p>(g) when the meeting resumes, an election will be held in accordance with sub-sections 1(a), 1(b), 1(c) and 1 (d);</p> <p>(h) if two or more candidates receive the same number of votes so that sub-section 1(d) cannot be applied, the Chief Executive Officer is to draw lots in the presence of any scrutineers who may be present to determine which candidate is elected.</p> <p>16. Clause 21 (4) – REPLACE “Chairman” with “Chair”.</p> <p>17. Clause 22 (1) – REPLACE “in August or September of” with “prior to 31 October”.</p> <p>18. Clause 22 (3) – DELETE “in person”</p> <p>19. DELETE Clause 22 (4) (b).</p> <p>20. Clause 23 (3) – DELETE “in person”</p> <p>21. Clause 24 (2) – DELETE “and of which vote is to be exercised in person”</p> <p>22. Clause 24 (4) – DELETE “as, being entitled to do so, vote in person”</p> <p>23. Clause 28 (1) – DELETE “The common seal shall be held in the custody of the Chief Executive Officer at all times.”</p> <p>24. Clause 29 (1) – DELETE “as, being entitled to do so, vote in person”</p> <p>25. Clause 29 (2) – DELETE “as, being entitled to do so, vote in person”</p> <p>26. Clause 31 (4) (c) – DELETE “and Regional Development”.</p> <p>RESOLUTION 233.4/2021</p>			
<p>5 May 2021 Item 5.1 Local Government Financial Ratios</p>	<p>That WALGA:</p> <p>1. Advocate to the Minister for Local Government to amend the <i>Local Government (Financial Management) Regulations 1996</i> to prescribe the following ratios:</p> <ul style="list-style-type: none"> a. Operating Surplus Ratio, b. Net Financial Liabilities Ratio, c. Debt Service Coverage Ratio, and 	<p>Correspondence has been sent to the Minister for Local Government advising of this resolution. The letter was also cc'd to the Director General of the Department of Local Government Sport & Cultural Industries.</p> <p>A response has been received from the Minister as follows; <i>WALGA s recommendations have been forwarded to the Department of Local Government, Sport and Cultural Industries (DLGSC) to enable them to progress the project and provide further advice on the proposals for model</i></p>	<p>Complete</p>	<p>Tony Brown Executive Manager Governance and Organisational Services</p>

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT



MEETING DATE	RESOLUTION	COMMENT	Completion Date	Officer Responsible
	d. Current Ratio. 2. Recommend that Local Governments consider including Asset Management ratios in their Annual Report. 3. Request the Department of Local Government, Sport and Cultural Industries to review the Asset Management ratios in consultation with the Local Government sector. 4. Continue the Local Government Financial Ratios Working Group as a reference group for the development of a Model set of Financial Statements and Budget Statements, and to establish new financial indicators. RESOLUTION 204.2/2021	<i>financial statements, model budget statements and reduced detail in annual financial reports.</i> <i>The sector's contribution on these initiatives is encouraging and I am supportive of the DLGSC continuing to work with WALGA's reference group.</i>		
5 May 2021 Item 5.3 Western Australian Development Index	That the development and implementation of the Western Australian Development Index, led by the Department of Local Government, Sport and Cultural Industries, be supported, subject to: 1. WALGA and the Local Government sector being represented on the governance group providing oversight to the project, and 2. The Department of Local Government, Sport and Cultural Industries committing to provide further consultation opportunities to the Local Government sector as the project progresses. RESOLUTION 206.2/2021	Correspondence has been sent to the Department of Local Government Sport and Cultural Industries advising of State Council's resolution. No response has been received to date.	Ongoing	Tony Brown Executive Manager Governance and Organisational Services
5 May 2021 Item 5.4 Review of the State Industrial Relations System	That WALGA: 1. Seek confirmation from the State Government on whether it intends to re-introduce legislation for Local Governments to operate solely in the State Industrial Relations System. 2. If the State Government reintroduces legislation to require all Local Governments to operate within the State Industrial Relations System, continue to advocate for the State Government to: a. Amend the <i>Industrial Relations Act 1979 (WA)</i> to include additional provisions to modernise the State IR system; and	Correspondence has been sent to the Minister for Industrial Relations advising of this resolution. A meeting was held with the Minister for Industrial Relations on 14 July 2021. The Minister advised that this legislation is likely to be introduced in the spring session in Parliament and hopes the legislation will go through State Parliament prior to Christmas 2021.	Ongoing	Tony Brown Executive Manager Governance and Organisational Services

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT



MEETING DATE	RESOLUTION	COMMENT	Completion Date	Officer Responsible
	b. Provide adequate funding and resourcing to ensure Local Governments are equipped with the appropriate tools and training to enable a smooth transition. RESOLUTION 207.2/2021	This legislation then requires the support of the Federal Government.		
3 March 2021 Item 5.3 Eligibility of Slip On Fire Fighting Units for Local Government Grants Scheme Funding	That WALGA: 1. Supports the inclusion of capital costs of Trailer Fire Fighting Units and Slip On Fire Fighting Units including for Farmer Response Brigades (for use on private motor vehicles) on the Eligible List of the Local Governments Grants Scheme (LGGS). 2. Requests the Local Government Grants Scheme Working Group to include this matter on the Agenda of their next Meeting (expected March 2021). 3. Requests WALGA to work with the Local Government Grants Scheme Working Group to develop appropriate operational guidelines and procedures for the safe use of Slip On Fire Fighting Units funded in accordance with the LGGS. 4. Supports the update of the WALGA membership of the Local Government Grants Scheme Working Group to include one Local Government Elected Member and one Local Government Officer, with these appointments determined through the WALGA Selection Committee process. RESOLUTION 180.1/2021	A letter was sent to DFES Commissioner Klemm on 16 March 2021 advising of State Council's decision on 3 March. The Local Government Grants Scheme Working Group met on 20 March 2021 however did not discuss eligible items in the Manual. An EOJ process for the Officer position was successful but a second round process will be run for the Elected member position. DFES has advised that the Local Government Grants Scheme Working Group has been discontinued. WALGA CEO Nick Sloan is meeting with the DFES Commissioner Darren Klemm on 2 August to discuss how Local Government input to the LGGS Manual will be collected in future. DFES advised on 4 June 2021 that the matter of eligibility of slip on units was not yet finalized. A further follow up email was sent on 26 July 2021.	May 2021	Narelle Cant Executive Manager Strategy, Policy and Planning
2 December 2020 Item 5.3 Family and Domestic Violence and the Role of LGs	That 1. WA Local Governments recognise the prevalence, seriousness and preventable nature of family and domestic violence and the roles that Local Governments can play in addressing gender equity and promoting respectful relationships in their local community. 2. WALGA advocates to the State Government: a. to work with Local Government in defining the role and responsibilities and expectations of	In February 2021 WALGA wrote a letter to the Director General Communities, Michelle Andrews, to advise of WALGA State Council's newly adopted policy position on family and domestic violence. WALGA met with the Department of Communities on Thursday, 25 February 2021 to discuss WALGA State Council's endorsed policy position and key advocacy statements. The key message provided was that the Department of Communities needs to engage more thoroughly with Local Governments, and in particular more	Ongoing	Narelle Cant Executive Manger Strategy, Policy and Planning

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT



MEETING DATE	RESOLUTION	COMMENT	Completion Date	Officer Responsible
	<p>Local Governments in family and domestic violence.</p> <p>b. for adequate funding for family and domestic violence programs and services, particularly in regional areas.</p> <p>c. for appropriate resources and funding be allocated to Local Governments to implement any particular roles and actions addressing family and domestic violence as defined in the State Strategy.</p> <p>d. to provide support to Local Government in the broader rollout of the Prevention Toolkit for Local Government.</p> <p>e. to continue advocacy to the Commonwealth Government for additional funding and support.</p> <p>3. WALGA organises presentations for Local Governments that address family and domestic violence, as part of relevant events or webinars.</p> <p>RESOLUTION 144.6/2020</p>	<p>engagement and communication is required regarding the State Strategy which was adopted in July 2020.</p> <p>Since 18 January 2021 WALGA has been meeting with the Australian Local Government Association and other Local Government Associations, together with Our Watch (the National prevention agency established by the Commonwealth Government) to share information and combine advocacy efforts for Local Governments across Australia. Our Watch is working on a strategy to engage more thoroughly with Local Governments across Australia through this group.</p> <p>WALGA in collaboration with the Local Government Community Safety Network Steering Committee delivered an event on 18 May focusing on family and domestic violence.</p> <p>WALGA has recently been added to the Department of Communities Path to Safety Steering Group. The next meeting is on 16 August 2021.</p>		
<p>1 July 2020 Item 5.4 WALGA JLT Scheme Management Agreement Extension</p>	<p>State Council require that:</p> <p>a) The terms of existing WALGA JLT/Marsh Scheme Management Agreement be maintained for a further 12 months or until the review actions are completed.</p> <p>b) A contingency planning project be undertaken to ensure the WALGA LGIS insurance service is competitive, resilient and appropriate to serve the needs of Member Councils.</p> <p>c) All other details as to the State Council LGIS review to remain confidential.</p> <p>RESOLUTION 95.3/2020</p>	<p>a) Action implemented. Completed b) Contingency planning project in scoping stage. To be aligned with previous review actions with a June 2022 completion target.</p>	<p>July 2021</p>	<p>Zac Donovan Executive Manager Commercial and Communications</p>
<p>5 December 2018 Item 5.1 Proposed Removal by Main Roads WA of the "Letter of Approval"</p>	<p>That WALGA:</p> <p>1. Opposes withdrawal of the "Letter of Approval" Restricted Access Vehicle Operating Condition until an acceptable alternative to Local Government is developed;</p> <p>2. Supports the position that Local Governments not use provision of the Letter of Authority to charge transport</p>	<p>On advice from the State Solicitors Office, Main Roads WA is intending to remove the CA07 condition that requires a transport operator to obtain a letter of approval from the relevant Local Government. Main Roads is proposing to replace the condition with a notification process (CA88). After consultation with Regional Road Groups and a Stakeholder Working Group, the overwhelming majority of participants are</p>	<p>Ongoing</p>	<p>Ian Duncan Executive Manager Infrastructure</p>

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT



MEETING DATE	RESOLUTION	COMMENT	Completion Date	Officer Responsible
Restricted Access Vehicle Operating Condition	<p>operators to access the Restricted Access Vehicle network;</p> <p>3. Supports the development of standard administrative procedures including fees and letter formats; and</p> <p>4. Supports the practice of Local Governments negotiating maintenance agreements with freight owners/ generators in cases where the operations are predicted to cause extraordinary road damage as determined by the Local Government.</p> <p>5. Advocates to Main Roads to establish a stakeholder working group to develop an appropriate mechanism through which the increased infrastructure costs from the use of heavy vehicles and those loaded in excess of limits (concessional loading) can be recovered from those benefiting, and redirected into the cost of road maintenance.</p> <p>RESOLUTION 132.7/2018</p>	<p>of the view that the proposed arrangement is not an acceptable alternative. WALGA has written to Main Roads WA stating that WALGA does not support the alternative and that the position adopted by State Council in December 2018 has not changed.</p>		
<p>5 December 2018 Item 4.1 State / Local Government Partnership Agreement on Waste Management and Resource Recovery</p>	<p>1. That State Council endorse investigating a State / Local Government Partnership Agreement on Waste Management and Resource Recovery.</p> <p>2. That the item be referred to MWAC for is development and negotiation with the State Government.</p> <p>3. A report regarding a proposed "State / Local Government Partnership Agreement on Waste Management and Resource Recovery" be brought back to the next meeting of State Council.</p> <p>RESOLUTION 131.7/2018</p>	<p>MWAC has sought a meeting with the new Minister for Environment, Hon Amber-Jade Sanderson, MLA and this matter will be on the agenda.</p>	Ongoing	Narelle Cant Executive Manager Strategy, Policy and Planning

President's Report

September 2021



Electoral Reform

To guide WALGA's submission to the [Ministerial Expert Committee on Electoral Reform](#), formed by the Minister for Electoral Affairs, Hon John Quigley MLA, on 30 April, I established the Electoral Reform Policy Forum.

The Policy Forum met twice in May 2021 to develop [WALGA's submission](#) to Ministerial Expert Committee, which was endorsed by State Council by Flying Minute on Friday, 4 June.

The Committee received almost 200 submissions, most of which are hosted on the Committee's website. A number of submissions were made by Local Governments and WALGA Zones.

Since the close of the submission period, I have requested a meeting with the Minister to present the Local Government sector's views on this issue, and I have written to all Members of Parliament to outline the sector's concerns and provide a copy of WALGA's submission.

The Policy Forum also met on 22 July to consider a request from the Central Country Zone for a social media campaign emphasising the importance of regional, rural and remote political representation. The campaign is currently being developed to present the sector's position on this issue and WALGA will publish the perspective of regional Local Government in the monthly WALGA column in The West Australian.

We will continue to keep the sector informed on developments relating to Electoral Reform relating to the Legislative Council.

2021 Skills Summit

I was pleased to represent the local government sector at the State Government's 2021 Skills Summit.

Over 130 people from across a wide range of industry sectors, Members of Parliament and business leaders came together to discuss how best to tackle the current skills shortage and what can be done into the future.

This was a great opportunity to highlight the active and important role the Local Government sector has in driving economic development outcomes in their local communities.

Key reasons for skill shortages amongst Local Governments include the inability of councils to compete with the private sector on remuneration and high demand across the labour market for certain occupations. Remoteness and location also make it difficult for councils to attract and retain key workers. There are many opportunities for Local Governments to offer training to existing staff and through traineeships, however, greater investment by Government to support Local Government staff to provide adequate supervision of trainees will be required. With increased levels of funding and support Local Government is well placed to provide traineeships and apprenticeships.

CONTACTS

T: (08) 9213 2000 www.walga.asn.au

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT

I look forward to the initiatives were discussed at the Summit having a positive impact on the Local Government sector.

Agricultural Supply Chain Improvements

The Association has advocated for there to be genuine consultation by the State and Commonwealth Governments regarding the projects that will be included in the Agricultural Supply Chain Improvements Package 1. This is a \$200 million package of investments in agricultural supply chain improvements that is intended to be delivered over the coming three years.

I was encouraged to learn that despite the short notice, Local Governments in the agricultural regions took the opportunity to participate in forums held across the regions during July and August, and were able to articulate the regional priorities from their perspective. It is not possible nor appropriate for WALGA to have a priority list of investments across the State. However, we have and will continue to advocate for the principles that have been endorsed by State Council, including that freight should be moved on rail where this is possible and viable. Where commercially attractive rail services are not provided, then investment in the local and State road networks is required to safely and efficiently meet demand. We continue to reinforce that Local Governments provide the roads that form a critical part of all the agricultural supply chains underpinning the viability of this \$11 billion per year industry. We will also advocate in support of further investment packages based on the needs identified by Local Governments, in consultation with industry.

Potential Transition to State Industrial Relations System

Together with senior staff, I met with the Hon. Stephen Dawson MLC, Minister for Mental Health, Aboriginal Affairs; Industrial Relations to discuss the potential Industrial Relations Legislation Amendment Bill that is likely to be re-introduced into WA Parliament this year.

At the meeting the Minister confirmed:

- (a) The Government intends to re-introduce the Bill later this year.
- (b) Minor amendments to the Bill will be made including to introduce five days' family and domestic violence leave.
- (c) WALGA provided advice that the cost to fund the transition would be approximately \$15 million (as supported by evidence provided through a sector wide survey). The Minister advised that, at this point in time, no funding was allocated to assist with the transition.
- (d) The Government has no intention to further modernise the State IR system at this time.
- (e) A regulatory impact assessment has not been undertaken by the Government on the legislation requiring Local Government employers to transition from the Federal to the State IR system, as this issue was the subject of a special review process.
- (f) The Department of Mines, Industry Regulation and Safety, which provides resources and advice to State system employers, has no additional resources allocated at this time to prepare for the transition, however the current staffing resource will be available to assist Local Governments and WALGA.
- (g) An additional Commissioner will be appointed to the Western Australian Industrial Relations Commission.

We will continue to advocate for funding in our State Budget submission and will also continue to advocate for modernization of the State IR system

WALGA 2021 Local Government Convention and Annual General Meeting

Registration for the 2021 WA Local Government Convention and AGM is now open. This year's event will be held at Crown Perth from Monday, 20 September to Tuesday, 21 September with the Opening Welcome Reception being held on the evening of Sunday, 19 September.

CONTACTS

T: (08) 9213 2000 www.walga.asn.au

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT

The theme for the 2021 WA Local Government Convention is Leading the WAY: Looking Forward, Looking Back, taking place against the backdrop of generational change for the sector with the reform of the Local Government Act on the horizon.

The [2021 Information and Registration Brochure](#) is available electronically and can be downloaded from the event page on the [WALGA website](#).

The AGM will be held on Monday, 20 September. All member Local Governments are entitled to be represented by two voting delegates. Registration of voting delegates is due by Friday, 27 August.

The Annual General Meeting will include presentation of WALGA's Annual Report, political addresses, presentation of Honours Program Awards and five motions, as follows:

- Amendments to WALGA's Constitution
- Cost of Regional Development
- Community Sporting and Recreation Facilities Fund (CSRFF) Funding Pool and Contribution Ratios
- Regional Telecommunications Program (Shire of Esperance)
- Review of the Environmental Regulations for Mining (Shire of Dundas)

The Agenda for the AGM will be distributed to Members by mid-August.

President's Contacts

President's contacts since 7 July and scheduled before 3 September are as follows:

State Government Relations

- Skills Summit with the Premier and Ministers
- Hon Stephen Dawson MLC, Minister for Mental Health; Aboriginal Affairs; Industrial Relations
- Hon Paul Papalia MLA, Minister for Police; Road Safety; Defence Industry; Veterans Issues

Zone Meetings

- East Metropolitan Zone
- Northern Country Zone
- Kimberley Country Zone

Local Government Relations

- State Council Meeting
- Strategic Forum
- Electoral Reform Policy Forum
- Finance and Services Committee Meeting
- Joint Venture Management Committee Meeting (WALGA/LGIS) x2
- Local Government Convention 21 Committee Meeting x2
- Lord Mayor's Distress Relief Fund Board Meeting
- ALGA – Post National General Assembly Board Meeting – Video Conference
- ALGA – Federal Election Strategy Endorsement Meeting – Video Conference
- LGIS – Board Meeting
- LGHT Meeting
- Regional Capitals Alliance WA; Zoom from the Country
- Council Visits
 - Shire of Dundas
 - Town of East Fremantle
 - City of Vincent

CONTACTS

T: (08) 9213 2000 www.walga.asn.au

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT

- Shire of Harvey
- Shire of Collie
- City of Bunbury
- Shire of Dardanup
- Shire of Donnybrook-Balingup
- Shire of Boyup Brook
- Shire of Bridgetown-Greenbushes
- Shire of Manjimup
- Shire of Nannup
- Shire of Augusta-Margaret River
- City of Busselton

Please take care and keep safe.

Mayor Tracey Roberts JP
President

CONTACTS

T: (08) 9213 2000 www.walga.asn.au



Premier of Western Australia

Our Reference: 59-280532

Ms Tracey Roberts
President
Western Australian Local Government Association
Email: eaceo@walga.asn.au

Dear Ms Roberts

Thank you for attending the 2021 Skills Summit and for providing a submission outlining your suggestions to meet current skills needs in the local government sector in Western Australia.

The ideas put forward at the summit were innovative, collaborative and have provided some practical actions for both industry and government. Some of the recurring themes highlighted during the day included:

- targeted marketing campaigns for people interstate and under-represented groups in WA;
- incentives and further training for underutilised cohorts such as retirees, culturally and linguistically diverse communities, people with disability and women re-entering the workforce;
- increasing access to child care, including out of school hours care;
- immigration and quarantine strategies;
- various initiatives to recruit, upskill and retrain workers in the care industry;
- diversification of the economy to mitigate against boom and bust cycles;
- smoothing the pipeline of infrastructure projects;
- further collaboration and investment in training and skills pathways between industry, government and schools; and
- collecting more data on where current skills gaps are, and developing modelling to predict future skills shortages.

The McGowan Government is now considering all ideas put forward at the Skills Summit and strategies outlined in stakeholder submissions.

We have recently announced a further seven strategies to address immediate skills shortages including:

- bringing forward the next 100 places for the adult apprentice incentive;
- requesting an additional 5,000 places from the Commonwealth to retain skilled migrants through the State Nominated Migration Program;

2 Havelock Street, West Perth, Western Australia 6005
Telephone: +61 8 6552 5000 Facsimile: +61 8 6552 5001 Email: WA-Government@dpc.wa.gov.au
www.premier.wa.gov.au

Item 8.1 - WALGA STATE COUNCIL AGENDA AND PRESIDENTS REPORT

2

- commencing a partnership with the Wirrpanda Foundation to help Aboriginal youth overcome barriers to employment;
- improving access and equity for learner drivers;
- commencing a targeted advertising campaign to attract interstate and New Zealand skilled workers and increase participation for under-represented groups in Western Australia;
- smoothing infrastructure projects to create a more sustainable pipeline of work; and
- conducting regional Skills Summits across WA.

We are already seeing strong results from immediate workforce boosting initiatives, announced on 5 July 2021, with the first tranche of the new \$5.2 million Jobs and Skills WA Adult Apprentice Employer Incentive fully subscribed and thousands of expressions of interest from skilled migrants already in Australia seeking an invitation to apply for Western Australian State Nomination.

New strategies will be progressed in partnership with industry, and we look forward to working with you in meeting the challenges of building a stronger local workforce.

Your ongoing contribution to identify opportunities and practical actions to meet Western Australia's skills needs is welcomed.

Should you wish to provide further details on the ideas you contributed at the Skills Summit, or submit further ideas, please email them through to SkillsSummit@dtwd.wa.gov.au to enable us to continue to work on this important issue.

Thank you for your participation and contribution to the 2021 Skills Summit.

Yours sincerely



MARK MCGOWAN MLA
PREMIER



SUE ELLERY MLC
MINISTER FOR EDUCATION AND TRAINING

10 AUG 2021

8.2 TELECOMMUNICATIONS REVIEW	
LOCATION/ADDRESS:	Nil
APPLICANT:	Nil
FILE:	KRG01
AUTHOR:	Zone Executive
CONTRIBUTOR/S:	Nil
RESPONSIBLE OFFICER:	Director Corporate Services
DISCLOSURE OF INTEREST:	Nil

SUMMARY:
 Regional Telecommunications Independent Review Committee established under Part 9B of the *Telecommunications (Consumer Protection and Service Standards) Act 1999*, has released an issues paper and WALGA has requested feedback for inclusion in a sector wide submission.

BACKGROUND

A Regional Telecommunications Independent Review Committee (the Committee) is established every three years under Part 9B of the *Telecommunications (Consumer Protection and Service Standards) Act 1999* to conduct a review into telecommunications services in regional, rural and remote parts of Australia.

The Committee for the 2021 Regional Telecommunications Review (the Review) was appointed on 1 June 2021.

The 2021 Committee is comprised of the Hon Luke Hartsuyker (Chair); Ms Kristy Sparrow; Professor Hugh Bradlow; Mr Michael Cosgrave; and Ms Sue Middleton.

The Committee is also conducting consultation sessions and as the dates for these are announced via their website Local Governments within the area being consulted are being advised via email of the upcoming process and encouraged to participate.

As part of the Review, the Committee will consider:

- the impact of Government policies and programs to improve regional connectivity and digital inclusion;
- insights from COVID-19 on the changing digital needs of regional, rural and remote areas;
- service reliability issues which impact regional communities and options for mitigating them;
- the role of emerging technologies in delivering telecommunications services in regional Australia;
- ways of encouraging further investment in regional telecommunications;
- the role of telecommunications in supporting broader regional development goals;
- ways to improve co-ordination between government and industry in telecommunications investment; and

- consumer awareness and education regarding telecommunications options in regional areas.

The full Terms of Reference for the Review are at Appendix B of the Issues Paper.

The Consultation Period runs from 6 July 2021 to 30 September 2021 with WALGA receiving submissions until COB Thursday 16 September 2021.

WALGA Engagement Process

Local Governments were advised in mid-July, via Councillor Direct, of the appointment of the Committee and the release of the Issues Paper, and that WALGA would be developing a sector wide submission.

WALGA, in developing a submission to this important review is seeking the views of members to address the wide range of telecommunications issues outlined by the Committee in the Regional Telecommunications Review 2021 – Issues Paper (the Issues Paper)

<https://www.communications.gov.au/>

Local Governments have been requested to provide their submissions or information to inform the sector wide submission to the Association to ensure all matters are addressed.

This agenda item provides a Zone level opportunity to provide feedback to the WALGA submission to assist in ensuring all Local Governments have had a chance for input.

COMMENT

Zones are requested, however not limited to, consider the items outlined at the dot points and /or the individual questions outlined at the end of each section or at Appendix A of the Issues Paper or provide input on any related matter for inclusion in the submission.

By way of example the WALGA Submission will include, in part, commentary on Question 12 that asks:

'How can different levels of Government, the telecommunications industry and regional communities better co-ordinate their efforts to improve telecommunications in regional Australia?'

The Association response will include an example of the Regional Telecommunications Resilience Working Group established in May comprising key planning/technical staff from Telstra, Optus, Western Power, Horizon Power, WALGA, DFES and DPIRD. This working group will share data more openly to allow robust and coordinated planning which results in better overall service delivery and value for money for all concerned. The working group began its work in June 2021 and have scheduled monthly meetings that increase as funding programs or issues emerge.

WALGA advocates on specific issues identified by its members at the Working Group, in particular to explore opportunities for sustainable solutions e.g. Stand Alone Power provision, utilising a combination of solar, batteries and generators.

The Association is keen to provide a comprehensive submission on this important matter and welcomes Zone input. Access to high speed broadband is of critical importance to

the Kimberley and is a priority for Advocacy. As such, the following matters identified by the Kimberley Zone are recommended for inclusion in the WALGA submission:

- Individual Shires in the Kimberley have actively engaged with both the Commonwealth Government and service providers to address blackspots of various scales. Remote areas are highly reliant on telecommunications to remain in touch however both access to, and the reliability of, telecommunications continues to fall behind demand for speed and reliability and the transition to a digital first approach by government agencies.
- Infrastructure WA noted the telecommunications challenges in their 2021 discussion paper *"Pursuing digitisation opportunities and applying a digital-first approach in the sector will need to be balanced so as not to further disadvantage vulnerable Western Australians and those who live in rural and remote areas who experience significantly limited technology access, including people who live in remote Aboriginal communities with limited digital connectivity."* (p.259)
- There is a critical risk for telecommunications infrastructure as there is a single fibre optic cable to the north of the state. If the cable is compromised, all telecommunications infrastructure across the north can be compromised including EFTPOS and ATM equipment. This means that people coming in from remote locations and tourists cannot access food and other vital supplies unless they arrived with cash. The most recent incident in July 2021 also caused considerable delays on the border between WA and NT due to the reliance on telecommunications for the G2G pass. The outage had the added impact of preventing calls to emergency services and hospitals for non life threatening emergencies and caused delays during flight boarding. A similar incident occurred in August 2019 where the cable was "dug up" accidentally by a third party, impacting on 50,000 people.
- Leveraging major regional road upgrades, such as the Tanami Road, to install fibre optic cable as part of integrated earthworks. This will lower the overall costs, increase accessibility and, in the case of the Tanami Road, potentially provide an alternative from the single line currently servicing northern Western Australia.
- The reticulation of fibre for residents has not occurred routinely even when in close proximity to the cable. This is particularly evident in remote, highly disadvantaged towns. With the increasing reliance on digital communications for business and education, this creates an ever increasing gap between the digital opportunities in larger urban areas and those in regional towns and communities.
- Broadband is not routinely available outside of the strict city limits in regional towns, for example the East Kimberley Regional Airport does not have access to high speed broadband although it is located only a few minutes out of Kununurra.
- Road safety is compromised as there are still significant stretches of road where there is no coverage so access to emergency services is constrained.
- The capacity for broadband and mobile services to cater for both the resident population and the influx of visitors during tourist season which currently sees substantially reduced speeds and in some cases dropping back to the basic 3G without internet.

The recommendations outlined above focus on the current issues occurring within the Kimberley with some unique to the region with others commonly experienced outside of the Perth metropolitan region.

CONSULTATION

Nil

STATUTORY ENVIRONMENT

Telecommunications (Consumer Protection and Service Standards) Act 1999

Local Government Act 1995

FINANCIAL IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS

Governance Goal – A collaborative group demonstrating strong regional governance:

Secure funding for regional initiatives

Recognition of Kimberley Local Government issues and opportunities

Built Environment Goal – Improved and secure transport, communications, community and essential services:

Liveable towns supporting regional communities

High standard of infrastructure planning

Reliable and adequate power and communications.

Economy Goal – A sustainable and diverse economy:

Improved regional infrastructure

VOTING REQUIREMENTS

Simple Majority

KIMBERLEY ZONE RESOLUTION:

(REPORT RECOMMENDATION)

Minute No. KRG/0821/002

Moved: M Edwards

Seconded: Cr C Mitchell

That the Kimberley Zone note the Regional Telecommunication Review 2021 and endorses the input provided in this item from the Kimberley into the WALGA submission provided in this item.

CARRIED UNANIMOUSLY 4/0

Attachments

Nil

8.3 WALGA ZONE STATUS REPORT

LOCATION/ADDRESS:	Nil
APPLICANT:	Nil
FILE:	KRG01
AUTHOR:	Zone Executive
CONTRIBUTOR/S:	Nil
RESPONSIBLE OFFICER:	Director Corporate Services
DISCLOSURE OF INTEREST:	Nil

SUMMARY:

This Status Report provides an update on the WALGA response to relevant Kimberley Zone Resolutions.

BACKGROUND

Previous Considerations

Joint Meeting 28 June 2021	Item 9.8
Joint Meeting 20 April 2021	Item 11.1

COMMENT

Following the submission of resolutions from the Kimberley Zone, WALGA have provided responses in the attached Zone Status Report August 2021 (attachment 1). The following summary is provided for each of the resolutions submitted to WALGA.

Kimberley Zone Item 9.8 29 June 2021 Rating of Aboriginal Land

KIMBERLEY REGIONAL GROUP RESOLUTION:
(REPORT RECOMMENDATION)

Minute No. KRG/0621/010

Moved: Cr G Haerewa

Seconded: Cr M Edwards

That the Kimberley Regional Group writes to WALGA to:

- 1. Highlight the emerging issue of the rating process on Aboriginal lands, and**
- 2. Request that WALGA write to the State Government to seek clarification about how land uses on Aboriginal Lands should be treated across a range of contexts and tenures.**

CARRIED UNANIMOUSLY 4/0

WALGA Response

The issue of Rating Exemptions is one of the main areas of WALGA's advocacy in respect to Local Government Act amendments. The rating exemptions that are of concern for the sector relate to the following:

- Rating of Charitable Purpose properties
- Department of Housing: Leasing to Charitable Organisations

- Government Trading Entities
- State Agreement Act projects
- State Owned Unallocated Crown Land

On this basis, the Local Government sector supports an independent review of all rating exemptions to enhance equity among ratepayers in the community.

Kimberley Zone Item 11.1 20 April 2021 Disaster relief and recovery funding arrangements.

KIMBERLEY REGIONAL GROUP RESOLUTION:
(REPORT RECOMMENDATION) **Minute No. KRG/0421/007**
Moved: Cr D Menzel **Seconded: Cr M Edwards**
That the Kimberley Zone:
 1. **Express dissatisfaction with current disaster relief and recovery funding arrangements and call for urgent action from the State Government to investigate and address these shortcomings.**
 2. **Seek WALGA advocacy to support the motion.**

CARRIED UNANIMOUSLY 4/0

WALGA Response

WALGA has endorsed advocacy positions seeking improvements to disaster relief and recovery funding including assessment periods, eligibility of certain costs and improving resilience of reconstructed infrastructure. Regular meetings with DFES and Main Roads officers are on-going. Detailed evidence of examples where the process is not effective have been collected and continue to be. Timelines for decision-making and an escalation process would seem to be an important addition to the process.

CONSULTATION

Nil.

STATUTORY ENVIRONMENT

Local Government Act 1995

FINANCIAL IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS

Governance Goal – A collaborative group demonstrating strong regional governance:

Effective governance protocols and systems for business efficiency and improved services through collaboration

Recognition of Kimberley Local Government issues and opportunities

Built Environment Goal – Improved and secure transport, communications, community and essential services:

Improved regional arterial road network, ports and airports

Economy Goal – A sustainable and diverse economy:

Sustainable Local Government revenue

Improved regional infrastructure

VOTING REQUIREMENTS

Simple Majority

KIMBERLEY ZONE RESOLUTION:

(REPORT RECOMMENDATION)

Minute No. KRG/0821/003

Moved: G Haerewa

Seconded: Cr C Mitchell

That the Kimberley Zone notes the WALGA Zone Status Report August 2021.

CARRIED UNANIMOUSLY 4/0

Attachments

1. Kimberley Country Zone Status Report

Item 8.3 - WALGA ZONE STATUS REPORT



**COMPLETE ZONE STATUS REPORT
AUGUST 2021**

Zone	Agenda Item	Zone Resolution	WALGA Response	Update	WALGA Contact
Kimberley C	2021 28 June Zone Agenda Item 9.8 Rating of Aboriginal Lands	That the Kimberley Regional Group writes to WALGA to: 1. Highlight the emerging issue of the rating process on Aboriginal lands, and 2. Request that WALGA write to the State Government to seek clarification about how land uses on Aboriginal Lands should be treated across a range of contexts and tenures.	The issue of Rating Exemptions is one of the main areas of WALGA's advocacy in respect to Local Government Act amendments. The rating exemptions that are of concern for the sector relate to the following: <ul style="list-style-type: none"> • Rating of Charitable Purpose properties • Department of Housing: Leasing to Charitable Organisations • Government Trading Entities • State Agreement Act projects • State Owned Unallocated Crown Land On this basis, the Local Government sector supports an independent review of all rating exemptions to enhance equity among ratepayers in the community.	August 2021	Tony Brown Executive Manager Governance and Organisational Services 9213 2051 tbrown@walga.asn.au
Kimberley C	2021 20 April Zone Agenda Item 11.1 Disaster Relief and Recovery Funding Arrangements	That the Kimberley Zone: 1. Express dissatisfaction with current disaster relief and recovery funding arrangements and call for urgent action from the State Government to investigate and address these shortcomings. 2. Seek WALGA advocacy to support the motion.	The Association has endorsed advocacy positions seeking improvements to disaster relief and recovery funding including assessment periods, eligibility of certain costs and improving resilience of reconstructed infrastructure. Regular meetings with DFES and Main Roads officers are on-going. Detailed evidence of examples where the process is not effective have been collected and continue to be. Timelines for decision-making and an escalation process would seem to be an important addition to the process.	September 2021	Ian Duncan Executive Manager Infrastructure iduncan@walga.asn.au 9213 2031

8.4 2021 LOCAL GOVERNMENT ELECTION - ZONE OFFICE BEARER ELECTIONS	
LOCATION/ADDRESS:	Nil
APPLICANT:	Nil
FILE:	KRG01
AUTHOR:	Zone Executive
CONTRIBUTOR/S:	Nil
RESPONSIBLE OFFICER:	Director Corporate Services
DISCLOSURE OF INTEREST:	Nil

SUMMARY:
 Following the bi-annual Local Government elections being held Saturday, 16 October 2021, Zones will also be required to hold an election process for State Council representatives.

BACKGROUND

Previous Considerations

Nil.

COMMENT

With the biannual Local Government elections being held Saturday, 16 October 2021, Zones will also be required to hold an election process for State Council representatives.

A chronological overview of the process is detailed below:

- Local Government elections occur on Saturday, 16 October 2021.
- Member Councils to elect/appoint their Zone Delegates and to advise the Zone Executive Officer, as soon as possible but preferably by 5 November 2021.
- For the purpose of electing their representatives and deputy representatives to the WALGA State Council, the Zones are required to hold these elections at their November 2021 meeting.
- Zones to advise WALGA, in writing, of their elected State Council representative and deputy representative immediately following the 2021 November Zone meeting.
- State Councillor Induction Session – morning of **1 December 2021**.
- New State Council will take office at the Ordinary Meeting of State Council on **1 December 2021**.
- The position of President and Deputy President of WALGA, will be elected at the March 2022 State Council Meeting.

In relation to the nominations and election process to be followed by each Zone in electing a representative and deputy representative to the WALGA State Council, the below process has been instituted by State Council:

1. Zone Secretariat to write to all Member Councils no later than 1 month prior to the Zone meeting at which the election is to be held, calling for nominations from delegates to the Zone for the positions of representative and deputy representative to State Council. The correspondence is to state that all nominations are to be made in writing to the Zone Secretariat, and only Elected Members who are a nominated Zone delegates are eligible to nominate.
The time period for the receipt of nominations is to be **one week prior** to the Zone meeting at which the election will be held.
2. Zone Secretariat to receive written nominations from Zone delegates for the positions of representative and deputy representative to State Council and then provide written confirmation to Member Councils of the nominations received.
3. Elections are to be held at the next Zone meeting as the first item of business.
Where there is more than one nomination for each vacant position, an election will be conducted using a secret ballot, with the Zone Secretariat Chief Executive Officer to represent WALGA as the returning officer for the election.
Prior to the ballot, nominees for each position are to be extended the opportunity to provide a 2 minute election bid to delegates.
4. All voting delegates to the Zone are entitled to cast one (1) vote in the ballot process. The candidate with the greater or greatest number of votes is elected to the office.
5. **Tied vote** – in the event of a tied vote, election will be determined by drawing names from a box. The Zone Secretariat will put the names of the candidates in a box and the first name drawn is the Representative or Deputy Representative State Council Member.
6. Zone Secretariat to advise WALGA in writing immediately following the Zone meeting of the outcome of their elections.

CONSULTATION

Nil.

STATUTORY ENVIRONMENT

Local Government Act 1995

FINANCIAL IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS

Governance Goal – A collaborative group demonstrating strong regional governance:

Effective governance protocols and systems for business efficiency and improved services through collaboration

VOTING REQUIREMENTS

Simple Majority

<u>KIMBERLEY ZONE RESOLUTION:</u>
--

(REPORT RECOMMENDATION)

Minute No. KRG/0821/004

Moved: Cr C Mitchell

Seconded: M Edwards

That the Kimberley Zone note the process for election of Kimberley Zone Representative and Deputy Representative to the WALGA State Council.

CARRIED UNANIMOUSLY 4/0

Attachments

Nil

8.5 SOCIAL HOUSING ECONOMIC RECOVERY PACKAGE GRANT FUNDING	
LOCATION/ADDRESS:	Nil
APPLICANT:	Nil
FILE:	KRG01
AUTHOR:	Zone Executive
CONTRIBUTOR/S:	Nil
RESPONSIBLE OFFICER:	Director Corporate Services
DISCLOSURE OF INTEREST:	Nil

SUMMARY:
 This item provides an update in relation to Social Housing Economic Recovery (SHERP) grants which support Local Governments in partnership with existing social housing providers and community groups within their communities to secure housing outcomes for vulnerable Western Australians.

BACKGROUND

Previous Considerations

Nil

COMMENT

The \$319 million [Social Housing Economic Recovery Package \(SHERP\)](#) is part of the State Government's COVID-19 Recovery Plan announced in June 2021.

The Program aims to provide safe and secure housing outcomes for vulnerable Western Australians by supporting the construction of new community housing properties and the refurbishment of existing properties to extend their useful life or increase their capacity. Grants are also available to fund maintenance works within remote Aboriginal communities.

Local Governments are eligible to apply for SHERP grants and partner with existing social housing providers and community groups within their communities.

The next round of SHERP funding opens on Monday 1 September 2021.

Further information on the eligibility requirements and application process for the SHERP grants will be provided by the Department of Communities at a webinar to be hosted by WALGA on Monday 1 September from 1.30pm – 2.30pm.

Local Government officers wishing to attend the register for the Webinar [here](#) or through the [WALGA events page](#).

The Livestream presentation from the 11th August is available to view on the Department of Communities website and provides valuable information about the grant process.

In preparation for the session, local governments are encouraged to:

- Visit the Department of Communities website on the 1st September to familiarise yourself with the grant guidelines, application process and frequently asked questions.
- Submit any questions you have in advance through the registration form. There will also be the opportunity to ask additional questions on the day.

Further information on the SHERP program is available on the [Department of Communities website](#) or by contacting Kelly McManus, Principal Policy and Advocacy, WALGA on 0429 483 273 or kmcmanus@walga.asn.au.

CONSULTATION

Nil

STATUTORY ENVIRONMENT

Local Government Act 1995

FINANCIAL IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS

Governance Goal – A collaborative group demonstrating strong regional governance:

Secure funding for regional initiatives

Alignment and integration of regional and local priorities for member Councils.

Community Goal – A vibrant community based on equity, inclusion and opportunity for all:

Innovative and joined up approach to housing development, ownership and design through community participation

VOTING REQUIREMENTS

Simple Majority

KIMBERLEY ZONE RESOLUTION:

(REPORT RECOMMENDATION)

Minute No. KRG/0821/005

Moved: Cr C Mitchell

Seconded: G Haerewa

That the Kimberley Zone notes that:

1. **Local Governments are eligible for grants to support the construction, refurbishment and maintenance of community housing properties as part of the State Government’s Social Housing Economic Recovery Package (SHERP) Program.**
2. **The next round of SHERP grants open on Monday 1 September 2021.**
3. **The Department of Communities will provide further information on the SHERP grants at a WALGA webinar to be held at 1:30pm on Monday 1 September.**

CARRIED UNANIMOUSLY 4/0

Attachments

Nil

8.6 DROUGHT ADVOCACY UPDATE	
LOCATION/ADDRESS:	Nil
APPLICANT:	Nil
FILE:	KRG01
AUTHOR:	Zone Executive
CONTRIBUTOR/S:	Nil
RESPONSIBLE OFFICER:	Director Corporate Services
DISCLOSURE OF INTEREST:	Nil

SUMMARY:
Update on WALGA's advocacy on drought.

BACKGROUND

Previous Considerations

Nil

COMMENT

The following is an update on drought and WALGA's advocacy;

WALGA has made representations on this issue including to the Hon David Littleproud MP, Minister for Agriculture, and Northern Australia; the Hon Alannah MacTiernan MLC, Minister for Regional Development and Food, Hydrogen Industry; and WA Federal Government members, including meetings between the WALGA Deputy President and Senators Dean Smith and Slade Brockman. WALGA has also met with Minister MacTiernan's Chief of Staff and WA Government officials.

Correspondence from Minister Littleproud received in October 2020 indicated that details of the Commonwealth's Regional Drought Resilience Planning Program were still being worked through with the WA Government, which was yet to commit to co-funding the program. WALGA subsequently sought an assurance that Minister MacTiernan remained committed to 'working with the Minister for Water to ensure WA local government optimally benefit from the Future Drought Fund'.

On 4 July 2021 it was announced that the WA Government had secured \$1.33 million of the \$9.85 million available under the Regional Drought Resilience Planning Program for 2021-22 to undertake planning for the Northern Midwest, Southern Wheatbelt and Great Southern Inland regions. This work will be led by Regional Development Commissions working with Local Governments and is due for completion by 30 June 2022. The WA Government has not provided a cash contribution towards this program.

On 3 February 2021 the WA Government announced a \$7.3 million infrastructure plan to upgrade and refurbish 70 community dams in the State's Wheatbelt and Great Southern regions with half to be funded from the National Water Grid Fund, however the State's application for funding was unsuccessful.

The WA Government has also made a request for funding as part of the National Water Grid Connections funding round, which will provide \$20 million for each state and territory to deliver projects with a Commonwealth contribution of up to \$5 million per project. A decision on this funding is expected by end August.

On 15 April 2021, the Commonwealth announced that an additional \$2.8 million would be provided to pay rebates for eligible water infrastructure installed on-farm to all WA farmers who submitted their application prior to 20 January 2021.

In addition, WALGA was advised on 11 August 2021 that the State Government has been successful in securing National Water Grid Connections funding for 9 projects (spanning Water Corporation, DPIRD and DWER):

- **Cave Springs Road Tail Water Return System**
Two water recycling systems will be constructed in the Ord River Irrigation Area resulting in 2400 megalitres per annum of water savings.
- **Agricultural Area Dams and Strategic Community Water Supplies**
Infrastructure facilities will be constructed including pipework, tanks, solar pumps and standpipes at 70 dam sites. This will increase resilience and water security in farming communities in the region.
- **Katanning to Kojonup Pipeline Enhancement**
A number of sections of the existing pipeline between Katanning and Kojonup will be replaced, increasing water reliability and supply to all farmland customers.
- **Jerramungup Dam Catchment Improvement**
Degraded bitumen will be replaced with plastic liner enabling increased runoff and water storage, and improving reliability to almost 100 per cent of water users in the Jerramungup catchment.
- **Gascoyne Irrigation Scheme Augmentation and Modernisation**
Essential infrastructure in the Gascoyne region will be upgraded, including additional production bores and modernisation of irrigation systems. This will increase horticultural production capability in the region.
- **Community Water Supplies Partnership Program with Local Government**
Up to 40 new and improved non-potable water supplies will be developed in priority areas for farming communities to access.
- **Ravensthorpe Dam Catchment Extension**
The catchment area of the Ravensthorpe dam will be increased by 5 hectares, increasing the volume of water in the dam by approximately 7 megalitres per annum.
- **Cranbrook Dam Catchment Improvement**
Degraded bitumen will be replaced in Cranbrook Dam 1 catchment, increasing the volume of water in the dam by 15 megalitres per annum, for agricultural and primary industry use.
- **Wongutha Independent Water Security Pilot**
A small-scale, solar powered water reverse osmosis desalination system pilot will be installed, producing an additional 7.3 megalitres per annum of fresh water.

Total funding for these projects is \$43.8 million, \$23.8 million State Government and other partners, \$20 million Commonwealth.

- In addition with assistance from ALGA, WALGA has secured a seat on the Commonwealth Agriculture Minister's Meeting Working Group on Drought which has representatives from the Commonwealth, all State/Territory Jurisdictions, National Farmers Federation and ALGA.

Finally, on the Drought Resilience Planning Program, given Minister MacTieman's decision to direct this funding to Regional Development Commissions rather than Local Governments, I've had initial discussions with DPIRD regarding the need for Local Governments to be involved in the process. I understand that DPIRD was meeting with the Regional Development Commissions last week and I expect to have further information in the next week or so.

CONSULTATION

Nil

STATUTORY ENVIRONMENT

Local Government Act 1995

FINANCIAL IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS

Natural Environment Goal – Responsible management of the environment:

Secure quality water supply

VOTING REQUIREMENTS

Simple Majority

KIMBERLEY ZONE RESOLUTION:

(REPORT RECOMMENDATION)

Minute No. KRG/0821/006

Moved: G Haerewa

Seconded: Cr C Mitchell

That the Kimberley Regional Group notes the update.

CARRIED UNANIMOUSLY 4/0

Attachments

Nil

9. REPORTS FROM KIMBERLEY REGIONAL GROUP

Nil.

10. CORRESPONDENCE

Nil.

11. GENERAL BUSINESS

Nil.

12. MATTERS BEHIND CLOSED DOORS

Nil

13. MEETING CLOSURE

There being no further business the Chair declared the meeting closed at 8:22am.



KIMBERLEY REGIONAL GROUP Meeting

UNCONFIRMED MINUTES

11:00AM, 2 SEPTEMBER 2021

**Shire of Broome, Corner Weld and
Haas Streets, Broome**

These minutes were confirmed at a meeting held and signed below by the Presiding Person, at the meeting these minutes were confirmed.

Signed:

SHIRE OF BROOME
KIMBERLEY REGIONAL GROUP
THURSDAY 2 SEPTEMBER 2021
INDEX – MINUTES

1.	DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS.....	3
2.	RECORD OF ATTENDANCE / APOLOGIES	3
3.	DECLARATION OF INTERESTS	4
4.	CONFIRMATION OF MINUTES	4
5.	BUSINESS ARISING FROM PREVIOUS MEETING	4
6.	PRESENTATIONS FROM REPRESENTATIVES.....	4
7.	REPORTS FROM REPRESENTATIVES	5
8.	REPORTS FROM KIMBERLEY COUNTRY ZONE	5
9.	REPORTS FROM KIMBERLEY REGIONAL GROUP.....	6
9.1	KIMBERLEY FREIGHT DISCUSSION PAPER	6
9.2	MEMORANDUM OF UNDERSTANDING REVIEW	10
9.3	KRG ANNUAL PERFORMANCE REPORT	12
9.4	EXECUTIVE SUPPORT CONTRACT	32
9.5	KRG ELECTION PROCESS AND TIMELINES.....	36
9.6	BUSINESS PLAN PROGRESS REPORT	39
9.7	ALCOHOL MANAGEMENT UPDATE	50
9.8	SKILLS SUPPLY AND DEMAND RESEARCH PROJECT	52
9.9	CONSULTANT REPORT	55
10.	CORRESPONDENCE.....	61
10.1	CORRESPONDENCE.....	61
11.	GENERAL BUSINESS.....	73
12.	MATTERS BEHIND CLOSED DOORS.....	73
13.	MEETING CLOSURE.....	73

**MINUTES OF THE KIMBERLEY REGIONAL GROUP OF THE SHIRE OF BROOME,
HELD IN THE SHIRE OF BROOME, CORNER WELD AND HAAS STREETS, BROOME, ON
THURSDAY 2 SEPTEMBER 2021, COMMENCING AT 1:00PM.**

1. DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS

The Chairman welcomed Members and Officers and declared the meeting open at 11:08am.

2. RECORD OF ATTENDANCE / APOLOGIES

ATTENDANCE:

Cr Chris Mitchell	Shire of Broome
James Watt	Shire of Broome
Amanda O'Halloran	Shire of Derby West Kimberley
Cr Geoff Haerewa	Shire of Derby West Kimberley
Cr Paul White	Shire of Derby/West Kimberley
Vernon Lawrence	Shire of Wyndham East Kimberley
Cr David Menzel	Shire of Wyndham East Kimberley
Noel Mason <i>(from 11:17am)</i>	Shire of Halls Creek
Cr Malcolm Edwards	Shire of Halls Creek
Cr Chris Loessl <i>(from 11:17am)</i>	Shire of Halls Creek
David Price	Shire of Christmas Island
Cr Gordon Thomson	Shire of Christmas Island
Cr Kee Heng Foo	Shire of Christmas Island
Andrea Selvey	Shire of Cocos (Keeling) Islands
Cr Tony Lacy	Shire of Cocos (Keeling) Islands
Cr Seriwati Iku	Shire of Cocos (Keeling) Islands
Debra Goostrey	Zone Executive - ATEA
Tim Bray	Kimberley Development Commission
Krissie Dickman	Department of Communities

APOLOGIES:

Sam Mastrolembo	Shire of Broome
Cr Harold Tracey	Shire of Broome
Cr Tony Chafer	Shire of Wyndham East Kimberley
Janine Hatch	Kimberley RDA
Natasha Maher	Australia's North West
Greg Hayes	WALGA Roadwise

3. DECLARATION OF INTERESTS

FINANCIAL INTEREST			
Member	Item No	Item	Nature of Interest
Nil.			

IMPARTIALITY			
Member	Item No	Item	Nature of Interest
Nil.			

4. CONFIRMATION OF MINUTES

COMMITTEE RESOLUTION:
Minute No. KRG/0921/001
Moved: G Haerewa **Seconded: M Edwards**
That the Minutes of the Kimberley Regional Group held on 26 August 2021, as published and circulated, be confirmed as a true and accurate record of that meeting.
CARRIED UNANIMOUSLY 4/0

COMMITTEE RESOLUTION:
Minute No. KRG/0921/002
Moved: G Haerewa **Seconded: D Menzel**
That the Minutes of the Kimberley Regional Group held on 28 June 2021, as published and circulated, be confirmed as a true and accurate record of that meeting.
CARRIED UNANIMOUSLY 4/0

5. BUSINESS ARISING FROM PREVIOUS MEETING

Nil.

6. PRESENTATIONS FROM REPRESENTATIVES

Nil.

7. REPORTS FROM REPRESENTATIVES

7.1 KIMBERLEY DEVELOPMENT COMMISSION
Tim Bray, Acting Chief Executive Officer

7.2 DEPARTMENT OF LOCAL GOVERNMENT AND COMMUNITIES
Krissie Dickman, Regional Manager Kimberley

8. REPORTS FROM KIMBERLEY COUNTRY ZONE

There are no reports in this section.

9. REPORTS FROM KIMBERLEY REGIONAL GROUP

9.1 KIMBERLEY FREIGHT DISCUSSION PAPER	
LOCATION/ADDRESS:	Nil
APPLICANT:	Nil
FILE:	KRG01; RCG01
AUTHOR:	Zone Executive
CONTRIBUTOR/S:	Nil
RESPONSIBLE OFFICER:	Director Corporate Services
DISCLOSURE OF INTEREST:	Nil

SUMMARY:
 The Strategic Community Plan includes the development of a high level Freight Discussion Paper to consider changes to volumes and any infrastructure gaps not identified previously.

BACKGROUND

Previous Considerations

Nil.

COMMENT

A robust freight logistics network is critical if the development of the Kimberley is to proceed in an orderly way. Key industries such as the extractive industries sector, agriculture and aquaculture depend on there being a fit for purpose logistics chain. The freight task in the Kimberley region has historically been characterised by low volumes over large distances and comprises three major components being:

- Agricultural including inputs such as fertiliser and machinery and outputs in the pastoral, aquaculture and horticultural sectors.
- Mining and extraction industry inputs including fuel as well as outputs from mining activities.
- Population driven logistics including the movement of food and other goods for residents and businesses.

It was agreed that a high level document be prepared to inform the Kimberley Regional Group (KRG). It is noted that COVID-19 may have impacted on some of the activities and may lead to an adjustment of the timeframes for the growth forecasts to be realised.

The discussion paper has fourteen findings being:

- 1 Agriculture is slowly intensifying in the Kimberley with the development of new irrigated agricultural opportunities and this could result in steady increases in demand along the freight logistics chain.
- 2 Primary industries of all types could account for over 3million tonnes in exports per annum within 26 years noting this would represent more than three times the current tonnage being exported from the region.

- 3 The mining sector is expected to expand in the export of bulk products with at least two new projects impacting on logistics.
- 4 The Canning Basin is a globally significant hydrocarbon resource which has the potential to change the Kimberley economy and logistics requirements, however, its future development is constrained.
- 5 The gross weight of exports transported by roads to ports is set to increase substantially.
- 6 The Strategic Road Network has some vulnerabilities including to oversize limits, flooding events and delays due to intermittent restrictions on the Kununurra Diversion Dam.
- 7 The Strategic Road Network in the Kimberley will be significantly improved with the sealing of the Tanami Roads and parts of the Duncan Road – creating better linkages to the eastern states and thereby creating greater logistics resilience.
- 8 With the exception of the Broome-Cape Leveque Road, the Secondary Road Network is under-developed.
- 9 Longer term improvements to the Secondary Road Network might include all-weathering of some roads and greater clarity over management including the gazettal of roads.
- 10 The Port of Wyndham is the largest port by tonnage, providing bulk services for the East Kimberley and parts of the West Kimberley.
- 11 The Port of Broome is becoming a logistics and cruising hub noting it has been hard hit by the COVID pandemic.
- 12 The Port of Derby could become an important bulk port if major projects and mooted private sector port redevelopment proceeds.
- 13 Airport capacity and flight frequency needs to keep pace with consumer demand to avoid trade, population, employment and tourism stagnation.
- 14 Capital investment will be required at the Kununurra airport to facilitate utilisation by larger aircraft, both for freight and passenger services.

The key infrastructure upgrades required to manage the changes in the freight task have previously been identified through various planning activities and continue to be priorities including:

- Ensuring port facilities and access to ports (both land and marine) are fit for purpose and recognise the forecast growth and transition to different freight typologies. Private sector investment in the Port of Broome and the Port of Wyndham is noted.
- Progressing upgrades to roads of state and national importance, with priority given to the Great Northern Highway and the Tanami Road.
- Ensuring key airports meet the forecast fleet composition to enable the distribution of high value produce nationally and globally as well as enabling participation in inter-seasonal produce consortiums.
- Availability of fit for purpose and strategically located cool and cold chain infrastructure.

The findings of the Discussion Paper are consistent with previous investigations and reflect the priorities in the KRG Advocacy Agenda and Infrastructure Prospectus. The Discussion Paper is provided under separate cover.

CONSULTATION

Nil

STATUTORY ENVIRONMENT

Local Government Act 1995

FINANCIAL IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS

Governance Goal – A collaborative group demonstrating strong regional governance:

Secure funding for regional initiatives

Recognition of Kimberley Local Government issues and opportunities

Alignment and integration of regional and local priorities for member Councils.

Built Environment Goal – Improved and secure transport, communications, community and essential services:

High standard of infrastructure planning

Economy Goal – A sustainable and diverse economy:

Generational advantage that captures the wealth for the region

Improved outcomes in employment

Sustainable primary industries

Improved regional infrastructure

VOTING REQUIREMENTS

Simple Majority

COMMITTEE RESOLUTION:

(REPORT RECOMMENDATION)

Minute No. KRG/0921/003

Moved: M Edwards

Seconded: D Menzel

That the Kimberley Regional Group notes:

1. ***The findings of the Kimberley Freight Discussion Paper;***
2. ***The alignment of the findings with established priorities; and***
3. ***The need for ongoing advocacy for funding to address current and future infrastructure shortfalls.***

CARRIED UNANIMOUSLY 4/0

Attachments

There are no attachments for this report.

9.2 MEMORANDUM OF UNDERSTANDING REVIEW	
LOCATION/ADDRESS:	Nil
APPLICANT:	Nil
FILE:	KRG01; RCG01
AUTHOR:	Zone Executive
CONTRIBUTOR/S:	Nil
RESPONSIBLE OFFICER:	Director Corporate Services
DISCLOSURE OF INTEREST:	Nil

SUMMARY:
 The Kimberley Regional Group entered a four year Memorandum of Understanding in 2018 to provide the governance framework for the group. The MOU expires in 2022 and this report provides an update on the review process and timeframes.

BACKGROUND

Previous Considerations

Nil

COMMENT

The four year KRG Memorandum of Understanding (MOU) will expire in 2022. Whilst the bulk of the document remains fit-for-purpose, there are a small number of issues that need to be reviewed. The intent of the review is to provide a final version for ratification at the December KRG meeting in Kununurra.

Key areas for review include:

- Moving some detail in relation to project management into the KRG Governance Manual.
- Recognition of the hierarchy of documents including the Governance Manual.
- Accuracy around administrative matters such as bank accounts and insurance requirements.
- Administrative matters such as meeting scheduling, notification and adjusting the requirement for face-to-face attendance for fifty percent of meetings to reflect the COVID environment.
- Clarify and streamline circular resolutions requirements.
- Improve consistency across meetings and financial reporting requirements.
- Update and clarify communications/media arrangements.

CONSULTATION

Nil

STATUTORY ENVIRONMENT

Local Government Act 1995

FINANCIAL IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS

Governance Goal – A collaborative group demonstrating strong regional governance:

Effective governance protocols and systems for business efficiency and improved services through collaboration

VOTING REQUIREMENTS

Simple Majority

COMMITTEE RESOLUTION:

(REPORT RECOMMENDATION)

Minute No. KRG/0921/004

Moved: G Haerewa

Seconded: M Edwards

That the Kimberley Regional Group notes the progress on the review of the Kimberley Regional Group Memorandum of Understanding.

CARRIED UNANIMOUSLY 4/0

Attachments

Nil

9.3 KRG ANNUAL PERFORMANCE REPORT	
LOCATION/ADDRESS:	Nil
APPLICANT:	Nil
FILE:	KRG01
AUTHOR:	Zone Executive
CONTRIBUTOR/S:	Nil
RESPONSIBLE OFFICER:	Director Corporate Services
DISCLOSURE OF INTEREST:	Nil

SUMMARY:
 It is a requirement of the MOU that within two months after 30 June each year, the Host Shire CEO or their delegate must, in consultation with the Board, prepare and provide to each Participant an end of year performance report.

BACKGROUND

Previous Considerations

Nil

COMMENT

It is a requirement of the MOU that within two months after 30 June each year, the Host Shire CEO or their delegate must, in consultation with the Board, prepare and provide to each Participant an end of year performance report setting out the annual performance of the KRG and addressing the matters referred to below:

- a) a description of the activities carried out by the KRG with reference to the Strategic Goals and Outcomes;
- b) a reasonable itemisation of the Operating Expenses incurred;
- c) a comparison of Operating Expenses incurred with budget estimates and comments on any significant variations;
- d) a brief description of the KRG's planned activities for the next period, including details of any Projects anticipated to commence in the next 12 months;
- e) any other information that the Board directs to be included; and
- f) any other report the Participants may reasonably require to comply with their reporting obligations.

A draft Annual Performance Report, which is suitable for circulation, is attached. The Financial Report will be provided under separate cover.

CONSULTATION

Nil

STATUTORY ENVIRONMENT

Local Government Act 1995

FINANCIAL IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS

Governance Goal – A collaborative group demonstrating strong regional governance:

Effective governance protocols and systems for business efficiency and improved services through collaboration

VOTING REQUIREMENTS

Simple Majority

COMMITTEE RESOLUTION:

(REPORT RECOMMENDATION)	Minute No. KRG /0921 /005
Moved: D Menzel	Seconded: M Edwards
That the Kimberley Regional Group:	
(a) Notes the progress of the Audited Financial Statements	
(b) Endorses the Performance Report.	

CARRIED UNANIMOUSLY 4/0

Attachments

1. KRG Annual Performance Report 2021



KIMBERLEY REGIONAL GROUP PERFORMANCE REPORT 2020-2021

Item 9.3 - KRG ANNUAL PERFORMANCE REPORT

KRG AND KIMBERLEY ZONE BOARD



CR CHRIS MITCHELL
CHAIR
KRG & ZONE
SHIRE OF BROOME



CR PAUL WHITE
DEPUTY CHAIR
KRG & ZONE
DEPUTY PRESIDENT SHIRE OF
DERBY WEST KIMBERLEY



CR MALCOLM EDWARDS
PRESIDENT
SHIRE OF
HALLS CREEK



CR GEOFF HAREWA
PRESIDENT
SHIRE OF DERBY WEST
KIMBERLEY



CR DAVID MENZEL
PRESIDENT
SHIRE OF WYNDHAM
EAST KIMBERLEY



CR CHRIS LOESSL
DEPUTY PRESIDENT
SHIRE OF HALLS CREEK



CR HAROLD TRACEY
PRESIDENT
SHIRE OF BROOME



CR TONY CHAFER
DEPUTY SHIRE PRESIDENT
SHIRE OF WYNDHAM EAST
KIMBERLEY

KRG AND KIMBERLEY ZONE SHIRE CEOs



Sam Mastrolembo
CEO Shire of Broome



Vernon Lawrence
CEO Shire Wyndham
East Kimberley



Amanda O'Halloran
CEO Shire Derby West
Kimberley



Noel Mason
CEO Shire of Halls Creek

Item 9.3 - KRG ANNUAL PERFORMANCE REPORT

Contents

ABOUT THE KIMBERLEY REGIONAL GROUP	4
About	6
Banned Drinkers Register	8
COVID-19 Recovery	10
Advocacy	12
Youth	14
Submissions and Applications	16
Financial Reporting Requirements Provided Separately	



Item 9.3 - KRG ANNUAL PERFORMANCE REPORT

THE KIMBERLEY REGIONAL GROUP



The Kimberley Regional Group (KRG) is an alliance of the four Shires of the Kimberley, being the Shire of Broome, the Shire of Derby West Kimberley, the Shire of Halls Creek and the Shire of Wyndham East Kimberley. Collaboratively the group seeks to improve the outcomes for the region through improved social, economic and cultural outcomes. Covering 419,558sq/kms and home to 36,000 people, with approximately half of those identifying as Aboriginal, the region is undergoing a transformation. The agricultural sector is diversifying from its pastoral roots with significant irrigated agricultural production through the Ord River Scheme now complimented by centre pivot irrigation that makes use of the underground water reserves.

Shire of Broome

The Shire of Broome is located in the south-west Kimberley in the far north of Western Australia and covers approximately 56,000 square kilometres. Boasting a coastline of 900 kilometres including the world-famous Cable Beach and much of the Dampier Peninsula, the Shire is home to 16,222 people and has the largest town in the Kimberley (Broome).

Shire of Derby West Kimberley

The Shire of Derby-West Kimberley has a population of 8,253 and covers an area of 119,842 square kilometres. Spanning from Derby to Fitzroy Crossing and beyond, the Shire includes much of the Fitzroy River catchment along with popular tourist attractions such as the western end of the Gibb River Road, Tunnel Creek, Windjana Gorge and Horizontal Falls. The Shire provides services to 54 Aboriginal Communities throughout the Fitzroy Valley.

Item 9.3 - KRG ANNUAL PERFORMANCE REPORT



The resources sector offers prospects with the growing market for tech-metals and other products such as onshore oil and gas, stimulating exploration and extraction in the region. Infrastructure investments, both committed and planned, will increase the viability of those projects on the global stage. The Shires have an excellent record of project planning and delivery and boasts award winning projects. Tourism has been flourishing with a 21% increase in the 2019 season with 474,000 overnight visitors. The region has strong foundations but, like many other places in the world, has felt the impact of COVID-19 as markets softened across our foundation industries of tourism, mining and agriculture with roll on impacts to other sectors.

Shire of Halls Creek

The Shire of Halls Creek has significant resource sector opportunities including, gold, copper and dysprosium. With a population of just under 3,300 with 74% identifying as Aboriginal, the Shire covers an area of 143,030sq/km including significant Aboriginal communities, World Heritage listed Purnululu National Park and Lake Gregory along with significant pastoral interests.

Shire of Wyndham East Kimberley

The Shire of Wyndham East Kimberley covers some 117,514 sq/km and includes Wyndham Port, the Argyle Diamond Mine, the town of Kununurra and the Ord River Scheme. The region is home to 7,148 people and renowned for its unspoilt natural beauty and a number of attractions including the El Questro Wilderness Park, national parks, nature reserves as well as conservation and marine parks. The Shire also has a number of Aboriginal communities.

Item 9.3 - KRG ANNUAL PERFORMANCE REPORT



ABOUT

6

Item 9.3 - KRG ANNUAL PERFORMANCE REPORT

The Kimberley is a diverse and dynamic investment environment with significant social challenges which need to be addressed as we move forward to ensure that all of our residents gain benefit and opportunities are available for all. Emerging from the COVID-19 pandemic, the Kimberley Shires has considered a range of targeted actions that will support the generation of jobs and investment growth as well as delivering social benefits critical to maintaining our liveability. The Kimberley Regional Group supports the work of Shires and provides a united voice to promote the needs and opportunities in the region.

The Kimberley Regional Group operates under a Memorandum of Understanding (MOU) between the four shires in the Kimberley. It is a requirement of the MOU that within two months after 30 June each year, the Host Shire CEO or their delegate must, in consultation with the Board, prepare and provide to each Participant an end of year Performance Report setting out the annual performance of the KRG. This document provides a description of the activities carried out by the KRG with reference to the Strategic Goals and Outcomes and a brief description of the KRG's planned activities for the next period, including details of any Projects anticipated to commence in the next 12 months. Provided separately is the (reasonable) itemisation of the Operating Expenses incurred, a comparison of Operating Expenses incurred with budget estimates and comments on any significant variations.

- 1** BANNED DRINKERS REGISTER
- 2** COVID-19 - RECOVERY
- 3** ADVOCACY
- 4** YOUTH
- 5** SUBMISSIONS AND APPLICATIONS



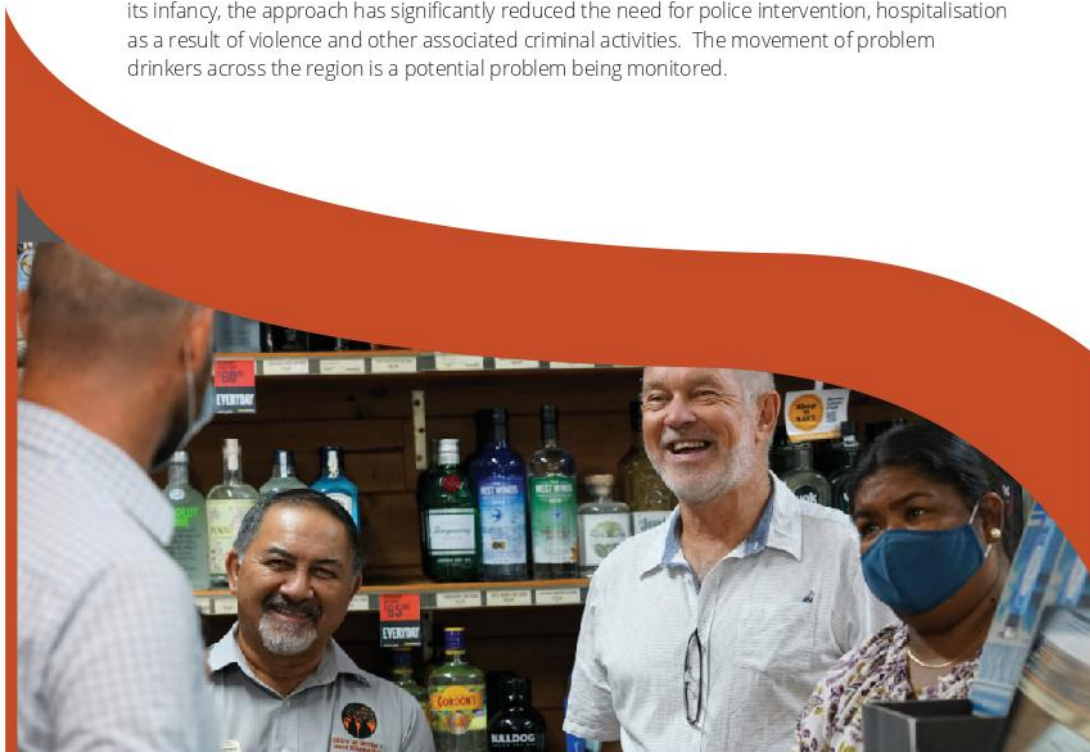
BANNED DRINKERS REGISTER

The Banned Drinkers Register was proposed for the Pilbara, and the Kimberley Regional Group campaigned for two years to be included in the trial. Community sentiment was such that such a measure was seen as necessary to reduce alcohol related violence and anti-social behaviour attributed to the consumption of alcohol.

The Kimberley Regional Group, in conjunction with the regional liquor accords, have been working to find a pathway that reduces alcohol related harm for the vulnerable whilst enabling social consumption. Voluntary restrictions were explored prior to the State Government coming on board and supporting the inclusion of the Kimberley in the Banned Drinkers Register (BDR) trial.

To facilitate the BDR, the KRG and member Shires, along with the state government, funded the electronic takeaway alcohol management system (TAMS) to reduce alcohol related harm and the unlawful onsale of alcohol.

The Banned Drinkers Register combined with the full roll out of the Takeaway Alcohol Management system had a soft launch in May with full implementation in July 2021. Whilst still in its infancy, the approach has significantly reduced the need for police intervention, hospitalisation as a result of violence and other associated criminal activities. The movement of problem drinkers across the region is a potential problem being monitored.



Item 9.3 - KRG ANNUAL PERFORMANCE REPORT

KEY ISSUES

- Intergenerational disadvantage was being exasperated through high levels of alcohol and drug abuse across the Kimberley.
- Alcohol and drug abuse leading to poor family outcomes including domestic violence.
- Children neglected through parental absence with children as young as four involved in vandalism.
- A range of alcohol limitations put in place by by the Director of Liquor Licencing across the Kimberley leading to the migration of problem drinkers to areas of easiest availability.

OUTCOMES

- The Banned Drinkers Register was introduced through co-funding arrangement between local governments in the Kimberley and the State Government.
- Takeaway Alcohol Management System equipment was installed in outlets across the Kimberley which work in conjunction with the restrictions put in place under the State of Emergency powers to equalise access across the region.
- A reduction in violent confrontations and hospital admissions was noted in the first few weeks, however it is currently to early in the program to provide more etailed considerations of benefits.
- Whilst banned drinkers have been added to the register, at this time the majority are voluntary.

NEXT STEPS

- To provide clear pathways for inclusion onto the Banned Drinkers Register for those that are involved in violent or dangerous alcohol related incidents.

STRATEGIC ALIGNMENT

COMMUNITY GOAL

- Better alcohol management across the Kimberley.
- Improved Kimberley regional outcomes in health.





COVID-19 RECOVERY PLAN

COVID-19 is a global pandemic which has created economic havoc across the globe, changing our understanding of the world and the ready access to regions, states and other nations. The KRG, through our member Shires, took early leadership on Shire and regional borders to ensure that our vulnerable communities were protected.

Since that time the KRG has worked collaboratively with the leadership across the region to provide constructive feedback to the State Government on when Shire and regional borders should be relaxed and are now supporting promotion of vaccination campaigns to mitigate, as far as possible, the crushing impact of the virus.

There were also grave fears for the impact on the economy and the KRG were aware of the need for a pathway forward so they came together to consider the key projects that will provide economic assurance over the next four years. Projects were select that will deliver strong benefits to residents, businesses and visitors to the region. The KRG will continue to monitor the economic impact and has developed the Investment Prospectus as a guide to State and Federal Government investment to deliver both local economic stimulation and infrastructure to improve the liveability for the region.

KEY ISSUES

- Concern in relation to the impact on the Kimberley in terms of a local outbreak with a highly vulnerable community.
- The consequences of an economic downturn that could occur as a result of border closures and other impediments to business, noting the pre-existing contraction in the economy.
- The need for a united and consistent voice, and the capacity to bring together strategic leadership for key decisions.

OUTCOMES

- Strong leadership and representation of the region, including a key role in decision making relating to borders at Shire and regional levels during the early stages of the pandemic.
- Clear identification of shovel ready projects to support the recovery of the region.

Item 9.3 - KRG ANNUAL PERFORMANCE REPORT



NEXT STEPS

- The KRG continues to seek funding for key projects to support the economic development of the region.
- Works with stakeholders to support the uptake of vaccines to reduce the risks to our vulnerable population.

STRATEGIC ALIGNMENT

- GOVERNANCE GOAL - Alignment and integration of regional and local priorities for member Councils
- BUILT ENVIRONMENT - High standard of infrastructure planning.
- COMMUNITY GOAL - Improved Kimberley regional outcomes in Health
- ECONOMY GOAL - Improved regional infrastructure

ADVOCACY

The Kimberley Regional Group was active across an enormous range of matters over the 2021 financial year, with a summary provided below.

- Kimberley Juvenile Justice Strategy
- Rating of Aboriginal Lands
- Cattle on the Roads
- Disaster Relief Funding Western Australia
- Reticulation of Fibre Optic Cable in the Kimberley
- Need for increased police officers in regional Western Australia
- Defence in Australia's North West
- Labour Force shortages
- Local Government Act Review
- Northern Australia Agenda
- Legislative Council Review Western Australia
- Regional Taxation
- Infrastructure Funding.

SERVICES & GOVERNANCE

- Project Management of the Kerbside Waste Collection Tender Development.
- Coordination of delegations and Ministerial meetings (virtual and in person).
- Compliance as required under the Memorandum of Understanding and the Local Government Act 1995.
- Review of the KRG Strategic Community Plan and Business Plan.
- Review of the Memorandum of Understanding (ongoing).
- Preparation of documentation including the KRG Advocacy Agenda and the Kimberley Investment Prospectus.



Item 9.3 - KRG ANNUAL PERFORMANCE REPORT



MEETING DATES

- 28 JUNE 2021 Video Conference
- 20 APRIL 2021 Hosted by the Shire of Broome
- 22 FEBRUARY 2021 Video Conference
- 23 NOVEMBER 2020 Video Conference
- 24 AUGUST 2020 Video Conference

YOUTH

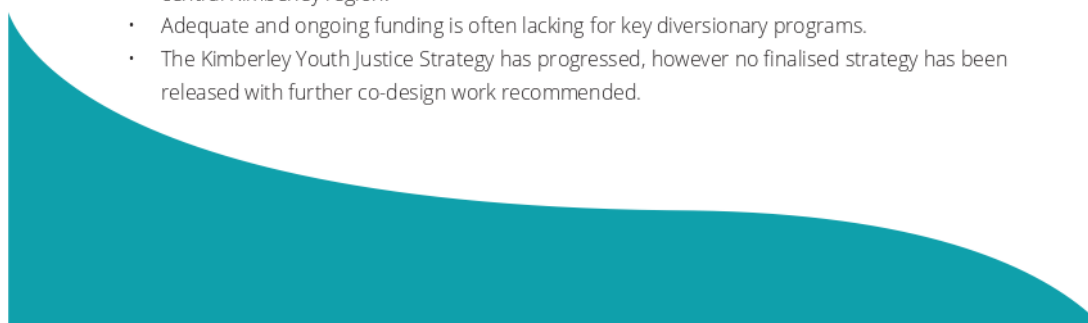
Our youth live in a wonderful region, rich in culture and experiences. Sadly too many are suffering and are lost to suicide and self-harm. Youth in the Kimberley have long experienced forms of disadvantage, whether it is access to appropriate medical and dental care or appropriate education and transition to work programs, amongst many other factors. There are those that can take advantage of the beautiful country and support from peers, parents and other family, but many do not have that opportunity. Sadly youth crime is also becoming a major social issue across the region.

As leaders, the KRG works with a range of organisations, supported by our Shires, to find ways to provide support for those in need and to create opportunities for those that excel. In 2016 the Shires collaborated on a Youth Action Plan and that was refreshed in 2020. Staff, councillors and the KRG continue to move forward to develop positive programs and to highlight the needs of our youth.

We will continue to advocate for better approaches to identifying and promoting opportunities for those demonstrating skills relevant to the regional, state, national and global stage whilst working hard to create a safe environment where education is valued for those at risk of being left behind. Delegations have also met with relevant Ministers at state and Federal levels, recognising that this issue transcends individual agencies.

KEY ISSUES

- Boredom, peer pressure and a lack of suitable adult guidance can lead children and youth into anti social behaviours.
- Foetal Alcohol Syndrome, whilst reducing in some areas, remains a continued barrier to developmental milestones.
- School attendance reduces markedly as students enter high school, particularly through the central Kimberley region.
- Adequate and ongoing funding is often lacking for key diversionary programs.
- The Kimberley Youth Justice Strategy has progressed, however no finalised strategy has been released with further co-design work recommended.



Item 9.3 - KRG ANNUAL PERFORMANCE REPORT



ACTIONS AND BENEFITS

- Encouraging the sharing of strategies and ideas across Shires to enable program awareness across the Shires.
- Ongoing monitoring of statistical and funding progress with reporting as required.

KEY PRIORITIES

- ✓ Implementation of the revised Youth Action Plan, which was interrupted during the COVID-19 pandemic.
- ✓ Lobbying for adequate and sustained funding for youth programs.
- ✓ Release by the State Government of the Kimberley Youth Justice Strategy.

STRATEGIC ALIGNMENT

- COMMUNITY GOAL - Improved Kimberley regional outcomes in health and education
- ECONOMY GOAL - Improved outcomes in employment.

Submissions & Applications

SELECT COMMITTEE ON NORTHERN AUSTRALIA

- The initial submission to the Select Committee on Northern Australia was prepared in 2019 with the presentation and followup undertaken in 2021.

ELECTORAL REFORM WESTERN AUSTRALIA

- Submission prepared for the consideration of the Expert Panel highlighting the challenges for regional and remote residents.

STATE INFRASTRUCTURE STRATEGY

- The submission highlighted the role of infrastructure in economic and social development in rural and regional communities.

REMOTE AREA TAXATION CONCESSIONS

- The submission highlighted the challenges of remote living, the critical role of population growth and did not support the removal of the concessions.

LOCAL GOVERNMENT ACT

- Information was provided to inform the WALGA submission on reforms to the Local Government Act.

CLIMATE CHANGE ALLIANCE

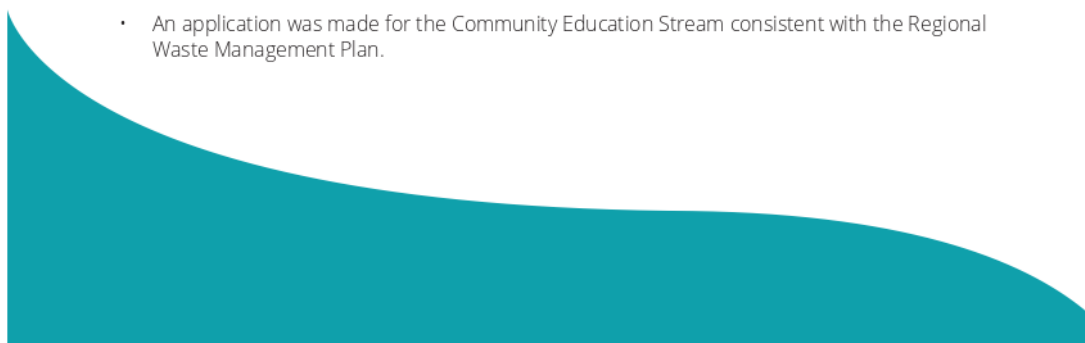
- WALGA, in conjunction with the State Government, allocated funding for multi-Local Government climate change alliances. Whilst the application was considered in the top four, unfortunately only two places were available.

WAPOL Grant

- The KRG was successful in the grant application for research into voluntary alcohol restrictions. The introduction of the Banned Drinkers Register and associated research by UWA made this application redundant and it was repurposed via the Shire of Broome as a trial for home security offset payments which could be replicated by other Kimberley Shires.

Waste Sorted Grants

- An application was made for the Community Education Stream consistent with the Regional Waste Management Plan.



Item 9.3 - KRG ANNUAL PERFORMANCE REPORT



Projects 2021-22

A number of projects have been identified for the 2021-22 period, most of which will be undertaken within the existing resources. The exception is the external investigation into skills shortages, demand and the mechanisms to address shortfalls in the short, medium and long term. Other projects identified within the Business Plan include:

- Youth Strategy Implementation and review of current policy framework including the Kimberley Youth Justice Strategy (when released).
- Investigation into alternative education and support programs for Kimberley Youth.
- Investigation into alternative energy and current initiatives.
- Finalisation of the kerbside waste collection tender arrangements.



Item 9.3 - KRG ANNUAL PERFORMANCE REPORT



Kimberley Regional Group & Kimberley Zone
PO Box 44, Broome 6725
(08) 9191 3456

9.4 EXECUTIVE SUPPORT CONTRACT

LOCATION/ADDRESS:	Nil
APPLICANT:	Nil
FILE:	KRG01
AUTHOR:	Zone Executive
CONTRIBUTOR/S:	Nil
RESPONSIBLE OFFICER:	Director Corporate Services
DISCLOSURE OF INTEREST:	Nil

SUMMARY:

The service provider to the Kimberley Regional Group and Kimberley Zone has indicated that they will not be submitting an expression of interest should the Board choose to continue the consulting structure for the provision of Executive Support Services when the current contract expires on the 3 August 2022. A process is required to secure appropriate services in a timely manner.

BACKGROUNDPrevious Considerations

Nil

COMMENT

The current service provider to the Kimberley Regional Group and Kimberley Zone has indicated that they will not be submitting an expression of interest for the contract to provide Executive Support Services, which expires 3 August 2022, should the KRG choose to continue with the consultancy structure.

There is an opportunity to align the contract arrangements to the Local Government/KRG election cycle, which is the timeframe where the Host Shire changes hands if the Chair is elected from a Shire that is not the incumbent Host Shire.

At the 5 March 2018 Joint Zone and KRG meeting, there were discussions around the preferred model to resource the strategic, project and operational activities of the group. It was recognised that there were significant resourcing impacts on the Host Shire in servicing the needs of the group and concerns were raised regarding the ability of the to continue delivering these services without additional resources.

While it was recognised that there was a requirement for dedicated high level resources to continue to successfully progress the Zone and KRG outcomes, members expressed a desire to investigate alternate resourcing options prior to making a decision on the position. Several alternative models were proposed with the following models investigated:

- Full time / part time Executive Officer
- Executive services consultancy

- Administrative services consultancy
- Part time Administration Officer

It should be noted that while administrative services have been considered as part of the resourcing investigation, it was proposed at that time the Secretariat would retain responsibility for the organisation of meetings and events, including travel and accommodation arrangements and facility bookings. All financial matters were also to be managed by the Host Shire.

The Host Shire undertook a RFQ process to investigate opportunities to outsource high level strategic, project and operational activities to a specialised consultancy service provider. RFQ documents were developed based on 520 hours (65 days, 13 weeks) of Executive Officer consultancy services.

Proponents were also asked to provide a fixed hourly rate proposal should circumstances require an extension of the role beyond the estimated 520 hours.

Additional to the Executive Officer requirements, the RFQ requested an administrative component of service relating to the development of business documents such as agendas and minutes, along with associated administrative services required to coordinate the various strategic projects and operational activities. It was estimated that the annual requirement to perform this administrative function would be approximately 176 hours (22 days, 4.5 weeks). Respondents were also asked to provide fixed hourly rates should the hours increase.

The Evaluation Criteria for the RFQ was as follows:

<p>A. Relevant Experience</p> <p>Describe your experience in completing/supplying similar Requirements:</p> <ul style="list-style-type: none"> a) Provide details of similar work. b) Provide scope of the Respondent's involvement including details of outcomes. c) Demonstrate sound judgement and discretion. d) Provide details of issues that arose during the project and how these were managed. e) Demonstrate competency and proven track record of achieving outcomes. 	<p>Weighting</p> <p>20%</p>
<p>B. Key Personnel Skills and Experience</p> <p>Respondents should provide as a minimum information of proposed personnel to be allocated to this project, such as:</p> <ul style="list-style-type: none"> a) Their role in the performance of the Contract. b) Curriculum vitae. c) Membership to any professional or business associations. d) Qualifications, with particular emphasis on experience of personnel in successfully delivering services of a similar requirement. e) Any additional information to support the Response. 	<p>Weighting</p> <p>20%</p>
<p>C. Respondent's Resources</p> <p>Respondents should demonstrate their ability to supply and sustain the necessary consultancy services including any contingency measures or backup resources including personnel (where applicable).</p>	<p>Weighting</p> <p>15%</p>

The contract hours were increased from 696 hours to 1160 hours per annum (an average of 1.7 days per week to 2.9 days per week) in 2019. This increase has been adequate to date although the peak requirements can be significantly in excess of this average.

The component that may not have been so readily understood at that time was the fragmented nature of the role which does not clearly delineate between Executive and Administrative functions. For example, preparation of an agenda item could be routine or may reflect a complex policy response.

KRG Executive and Administrative hours, as per contract and KRG resolution Item 9.4 in June 2021, were combined with no variation in the total cost of the contract in recognition of what was otherwise an arbitrary description.

An employee model compared to a consultant model was discussed in depth in 2018 and it is likely those deliberations will remain relevant for the period going forward with the benefit of a consultancy primarily being the experience, quality and diversity of skills that may potentially be available.

The KRG election for the position of Chair and Deputy Chair will be held in December 2021 and the incoming/continuing Host Shire will consider the options for service provision with a recommendation made to the KRG Board in relation to the preferred model as soon as practicable after the outcome of that election is known.

Should the agreement be for a continuation of the consultancy model, it would be intended that an RFQ or recruitment process would be undertaken in a timely manner to enable the new arrangements to be in place for early in 2022.

CONSULTATION

Nil

STATUTORY ENVIRONMENT

Local Government Act 1995

FINANCIAL IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS

Governance Goal – A collaborative group demonstrating strong regional governance:

Effective governance protocols and systems for business efficiency and improved services through collaboration

VOTING REQUIREMENTS

Simple Majority

COMMITTEE RESOLUTION:

<p>(REPORT RECOMMENDATION)</p>	<p>Minute No. KRG/0921/006</p>
<p>Moved: M Edwards</p>	<p>Seconded: D Menzel</p>
<p>That the Kimberley Regional Group:</p>	
<ol style="list-style-type: none"> 1. Notes the need for the undertaking a process to replace the existing Executive Support and Administrative Services. 2. Authorises the Secretariat, in collaboration with the Kimberley Regional Group Chief Executive Officers, to develop a draft performance-based contract and/or job description for consideration at the December 2021 Kimberley Regional Group meeting. 	
<p style="text-align: right;">CARRIED UNANIMOUSLY 4/0</p>	

Attachments

Nil

9.5 KRG ELECTION PROCESS AND TIMELINES	
LOCATION/ADDRESS:	Nil
APPLICANT:	Nil
FILE:	KRG01
AUTHOR:	Zone Executive
CONTRIBUTOR/S:	Nil
RESPONSIBLE OFFICER:	Director Corporate Services
DISCLOSURE OF INTEREST:	Nil

SUMMARY:
 It is the requirement of the KRG Memorandum of Understanding that the first item of business at the first meeting of the KRG Board following the appointment of the Delegates, the Delegates of the KRG must elect or re-elect a chairperson and a deputy chairperson. The current process has nominations close two weeks prior and this is inconsistent with the timeframe provided by WALGA for the election of Kimberley Zone representation to State Council. This item seeks to align the timeframes.

BACKGROUND

Previous Considerations

Nil

COMMENT

It is a requirement under Clause 5.1(a) of the Kimberley Regional Group (KRG) Memorandum of Understanding (MOU) that:

- at the first council meeting following a local government ordinary election in accordance with the Act, each Participant [shire] must appoint one of its councillors to be a Delegate of the KRG; and,
- as the first item of business at the first meeting of the KRG Board following the appointment of the Delegates, the Delegates of the KRG must elect or re-elect a chairperson and a deputy chairperson.

Nominations for the Office Bearer Positions must be made in writing to the Outgoing Host Shire CEO or their delegate, two weeks prior to the scheduled time for the Election.

WALGA has released their requirements for the Zone representatives to State Council which is for the receipt of nominations one week prior.

Noting that the Chair of the KRG is also appointed as the WALGA Kimberley Zone representative, alignment of the processes and timelines is necessary.

It is recommended that the timeline for nominations for the executive positions on the KRG Board is aligned to the timeline circulated for the WALGA State Council processes. This would have the effect of reducing the time between the close of nominations and the meeting to one week, down from the current two week requirement.

The process for the WALGA Zone representatives to State Council was provided at the WALGA Kimberley Zone meeting on the 26 August 2021.

CONSULTATION

Nil

STATUTORY ENVIRONMENT

Local Government Act 1995

FINANCIAL IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS

Governance Goal – A collaborative group demonstrating strong regional governance:

Effective governance protocols and systems for business efficiency and improved services through collaboration

VOTING REQUIREMENTS

Simple Majority

COMMITTEE RESOLUTION:

(REPORT RECOMMENDATION)

Minute No. KRG/0921/007

Moved: D Menzel

Seconded: G Haerewa

That the Kimberley Regional Group:

1. **Notes the nomination process for the election of WALGA Kimberley Zone representatives to State Council closes one week prior to the election.**
2. **Notes the nomination process for the election of Kimberley Regional Group executive positions of Chair and Deputy Chair closes two week priors to the election.**
3. **Endorses a change to the timeline for nominations for the executive position on the KRG Board to align with the WALGA requirements.**

CARRIED UNANIMOUSLY 4/0

Attachments

Nil

9.6 BUSINESS PLAN PROGRESS REPORT	
LOCATION/ADDRESS:	Nil
APPLICANT:	Nil
FILE:	KRG01
AUTHOR:	Zone Executive
CONTRIBUTOR/S:	Nil
RESPONSIBLE OFFICER:	Director Corporate Services
DISCLOSURE OF INTEREST:	Nil

SUMMARY:
 The Strategic Community Plan and Business Plan for the period 2020-2024 was adopted in June 2021. This report provides an update on progress towards the achievement of the Business Plan which has a four year horizon.

BACKGROUND

Previous Considerations

Nil

COMMENT

The Strategic Community Plan and Business Plan for the period 2021-2025 was adopted in June 2021. The summary report attached provides an update on progress towards the achievement of the Business Plan.

Much of the work undertaken in this period related to advocacy and connection to Federal members of parliament and the officers associated with priority advocacy areas. These meetings were challenged by COVID-19 restrictions which saw the delegation cancelled and some meetings converted to video conference.

The reduction of Alcohol related harm was also progressed with the full implementation of the Banned Drinkers Register and Takeaway Alcohol Management System roll out. Infrastructure and defence were also progressed during this period.

VOTING REQUIREMENTS

Simple Majority

<u>COMMITTEE RESOLUTION:</u>	
(REPORT RECOMMENDATION)	Minute No. KRG/0921/008
Moved: M Edwards	Seconded: D Menzel
That the Kimberley Regional Group notes the Business Plan Update as attached.	
CARRIED UNANIMOUSLY 4/0	

Attachments

1. Business Plan Update Report

Item 9.6 - BUSINESS PLAN PROGRESS REPORT

Goal 1- Our People

A vibrant community based on equity, inclusion and opportunity for all.

OUTCOMES	STRATEGY	ACTION	STATUS
1.1 Substance abuse and associated harm is reduced.	1.1.1 Monitor alcohol and drug abuse indicators across the Kimberley to ensure that it is fit for purpose.	1.1.1.1 Present a report to the KRG mapping changes to agreed indicators.	Report on updated BDR activity provided to the September 2021 meeting.
	1.1.2 Advocate for fit for purpose and consistent alcohol management systems in the Kimberley.	1.1.2.1 Meet with relevant Ministers to discuss next steps to reduce alcohol related harm. 1.1.2.2 Meet with State Government officers to discuss next steps to reduce alcohol related harm.	Meeting held with Minister and officers in July 2021.
1.2 Kimberley regional health outcomes improve	1.2.1 Advocate for key health equipment, such as dialysis machines, to be available throughout the Kimberley.	1.2.1.1 Correspond and meet with relevant Ministers to discuss timeframes in relation to budget items and election promises.	Meetings with Federal Ministers in August 2021. State Ministerial meetings to be organized for first half of 2022.
		1.2.1.3 Promote the need for improved services and equipment through the media, consistent with an approved communications plan.	
	1.2.2 Advocate for funding to address preventable health issues, such as dental and hearing.	1.2.2.1 Correspond and meet with relevant Ministers to discuss health issues being experienced in the region.	Meeting with the Minister for Aboriginal Australians the Hon Ken Wyatt.
	1.2.3 Advocate for fit for purpose aged care.	1.2.3.1 Promote the need for improved services and equipment through the media, consistent with an approved communications plan.	Not yet commenced.

Item 9.6 - BUSINESS PLAN PROGRESS REPORT

OUTCOMES	STRATEGY	ACTION	STATUS
1.3 Crime is reduced both across the region and by location.	1.3.1 Advocate for improved youth services.	1.3.1.1 Consistent with the Youth Strategy, identify priority Youth Services across the region and prepare a Youth Services Priorities document to support Advocacy.	Not Yet Commenced.
		1.3.1.2 Review the need for an update to the Youth Strategy	Not Yet Commenced.
		1.3.1.3 Promote the need for improved services and equipment through the media, consistent with an approved communications plan.	Not Yet Commenced.
	1.3.2 Advocate for improved management of youth anti-social behaviour including funding for diversion programs.	1.3.2.1 Monitor and report on key data associated with anti-social behaviour of youth.	Meeting with Hon Ken Wyatt Minister for Aboriginal Affairs. Meeting with Hon Linda Burney, Shadow Minister for Families and Social Services Shadow Minister for Indigenous Australians.
		1.3.2.2 Advocate for funding to be allocated to diversion programs across the Kimberley	Ongoing – budget implementation report – feedback from members to populate the spreadsheet.
		1.3.2.3 Monitor funding allocated or committed to the provision of diversion programs across the Kimberley.	Ongoing.
		1.3.2.4 Promote the need for funding to be allocated to diversion programs, consistent with an approved communications plan.	Ongoing.
	1.3.3 Advocate for appropriate youth and adult custodial facilities in the Kimberley.	1.3.3.1 Report on progress in relation to the provision of adult and youth custodial facilities.	Ongoing.
		1.3.3.2 Develop an advocacy paper in relation to the benefit of youth custodial facilities in the Kimberley, including earlier intervention such as diversion programs.	Not yet commenced.
1.4 Towns are vibrant and inclusive with strong participation and volunteering culture.	1.4.1 Promote participation in community activities.	1.4.1.1 Provide a link on the KRG/Zone website to shire events pages and other relevant sites.	To be commenced.
	1.4.2 Advocate for regional funding of supporting programs.	1.4.2.1 Identify grants for promotion of the benefits of participation in community activities.	Not yet commenced.

Item 9.6 - BUSINESS PLAN PROGRESS REPORT

OUTCOMES	STRATEGY	ACTION	STATUS
1.5 School attendance improves with a higher number of students graduating year 12.	1.5.1 Advocate for fit for purpose education facilities and pedagogy.	1.5.1.1 Develop and advocacy document to support the provision of fit-for-purpose education facilities and pedagogy.	Commenced.
	1.5.2 Advocate for enhanced post school employment pathways.	1.5.2.1 Develop an advocacy document (in conjunction with 1.5.1.1) to support the provision of fit-for-purpose education facilities and pedagogy.	Not yet commenced.
1.6 Fit for purpose housing is available to meet individual and community needs.	1.6.1 Advocate for appropriate housing typology, location and volume to meet the changing needs of the community.	1.6.1.1 Monitor housing availability and the alignment to local need.	Ongoing.
		1.6.1.2 Highlight the needs housing needs of our community to government leaders and others to raise the profile of the issue.	Meeting with Minister Wyatt. Meetings with WA Ministers to be organized in 2021.
1.7 Appropriate and adequate services are delivered throughout the region.	1.7.1 Advocate for improvement in service delivery.	1.7.1.1 Monitor Service Delivery indicators.	Not yet commenced.
		1.7.1.2 Highlight the service needs of our community to government leaders and others to raise the profile of the issue.	Ongoing. Meeting with Federal Ministers in August 2021.

Item 9.6 - BUSINESS PLAN PROGRESS REPORT

Goal 2 – Our place

Our region will become a leader in creating a sense of place and liveability whilst preserving history, culture and our unique environment.

OUTCOME	STRATEGY	ACTIONS	STATUS
2.1 Our towns provide a variety of public spaces that welcome local residents and visitors with shaded spaces and safe access.	2.1.1 Advocate for funding to support master planning and urban renewal.	2.1.1.1 Ensure the Infrastructure Prospectus remains up to date. 2.1.1.2 Advocate to relevant Ministers in relation to the Infrastructure Prospectus.	Updated 2021 Meeting with Ministers, Shadow Ministers and officers with Federal infrastructure portfolios in August 2021. Preparation of submission to infrastructure Australia including matters identified in the Infrastructure Prospectus.
2.2 Our streets are safe day and night and leverage smart technology.	2.2.1 Advocate for fit-for-purpose street lighting and safety equipment such as CCTV.	2.2.1.1 Advocate for CCTV and other safety equipment. 2.2.1.2 Advocate for underground power to avoid potential road crash trauma and reduce the risk after a cyclone event where broken wires may cause harm. 2.2.1.3 Advocate for fit-for-purpose lighting in key areas to avoid anti-social behaviour and harm.	Ongoing
	2.2.2 Advocate for mitigation and reduction of key road safety factors across our region.	2.2.2.1 Advocate for a reduction of cattle in roads reserves that present a danger to drivers on the road, including the use of smart technology. 2.2.2.2 Advocate for road funding to reduce road trauma. 2.2.2.3 Promote road safety initiatives.	Liaison with KPCA in August.

Item 9.6 - BUSINESS PLAN PROGRESS REPORT

OUTCOME	STRATEGY	ACTIONS	STATUS
2.3 We have liveability attractors including sufficient and fit for purpose recreation areas, aquatic facilities, libraries, sporting facilities and a variety of leisure experiences.	2.3.1 Advocate for funding for liveability attractors.	2.3.1.1 Ensure the Infrastructure Prospectus remains up to date.	Updated 2021.
		2.3.1.2 Advocate for agreed liveability factors across the Kimberley.	Meeting with relevant Federal Ministers August 2021.
2.4 Our regional character endures across generations with culture and a sense of place preserved in our architecture and locations.	2.4.1 Promote the need for the preservation of the unique Kimberley character in future development.	2.4.1.2 Monitor and respond to projects and proposals that could impact negatively on the unique Kimberley character.	Ongoing.
2.5 A reduced ecological footprint for the region.	2.5.1 Advocate for recycling services throughout the Kimberley.	2.5.1.1 Work with Shires to identify local requirements and develop an Advocacy document to support the provision of recycling services.	Scheduled for 2022.
	2.5.2 Promote opportunities for waste to landfill to be minimised.	2.5.2.1 Seek grant funding for recycling and diversion education.	
	2.5.3 Advocate for and facilitate an integrated waste management plan to limit unlicensed tips and improve waste diversion.	2.5.3.1 Work with the Department of Communities to support the reduction in unlicensed tips. 2.5.3.2 Promote the need to improve waste diversion.	Scheduled post 2021.

Item 9.6 - BUSINESS PLAN PROGRESS REPORT

OUTCOME	STRATEGY	ACTIONS	STATUS
2.5 Continued.	2.5.4 Advocate for affordable and reliable energy with a lower carbon footprint.	2.5.4.1 Develop an advocacy paper on energy with that will deliver affordable and reliable energy with a lower carbon footprint. 2.5.4.2 Advocate for funding of energy with that will deliver affordable and reliable energy with a lower carbon footprint.	Commenced.
	2.5.5 Advocate for improved water use and reuse.	2.5.5.1 Work with the Water Corporation, the Department of Water and the Department of Communities to improve water use and reuse. 2.5.5.2 Promote the need to improve waste diversion.	Post 2021.

Goal 3 - Our Prosperity

The potential of the Kimberley as a strong and diversified economy is realised with benefits retained in the region and the opportunity to participate available to all.

OUTCOME	STRATEGY	ACTIONS	STATUS
3.1 The Kimberley region is prosperous with a diversified and sustainable economy.	3.1.1 Advocate for the infrastructure required to attract and retain business and projects in the region.	3.1.1.1 Ensure the Infrastructure Prospectus remains up to date. 3.1.1.2 Advocate for agreed infrastructure to attract and retain business and projects in the Kimberley.	Updated 2021. Met with Federal Ministers, Shadow Ministers and officers with infrastructure portfolios in August.

Item 9.6 - BUSINESS PLAN PROGRESS REPORT

OUTCOME	STRATEGY	ACTIONS	STATUS
3.2 Local businesses and jobs are enhanced through opportunity created through private and government investment.	3.2.1 Advocate for effective "buy local" requirements that meet the needs of the Kimberley and reduces the use of imported temporary and FIFO workforces.	3.2.1.1 Develop an Advocacy Paper on the need for fit-for-purpose buy local policies and procedures that meet the needs of the Kimberley. 3.2.1.2 Advocate to achieve fit-for-purpose by local policies and procedures that meet the needs of the Kimberley.	Not yet commenced (noting work undertaken earlier in 2021 in response to a member query).
3.3 Unemployment is reduced with less people dependent of welfare.	3.3.1 Advocate for enhanced school to work transition programs.	3.3.1.1 Develop an Advocacy Paper on the need for fit-for-purpose school to work transition programs of the Kimberley. 3.3.1.2 Advocate for funding for fit-for-purpose school to work transition programs.	Not yet commenced. Ongoing.
	3.3.2 Advocate for educational options which ensure employment appropriate literacy and numeracy skills are attained by all students.	3.3.2.1 Develop an Advocacy Paper for educational options which ensure employment appropriate literacy and numeracy skills are attained by all students. 3.3.2.2 Advocate for funding for educational options which ensure employment appropriate literacy and numeracy skills are attained by all students.	Commenced. Ongoing.

Item 9.6 - BUSINESS PLAN PROGRESS REPORT

OUTCOME	STRATEGY	ACTIONS	STATUS
3.4 Infrastructure is fit for purpose and mitigates the isolation of the region for Australian markets whilst maximising proximity to Asian and international markets.	3.4.1 Monitor infrastructure requirements and identify gaps.	3.4.1.1 Continue to review research the into short, medium and longer term Australian and international markets for the Kimberley and infrastructure gaps that may constrain development.	Ongoing.
	3.4.2 Advocate for funding of priority infrastructure projects to support access to national and global markets including but not limited ports and airports along with the feeder roads.	3.4.2.1 Monitor infrastructure barriers impeding Kimberley access to national and global markets.	Ongoing.
3.5 Our infrastructure is protected from known and potential threats.	3.5.1 Advocate for improved protection and recovery from natural and other disasters.	3.5.1.1 Advocate for appropriate processes and timeframes for state responses to disasters including funding for recovery projects.	Ongoing.
	3.5.2 Advocate for improved protection from global threats.	3.5.2.1 Monitor global threats and provide and intermittent report on any increased threat. 3.5.1.2 Advocate on the vulnerability of the north of the State to hostile actions towards key infrastructure.	Ongoing. Ongoing.
3.6 Progress and achievements are monitored and reported.	3.6.1 Monitor key indicators.	3.6.1.1 Monitor key data and report against an agreed format and interval.	Annual Performance Report 2021 finalised.
	3.6.2 Promote key findings to government and the community.	3.6.2.1 Develop and publish an annual advocacy infographic with the key indicators.	Not yet commenced.

Item 9.6 - BUSINESS PLAN PROGRESS REPORT

Goal 4 - Our Performance

As a collective, we will support the delivery of excellence in governance and service delivery that is relevant and of value.

OUTCOME	STRATEGY	ACTIONS	STATUS
4.1 Shire resources are maximised.	4.1.1 Facilitate shared tendering and contracting where regional benefit can be achieved.	4.1.1.1 Identify projects where shared tendering and contracting processes will be mutually beneficial.	Kerbside waste collection contract.
4.2 Shire processes are streamlined and efficient.	4.2.1 Facilitate the sharing of knowledge and understanding between Shires for regional benefit.	4.2.1.1 Create opportunities for officers across Shires to meet on key topics of common concern consistent with this Business Plan.	Ongoing.
4.3 The region is well placed to be responsive and adapt to change.	4.3.1 Ongoing monitoring to enable region wide understanding of trends.	4.3.1.1 Monitor trends and report against an agreed format and interval.	Ongoing.

9.7 ALCOHOL MANAGEMENT UPDATE	
LOCATION/ADDRESS:	Nil
APPLICANT:	Nil
FILE:	KRG01
AUTHOR:	Zone Executive
CONTRIBUTOR/S:	Nil
RESPONSIBLE OFFICER:	Director Corporate Services
DISCLOSURE OF INTEREST:	Nil

SUMMARY:
 Update on Alcohol Management in the Kimberley and the roll out of the Banned Drinkers Register and the Takeaway Alcohol Management System.

BACKGROUND

Previous Considerations

Nil

COMMENT

The Kimberley Regional Group has a priority of reducing alcohol related harm and has successfully lobbied for the implementation of the Banned Drinkers Register and associated Takeaway Alcohol Management System.

The full implementation in the Kimberley commenced on Friday 16 July 2021 after the soft launch in May this year.

As of the full implementation on 16 July, there were 34 residents on the BDR with 21 of those self-referrals. Of the 301,000 ID scans undertaken in the Kimberley to that date, 18 had BDR matches.

Data provided on the 23rd August shows a cumulative total of 449,986 scans with 72 BDR matches.

There are now 36 people on the BDR:

- 3 with Barring Notice
- 10 Prohibition Order
- 23 Voluntary.

By way of comparison, in the first seven months of the trial in the Pilbara, 774,000 ID scans have been undertaken with 43 BDR matches. There are 46 residents on the BDR in the Pilbara – nine of those are self referrals.

As the results of the trial will not be available for some time, it is proposed to suspend reports until further information is available.

CONSULTATION

Nil

STATUTORY ENVIRONMENT

Local Government Act 1995
Liquor Control Act 1988

FINANCIAL IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS

Governance Goal – A collaborative group demonstrating strong regional governance:

Alignment and integration of regional and local priorities for member Councils.

Community Goal – A vibrant community based on equity, inclusion and opportunity for all:

Improved Kimberley regional outcomes in health

Better alcohol management across the Kimberley.

VOTING REQUIREMENTS

Simple Majority

COMMITTEE RESOLUTION:

(REPORT RECOMMENDATION)

Minute No. KRG/0921/009

Moved: G Haerewa

Seconded: D Menzel

That the Kimberley Regional Group note the Alcohol Management Report.

CARRIED UNANIMOUSLY 4/0

Attachments

Nil

9.8 SKILLS SUPPLY AND DEMAND RESEARCH PROJECT

LOCATION/ADDRESS:	Nil
APPLICANT:	Nil
FILE:	KRG01
AUTHOR:	Zone Executive
CONTRIBUTOR/S:	Nil
RESPONSIBLE OFFICER:	Director Corporate Services
DISCLOSURE OF INTEREST:	Nil

SUMMARY:

This item provides the background to the allocation of funding for a research project on the supply and demand for skills in the Kimberley, the relationship to a Designated Area Migration Agreement and alternatives that may be appropriate.

BACKGROUND

Previous Considerations

Nil

COMMENT

A briefing paper was circulated on the 7th July 2021 in relation to labour force shortages and the role of a Designated Area Migration Agreement (DAMA). The briefing paper recommended that research be undertaken into the nature and scale of the current shortages and consider future demand.

The paper recommended that the KRG:

1. Through the Host Shire, engage a suitably qualified consultant to undertake a Stage 1 investigation to determine the scale of the labour shortage in the Kimberley and the alignment to the ANZSCO Codes with a Shire by Shire breakdown and collated report.
2. Allocates up to \$40,000 to progress the Stage 1 investigation.
3. Liaises with State and Federal government representatives in relation to the process and operation of a potential DAMA.
4. Considers the DAMA options including part Kimberley, full Kimberley and a Northern Western Australian, and utilises the information to support the progress of a suitable program.

All four Shires provided feedback supporting the approach as a stepped process to making future decisions in relation to a DAMA and how a DAMA may operate.

Importantly, feedback recognised that the workforce and shortages data will be able to be used for a range of initiatives for the Kimberley region going forward regardless of the decision making in relation to the DAMA. These matters include, but are not limited to the need for housing and infrastructure to underpin population growth such as childcare, schools and medical services.

Members also noted the different stages of the DAMA applications across the north of Western Australia and feedback included the need for research to be complimentary to those efforts.

To facilitate the procurement process for the research, a budget amendment of \$40,000 ex GST from account 0020310 Accum Surplus Kimberley Zone Reserve to expense account 0022183 Kimberley Zone – Consultancy is required.

CONSULTATION

Nil

STATUTORY ENVIRONMENT

Local Government Act 1995
The Migration Act 1958

FINANCIAL IMPLICATIONS

\$40,000 allocation for research consultation not included in the KRG budget.

STRATEGIC IMPLICATIONS

Governance Goal – A collaborative group demonstrating strong regional governance:

Alignment and integration of regional and local priorities for member Councils.

Economy Goal – A sustainable and diverse economy:

- Improved outcomes in employment
- Sustainable tourism market and tourism experiences
- Sustainable primary industries

VOTING REQUIREMENTS

Simple Majority

COMMITTEE RESOLUTION:

(REPORT RECOMMENDATION)

Minute No. KRG/0921/010

Moved: D Menzel

Seconded: G Haerewa

That the Kimberley Regional Group:

- 1. Ratifies the out of session approval to engage a suitably qualified consultant to undertake a Stage 1 investigation to determine the scale of the labour shortage in the Kimberley and the nature of the demand including:**

- (a) *The alignment to ANZSCO Codes.*
(b) *A Shire by Shire breakdown.*
(c) *Options for addressing skills shortfalls in the short, medium and longer term.*
(d) *Employer interest in migration programs of different typologies.*
(e) *Considers the proposed and operational DAMA arrangements across northern Western Australia with a particular focus on risk and benefit.*
2. *Approves a budget amendment of \$40,000 ex GST from account 0020310 Accum Surplus Kimberley Zone Reserve to expense account 0022183 Kimberley Zone – Consultancy.*
- CARRIED UNANIMOUSLY 4/0**

Attachments

Nil

9.9 CONSULTANT REPORT	
LOCATION/ADDRESS:	Nil
APPLICANT:	Nil
FILE:	KRG01
AUTHOR:	Zone Executive
CONTRIBUTOR/S:	Nil
RESPONSIBLE OFFICER:	Director Corporate Services
DISCLOSURE OF INTEREST:	Nil

SUMMARY:
 This report provides an overview of the activity undertaken by the consultant to support the activities of the WALGA Kimberley Country Zone (Zone) and the Kimberley Regional Group (KRG).

BACKGROUND

Previous Considerations

Nil

COMMENT

This was a very busy period with the organisation of the Delegation to Canberra and then the reorganisation due to COVID restrictions. Organisational support for the WALGA Regional State Council meeting was also a priority in this period, along with the update and finalisation of documentation including the Strategic Community Plan and Business Plan, the Annual Performance Report, Discussion Papers, updated Advocacy Agenda etc. Some of these documents were initially targeted for print for the Canberra Delegation however e-copies of relevant papers were forwarded due to the COVID changes. The Kerbside waste collection contract renewal project management continues with considerable delays experienced outside of the control of the contractor. Liaison in relation to the DAMA and NWDA were also undertaken in this period. Governance matters such as the MOU review and the Performance Report were progressed.

June was a busy period due to preparation for the Canberra delegation, documentation of the Strategic Plan and as leave was to be taken in July. The invoiced hours for the contract period to 3 August 2021 were exhausted but not exceeded, consistent with the outcome to the end of FY 2021.

CONSULTATION

Nil

STATUTORY ENVIRONMENT

Local Government Act 1995

FINANCIAL IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS**Governance Goal – A collaborative group demonstrating strong regional governance:**

Effective governance protocols and systems for business efficiency and improved services through collaboration

Secure funding for regional initiatives

Effective engagement with Aboriginal governance structures

Recognition of Kimberley Local Government issues and opportunities

Alignment and integration of regional and local priorities for member Councils.

Natural Environment Goal – Responsible management of the environment:

Secure quality water supply

Integrated waste management

Reuse of waste water

Recognition of significant heritage areas.

Built Environment Goal – Improved and secure transport, communications, community and essential services:

Liveable towns supporting regional communities

Improved regional arterial road network, ports and airports

Adequate land supply

High standard of infrastructure planning

Reliable and adequate power and communications.

Community Goal – A vibrant community based on equity, inclusion and opportunity for all:

Innovative and joined up approach to housing development, ownership and design through community participation

Improved Kimberley regional outcomes in health

Improved Kimberley regional outcomes in education

Greater participation in the community and workforce

Better alcohol management across the Kimberley.

Economy Goal – A sustainable and diverse economy:

Generational advantage that captures the wealth for the region

Improved outcomes in employment

Sustainable tourism market and tourism experiences

Sustainable primary industries

Energy sustainability

Sustainable Local Government revenue

Improved regional infrastructure

VOTING REQUIREMENTS

Simple Majority

COMMITTEE RESOLUTION:

(REPORT RECOMMENDATION)

Minute No. KRG/0921/011

Moved: G Haerewa

Seconded: Cr C Mitchell

That the Kimberley Regional Group notes the Consultant Report provided by ATEA Consulting as attached.

CARRIED UNANIMOUSLY 4/0

Attachments

1. Consultant Report

Item 9.9 - CONSULTANT REPORT

CONSULTANT REPORT 2021



Summary of Activities since Previous Report to 25 August 2021

Strategic Plan	Activity
Goal 1 – Our People A vibrant community based on equity, inclusion and opportunity for all.	
1.1 Substance abuse and associated harm is reduced	Liaison on roll out of the DBR – monitoring and collation of data.
1.2 Kimberley regional health outcomes improve	Liaison with Federal Ministerial offices and Ministers
1.3 Crime is reduced both across the region and by location.	Analysis of current crime data.
1.6 Fit for purpose housing is available to meet individual and community needs.	Liaison with Federal Ministerial offices and Ministers
1.7 Appropriate and adequate services are delivered throughout the region	Liaison with Federal Ministerial offices and Ministers
Goal 2 - Place Our region will become a leader in creating a sense of place and liveability whilst preserving history, culture and our unique environment.	
2.3 We have liveability attractors including sufficient and fit for purpose recreation areas, aquatic facilities, libraries, sporting facilities and a variety of leisure experiences.	Liaison with Federal Ministerial offices and Ministers Commenced Infrastructure WA submission – Due 15 September
2.5 A reduced ecological footprint for the region.	Climate Change alliance follow up to enable preparatory work for a second round application. Liaison re alternative energy data and progress Discussion Paper.
Goal 3 – Our Prosperity The potential of the Kimberley as a strong and diversified economy is realised with benefits retained in the region and the opportunity to participate available to all.	
3.1 The Kimberley region is prosperous with a diversified and sustainable economy.	Extensive discussions in relation to a DAMA and other mechanisms to address skills shortages.
3.2 Local businesses and jobs are enhanced through opportunity created through private and government investment.	Liaison with Federal Ministerial Offices and staff.
3.3 Unemployment is reduced with less people dependent of welfare.	CDP Submission commenced –Due 10 September 2021
3.5 Our infrastructure is protected from known and potential threats.	Liaison in relation to the North West Defence Alliance
3.6 Progress and achievements are monitored and reported.	Update of relevant documentation including the Advocacy Agenda, preparation of Agenda etc.
Goal 4 – Our Performance As a collective, we will support the delivery of excellence in governance and service delivery that is relevant and of value.	
4.1 Shire resources are maximised.	Ongoing project management of the Kerbside Waste Contract
4.3 The region is well placed to be responsive and adapt to change.	Initial consideration of data available to monitor trends and report to provide a draft format and proposed interval for reporting to the KRG.

Item 9.9 - CONSULTANT REPORT

CONSULTANT REPORT 2021



Physical, Virtual Meetings and Phone Contacts

Stakeholder Representative	Action/Outcomes
Federal Members and Ministers: NOTE: The Canberra delegation was cancelled due to COVID restrictions. More Ministerial and Shadow Ministerial officers were contacted and matters discussed however only those where virtual meetings took place are listed.	<ul style="list-style-type: none"> Nicolena Oborn Senior Tourism Adviser Office of the Hon Dan Tehan MP Minister for Trade, Tourism and Investment Hon Ken Wyatt, Minister for Aboriginal Australians. Hon Nola Marino - Assistant Minister Regional Development. Ms Linda Burney Shadow Minister for Families and Social Services Shadow Minister for Indigenous Australians Catherine King - shadow for Infrastructure, Transport and Regional Development.
State Members and Ministers: <ul style="list-style-type: none"> Office of Minister Whitby 	<ul style="list-style-type: none"> Liaison re meeting in July with KRG Chair
Agencies <ul style="list-style-type: none"> DLGSC 	<ul style="list-style-type: none"> Alcohol management/Banned Drinkers Register – data

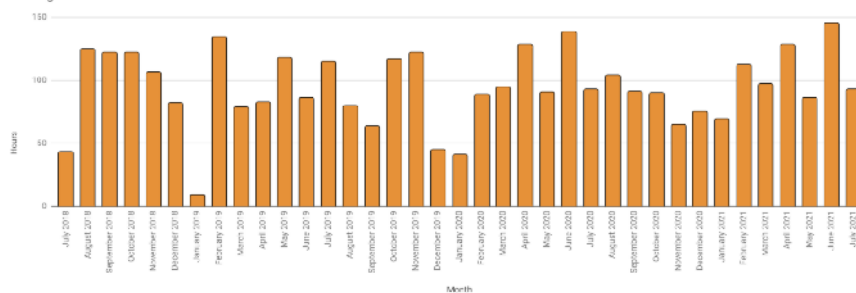
Summary of Work Undertaken

This was a very busy period with the organisation of the Delegation to Canberra and then the reorganisation due to COVID restrictions. Organisational support for the WALGA Regional State Council meeting was also a priority in this period, along with the update and finalisation of documentation that had been developed including the Strategic Community Plan and Business Plan, the Annual Performance Report, Discussion Papers, updated Advocacy Agenda etc. Some of these documents were initially targeted for print for the Canberra Delegation however e-copies of relevant papers were forwarded due to the COVID changes. The Kerbside waste collection contract renewal project management continues with considerable delays experienced outside of the control of the contractor. Liaison in relation to the DAMA and NWDA were also undertaken in this period. Governance matters such as the MOU review and the Performance Report were progressed.

Summary of Hours

June was a busy period due to preparation for the Canberra delegation, documentation of the Strategic Plan and as leave was to be taken in July. The invoiced hours for the contract period to 3 August 2021 were exhausted but not exceeded, consistent with the outcome to the end of FY 2021.

Rolling Contract Hours



10. CORRESPONDENCE

10.1 CORRESPONDENCE

CORRESPONDENCE IN

DATE	FROM	SUBJECT
28 June 2021	Victoria Jackson GOVERNMENT RELATIONS MANAGER AHA	Designated Area Migration Agreement for the Kimberley
24 June 2021	Hon Don Punch MLA Minister for Fisheries, Disability Services, Fisheries, Innovation and ITC, Seniors and Ageing	Meeting
21 July 2021	Hon Tjorn Sibma MLC Deputy Leader of the Liberal Party in the Legislative Council	Defending Regional Representation in the Legislative Council.

CORRESPONDENCE OUT

DATE	FROM	SUBJECT
27 July 2021	David Stoate Chair	Request for meeting re Cattle on the Roads
24 August 2021	Tyrone Garstone CEO Kimberley Land Council	Heritage Site Assessments in the Kimberley
18 July 2021	Hon Scott Morrison Prime Minister of Australia	COVID-19 Exit Strategy

Attachments

1. AHA re DAMA
2. Hon Don Punch MLA
3. Hon Tjorn Sibma
4. KPCA - Cattle on the Roads
5. Prime Minister of Australia - COVID
6. KLC - Heritage Assessments

Item 10.1 - CORRESPONDENCE

28 June 2021

Councillor Chris Mitchell
Chair
Councillor, Shire of Broome
Kimberley Regional Group
Via email: debra.goostrey@kimberleyzone.com.au

Dear Chair

Designated Area Migration Agreement for the Kimberley

The Australian Hotels Association WA ('AHA') writes to express its strong support for a Designated Area Migration Agreement ('DAMA'), as a critical measure to assist licensed tourism, hotels, and hospitality industry across the Kimberley region fill permanent skilled workforce shortages.

The departure of employer-sponsored visa holders and working holiday makers, and challenges in securing extensions or approvals for new visas due to COVID-19 has highlighted the state's dependence on international workers, which cannot be met by local or domestic workforces.

Urgent action is needed to progress the negotiation of a Kimberley DAMA to provide employers with options to secure skilled staff to promote business continuity.

We submit the following background on workforce shortages in our industry to support the deliberations of Shire Presidents at today's Kimberley Regional Zone meeting, and welcome future engagement on this important priority for the industry.

Accommodation and Hospitality Workforce Shortages

Western Australian is recognised as having the lowest proportion of local residents employed at 57%, 21 percentage points below the national average. This is reflected in the extremely high share of international workers at 29% of the total workforce. The vast majority being composed of working holiday makers and temporary skilled migrants.¹

The 2019 national review of future tourism labour force projected large shortfalls in key occupations across the sector. Chefs, waiters, kitchenhands, café and restaurant managers were identified as being in the top 10 by Austrade. Skills IQ assessed 62,000 additional workers were needed by 2023 to fill posts across the following Tourism, Travel and Hospitality roles:

- Chefs – an additional 16,800 workers
- Waiters – an additional 21,800 workers will be needed
- Kitchenhands – an additional 16,100 workers
- Hotel/Accommodation Managers – an additional 800 workers.²

With the emergence of COVID-19, workforce shortages have become more acute without international workers while the challenges of attracting a local workforce to the regions have remained the same – remote location, low wage growth, high housing cost etc.

¹ Austrade, Tourism Labour Force 2015-2020, 2015

² [Tourism, Travel and Hospitality Industry Reference Committee, Industry Skills Forecast, Skills IQ – 2019](#)

Item 10.1 - CORRESPONDENCE

A recent AHA survey of 360 accommodation hotels (20%), pubs, taverns, bars, function venues (48%), small venues including restaurants (26%) and other (6%) found 8,657 staff were required as at 14 June 2021. Of which regional businesses represented 49% of respondents who confirmed urgent demand for the following:

- 1,299 Qualified Chefs (66%)
- 1,005 Experienced cooks (57%)
- 3,519 F&B Staff (81%)
- 1,146 General Kitchen Staff (54%)
- 644 Supervisors / Managers (38%)
- 1,044 Housekeeping / Cleaning / Other (66%)

High vacancy levels in key areas of shortage are supported in labour market vacancy data for the Pilbara and Kimberley region. Advertised vacancies recorded by ANSCO occupation relevant to the accommodation and hospitality industry showed vacancies had increased in the past 6 months to 218 vacancies accounting for 10% of total advertised vacancies across the region.

ANZSCO OCCUPATION TITLE	Dec-20	Jan-21	Feb-21	Mar-21	Apr-21	May-21
Hospitality, Retail and Service Managers	51	55	58	59	56	58
Food Trades Workers	56	50	58	62	67	63
Hospitality Workers	24	22	23	31	36	37
Cleaners and Laundry Workers	47	47	46	55	51	48
Food Preparation Assistants	10	11	11	10	11	12
Industry TOTAL	188	185	196	217	221	218
Pilbara & Kimberley TOTAL	1828	1860	1930	2148	2047	2018

Impact on Industry

The inability for operators to fill critical roles is having an associated impact on the existing workforce with operators reporting an increase in stress and mental health related issues.

Interim measures taken by businesses to fill shortages has seen venues stretch senior staff demanding longer hours and forced to promote inexperienced staff into senior chef and management roles. Potentially exposing venues to increased risk of breaches in workplace health and safety.

Staffing retention is a significant issue. Without key staff, operators face the prospect of existing staff leaving due to the lack of support or for potentially more lucrative roles in mining. Job losses and the inability to offer competitive wages is particularly acute in the regions.

By compromising and employing less skilled and experienced staff, businesses also risk damage to their reputation and brand as if venues fail to meet consumers expectations.

Venues have reported being left with no alternative other than to scale back operations including employment, access to facilities, services and trading hours preventing them from satisfying local and visitor demand for hospitality. This has the potential to cause serious long-term reputational issues for the region as a tourism destination and broader implications for the social and economic development of the region.

A DAMA for the Kimberley

The AHA welcomes the identification of a DAMA in the Broome Growth Plan. A DAMA would allow employers to sponsor skilled and semi-skilled overseas workers for positions they are unable to fill with local workers and is responsive to current and emerging labour market shortages in the impacted region.

Skilled migrants are critical to supplementing the local workforce during periods of skills shortages and is one in a mix of solutions necessary to promote greater certainty and economic development not just for Broome but for the Kimberley region.

With hard international border closures likely to remain for the medium term, a DAMA will allow for priority processing of visas for specified positions and approved entry into Australia for foreign nationals.

Item 10.1 - CORRESPONDENCE

It is critical that the Kimberley Regional Group take urgent action to progress a joint Kimberley Regional Group application as workforce shortages are having a real and detrimental impact on businesses.

Should you require any further information in support of our brief submission, please contact me on 9321 7701.

Yours sincerely

Victoria Jackson

GOVERNMENT RELATIONS MANAGER

Item 10.1 - CORRESPONDENCE



**Minister for Disability Services; Fisheries; Innovation and ICT;
Seniors and Ageing**

Our ref: 77-00103

Cr Chris Mitchell
Chair
Kimberley Regional Group and Kimberley Zone
Email: debra.Goostrey@kimberleyzone.com.au

Dear Cr Mitchell

Thank you for your letter dated 29 March 2021 congratulating me in my new role as Minister for Disability Services; Fisheries; Innovation and ICT; Seniors and Ageing.

I appreciated that you took the opportunity to express how the Kimberley Regional Group (KRG) seeks to support outcomes for the region through improved social, economic and cultural outcomes and highlighted how each of my portfolios will have a key impact on the Kimberley.

I would like to discuss this further with you and the KRG. My Appointments Secretary, Ellyce Shaw, is currently making preliminary plans for me to visit the Kimberley in the coming months and will be in contact with you soon to discuss the opportunity to meet. Alternatively, you are welcome to contact Ms Shaw on Ellyce.shaw@dpc.wa.gov.au or 6552 6900.

I look forward to meeting with you soon to discuss our shared vision and opportunities for the Kimberley region.

Yours sincerely


A handwritten signature in black ink, appearing to be 'D. Punch', written over a horizontal line.

**HON DON PUNCH MLA
MINISTER FOR DISABILITY SERVICES; FISHERIES; INNOVATION AND ICT;
SENIORS AND AGEING**

24 JUN 2021

Level 7, Dumas House, 2 Havelock Street, West Perth, Western Australia, 6005
Telephone: 6552 6900 Email: minister.punch@dpc.wa.gov.au

Item 10.1 - CORRESPONDENCE




Hon Tjorn Sibma MLC
Member for North Metropolitan Region

21 July 2021

Chris Mitchell
Chair
Kimberley Regional Group
PO Box 44
Broome 6725


Dear Cr Mitchell,

**DEFENDING REGIONAL REPRESENTATION IN THE
LEGISLATIVE COUNCIL**

I will be managing the State Parliamentary Liberal Party’s response to the McGowan Government’s proposed amendments to the Electoral Act, and I have therefore read your submission to the *Ministerial Expert Committee on Electoral Reform* with deep interest. Accordingly, I write to advise you of our position which is to reform the abuses of group voting tickets, and to ensure the continuation of strong and effective regional representation in the Legislative Council at its present level.

It cannot pass without mention that while the Liberal Party, the Nationals and other political parties made submissions to the expert committee, WA Labor did not lodge a submission at all. We can only conclude that Labor has predetermined the outcome of this enquiry and its ‘submission’, such as it is, has been drawn up as legislation. Frankly, no other conclusion can be drawn from their cynical and deceitful refusal to put forward a case in an open and transparent manner. So contemptuous are they of regional Western Australia and so self-assured are they of the legislative outcome, that they will not even bother to mount an argument in the regular way.

The haste with which Premier Mark McGowan has moved to dishonour his campaign pledge and institute Labor’s long held ‘one vote, one value’ ideology provides an insight into the Government’s legislative priorities and its disregard for rural and regional Western Australia. The expert committee has now concluded its work and presented a confidential report to the minister. The views of the report’s authors are so well-known that it is superfluous to speculate on its contents. What matters most now is the road ahead. Informed sources suggest that Cabinet has already agreed to the terms of the draft electoral reform Bill and that the new law might be introduced as early as August or September.



Doc No: I210727-191727
File(s): CTE29
Date: 27 JUL 2021
Disposal:

Unit 1, 43 Cedric Street, Stirling, Western Australia 6021
PO Box 469, Greenwood, Western Australia 6924
Phone: +61 8 9440 4422 Facsimile: +61 8 9440 4433
Email: tjorn.sibma@mp.wa.gov.au

Item 10.1 - CORRESPONDENCE

It is unknown if the McGowan Government proposes a whole-of-state electorate or will instead halve the number of regional members by the so-called 4 by 9 model (three metropolitan electorates and one regional electorate of nine members each). There are pitfalls with both proposals, particularly in respect of the potential of further reduced electoral quotas favouring the election of 'fringe' parties and the introduction of eight-year terms. Clearly, whichever model is proposed, country Western Australia stands to be politically disenfranchised before Christmas.

There is however a slim ray of hope.

If the ten upper house Labor members from the agricultural; mining and pastoral; and, south-west regions are granted a conscience vote, then they might be inclined to do the right thing and prevent the McGowan Government from silencing country WA. This is because the ten Liberal Party and National Party members in the Legislative Council stand opposed to any reduction in regional representation in the upper house. A bloc of twenty votes in the thirty-six member upper house chamber will be sufficient to stop this threatening bill of political disenfranchisement masquerading as electoral equality dead in its tracks.

While it is difficult to know what these Labor members might do with a free vote, it will be in the interests of your community and your colleagues, that they be given one. Vivally so.

Your voice is powerful. Before it might be silenced, I encourage you to implore the Premier to, in the very least, allow his country members a conscience vote on this matter of utmost importance to all Western Australians living and working outside of the Perth metropolitan area. If Premier McGowan is even partially embarrassed by his broken promise to not proceed with electoral 'reform' of this type, then he might choose to grant you this very reasonable and modest request.

Yours sincerely,



Hon Tjorn Sibma MLC
Member for North Metropolitan Region
Deputy Leader of the Liberal Party in the Legislative Council

Item 10.1 - CORRESPONDENCE



27 July 2021

David Stoaite
Chair
Kimberley Pilbara Cattlemen's Association
C/O BCCI Office
15-17 Dampier Terrace
Broome WA 6725

By email: admin@kpca.net.au

Dear Mr Stoaite

Re Seasonal Cattle on the Roads

The Kimberley Regional Group (KRG) is an alliance of the four Shires of the Kimberley, being the Shire of Broome, the Shire of Derby West Kimberley, the Shire of Halls Creek and the Shire of Wyndham East Kimberley. Collaboratively the group seeks to support outcomes for the region through improved social, economic and cultural outcomes.

As you are aware there is a long history in regional areas of livestock on the roads as a result of seasonal fencing damage, damage to fencing and gates being left open by third parties. There are also occasions where pastoralists may not have given sufficient priority to the management of livestock.

Overtime there have been a range of remedies proposed, including the provision of fencing materials, along with consideration of legal vehicles to reduce the occurrence of cattle on the roads. In 2019, the State Government's Pastoral Fencing Working Group (PFWG) was recalled to review the current situation, including representatives from MRWA, PGA, Pastoral Lands Board/Regional Development, WALGA, RAC, Department of Environment & Conservation and supported by representatives of other stakeholders such as AMEC, HMT Office, Office of Road Safety, WA Police, FESA and ICWA.

The KRG strives to work collaboratively for the benefit of the people, the economy and the land of the Kimberley region and encourage cooperation, collaboration and resource sharing. The issue of cattle on the roads remains a priority issue for the KRG. In 2019, the KRG agreed on a range of approaches that may improve support for the pastoralists and reduce risks for motorists. These are outlined below.

.../2.

Kimberley Regional Group and Kimberley Zone
PO Box 44, Broome 6725 | (08) 9191 3456 | 0439380266

Item 10.1 - CORRESPONDENCE



3

1. The KRG supports the recognition of in-perpetuity maintenance and replacement of fencing as a shared responsibility of pastoralists and the broader community expressed in access to funding for the following activities:
 - 1.1. Emergency disaster relief after major flooding or bushfire events.
 - 1.2. Routine maintenance within defined flood-ways as part of employment strategies of the State and Commonwealth government.
 - 1.3. Funding for speedy restoration of fencing when damaged through trespass vandalism.
 - 1.4. The installation of cattle grids where it can be demonstrated that road safety is compromised by ongoing fence breaches by the community, for example to access fishing locations.
 - 1.5. Consideration of the effective-life of fencing and the shared responsibility for replacement in the corridor adjacent to sealed Highways.
2. Effective cattle management by pastoralists including managing:
 - 2.1. cattle that routinely breach fence lines; and
 - 2.2. water points to minimise uncontrolled cross-road movements of cattle.
3. Effective management of water points including constructed low points such as gravel pits, by third parties including government, to minimise cross-road movement of cattle.
4. Technological solutions for cattle management to be encouraged as effectiveness and affordability improves.
5. Consideration to be given to increasing the widths of clearing permits along fence lines to both improve maintenance access and reduce damage caused through bushfire.

In 2021, the KRG undertook liaison with Main Roads re their roadside slashing schedule along Great Northern Highway and we were aware of discussions between Main Roads and pastoralists at that time in relation to fencing damage.

Noting the seasonal challenges, the KRG seeks a meeting with the KPCA prior to the 2021/2022 wet season to discuss approaches that may reduce the volume of cattle on the roads and lessen the timeframes before infrastructure issues, such as damaged fencing, are addressed.

We will contact with your office to establish a meeting. Alternatively, contact can be made with Debra Goostrey by email on debra.goostrey@kimberleyzone.com.au or by phone on 0439 380 266.

Thank you for your consideration of this request.

Yours sincerely

Chris Mitchell
Chair
Kimberley Regional Group

Kimberley Regional Group and Kimberley Zone
PO Box 44, Broome 6725 | (08) 9191 3456 | 0439380266

Item 10.1 - CORRESPONDENCE



18 July 2021

The Hon Scott Morrison
 Prime Minister and Chair National Cabinet
 PO Box 6022
 House of Representatives
 Parliament House
 Canberra ACT 2600

Dear Prime Minister

RE COVID-19 EXIT STRATEGY

The Kimberley Regional Group (KRG) is an alliance of the four Shires of the Kimberley, being the Shire of Broome, the Shire of Derby West Kimberley, the Shire of Halls Creek and the Shire of Wyndham East Kimberley. Collaboratively the group seeks to support progress for the region through improved social, economic and cultural outcomes.

We wish to congratulate you and commend the work of the National Cabinet in managing the COVID-19 crisis and for developing the four-phase plan for the pathway out of COVID-19. The plan provides a solid foundation moving forward and highlights the primacy given to the roll out of vaccinations across Australia.

It is noteworthy that the Kimberley region is probably one of the few regions that combines the following four factors:

- Is directly on a border with traffic moving daily for shopping, schooling and medical requirements across the WA/NT border;
- Is a major tourism destination;
- Has a high (50%) resident Aboriginal population with many remote Aboriginal communities; and
- A State entry point that is over 3000 km from the capital city and over 2000km from a higher volume border entry point into the State.

Across Australia there is a critical need for predictability in response to medical advice, and this is especially the case in remote areas. Currently we can find ourselves in the position where regional areas are unclear about the requirements for visitors and residents returning to our region as advice may vary across states. Our returning residents may have English as their second language and limited experience of the use of the internet as a research tool, making it essential to ensure that all information is clear, consistent and accessible across multiple platforms and in relevant languages.

Our visitors may not have a clear pathway on arrival and this may lead to higher risk – particularly where the obligation for mask wearing is less obvious in locations where it is not mandated for residents.

.../2.

Kimberley Regional Group and Kimberley Zone
 PO Box 44, Broome 6725 | (08) 9191 3456 | 0439380266

Item 10.1 - CORRESPONDENCE

2



Most importantly, we need an incentivised pathway out of COVID-19 taking primacy over the fear of catching COVID-19. This may include, but not be limited to, opportunities for those that are fully vaccinated to:

- Quarantine at home.
- Attend larger events.
- Potentially gain exemptions for compassionate and work travel with a faster turnaround.

Employers should be encouraged to ensure that their workforce is fully vaccinated through exemptions for business continuity. This could include workplace vaccination programs for larger employers (as happens with annual influenza vaccinations). This would help to minimise waste and costs associated with scaling down upon the announcement of a lockdown then scaling up to restart activity. This is vitally important for businesses in the hospitality industry where food purchase and preparation are undertaken well in advance of the delivery date. Accommodation and tours are also hard hit with scaling up of seasonal staff and then managing cancellations. Mining and resource activity is equally challenged when needing to shut down, particularly where onsite processing occurs.

The role of regional quarantine for seasonal workers coming from the Pacific Islands is also of critical importance for the ongoing viability of our agricultural sector. We seek the consideration of the National Cabinet of a pathway forward to ensure that we can harvest the outputs of our endeavours next dry season after the losses experienced this year. Cross border collaboration is integral to the successful outcome of seasonal harvests as historically these workers roll across the north following the harvesting requirements.

Whilst we recognise that a return to normal will not be a return to the past, we encourage you to focus on transparency and consistency for both the community and business as you develop further detail on the four phase COVID-19 recovery plan. Indeed, we would encourage participation by leaders in remote locations to ensure that the pathway to recovery is not urban centric. Most of all, it is essential that there is adequate detail to convert the current frustration into information that empowers local action along with practical support to achieve the shared vision of a healthy and economically vibrant post COVID Australia.

Should you seek further information or clarification in relation to this letter, please contact Debra Goostrey in our executive debra.goostrey@kimberleyzone.com.au or by mobile on 0439 380 266.

Yours sincerely

Cr Chris Mitchell
Chair
Kimberley Regional Group

cc. The Hon Mark McGowan, Premier Western Australia
The Hon Melissa Price, Member for Durack

Kimberley Regional Group and Kimberley Zone
PO Box 44, Broome 6725 | (08) 9191 3456 | 0439380266

Item 10.1 - CORRESPONDENCE



24 August 2021

Mr Tyrone Garstone
 Chief Executive Officer
 Kimberley Land Council
 PO Box 2145
 Broome WA 6725

Dear Mr Garstone

RE HERITAGE SITE ASSESSMENTS IN THE KIMBERLEY

The Kimberley Regional Group (KRG) is an alliance of the four Shires of the Kimberley, being the Shire of Broome, the Shire of Derby West Kimberley, the Shire of Halls Creek and the Shire of Wyndham East Kimberley. Collaboratively the group seeks to support outcomes for the region through improved social, economic and cultural outcomes.

The KRG resolved at their meeting on the 28 June 2021 to contact the Kimberley Land Council to schedule a face-to-face meeting to increase the understanding by member Shires of the requirements in relation to Aboriginal heritage survey clearances under the Aboriginal Heritage Act 1972 for road and other works in the Kimberley region.

The member Shires are keen to ensure that respect for the culture and history of Aboriginal people is maintained within an approvals framework that facilitates job creation and provides social benefit.

We will make contact your office to establish a meeting. Alternatively, contact can be made with Debra Goostrey by email on debra.goostrey@kimberleyzone.com.au or by phone on 0439 380 266.

Yours sincerely

Chris Mitchell
 Chair
 Kimberley Regional Group



11. GENERAL BUSINESS

Nil.

12. MATTERS BEHIND CLOSED DOORS

Nil

13. MEETING CLOSURE

There being no further business the Chair declared the meeting closed at 12:35pm.

11.2 APPOINTMENTS OF COUNCIL COMMITTEES, FORMAL EXTERNAL COMMITTEES AND PORTFOLIO'S / FOCUS AREAS 2021

File Number: 4285
Author: Sarah Smith, Executive Services Coordinator
Responsible Officer: Amanda Dexter, Chief Executive Officer
Authority/Discretion: Administrative

SUMMARY

Following the outcome of the Ordinary Local Government Election on 16 October 2021, Council is required to consider its representation on various Council Committees and Working Groups. Appointments to external committees have also been reviewed.

DISCLOSURE OF ANY INTEREST

Nil.

BACKGROUND

As per section 5.11 of the *Local Government Act 1995*, Council representatives on its Committees and Working Groups established under the Act are discontinued following a local government election and as such, fresh nominations for Council representation are required.

There are four current committees established in this manner and their status is outlined in the Comment section of this report:-

- CEO Performance Review Committee
- Audit Committee
- Commercial Committee
- Shire of Derby West Kimberley Recovery Committee

Council may also wish to consider the current appointments to other statutory Committees and its representatives on outside bodies, and review membership of external committees requiring Elected Member representation, as well as membership to the working parties/groups Council has previously formed to assist on various issues.

Previously appointed external committees and Portfolios/Focus Areas (formerly Working Groups):

External Representation listed below are the external committees and portfolio's/focus areas to which Council currently provides representation. 'Representative/s' outlines the Councillors who currently represent Council:

ORGANISATION	REPRESENTATIVE/S
EXTERNAL COMMITTEES	
Kimberley Zone Representatives	Member: Cr G Haerewa Deputy Member: Cr P White Proxy: Cr G Davis

	Proxy: Cr R Mouda
Regional Collaborative Group Board	Member: Cr G Haerewa Deputy Member: Cr P White Proxy: Cr G Davis Proxy: Cr R Mouda
Kimberley Development Commission Board Nomination	Cr G Haerewa Cr G Davis
Local Government Development Assessment Panel (DAP)	Member 1: Cr A Twaddle Member 2: Cr C Kloss Proxy 1: Cr G Haerewa Proxy 2: Cr C P White
Regional Road Group	Member: Cr P White Proxy: Cr S Ross (resigned) Proxy: Cr G Haerewa
Tourism	Member: Cr C Kloss Proxy: Cr P Riley
Pastoralists and Graziers Association (PGA) and Kimberley Pilbara Cattlemen’s Association (KPCA)	Member: Cr A Twaddle Proxy: Cr G Haerewa
Landcare	Member: Cr C Kloss Proxy: Cr P Riley
Derby Chamber of Commerce/Small Business Centre	Member: Cr P White Proxy: Cr G Haerewa
Fitzroy Valley Development	Member: 1Cr G Davis Member 2: Cr K Bedford Proxy: Cr A Twaddle Proxy: Cr G Haerewa
Derby Aboriginal Health Service – Local Advisory Committee (Possibly in Recess)	Member: Cr P Riley Proxy: Cr R Mouda
District Health Advisory Council for Derby	Member: Cr R Mouda Proxy: Cr P Riley
District Health Advisory Council for Fitzroy Crossing (in Recess)	Member: Cr K Bedford Proxy: Cr G Davis
Roadwise Committee	Member: Cr C Kloss Proxy: Cr G Haerewa

Local Emergency Management Committee (LEMC)	Member (Chair): Cr G Haerewa Proxy: Cr A Twaddle Fitzroy Crossing Proxy: Cr G Davis
Liquor Accord	Member: Cr C Kloss Proxy: Cr G Haerewa
PORTFOLIO'S / FOCUS AREAS (WORKING GROUPS)	
Youth Affairs Derby	Member: Cr R Mouda Proxy: Cr P Riley Proxy: Cr Haerewa
Youth Affairs Fitzroy Crossing	Member: Cr K Bedford Proxy: Cr G Davis Proxy: Cr G Haerewa
Aged and Seniors	Member: Cr S Ross (resigned) Proxy: Cr P White
Education Derby	Member: Cr R Mouda Proxy: Cr P Riley Proxy: Cr G Haerewa
Education and Sport and Recreation – Fitzroy Crossing	Member: Cr G Davis Proxy: Cr K Bedford Proxy: Cr G Haerewa
Sport and Recreation – Derby	Member: Cr R Mouda Proxy: Cr G Haerewa
Waste Management	Member: Cr C Kloss (retired) Proxy: Cr G Haerewa
Mining and Exploration	Member: Cr K Bedford Proxy: Cr P White Proxy: Cr G Haerewa

STATUTORY ENVIRONMENT

Local Government Act 1995 S. 5.8 (Establishment of committees) outlines that a Council may establish (Absolute Majority required) committees of three or more persons to assist the Council and to exercise the powers and discharge the duties of the local government that can be delegated to committees.

Local Government Act 1995 S. 5.9 (Committees, types of) provides that a committee is to comprise –

(a) council members only; or

(b) council members and employees; or

(c) council members, employees and other persons; or

(d) council members and other persons; or

(e) employees and other persons; or

(f) other persons only (noting that "other persons" means a person who is not a council member or an employee).

Local Government Act 1995 S. 5.10 (Committee members, appointment of)

This section highlights that:

- *The president is to be appointed to any committee the President seeks to be appointed to;*
- *Every council member is entitled to be a member of at least one committee; and*
- *The CEO is to be appointed to any committee that has an employee representative that the CEO seeks to be appointed to.*

Local Government Act 1995 S. 5.11A (Deputy committee members)

The Shire may appoint (Absolute Majority required) a person to be a deputy of a member of a committee (and may terminate such an appointment at any time). The deputy must have the same status as the primary member (e.g. Councillor or employee).

Local Government Act 1995 S. 5.11 (Committee membership, tenure of)

Appointments continue until the person no longer holds the relevant office by virtue of which the person became a member, resigns, the committee is disbanded, or the next ordinary elections day, whichever happens first.

Council may review membership at any time.

Local Government Act 1995 S 7.1A (Audit committee) outlines that every local government is to establish (Absolute Majority required) an audit committee of three or more persons. At least three of the members, and the majority of the members, are to be council members. The CEO is not to be a member of the audit committee.

Emergency Management Act 2005 S. 38 (Local emergency management committees) outlines that every local government is to establish one or more local emergency management committees for the local government's district consisting of a chairman and other members (including the local emergency coordinator coordinator).

The constitution and procedures, and the terms and conditions of appointment of members, are to be determined by the SEMC.

POLICY IMPLICATIONS

Nil.

FINANCIAL IMPLICATIONS

Nil.

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
Business Interruption: Members are not appointed to Committees	Unlikely	Moderate	Medium	Elected Members are appointed to Committees at a future Council meeting Officer reports and recommendations will be considered by Council at Ordinary Council Meetings.

CONSULTATION

Community consultation is not required. At the October Briefing Session it was discussed that there could be efficiencies if there were less, but more broadly defined representation structures put in place. This would be more efficient for Councillors. For example, a Health Portfolio with several Councillor representatives allocated, with Councillors as available then attending the various groups that seek Councillor representation.

COMMENT

When Council establishes a committee it is required to detail what authority is delegated (if any) to that committee. A formal committee established in this manner is required to observe Council’s Standing Orders and the *Local Government Act 1995* in its meetings. For example, all meetings are required to be advertised, produce a formal agenda and minutes, open to the public and include a public question time.

An acceptable alternative to the establishment of committees per the *Local Government Act 1995* is the formation of working parties, working groups, or teams. Such bodies are not delegated specific authority from Council and therefore act as an advisory body only. Recommendations from such bodies are presented to Council through officer reports.

The following information details the various committees and groups that Council has established or is represented upon. Council is requested to review its representation on such bodies, whether to disband some internal working parties and to nominate elected members to those bodies to which Council wishes to continue providing representation.

PART 1 – COUNCIL COMMITTEES

Council Committees (formed per s5.8 of the Local Government Act 1995)

CEO Performance Review Committee

Originally established in January 2002, the Committee undertakes the performance review of the CEO and negotiates changes to the CEO's contract of employment for subsequent Council approval. All Councillors have historically been appointed to the Committee.

Following changes to the Local Government Act, the 26 August 2021 Council Meeting resolved that:

1. New Terms of Reference protocols were adopted;
2. Crs Haerewa (President and Panel Presiding Member) and White (Deputy President) were appointed as the two Councillor members of the CEO Performance Review Panel for the remainder of the 2019-2021 Council Election period;
3. Noted that additional Councillor members can be considered for both panels at the point in time when the Panels (vis. Performance Review and CEO Appointment) are needed to operate; and
4. The calling of applications for the independent person position (to sit on both of the Panels) be deferred until the CEO Appointment Panel is required.

Note: A *CEO Appointment Committee* is only established for a defined period and as part of any CEO appointment process, so is only established on an "as needed" and periodic short term basis.

Audit Committee

Formerly the Compliance and Strategic Review Committee, it was established in May 2005 to comply with legislation and to oversee financial issues. Change of Committee name and Terms of Reference occurred in March 2015 to reflect changes to the *Local Government (Audit) Regulations 1996* to expand the focus of the Committee to provide effective corporate governance through the review of systems and procedures relating to risk management, internal control and legislative compliance.

Previous membership was:

- Cr Kloss
- Cr Mouda
- Cr Haerewa
- Cr White
- Cr Bedford
- Cr Davis

Shire of Derby West Kimberley Recovery Committee

Originally established in March, 2013 to oversee local government procedures following an emergency event.

Previous membership was:

- Cr Haerewa
- Cr Twaddle
- Cr White

- Cr Mouda
- Cr Davis
- Amanda Dexter (Chief Executive Officer)
- Wayne Neate (Director of Technical and Development Services)

Commercial Committee

Formerly the Housing and Works Committee was established in August 2015 to prioritise works in accordance with the Shire's asset management principles.

Previous membership was:

- Cr Haerewa
- Cr Twaddle
- Cr White
- Cr Kloss
- Cr Bedford
- Amanda Dexter (Chief Executive Officer)
- Wayne Neate (Director of Technical and Development Services)

PART 2 – COUNCIL REPRESENTATION ON FORMAL EXTERNAL COMMITTEES AND COUNCIL PORTFOLIO'S / FOCUS AREAS

External Representation listed below are the external committees and portfolio's/focus areas which was suggested at the Briefing Session as having a requirement for representation:

FORMAL COMMITTEES AND PORTFOLIO'S / FOCUS AREAS

- Kimberley Zone and Regional Collaborative Group
 - Kimberley Zone Representatives
 - Regional Collaborative Group Board
- Local Government Development Assessment Panel (DAP)
- Local Emergency Management Committee (LEMC)
- Derby Liquor Accord
- Pastoralist Portfolio
 - Pastoralists and Graziers Association (PGA)
 - Kimberley Pilbara Cattlemen's Association (KPCA)
- Health Portfolio
 - District Health Advisory Council for Derby
 - District Health Advisory Council for Fitzroy Crossing (in recess)
 - Derby Aboriginal Health Service – Local Advisory Committee (possibly in recess)
 - Aged and Seniors – Derby
 - Aged and Seniors – Fitzroy Crossing

- Roads Portfolio
 - Regional Road Group
 - Roadwise Committee
- Youth Portfolio
 - Youth – Derby
 - Youth – Fitzroy Crossing
- Education Portfolio
 - Education – Derby
 - Education – Fitzroy Crossing
- Regional Projects Portfolio
 - Fitzroy River Catchment
 - Buccaneer Marine Park
 - ***Derby Port Precinct Community Consultation Committee (note: proposed committee by Kimberley Ports Authority. Not considered at the Agenda Briefing Meeting on 21 October 2021).***
- Derby Chamber of Commerce/Small Business Centre
 - Waste Management
 - Mining and Exploration
 - Tourism
 - Landcare
- Sports and Recreation Portfolio*
 - Sport and Recreation – Derby
 - Sport and Recreation – Fitzroy Crossing
- Community Safety Portfolio*
 - Community Safety Committee – Derby
 - Community Safety Committee – Fitzroy Crossing
 - Committee's Key Responsibilities:*
 - *Enhance community safety and reduce criminal and anti-social behaviour through a collaboration of key interests and agencies.*
 - *Develop, review and oversee the implementation of the Shire of Derby/West Kimberley Community Safety and Crime Prevention Plan;*
 - *Identify and coordinate funding opportunities to address priority issues that have been identified in the Community Safety and Crime Prevention Plan;*
 - *Engage and involve the community in planning and implementing community safety and crime prevention strategies; and*

- *Promote greater community awareness and involvement in community safety and crime prevention efforts aimed at reducing community fear of crime.*

**To be formulated by Council (agenda item to be presented at Ordinary Council Meeting – 25 November 2021).*

- Derby Aboriginal Corporation Alliance (DACA) Portfolio

Committee’s Key Responsibilities:

The Derby Aboriginal Corporations Alliance (DACA) and the Shire of Derby/West Kimberley (SDWK) are working in collaboration on a shared priority:

To provide opportunities for our young people to grow and develop, and to become leaders within the community.

For many years the Derby community and others have been lobbying and advocating for services and supports for young people and the most concern expressed is that of child welfare. Children not willing to return home during the night is a real concern.

The DACA have requested that this collaboration evolve via a co-design process. As this will be the first workshop, the focus will be on the early stages of co-design including definition of scope, principles and desired outcomes.

Responding to community feedback requires strong strategic partnerships which span a variety of industries and sectors. The SDWK recognises the strength and position of the DACA to achieve positive and sustained outcomes for Aboriginal people in Derby through co-design. The Department of Communities (DoC) are an essential stakeholder and have been invited participate in this process.

- Kimberley Development Commission Board (Councillor representation to be decided by Council at the end of current members terms)

VOTING REQUIREMENT

Absolute majority

ATTACHMENTS

Nil

RESOLUTION 121/21

Moved: Cr Paul White

Seconded: Cr Linda Evans

That Council Endorse the following:

1. **That all membership on Council Committees, Formal External Committees and Portfolio’s / Focus Areas now be concluded.**

COUNCIL COMMITTEES

CEO PERFORMANCE COMMITTEE – no delegated power

2. That by Absolute Majority Council APPOINTS the following Elected Members to the CEO Performance Review Committee.

Shire President: Cr Geoff Haerewa

Deputy Shire President: Cr Peter McCumstie

AUDIT COMMITTEE – no delegated power

3. That by Absolute Majority Council APPOINTS the following Elected Members to Audit Committee.

Cr Geoff Haerewa

Cr Peter McCumstie

Cr Keith Bedford

Cr Andrew Twaddle

Cr Pat Riley

COMMERCIAL COMMITTEE – no delegated power

4. That by Absolute Majority Council APPOINTS the following Elected Members and Staff to the Commercial Committee.

Cr Geoff Haerewa

Cr Paul White

Cr Andrew Twaddle

Cr Linda Evans

SHIRE OF DERBY/WEST KIMBERLEY RECOVERY COMMITTEE – HAS delegated power

5. That by Absolute Majority Council APPOINTS the following Elected Members and Staff to Shire of Derby West Kimberley Recovery Committee.

Cr Geoff Haerewa

Cr Andrew Twaddle

Cr Keith Bedford

Cr Geoff Davis

FORMAL EXTERNAL COMMITTEES AND PORTFOLIO'S / FOCUS AREAS

6. That Council APPROVES the nomination of the following Elected Members to the Formal External Committees and Portfolio's/Focus Areas as detailed below:

Local Government Development Assessment Panel (DAP)

Member 1: Cr Geoff Haerewa

Member 2: Cr Peter McCumstie

Proxy 1: Cr Paul White

Proxy 2: Cr Andrew Twaddle

Local Emergency Management Committee (LEMC)

Member: Cr Geoff Haerewa

Proxy: Cr Andrew Twaddle

Liquor Accord

Member: Cr Andrew Twaddle

Proxy: Cr Geoff Haerewa

Derby Aboriginal Corporation Alliance (DACA)

Member: Cr Geoff Haerewa

KIMBERLEY ZONE PORTFOLIO

- Kimberley Zone Representatives
- Regional Collaborative Group Board

Member(s): Cr Geoff Haerewa

Deputy Member(s): Cr Peter McCumstie

PASTORALIST PORTFOLIO

- Pastoralists and Graziers Association Kimberley Zone Control Authority Land Conservation District Committee (West Kimberley and North Kimberley)
- Kimberley Pilbara Cattlemen's Association (KPCA)

Member(s): Cr Linda Evans

Proxy(s): Cr Andrew Twaddle

HEALTH PORTFOLIO

- District Health Advisory Council for Derby
- District Health Advisory Council for Fitzroy Crossing (In Recess)
- Derby Aboriginal Health Service – Local Advisory Committee (possibly in Recess)
- Aged and Seniors – Derby
- Aged and Seniors – Fitzroy Crossing

Member(s): Cr Peter McCumstie (Derby)

Member(s): Cr Geoff Davis (Fitzroy Crossing)

ROADS PORTFOLIO

- Regional Road Group
- Roadwise Committee

Member(s): Cr Paul White

Proxy(s): Cr Geoff Haerewa

YOUTH PORTFOLIO

- Youth – Derby
- Youth – Fitzroy Crossing

Member(s): Cr Geoff Haerewa (Derby)

Member(s): Cr Keith Bedford (Fitzroy Crossing)

EDUCATION PORTFOLIO

- Education – Derby
- Education – Fitzroy Crossing

Member(s): Cr Geoff Haerewa

Proxy(s): Cr Paul White

REGIONAL PROJECTS PORTFOLIO

- Fitzroy River Catchment
- Buccaneer Marine Park
- Derby Port Precinct Community Consultation Committee

Member(s): Cr Geoff Haerewa (Derby)

Member(s): Cr Geoff Davis (Fitzroy Crossing)

Proxy(s): Cr Peter McCumstie

COMMUNITY SAFETY PORTFOLIO

- Community Safety Committee – Derby
- Community Safety Committee – Fitzroy Crossing

Member(s): Cr Geoff Haerewa (Derby)

Member(s): Cr Geoff Davis (Fitzroy Crossing)

Proxy(s): Cr Peter McCumstie

CHAMBER OF COMMERCE and SMALL BUSINESS PORTFOLIO

- Derby Chamber of Commerce
- Tourism
- Waste Management
- Mining and Exploration
- Landcare

Member(s): Cr Paul White

Proxy(s): Cr Peter McCumstie

SPORTS AND RECREATION PORTFOLIO

- Sport and Recreation – Derby
- Sport and Recreation – Fitzroy Crossing

Member(s): Cr Geoff Haerewa (or delegate).

7. That advice of the respective appointments be provided to relevant organisations.

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

11.3 PROPOSED LEASE TO DERBY SPEEDWAY CLUB (INC), DERBY SPORTING SHOOTERS AUST (INC), AND DERBY PISTOL CLUB (INC)

File Number: 0150
Author: Neil Hartley, Strategic Business Manager
Responsible Officer: Amanda Dexter, Chief Executive Officer
Authority/Discretion: Administrative

SUMMARY

The Shire manages a two separate public reserve area on Derby Highway where four independent local clubs operate; Derby Speedway Club (Inc), Kimberley Enduro Club (Inc), Derby Sporting Shooters Aust (Inc), and Derby Pistol Club (Inc). Each has occupied a portion of these two reserve land areas for many years.

Presently only one of the clubs (Kimberley Enduro Club (Inc)) has a current lease in place.

This report recommends that Council support the leasing of separate portions of the reserve to the Derby Speedway Club (Inc), Derby Sporting Shooters Aust (Inc), and Derby Pistol Club (Inc). Each club will have an individual lease for their respective lease area.

DISCLOSURE OF ANY INTEREST

Nil.

BACKGROUND

The Shire has numerous existing leases permitting community groups to occupy Shire controlled properties. The April 2021 Council Meeting resolved that a Policy and a “standard” (or “template”) community lease/licence agreement document be adopted and most recently, the September 2021 Council Meeting endorsed that lease for the West Kimberley Turf Club lease/licence agreement. The same lease agreement is proposed to be used for these three clubs. Using the same lease provisions ensures that all community/sporting groups transition into a common community lease/community licence agreement with consistent requirements upon both the Shire, and the community group.

The land on which the leases sit are (copy of indicative lease areas plan attached):

Club	Land Description
Derby Speedway Club (Inc)	Portion of Reserve #35129 (Speedway) Lot 226, on Deposited Plan 187656
Derby Sporting Shooters Aust (Inc)	Portion of Reserve #35130 (Gun Club and Small Bore Rifle Range) Lot 1271, on Deposited Plan 189172
Derby Pistol	Portion of Reserve #35130 (Gun Club and Small Bore Rifle Range) Lot 1271, on Deposited Plan 189172

There is a public thoroughfare (Worsley Road) which services the precinct. This thoroughfare is a responsibility for the Shire to maintain and it generally receives two to three grade treatments each year.

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 a body, whether incorporated or not —

- (i) the objects of which are of a charitable, benevolent, religious, cultural, educational, recreational, sporting or other like nature; and
- (ii) the members of which are not entitled or permitted to receive any pecuniary profit from the body’s transactions.

As the proposal is to offer the property to the Derby Speedway Club (Inc), Derby Sporting Shooters Aust (Inc), and Pistol clubs (Inc), then the exemption of regulation 30 can be applied, conditional on confirmation that the members are not entitled or permitted to receive any pecuniary profit from the body’s transactions.

POLICY IMPLICATIONS

Policy (ES5) Community Leases and Licence Agreements is relevant and this proposal is consistent with the policy.

FINANCIAL IMPLICATIONS

The lessees will essentially take on the sites “as is where is” with costs being met by the lessees as per Council Policy. There are no built assets on any of the sites that are the Shire’s responsibility.

The Shire will continue to maintain the entrance public thoroughfare, Worsley Road, which services the precinct.

The Schedule of Lessee Costs Responsibilities would be represented as outlined below:

Cost Area and Details	Percentage of Community Group Responsibility
Maintain the buildings and surrounds	100%
Lease Fee (currently \$100)	100%
State Government Land Tax	100%
State Government DFES Levy	100%
Water Corporation – Annual Water/Sewerage Rates Charge and Water Consumption Charges (or appropriate similar charge if Shire supplied service)	100%

Gas Charges (Annual Charge and Consumption)	100%
Electricity (Annual/Fixed Charges and Consumption)	100%
Telephones (Annual/Fixed Charges and Consumption)	100%
Cost of installation of any meter, wiring or other device necessitated by the use of a utility and service	100%
Cost of annual pest control inspections, servicing of fire extinguishers, exit lights, security lights, fire hydrants, air conditioners (not owned by the Lessee) and recertification of any fall arrest systems in place	100%
Insurance – see clause 12 (includes buildings and structures not owned by the Shire).	100%
Shire of Derby/West Kimberley’s Annual Local Government Rates	0%
Shire of Derby/West Kimberley’s Annual 210lt bin Charge (if service requested by Lessee)	100%
Cost of annual licences (e.g. food surveillance fee)	100%
Building Insurance	100%
Reciprocal Parking Areas – Whilst clubs generally have discreet parking areas for their members and guests, on occasion event traffic and parking will result in users occupying parking space within the lease areas of other nearby clubs. Any costs relevant to this use is to be negotiated between the Derby Speedway Club (Inc), Kimberley Enduro Club (Inc), Derby Sporting Shooters Aust (Inc), and Derby Pistol Club (Inc).	100%

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.
2. COMMUNITY	2.2 Healthy communities. 2.3 Vibrant and culturally rich communities.	2.2.2 Facilitate a range of accessible sporting and recreational activities 2.3.2 Facilitate and/ or contribute to community events, cultural activities and festivals.

RISK MANAGEMENT CONSIDERATIONS

RISK	LIKELIHOOD	CONSEQUENCE	RISK ANALYSIS	MITIGATION
Property: Potential for the site to deteriorate if not allocated to a dedicated group.	Possible	Moderate	Medium	Re-lease the building to the West Kimberley Turf Club.
Financial: Lessee might not meet costs as per lease.	Possible	Insignificant	Low	Manage the lease to maintain understanding of group and its viability.

CONSULTATION

There is not considered to be a realistic alternative use, or Lessee, for the sites and so no community consultation is suggested as being required on this occasion.

There has been direct consultation with the current site occupiers, the Derby Speedway Club (Inc), Derby Sporting Shooters Aust (Inc), and Derby Pistol Club (Inc). No consultation has occurred with the Kimberley Enduro Club (Inc) as it has a current lease in place.

COMMENT

Whilst the standard lease agreement covers the common aspects of any community lease, there are often “Special Conditions” that are relevant and specific to individual Agreements. There is a specific section in the Community Lease for these clauses to be inserted and a good example of this is the Turf Club/Golf Club arrangement, where shared use of the site is required. The Special Conditions for the three separate leases is question are suggested to be:

Club	Special Conditions
Derby Pistol Club (Inc)	<p>Sporting Shooters Club Events and Course Management Activities - The Lessee shall permit access to the portions of land which forms part of the Sporting Shooters Club range within the Pistol Club lease area, for the purpose of hosting Shotgun Club casual and formal events and course management activities. This shall be negotiated between the respective Lessees, and if warranted the Lessor (the relevant area is that which is generally reflected in the lease area plan within the dashed purple lines).</p> <p>Electricity Supply: The clubs on Reserve #'s 35129 and #35130 are jointly responsible for the continued provision of a reticulated power supply, directly with the service provider (currently Horizon Power). The reticulated power supply shall be maintained in a safe and functional state. Meter readings and power supply payments from the provider are a joint responsibility of the Lessees.</p> <p>Reciprocal Parking: Whilst the Derby Pistol Club (Inc) generally has a discreet parking area for its members and guests, on occasion event traffic and parking</p>

	<p>will result in users occupying parking space within the lease areas of other nearby clubs. This use is to be negotiated between the Derby Speedway Club (Inc), Kimberley Enduro Club (Inc), Derby Sporting Shooters Aust (Inc), and Derby Pistol Club (Inc).</p> <p>Lessee’s fixtures, fittings and chattels: Acknowledge that there are existing fixtures, fittings and chattels on the leased area. These are to be considered as being included within the intentions of lease clause 24.2, which requires them at the end or earlier termination of this Lease, to be removed by the Lessee, if required by the Lessor.</p>
<p>Derby Sporting Shooters Aust (Inc)</p>	<p>Pistol Club Events and Course Management Activities - The Lessee shall permit access to the portions of land which forms part of the Pistol Club range within the Sporting Shooters Club lease area, for the purpose of hosting Pistol Club casual and formal events and for its course management activities. This shall be negotiated between the respective Lessees, and if warranted the Lessor (the relevant area is that which is generally reflected in the lease area plan within the dashed purple lines).</p> <p>Electricity Supply: The clubs on Reserve #'s 35129 and #35130 are jointly responsible for the continued provision of a reticulated power supply, directly with the service provider (currently Horizon Power). The reticulated power supply shall be maintained in a safe and functional state. Meter readings and power supply payments from the provider are a joint responsibility of the Lessees.</p> <p>Reciprocal Parking: Whilst the Derby Sporting Shooters Aust (Inc) generally has a discreet parking area for its members and guests, on occasion event traffic and parking will result in users occupying parking space within the lease areas of other nearby clubs. This use is to be negotiated between the Derby Speedway Club (Inc), Kimberley Enduro Club (Inc), Derby Sporting Shooters Aust (Inc), and Derby Pistol Club (Inc).</p> <p>Lessee’s fixtures, fittings and chattels: Acknowledge that there are existing fixtures, fittings and chattels on the leased area. These are to be considered as being included within the intentions of lease clause 24.2, which requires them at the end or earlier termination of this Lease, to be removed by the Lessee, if required by the Lessor.</p>
<p>Derby Speedway Club (Inc)</p>	<p>Environmental Damage: The site is considered to be “clean” from an environmental perspective. Every reasonable precaution must be taken to protect the land/environment from damage (e.g. oils, fuels and hydrocarbons, etc.). Any land/environmental damage to the leased area from Speedway Club use is the sole responsibility of the Lessee to correct.</p> <p>Caretaker: The caretaker position and facility can be continued, conditional on all necessary permits and approvals being maintained and the required accommodation standards being maintained to the satisfaction of the CEO or their delegate.</p>

	<p>Electricity Supply: The clubs on Reserve #'s 35129 and #35130 are jointly responsible for the continued provision of a reticulated power supply, directly with the service provider (currently Horizon Power). The reticulated power supply shall be maintained in a safe and functional state. Meter readings and power supply payments from the provider are a joint responsibility of the Lessees.</p> <p>Reciprocal Parking: Whilst the Derby Speedway Club (Inc) generally has a discreet parking area for its members and guests, on occasion event traffic and parking will result in users occupying parking space within the lease areas of other nearby clubs. This use is to be negotiated between the Derby Speedway Club (Inc), Kimberley Enduro Club (Inc), Derby Sporting Shooters Aust (Inc), and Derby Pistol Club (Inc).</p> <p>Lessee’s fixtures, fittings and chattels: Acknowledge that there are existing fixtures, fittings and chattels on the leased area. These are to be considered as being included within the intentions of lease clause 24.2, which requires them at the end or earlier termination of this Lease, to be removed by the Lessee, if required by the Lessor.</p>
--	---

VOTING REQUIREMENT

Simple majority

ATTACHMENTS

1. Lease Area Plan  

<p>RESOLUTION 122/21</p> <p>Moved: Cr Paul White</p> <p>Seconded: Cr Andrew Twaddle</p> <p>That Council:</p> <ol style="list-style-type: none"> 1. Lease parts of Reserve #'s 35129 and 35130 Derby Highway, Derby (in three individual leases) to Derby Speedway Club (Inc), Derby Sporting Shooters Aust (Inc), and Derby Pistol Club (Inc) on the following significant conditions: <ol style="list-style-type: none"> a. lease areas to be consistent with the Lease Area Plan attached; b. the Shire’s “standard” Community Lease to be utilised, in accordance with Policy ES5 - Community Leases and Licence Agreements; c. the lease period to be 10 + 10 years (with renewals at the Shire’s sole discretion); d. the Schedule of Lessee Costs Responsibilities as outlined in the Financial Implications section of this report to be incorporated into all three leases; and e. the Special Conditions as outlined in the Comments section of this report to be incorporated into the relevant leases. <p>In Favour: Crs Geoff Haerewa, Paul White, Geoff Davis, Andrew Twaddle, Rowena Mouda, Pat Riley, Keith Bedford, Linda Evans and Peter McCumstie</p>	
---	--

Against: Nil

CARRIED 9/0



11.4 CHRISTMAS CLOSURE 2021/22

File Number: 4150

Author: Chloe Searles, Manger of Administration

Responsible Officer: Alan Lamb, Director of Corporate and Community Services

Authority/Discretion: Administrative

SUMMARY

For Council to approve the closure of the Shire’s operations over the Christmas and New Year period for 2021/22. To cover the days in addition to public holidays during the closure recommended in this report, employees will be required to take annual leave. The arrangement allows staff to travel to spend the festive season with loved ones if they are able to, assists with the ongoing management of staff leave liability and has been generally well accepted by the community.

DISCLOSURE OF ANY INTEREST

The Director of Corporate and Community Services and Manager of Administration are subject to the proposed closure.

BACKGROUND

In rural Local Governments where there are generally fewer staff it is accepted practice for the staff to take annual leave at Christmas and New Year resulting in the suspension of Shire operations to all but essential services for the period of leave.

If this arrangement is accepted by Council, the Senior Management Group will develop a contingency plan to ensure essential services are adequately delivered to the community and suitable public notice regarding closures will be provided to minimise any inconvenience.

Apart from normal Public Holiday arrangements, staff take the intervening days as Annual Leave, or if available, Time in Lieu or Leave Without Pay. The employee may only return to work to carry out set tasks as negotiated with their Director/Manager.

The Derby and Fitzroy Crossing waste management facilities are managed by a third party and are closed on Christmas Day. Accordingly, no kerbside collection occurs, on Christmas Day (this is a contractual arrangement).

POLICY IMPLICATIONS

Nil.

FINANCIAL IMPLICATIONS

Nil – staff will be required to take leave to cover payment of wages on days that are not public holidays.

STRATEGIC IMPLICATIONS

GOAL	OUR PRIORITIES	WE WILL
Goal 1: Leadership and Governance	1.2: Capable, inclusive and effective organisation	1.2.1 Provide Strong civic leadership 1.2.4 Attract and effectively use

		resources to meet community needs.
--	--	------------------------------------

RISK MANAGEMENT CONSIDERATIONS

RISK	LIKELIHOOD	CONSEQUENCE	RISK ANALYSIS	MITIGATION
Business Interruption: Ability to respond to unplanned event.	Possible	Moderate	Low	Advertise closure to the community. A roster and contact details for critical staff will be developed to ensure resources are available if required.

CONSULTATION

Consultation was undertaken with Managers responsible for service areas.

Adequate notice of closure will be provided to the public to further minimise any disruptions. This will include advertising on the door of the Administration Building, Shire Notice Boards, Shire Facebook Page, Shire Website and in the local papers in the months leading up to the Christmas closure period. The Shire will advise customers for Department of Transport Licencing services that alternative options for access are available for this period.

COMMENT

The success of previous Christmas closures have occurred as key contact lists for critical staff in the event of an emergency have been developed. An informal rostering of key personnel occurs ensuring there are staff available in town should they be required, with a skeleton works crew undertaking essential services. It is recommended that Council support the close of all non-essential operations or reduce opening hours over the 2021/22 Christmas period as outlined in Table 1 below.

Table 1

Derby and Fitzroy Crossing Administration Centres (including Fitzroy Crossing Visitors Centre and Library)	
Derby and Fitzroy Crossing Works Depot	
Date	Action
Monday 20 December 2021	OPEN for normal business
Tuesday 21 December 2021	OPEN for normal business
Wednesday 22 December 2021	CLOSED (Annual Leave)
Thursday 23 December 2021	CLOSED (Annual Leave)
Friday 24 December 2021	CLOSED (Annual Leave)
Saturday 25 December 2021	CLOSED (Christmas Day Public Holiday)
Sunday 26 December 2021	CLOSED (Boxing Day Public Holiday)
Monday 27 December 2021	CLOSED (Christmas Day Public Holiday OBSERVED)

Tuesday 28 December 2021	CLOSED (Boxing Day Public Holiday OBSERVED)
Wednesday 29 December 2021	CLOSED (Annual Leave)
Thursday 30 December 2021	CLOSED (Annual Leave)
Friday 31 December 2021	CLOSED (Annual Leave)
Saturday 1 January 2022	CLOSED (New Years Day Public Holiday)
Sunday 2 January 2022	CLOSED (Weekend)
Monday 3 January 2022	CLOSED (New Years Day Public Holiday)
Tuesday 4 January 2022	OPEN for normal business
Derby Memorial Pool	
Monday 20 December 2021	OPEN for normal business
Tuesday 21 December 2021	OPEN for normal business
Wednesday 22 December 2021	OPEN for normal business
Thursday 23 December 2021	OPEN for normal business
Friday 24 December 2021	Early Close – 5:30am – 7:30am and 11:00am – 4:30pm
Saturday 25 December 2021	CLOSED (Christmas Day)
Sunday 26 December 2021	Reduced Hours – Open 11:00am – 5:00pm (Boxing Day)
Monday 27 December 2021	Public Holiday – Open 11:00am – 5:00pm
Tuesday 28 December 2021	Public Holiday – Open 11:00am – 5:00pm
Wednesday 29 December 2021	Reduced Hours – Open 11:00am – 5:00pm
Thursday 30 December 2021	Reduced Hours – Open 11:00am – 5:00pm
Friday 31 December 2021	Reduced Hours/ Early Closed – 11:00am – 4:30pm
Saturday 1 January 2022	CLOSED (New Years Day)
Sunday 2 January 2022	Reduced Hours – Open 11:00am – 5:00pm
Monday 3 January 2022	Public Holiday – Open 11:00am – 5:00pm
Tuesday 4 January 2022	OPEN for normal business
Derby Public Library	
Monday 20 December 2021	OPEN for normal business
Tuesday 21 December 2021	OPEN for normal business
Wednesday 22 December 2021	CLOSED (Annual Leave)
Thursday 23 December 2021	CLOSED (Annual Leave)
Friday 24 December 2021	CLOSED (Annual Leave)
Saturday 25 December 2021	CLOSED (Christmas Day Public Holiday)
Sunday 26 December 2021	CLOSED (Boxing Day Public Holiday)
Monday 27 December 2021	CLOSED (Christmas Day Public Holiday OBSERVED)

Tuesday 28 December 2021	CLOSED (Boxing Day Public Holiday OBSERVED)
Wednesday 29 December 2021	CLOSED (Annual Leave)
Thursday 30 December 2021	CLOSED (Annual Leave)
Friday 31 December 2021	CLOSED (Annual Leave)
Saturday 1 January 2022	CLOSED (New Years Day Public Holiday)
Sunday 2 January 2022	CLOSED (Weekend)
Monday 3 January 2022	CLOSED (New Years Day Public Holiday)
Tuesday 4 January 2022	CLOSED (Annual Leave)
Wednesday 5 January 2022	CLOSED (Annual Leave)
Thursday 6 January 2022	CLOSED (Annual Leave)
Friday 7 January 2022	CLOSED (Annual Leave)
Saturday 8 January 2022	CLOSED (Weekend)
Sunday 9 January 2022	CLOSED (Weekend)
Monday 10 January 2022	OPEN for normal business

VOTING REQUIREMENT

Simple majority

ATTACHMENTS

Nil

<p>RESOLUTION 123/21</p> <p>Moved: Cr Rowena Mouda Seconded: Cr Andrew Twaddle</p> <p>That Council:</p> <ol style="list-style-type: none"> 1. Endorse the proposed Christmas closure of Shire operations from Wednesday 22 December 2021 to Monday 3 January 2022 as outlined in Table 1 of this report. 2. Notes the extended closure of the Derby Public Library (re-opening Monday 10 January). 3. Notes the Derby and Fitzroy Crossing waste management sites are closed and no kerbside collection will occur on the Christmas Day public holiday. 4. Notes the Derby Memorial Pool Opening and Closing Times. 5. Acknowledges that employees will utilise annual or accrued leave or leave without pay for the above periods which are not public holidays; and 6. Notes the above closures are subject to a contingency plan outlining staff required to ensure essential services continue to be provided to the public. <p><u>In Favour:</u> Crs Geoff Haerewa, Paul White, Geoff Davis, Andrew Twaddle, Rowena Mouda, Pat Riley, Keith Bedford, Linda Evans and Peter McCumstie</p> <p><u>Against:</u> Nil</p>

CARRIED 9/0

11.5 REVIEW OF COUNCIL MEETING SCHEDULE FOR 2022

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 2022 calendar year, taking into consideration other relevant commitments of the Council.

DISCLOSURE OF ANY INTEREST

Nil.

BACKGROUND

Ordinary Council Meeting:

At the Ordinary Meeting of Council held on 29 October 2020, Council determined its meeting dates up to and including the 9 December 2021, and will now need to consider meeting dates for the next 12 months (2022) 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
<p>Legal & Compliance: Failure to set and advertise meeting dates will contravene the requirements of the Local Government Act 1995.</p>	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, August 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 2022 meeting, it is proposed to hold it on the second Thursday, being 8 December 2022, as opposed to the last Thursday (vis. 29 December 2022) to ensure availability of Elected Members in the Christmas holiday period.

Meeting dates are not impacted by the Easter holiday period for 2022.

Audit Committee Meeting: Council has usually held monthly Audit meetings mid-month (i.e. two weeks prior to the Ordinary Council Meeting). The Committee has a membership of six 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, 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 was highlighted that only two “meeting weeks” per month would be preferable, in light of

the significant travel distances that are required of Councillors, and therefore scheduling the Audit Committee Meetings on the same day as the Ordinary Council Meeting would be preferable.

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 2021 were held after the Audit Committee meeting, but due to the proposed changes to hold the Audit Committee on the same Thursday of the Ordinary Council Meeting it is recommended that the Agenda Review, Briefing and Forum Meetings in 2022 remain as being held on the second Thursday of each month, so for example:

Date	Time	Meeting
Thursday, 10 February 2021	4:30pm	Agenda Review, Briefings and Forums / Workshops
Thursday, 24 February 2021	3:00pm	Audit Committee Meeting
Thursday, 24 February 2021	5:30pm	Ordinary Council Meeting

Below are the annual events that are appropriate to be taken into consideration when adopting Council Meeting dates for the 2022 calendar year. Most dates will not interfere with Council’s traditional meeting dates (i.e. last Thursday of each month).

- Joint Pilbara/Kimberley Forum: 2021 Forum was held 22-23 April 2021. Dates for 2022 still to be confirmed;
- Easter: Friday, 15 April 2022 – Monday, 18 April 2022;
- Anzac Day: Public Holiday Monday, 25 April 2022;
- Developing Northern Australia Conference: Mackay, QLD – 6-8 July 2022;
- Local Government Week, Perth (including Kimberley Zone meeting): 2022 dates not yet published, assume September; and

The following is a list of public holidays for Western Australia in 2022:

Name of Public Holiday	2022 Date
New Year Public Holiday	Monday, 3 January
Australia Day	Wednesday, 26 January
Labour Day	Monday, 7 March
Good Friday	Friday, 15 April
Easter Monday	Monday, 18 April
Anzac Day	Monday, 25 April
Western Australia Day	Monday, 6 June
Queen's Birthday	Monday, 26 September
Christmas Day	Sunday, 25 December & Monday, 26 December
Boxing Day	Monday, 26 December & Tuesday, 27 December

VOTING REQUIREMENT

Simple majority

ATTACHMENTS

1. Terms of Reference - Compliance and Strategic Review Committee  
2. Council Meeting Dates - 2022  

RESOLUTION 124/21

Moved: Cr Paul White

Seconded: Cr Linda Evans

That Council:

1. APPROVE the following Audit Committee and Ordinary Meeting of Council (OCM) dates, times and venues for the 2022 calendar year:

DAY	MEETING	DATE	TIME	VENUE
Thursday	Audit	24 February	3.00pm	Council Chambers, Derby
Thursday	OCM	24 February	5.30pm	Council Chambers, Derby
Thursday	Audit	31 March	3.00pm	Fitzroy Crossing
Thursday	OCM	31 March	5.30pm	Fitzroy Crossing
Thursday	Audit	28 April	3.00pm	Council Chambers, Derby
Thursday	OCM	28 April	5.30pm	Council Chambers, Derby
Thursday	Audit	26 May	3.00pm	Council Chambers, Derby
Thursday	OCM	26 May	5.30pm	Council Chambers, Derby
Thursday	Audit	30 June	11.00am	Remote Aboriginal Community (Location to be advised)
Thursday	OCM	30 June	1.00pm	Remote Aboriginal Community (Location to be advised)
Thursday	Audit	28 July	3.00pm	Council Chambers, Derby
Thursday	OCM	28 July	5.30pm	Council Chambers, Derby
Thursday	Audit	25 August	3.00pm	Fitzroy Crossing
Thursday	OCM	25 August	5.30pm	Fitzroy Crossing
Thursday	Audit	29 September	3.00pm	Council Chambers, Derby
Thursday	OCM	29 September	5.30pm	Council Chambers, Derby
Thursday	Audit	27 October	3.00pm	Council Chambers, Derby
Thursday	OCM	27 October	5.30pm	Council Chambers, Derby
Thursday	Audit	24 November	3.00pm	Fitzroy Crossing
Thursday	OCM	24 November	5.30pm	Fitzroy Crossing
Thursday	Audit	8 December	3.00pm	Council Chambers, Derby

Thursday OCM 8 December 5.30pm Council Chambers, Derby

2. REQUEST that the Chief Executive Officer advertise the approved dates by Public Notice and on the Shire of Derby/West Kimberley website.

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



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.

Derby

(08) 9191 0999
sdwk@sdwk.wa.gov.au

30 Loch Street
PO Box 94, Derby WA 6728

Fitzroy Crossing

(08) 9191 5355
sdwk@sdwk.wa.gov.au

Flynn Drive
PO Box 101, Fitzroy Crossing

ABN: 99 934 203 062

www.sdwk.wa.gov.au



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;
- b) 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;

Derby

(08) 9191 0999
sdwk@sdwk.wa.gov.au

30 Loch Street
PO Box 94, Derby WA 6728

Fitzroy Crossing

(08) 9191 5355
sdwk@sdwk.wa.gov.au

Flynn Drive
PO Box 101, Fitzroy Crossing

ABN: 99 934 203 062

www.sdwk.wa.gov.au



- 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;
- i) 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;
- l) 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

Derby

 (08) 9191 0999 | 30 Loch Street
 sdwk@sdwk.wa.gov.au | PO Box 94, Derby WA 6728

Fitzroy Crossing

 (08) 9191 5355 | Flynn Drive
 sdwk@sdwk.wa.gov.au | PO Box 101, Fitzroy Crossing

ABN: 99 934 203 062

 www.sdwk.wa.gov.au



Ordinary Council Meetings, Audit Committee Meeting and Agenda Review, Briefings and Forums / Workshops				
DAY	MEETING	DATE	TIME	LOCATION
Thursday	Agenda Review, Briefings and Forums / Workshops	10 February	4:30pm	Derby Council Chambers
Thursday	Audit Committee Meeting	24 February	3:00pm	Derby Council Chambers
Thursday	Ordinary Council Meeting – February	24 February	5:30pm	Derby Council Chambers
Thursday	Agenda Review, Briefings and Forums / Workshops	17 March	4:30pm	Derby Council Chambers
Thursday	Audit Committee Meeting	31 March	3:00pm	Fitzroy Crossing
Thursday	Ordinary Council Meeting – March	31 March	5:30pm	Fitzroy Crossing
Thursday	Agenda Review, Briefings and Forums / Workshops	14 April	4:30pm	Derby Council Chambers
Thursday	Audit Committee Meeting	28 April	3:00pm	Derby Council Chambers
Thursday	Ordinary Council Meeting – April	28 April	5:30pm	Derby Council Chambers
Thursday	Agenda Review, Briefings and Forums / Workshops	12 May	4:30pm	Derby Council Chambers
Thursday	Audit Committee Meeting	26 May	3:00pm	Derby Council Chambers
Thursday	Ordinary Council Meeting – May	26 May	5:30pm	Derby Council Chambers
Thursday	Agenda Review, Briefings and Forums / Workshops	16 June	4:30pm	Derby Council Chambers
Thursday	Audit Committee Meeting	30 June	3:00pm	Remote Aboriginal Community (Location to be advised)
Thursday	Ordinary Council Meeting – June	30 June	5:30pm	Remote Aboriginal Community (Location to be advised)
Thursday	Agenda Review, Briefings and Forums / Workshops	14 July	4:30pm	Derby Council Chambers
Thursday	Audit Committee Meeting	28 July	3:00pm	Derby Council Chambers
Thursday	Ordinary Council Meeting – July	28 July	5:30pm	Derby Council Chambers
Thursday	Agenda Review, Briefings and Forums / Workshops	11 August	4:30pm	Derby Council Chambers
Thursday	Audit Committee Meeting	25 August	3:00pm	Fitzroy Crossing
Thursday	Ordinary Council Meeting – August	25 August	5:30pm	Fitzroy Crossing
Thursday	Agenda Review, Briefings and Forums / Workshops	15 September	4:30pm	Derby Council Chambers
Thursday	Audit Committee Meeting	29 September	3:00pm	Derby Council Chambers
Thursday	Ordinary Council Meeting – September	29 September	5:30pm	Derby Council Chambers
Thursday	Agenda Review, Briefings and Forums / Workshops	13 October	4:30pm	Derby Council Chambers
Thursday	Audit Committee Meeting	27 October	3:00pm	Derby Council Chambers
Thursday	Ordinary Council Meeting – October	27 October	5:30pm	Derby Council Chambers
Thursday	Agenda Review, Briefings and Forums / Workshops	10 November	4:30pm	Derby Council Chambers
Thursday	Audit Committee Meeting	24 November	3:00pm	Fitzroy Crossing
Thursday	Ordinary Council Meeting – November	24 November	5:30pm	Fitzroy Crossing
Thursday	Agenda Review, Briefings and Forums / Workshops	8 December	4:30pm	Derby Council Chambers
Thursday	Audit Committee Meeting	8 December	3:00pm	Derby Council Chambers
Thursday	Ordinary Council Meeting – December	8 December	5:30pm	Derby Council Chambers

Derby

(08) 9191 0999 | 30 Loch Street
 ✉ sdwk@sdwk.wa.gov.au | PO Box 94, Derby WA 6728

Fitzroy Crossing

(08) 9191 5355 | Flynn Drive
 ✉ sdwk@sdwk.wa.gov.au | PO Box 101, Fitzroy Crossing

ABN: 99 934 203 062

www.sdwk.wa.gov.au

12 CORPORATE SERVICES

12.1 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 receive the information provided in the attached report and provide strategic direction as required.

DISCLOSURE OF ANY INTEREST

Nil

BACKGROUND

The Terms of Reference for the Compliance and Strategic Review Committee (now Audit Committee) adopted on 26 March 2015 detail the key role the Committee holds 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.

STATUTORY ENVIRONMENT

Local Government Act 1995

2.25. Disqualification for failure to attend meetings

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Nil

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 1.2.2 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

Nil

VOTING REQUIREMENT

Simple majority

ATTACHMENTS

- Council Meeting Attendance Table - 2021**  

RESOLUTION 125/21

Moved: Cr Andrew Twaddle
Seconded: Cr Linda Evans

That Council RECEIVES the information contained in the report detailing Councillor meeting attendance.

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



MEETING ATTENDANCE

The following table provides information on attendance at the 2021 Ordinary and Special Council Meetings:

Councillor	25 Feb 2021	25 March 2021	15 April 2021	29 Apr 2021	27 May 2021	24 Jun 2021	29 Jul 2021	26 Aug 2021	31 Aug 2021	30 Sep 2021	28 Oct 2021	25 Nov 2021	9 Dec 2021
	OCM	OCM	AGM	OCM	OCM	OCM	OCM	OCM	Special	OCM	OCM	OCM	OCM
P White	✓	✓	✓	✓	✓ Phone	✓ Phone	✓ Phone	✓	✓	✓			
G Haerewa	LOA	✓	✓	✓	✓	A	✓	✓	✓	✓			
C Kloss	✓	✓	✓	✓	✓	A	✓	✓	✓	✓			
R Mouda	✓ Phone	✓	A	✓	✓	✓	LOA	✓	✓	✓			
S Ross	✓	LOA	✓	✓	✓	LOA	Resigned	Resigned	Resigned	Resigned			
A Twaddle	✓	✓	✓	LOA	✓	✓	✓	✓	✓	✓			
G Davis	✓ Phone	✓ Phone	A	✓ Phone	✓ Phone	✓	✓ Phone	✓	✓ Phone	✓ Phone			
P Riley	✓	✓	A	✓ Phone	✓ Phone	✓	✓	✓	✓ Phone	✓			
K Bedford	✓	✓ Phone	✓ Phone	✓ Phone	✓ Phone	✓	✓	✓ Phone	✓ Phone	✓			

Derby

(08) 9191 0999 | 30 Loch Street
 sdwk@sdwk.wa.gov.au | PO Box 94, Derby WA 6728

Fitzroy Crossing

(08) 9191 5355 | Flynn Drive
 sdwk@sdwk.wa.gov.au | PO Box 101, Fitzroy Crossing

ABN: 99 934 203 062

www.sdwk.wa.gov.au

12.2 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**

For the Committee to receive the information provided in the attached reports and provide strategic direction as required.

DISCLOSURE OF ANY INTEREST

Nil

BACKGROUND

The Terms of Reference for the Compliance and Strategic Review Committee (now Audit Committee) adopted on 26 March 2015 detail the key role the Committee holds 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.

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 Governance	1.2 Capable, inclusive and effective organisation	1.2.1 Provide strong civic leadership 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

Nil

VOTING REQUIREMENT

Simple majority

ATTACHMENTS

- 1. Council Minute Management - October 2021  

<p>RESOLUTION 126/21</p> <p>Moved: Cr Keith Bedford Seconded: Cr Pat Riley</p> <p>That Council RECEIVES the information contained in the report detailing Council Minute management.</p> <p><u>In Favour:</u> Crs Geoff Haerewa, Paul White, Geoff Davis, Andrew Twaddle, Rowena Mouda, Pat Riley, Keith Bedford, Linda Evans and Peter McCumstie</p> <p><u>Against:</u> Nil</p> <p style="text-align: right;">CARRIED 9/0</p>

Outstanding	Division:	Date From:
	Committee:	Date To:
	Officer:	
Action Sheets Report		Printed: 18 October 2021 4:16 PM

Meeting	Officer/Director	Section	Subject
Council 31/10/2019	Neate, Wayne Dexter, Amanda	Executive Services	New road dedication - Sandford Rd Fitzroy Crossing
RESOLUTION 125/19			
Moved: Cr Andrew Twaddle			
Seconded: Cr Chris Kloss			
<ol style="list-style-type: none"> 1. That Council pursuant to section 56 (1) of the Land Administration Act 1997 and regulation 8 of the Land Administration Regulations Act 1997, resolves to request that the Minister for Lands to dedicates the land on which the proposed realigned Sandford Road is to be constructed upon as shown Plan No.1 – ‘Areas to be dedicated as road’ dated 17/09/2019; 2. That Council pursuant to section 58 of the Land Administration Act 1997 and regulation 9 of the <i>Land Administration Regulations 1998</i> resolves to request that the Minister for Lands permanently close the eastern section of the Sandford Road, road reserve as depicted on Plan No.2 – ‘Areas of road to be closed’ dated 17/09/2019 and that the land comprising the former road be amalgamated into the adjoining parcel of Vacant Crown Land, Land ID number 3092954; 3. That Council, in making the request and in accordance with section 56 (4) of the Land administration Act indemnifies the Minister for Lands against any claim for compensation in an amount equal to the amount of all costs and expenses reasonably incurred by the Minister in considering and granting the request; 4. That Council by ABSOLUTE MAJORITY delegates authority to the Chief Executive Officer to forward the request to the Minister to: <ol style="list-style-type: none"> a) dedicate the land as a road as foreshadowed in Condition 1 above once the Council has advertised the proposal and invited comments from the public on the matter as required by Part 2 s.8 (d) of the Land Administration Regulations 1998 on the basis there are no sustainable submissions objecting to the dedication; and b) permanently close the portion of Sandford Road as detailed in Condition 2 above once the advertising required under section 58 (3) of the Land Administration Act 1997 has been completed and on the basis there are no sustainable submissions received objecting to the closure. c) In the event there are objections received to the dedication and closure as set out in Condition 4, I. and II. Above that cannot be satisfactorily resolved the matter/s are to be referred back to the next available Council meeting for consideration and determination. 			
<u>In Favour:</u> Crs Geoff Haerewa, Paul White, Geoff Davis, Chris Kloss, Andrew Twaddle, Steve Ross, Rowena Mouda, Pat Riley and Keith Bedford			
<u>Against:</u> Nil			

Outstanding	Division:	Date From:
	Committee:	Date To:
	Officer:	
Action Sheets Report		Printed: 18 October 2021 4:16 PM

CARRIED 9/0

5 Feb 2021 - 3:11 PM - Amanda Dexter
 Revised Target Date changed by: O'Halloran, Amanda From: 14 Nov 2019 To: 30 Jun 2021
 Reason: This matter has been bought back into their Shires Planning system and will be progressed as soon as practical.

13 Sep 2021 - 8:39 AM - Wayne Neate
 Revised Target Date changed by: Neate, Wayne From: 30 Jun 2021 To: 01 Dec 2021
 Reason: Planner has picked up this project and will progress towards getting job completed

Meeting	Officer/Director	Section	Subject
Council 12/12/2019	Hartley, Neil Dexter, Amanda	Technical Services	Leasing of Areas 2 and 3 to MPA Fish Farms Pty Ltd at the Derby Wharf
RESOLUTION 167/19			
Moved: Cr Paul White			
Seconded: Cr Chris Kloss			
That Council;			
<ol style="list-style-type: none"> 1. Delegate authority to the Chief Executive Officer to commence the process of disposition of property in accordance with Section 3.58 of the Local Government Act by giving local public notice of its intention to lease area 3 and 2 of the Goods shed at the Derby Wharf to MPA Fish Farms Pty Ltd 2. Subject to no objections being received by the close of the submission period, Council delegate authority to the Chief Executive Officer and Shire President to negotiate and execute a lease which will include the following; <ol style="list-style-type: none"> i) Approve the lease of Areas 2 and 3 within the Goods shed on the Derby Wharf to MPA Fish Farms Pty Ltd from the 1st July 2019 to 30th June 2021 with an option for a further 2 years with an expiry date of the 30th June 2023; ii) Lessee to pay for all costs associated with preparing the lease including but not limited to legal, advertising and survey fees; iii) Rental based on an independent market rental valuation; iv) Other standard terms and conditions of Shire lease agreements. 3. Authorise the affixing of the common seal to the document 			
<u>In Favour:</u> Crs Geoff Haerewa, Paul White, Geoff Davis, Chris Kloss, Andrew Twaddle, Steve Ross, Rowena Mouda, Pat Riley and Keith Bedford			

Outstanding	Division:	Date From:
	Committee:	Date To:
	Officer:	
Action Sheets Report		Printed: 18 October 2021 4:16 PM

Against: Nil

CARRIED 9/0

3 Sep 2020 - 2:34 PM - Wayne Neate
 Revised Target Date changed by: Neate, Wayne From: 26 Dec 2019 To: 03 Dec 2020
 Reason: Lease were sent to MPA in January 2020 and have been with them for some months. Thier lawyers and Shire lawyers are working through details.

28 Oct 2020 - 10:44 AM - Wayne Neate
 Revised Target Date changed by: Neate, Wayne From: 3 Dec 2020 To: 01 Feb 2021
 Reason: The lease are with MPA's lawyers and are still under review. Please note first lease period of 2 years ends on 30th June 2021

11 Jan 2021 - 10:55 AM - Amanda Dexter
 This issue remains outstanding and is currently with the lawyers for both parties, The Executive Team is working for a swift resolution.

5 Feb 2021 - 3:14 PM - Amanda Dexter
 The matter has been refered back to the Shire, for us to provide any management plans and legislation applicable to the wharf, this is being attended to

5 Feb 2021 - 3:16 PM - Amanda Dexter
 Revised Target Date changed by: O'Halloran, Amanda From: 1 Feb 2021 To: 31 Mar 2021
 Reason: This is been ing attended to buut remains ongoing

17 May 2021 - 1:30 PM - Wayne Neate
 Revised Target Date changed by: Neate, Wayne From: 31 Mar 2021 To: 30 Jun 2021
 Reason: Leases are with MPA and thier Lawyers awaiting sign off.

13 Sep 2021 - 8:45 AM - Wayne Neate
 Revised Target Date changed by: Neate, Wayne From: 30 Jun 2021 To: 30 Sep 2021
 Reason: Legal Documents have been issued to MPA to finalise Lease from McLeods - Shire solicitors

18 Oct 2021 - 4:15 PM - Sarah Smith
 Action reassigned to Hartley, Neil by: Smith, Sarah for the reason: Neil is now looking after Leasing

18 Oct 2021 - 4:16 PM - Sarah Smith
 Revised Target Date changed by: Smith, Sarah From: 30 Sep 2021 To: 01 Dec 2021
 Reason: McLeods finalising lease documents and negotiating with MPA lawyers (Clayton Utz).

Meeting	Officer/Director	Section	Subject
Council 25/06/2020	Neate, Wayne Dexter, Amanda	Executive Services	Allocation of Curtin Airport Donga's
RESOLUTION 105/20			
Moved: Cr Rowena Mouda			
Seconded: Cr Paul White			
That Council;			

<p>Outstanding</p> <p>Action Sheets Report</p>	<p>Division:</p> <p>Committee:</p> <p>Officer:</p>	<p>Date From:</p> <p>Date To:</p> <p>Printed: 18 October 2021 4:16 PM</p>
---	---	--

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 donges will be advertised to the public for interest.
- 28 Oct 2020 - 10:34 AM - Wayne Neate*
 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*

Outstanding	Division:	Date From:
	Committee:	Date To:
	Officer:	
Action Sheets Report		Printed: 18 October 2021 4:16 PM

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.

Meeting	Officer/Director	Section	Subject
Council 25/06/2020	Neate, Wayne Dexter, Amanda	Technical Services	Fitzroy Crossing - Low level Crossing
RESOLUTION 111/20			
Moved: Cr Geoff Davis			
Seconded: Cr Paul White			
That Council;			
<ol style="list-style-type: none"> 1. 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. 3. 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. 			
<u>In Favour:</u> Crs Geoff Haerewa, Paul White, Geoff Davis, Chris Kloss, Andrew Twaddle, Steve Ross, Rowena Mouda, Pat Riley and Keith Bedford			
<u>Against:</u> Nil			
CARRIED 9/0			
<p>5 Feb 2021 - 3:18 PM - Amanda Dexter This project is ongoing, further advice is being sought from Main Roads in regards to structural integrity and funding is being sought to implement the social infrastructure. 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</p>			

<p>Outstanding</p> <p>Action Sheets Report</p>	<p>Division:</p> <p>Committee:</p> <p>Officer:</p>	<p>Date From:</p> <p>Date To:</p> <p>Printed: 18 October 2021 4:16 PM</p>
--	---	--

Meeting	Officer/Director	Section	Subject
Council 29/10/2020	Hartley, Neil Dexter, Amanda	Executive Services	Rating Review - Changing Methods of Valuation
<p>RESOLUTION 186/20</p> <p>Moved: Cr Paul White</p> <p>Seconded: Cr Steve Ross</p> <p>That Council:</p> <ol style="list-style-type: none"> 1. Endorses a review of the rateable properties in the district being undertaken; 2. Notes that a report will be presented to Council for its final decision, if the review locates any rate assessments that a change of valuation is thought warranted; and 3. Requires that any report in (2) above, include an assessment of whether phasing in of any modified valuation/rates (either singularly or in total) should be considered by Council. <p><u>In Favour:</u> Crs Geoff Haerewa, Paul White, Geoff Davis, Chris Kloss, Andrew Twaddle, Steve Ross, Rowena Mouda and Pat Riley</p> <p><u>Against:</u> Nil</p> <p style="text-align: right;">CARRIED 8/0</p> <p><i>14 Dec 2020 - 10:28 AM - Neil Hartley</i> Revised Target Date changed by: Hartley, Neil From: 12 Nov 2020 To: 28 Feb 2021 Reason: Progressing. First property to be referred to February 2020 Council Meeting. Assessment of others is ongoing (as they are located).</p> <p><i>1 Feb 2021 - 5:08 PM - Neil Hartley</i> Revised Target Date changed by: Hartley, Neil From: 28 Feb 2021 To: 30 Apr 2021 Reason: First property to be referred to February 2020 Council Meeting. Assessment of others is ongoing (as they are located).</p> <p><i>8 Apr 2021 - 3:02 PM - Neil Hartley</i> Revised Target Date changed by: Hartley, Neil From: 30 Apr 2021 To: 30 Jun 2021 Reason: Reviews progressing with two underway as at April 2021.</p> <p><i>5 Jul 2021 - 8:38 AM - Neil Hartley</i> Revised Target Date changed by: Hartley, Neil From: 30 Jun 2021 To: 30 Jun 2022 Reason: Valuation reviews are ongoing, with reports presented to Council as they are located.</p>			

Outstanding	Division:	Date From:
	Committee:	Date To:
	Officer:	
Action Sheets Report		Printed: 18 October 2021 4:16 PM

Meeting	Officer/Director	Section	Subject
Council 25/02/2021	Hartley, Neil Dexter, Amanda	Matters for which the Meeting May Be Closed (Confi)	Rating Review - Location 210 Great Northern Highway (Kimberley Meat Company)
RESOLUTION 12/21			
Moved: Cr Chris Kloss			
Seconded: Cr Geoff Davis			
That Council:			
<ol style="list-style-type: none"> 1. Endorse the change in valuation method for Kimberley Meat Company (Dampier Location 210) to now be Gross rental Valuation (from Unimproved Valuation); 2. Seek the Minister for Local Government’s determination on the method of valuing the land (in accordance with the provisions of S6.28 of the Local Government Act); 3. Authorises the CEO to take the necessary actions to progress and implement the valuation change; and 4. Confirms that on balance, there is insufficient justification to warrant the phasing in of the valuation, or to grant a concession, on this occasion. 			
AMENDMENT			
Moved: Cr Chris Kloss			
Seconded: Cr Keith Bedford			
That point 4 be amended to read:			
<ol style="list-style-type: none"> 4. In noting the concerns outlined in the Kimberley Meat Company submission, agrees to apply the Local Government Act Section 6.31 three year valuation phase-in option from the valuation’s implementation date. 			
<u>In Favour:</u> Crs Chris Kloss, Pat Riley, Rowena Mouda and Keith Bedford			
<u>Against:</u> Crs Paul White, Geoff Davis, Andrew Twaddle and Steve Ross			
LOST 5/4			
Determined by Presiding Member’s Casting Vote			
Moved: Cr Chris Kloss			

Outstanding	Division:	Date From:
	Committee:	Date To:
	Officer:	
Action Sheets Report		Printed: 18 October 2021 4:16 PM

Seconded: Cr Geoff Davis

That Council:

- 1. Endorse the change in valuation method for Kimberley Meat Company (Dampier Location 210) to now be Gross rental Valuation (from Unimproved Valuation);**
- 2. Seek the Minister for Local Government’s determination on the method of valuing the land (in accordance with the provisions of S6.28 of the Local Government Act);**
- 3. Authorises the CEO to take the necessary actions to progress and implement the valuation change; and**
- 4. Confirms that on balance, there is insufficient justification to warrant the phasing in of the valuation, or to grant a concession, on this occasion.**

In Favour: Crs Paul White, Geoff Davis, Andrew Twaddle, Steve Ross and Rowena Mouda

Against: Crs Chris Kloss, Pat Riley and Keith Bedford

CARRIED 5/3

4 Mar 2021 - 11:26 AM - Neil Hartley

Revised Target Date changed by: Hartley, Neil From: 11 Mar 2021 To: 31 Mar 2021
Reason: Minister advised of the Council's decision. Awaiting response and eventual Gazettal.

8 Apr 2021 - 3:05 PM - Neil Hartley

Revised Target Date changed by: Hartley, Neil From: 31 Mar 2021 To: 30 Jun 2021
Reason: Submission made the Department of Local Government. Awaiting response.

5 Jul 2021 - 8:17 AM - Neil Hartley

Revised Target Date changed by: Hartley, Neil From: 30 Jun 2021 To: 30 Jul 2021
Reason: Awaiting response from Minister for Local Government.

9 Aug 2021 - 12:03 PM - Neil Hartley

Revised Target Date changed by: Hartley, Neil From: 30 Jul 2021 To: 30 Sep 2021
Reason: Awaiting response from Minister for Local Government.

10 Sep 2021 - 4:35 PM - Neil Hartley

Revised Target Date changed by: Hartley, Neil From: 30 Sep 2021 To: 31 Oct 2021
Reason: Awaiting response from Minister for Local Government.

Meeting	Officer/Director	Section	Subject
Council 25/03/2021	Neate, Wayne Dexter, Amanda	Technical Services	Carparking and Verge Control

Outstanding	Division:	Date From:
	Committee:	Date To:
	Officer:	
Action Sheets Report		Printed: 18 October 2021 4:16 PM

RESOLUTION 23/21

Moved: Cr Paul White
Seconded: Cr Andrew Twaddle

That Council;

1. Endorse the plan to convert the grassed areas of verge into mulched garden beds with strategically placed rocks to prevent the issues of parking on the verge.
2. Advise the Western Australian Country Health Service of the intention to convert the grassed areas to garden beds.
3. Instruct the Chief Executive Officer to work with the Derby Landcare group to undertake planting of the verge areas with local native plants suitable to not cause sight issues for traffic entering or exiting the various hospital entries.
4. Instruct the Chief Executive Officer to develop Parking Local Laws as part of the overall review of Local Laws.

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

12 May 2021 - 1:33 PM - Wayne Neate
 Revised Target Date changed by: Neate, Wayne From: 8 Apr 2021 To: 30 Jun 2021
 Reason: Landcare group will be wirtten to along with Hospiatl around verge lanting and management.

13 Sep 2021 - 8:37 AM - Wayne Neate
 Revised Target Date changed by: Neate, Wayne From: 30 Jun 2021 To: 01 Dec 2021
 Reason: Local Laws for Parking are being progressed. Awaiting design of planting from Derby Landcare Group.

Meeting	Officer/Director	Section	Subject
Council 25/03/2021	Paull, Robert Martin, Stuart	Development Services	Policy H2 - Traders and Stall Holders Permits (revised)

RESOLUTION 24/21

Moved: Cr Rowena Mouda

Outstanding	Division:	Date From:
	Committee:	Date To:
	Officer:	
Action Sheets Report		Printed: 18 October 2021 4:16 PM

Seconded: Cr Paul White

That Council:

- 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.
- 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.

Meeting	Officer/Director	Section	Subject
Council 29/04/2021	Hartley, Neil Dexter, Amanda	Executive Services	Complaints handling policy and/or procedure

RESOLUTION 34/21

Moved: Cr Chris Kloss

Seconded: Cr Rowena Mouda

That Council:

- Request that the Western Australian Local Government Association develop a *model* Complaints Handling Policy/Procedure for the local government industry’s consumption; and
- Require that community consultation occur prior to any document being finally endorsed by Council.

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

Outstanding	Division:	Date From:
Action Sheets Report	Committee:	Date To:
	Officer:	Printed: 18 October 2021 4:16 PM

<p>Against: Nil</p> <p style="text-align: right;">CARRIED 8/0</p> <p><i>5 Jul 2021 - 8:20 AM - Neil Hartley</i> Revised Target Date changed by: Hartley, Neil From: 13 May 2021 To: 31 Aug 2021 Reason: Awaiting WALGA Templates to be distributed to WA local governments.</p> <p><i>2 Aug 2021 - 8:50 AM - Neil Hartley</i> Revised Target Date changed by: Hartley, Neil From: 31 Aug 2021 To: 31 Oct 2021 Reason: Awaiting advice from WALGA</p> <p><i>10 Sep 2021 - 4:29 PM - Neil Hartley</i> Revised Target Date changed by: Hartley, Neil From: 31 Oct 2021 To: 31 Dec 2021 Reason: Awaiting advice from WALGA.</p>

Meeting	Officer/Director	Section	Subject
Audit Committee 20/05/2021	Mildenhall, Christie Dexter, Amanda	Reports	Change to entry fees - Derby Memorial Swimming Pool
COMMITTEE RESOLUTION AC36/21			
Moved: Cr Keith Bedford			
Seconded: Cr Geoff Davis			
That the Audit Committee recommends that Council BY AN ABOLOSUTE MAJORITY;			
<ol style="list-style-type: none"> Approves a corporate discount of 10% for casual pool entry at the Derby Memorial Swimming Pool is made available to local businesses and community organisations. Approves the advertising of these changes to its list of fees and charges in accordance with Section 6.19 of the Local Government Act 1995. 			
In Favour: Crs Geoff Haerewa, Keith Bedford, Geoff Davis and Rowena Mouda			
Against: Nil			
CARRIED 4/0 BY ABSOLUTE MAJORITY			
<p><i>12 Jul 2021 - 1:55 PM - Christie Mildenhall</i> Working on background procedural documents prior to advertising and rolling out. Expected to be ready to progress by end of month.</p> <p><i>13 Sep 2021 - 10:57 AM - Christie Mildenhall</i></p>			

Outstanding	Division:	Date From:
	Committee:	Date To:
	Officer:	
Action Sheets Report		Printed: 18 October 2021 4:16 PM

No further update. Still working through associated procedure.
 18 Oct 2021 - 2:33 PM - Sarah Smith
 Revised Target Date changed by: Smith, Sarah From: 3 Jun 2021 To: 18 Nov 2021
 Reason: Working through paper work - needs to be updated

Meeting	Officer/Director	Section	Subject
Council 27/05/2021	Hartley, Neil Dexter, Amanda	Executive Services	Sale of "Dongas" - Derby Airport
RESOLUTION 49/21			
Moved: Cr Paul White			
Seconded: Cr Andrew Twaddle			
That Council;			
<ol style="list-style-type: none"> 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 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. 			
<u>In Favour:</u> Crs Geoff Haerewa, Paul White, Geoff Davis, Chris Kloss, Andrew Twaddle, Steve Ross, Rowena Mouda, Pat Riley and Keith Bedford			
<u>Against:</u> 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.			

Meeting	Officer/Director	Section	Subject
Council 24/06/2021	Hartley, Neil Dexter, Amanda	Executive Services	Proposed Lease (Lot 656 on Plan 210827 "Old Fire Station", Clarendon Street, Derby)

Outstanding	Division:	Date From:
	Committee:	Date To:
	Officer:	
Action Sheets Report		Printed: 18 October 2021 4:16 PM

RESOLUTION 72/21

Moved: Cr Geoff Davis
Seconded: Cr Paul White

That Council (subject to Red Shed: Derby Women's Collective confirming that its members are not entitled or permitted to receive any pecuniary profit from the body's transactions) Leases Lot 656 (#35) Clarendon Street, Derby ("Old Fire Station" Building and land) to Red Shed: Derby Women's Collective as a Community Lease in accordance with Policy (C3) Community Leases and Licence Agreements of Shire Assets (Facilities, Buildings, and Land) on the following basis:

- a. for a lease period of 2 + 2 + 2 years, with renewals at the Shire's sole discretion;
- b. \$100pa lease fee (subject to annual review as part of the budget/fees and charges);
- c. that the group secures incorporation by 30 June 2022; and
- d. all other conditions to be otherwise consistent with the Schedule of Lessee Costs Responsibilities as outlined in the Financial Implications section of this report and the "standard" Community Lease outlined in Policy C3.

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

CARRIED BY ABSOLUTE MAJORITY 6/0

9 Aug 2021 - 11:27 AM - Neil Hartley
 Revised Target Date changed by: Hartley, Neil From: 8 Jul 2021 To: 30 Sep 2021
 Reason: Draft lease provided to Red Shed. Awaiting response and details to complete lease document.
10 Sep 2021 - 4:30 PM - Neil Hartley
 Revised Target Date changed by: Hartley, Neil From: 30 Sep 2021 To: 30 Nov 2021
 Reason: Draft lease provided to Red Shed. Awaiting response and details to complete lease document.

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

<p>Outstanding</p> <p>Action Sheets Report</p>	<p>Division:</p> <p>Committee:</p> <p>Officer:</p>	<p>Date From:</p> <p>Date To:</p> <p>Printed: 18 October 2021 4:16 PM</p>
--	--	---

<p>RESOLUTION 78/21</p> <p>Moved: Cr Geoff Davis</p> <p>Seconded: Cr Rowena Mouda</p> <p>A motion was moved that Council suspend standing orders.</p> <p><u>In Favour:</u> Crs Paul White, Geoff Davis, Andrew Twaddle, Rowena Mouda, Pat Riley and Keith Bedford</p> <p><u>Against:</u> Nil</p> <p style="text-align: right;">CARRIED 6/0</p> <p>RESOLUTION 80/21</p> <p>Moved: Cr Rowena Mouda</p> <p>Seconded: Cr Geoff Davis</p> <p>That Council:</p> <ol style="list-style-type: none"> 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. <p><u>In Favour:</u> Crs Paul White, Geoff Davis, Andrew Twaddle, Rowena Mouda, Pat Riley and Keith Bedford</p> <p><u>Against:</u> Nil</p> <p style="text-align: right;">CARRIED 6/0</p> <p><small>19 Jul 2021 - 3:51 PM - Philip Gehrman</small></p> <p><small>Revised Target Date changed by: Gehrman, Philip From: 8 Jul 2021 To: 27 Aug 2021</small></p> <p><small>Reason: Awaiting feedback from Horizon Power on next steps.</small></p>
--

Outstanding	Division:	Date From:
	Committee:	Date To:
	Officer:	
Action Sheets Report		Printed: 18 October 2021 4:16 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

Meeting	Officer/Director	Section	Subject
Council 24/06/2021	Neate, Wayne Dexter, Amanda	Development Services	Proposal for Lease Agreement - Horizon Power Solar Farm
RESOLUTION 81/21			
Moved: Cr Paul White			
Seconded: Cr Geoff Davis			
That Council:			
<ol style="list-style-type: none"> 1. 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. 			
<u>In Favour:</u> Crs Paul White, Geoff Davis, Andrew Twaddle, Rowena Mouda, Pat Riley and Keith Bedford			
<u>Against:</u> Nil			
CARRIED 6/0			
<p>19 Jul 2021 - 3:51 PM - Philip Gehrman Revised Target Date changed by: Gehrman, 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</p>			

Outstanding	Division:	Date From:
	Committee:	Date To:
	Officer:	
Action Sheets Report		Printed: 18 October 2021 4:16 PM

Meeting	Officer/Director	Section	Subject
Council 29/07/2021	Neate, Wayne Dexter, Amanda	Executive Services	Wharf Cafe/Restaurant - Redevelopment
RESOLUTION 68/21			
Moved: Cr Chris Kloss			
Seconded: Cr Pat Riley			
That Council;			
<ol style="list-style-type: none"> Notes that \$90,000 has been allocated within the draft 2021/22 annual budget for the Derby Wharf restaurant/cafe demolition costs, electrical and plumbing modifications, deck structure works, and seating/shade); and Authorises the advance expenditure of the \$90,000 allocation prior to the 2021/22 budget's formal consideration. 			
<u>In Favour:</u> Crs Geoff Haerewa, Paul White, Geoff Davis, Chris Kloss, Andrew Twaddle, Pat Riley and Keith Bedford			
<u>Against:</u> Nil			
CARRIED 7/0 BY ABSOLUTE MAJORITY			
<p><i>9 Aug 2021 - 12:01 PM - Neil Hartley</i> Revised Target Date changed by: Hartley, Neil From: 12 Aug 2021 To: 31 Oct 2021 Reason: Works specifications are required to be developed and implemented.</p> <p><i>9 Aug 2021 - 1:53 PM - Sarah Smith</i> Action reassigned to Neate, Wayne by: Smith, Sarah for the reason: Wayne to manage project and assign to presumably Phil.</p> <p><i>13 Sep 2021 - 8:36 AM - Wayne Neate</i> Revised Target Date changed by: Neate, Wayne From: 31 Oct 2021 To: 31 Oct 2021 Reason: Engineering is Being worked up to keep the deck and shade structure</p> <p><i>18 Oct 2021 - 3:54 PM - Wayne Neate</i> Revised Target Date changed by: Neate, Wayne From: 31 Oct 2021 To: 30 Nov 2021 Reason: Still working through engineering for the deck structure to remain</p>			

Meeting	Officer/Director	Section	Subject
Council 26/08/2021	Hartley, Neil Dexter, Amanda	Executive Services	Derby Jetty - Insurance and Related Considerations
RESOLUTION 82/21			

Outstanding	Division:	Date From:
	Committee:	Date To:
	Officer:	
Action Sheets Report		Printed: 18 October 2021 4:16 PM

Moved: Cr Andrew Twaddle
Seconded: Cr Geoff Davis

That Council:

1. **In regard to insurance:**
 - (a) Notes the risk assessment scenarios outlined in this report and agrees that a suitable risk mitigation strategy is required;
 - (b) Maintains as a minimum the current insurance levels (until the at least 2023 when the MPA Fish Farms Lease is due to expire);
 - (c) Requires the Chief Executive Officer to seek the position of the Kimberley Ports Authority and the WA Department of Transport in regard to whether they would support a modification to the Head Lease, so as to delete the jetty replacement requirement from the Head Lease from 2023 (and to replace it with a "removal of debris/clean up only" clause);
 - (d) Requires the Chief Executive Officer to secure a jetty reinstatement estimate, if (1c) above cannot be progressed (so that it can be considered as part of any insurance policy renewals).
2. **In regard to the strategic positioning of the Derby Jetty:**
 - (a) Requires that any future 2023+ MPA Fish Farms 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;
 - (b) Requires that the Chief Executive Officer present a report to Council on the Thunderbird/Sheffield (Kimberley Mineral Sands) lease, outlining Council's options under item 10.1 of that lease, and in particular whether the lease should best be discontinued if the Lessee fails to meet its sub-lease development requirement, or that alternatively whether it should be continued (through a new lease with Kimberley Mineral Sands) on the basis that there is net value for the district.

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 - 4:36 PM - Neil Hartley
 Revised Target Date changed by: Hartley, Neil From: 9 Sep 2021 To: 31 Oct 2021
 Reason: Awaiting response from Kimberley Ports Authority.

Outstanding	Division:	Date From:
	Committee:	Date To:
	Officer:	
Action Sheets Report		Printed: 18 October 2021 4:16 PM

Meeting	Officer/Director	Section	Subject
Council 26/08/2021	Hartley, Neil Dexter, Amanda	Executive Services	Terms of Reference - CEO Appointment and CEO Performance Review Panels
RESOLUTION 83/21			
Moved: Cr Paul White			
Seconded: Cr Keith Bedford			
That Council:			
<ol style="list-style-type: none"> 1. Adopts the attached Terms of Reference protocols for both the CEO Appointment, and the CEO Performance Review Panels (noting that these protocols will form part of the Shire of Derby/West Kimberley's <i>CEO Recruitment and Selection, Performance Review and Termination Procedures</i>); 2. Notes that Crs Haerewa (President and Panel Presiding Member) and White (Deputy President) are the two Councillor members of the CEO Appointment Panel, and the CEO Performance Review Panel for the remainder of the 2019-2021 Council Election period; 3. Notes that additional Councillor members can be considered for both panels at the point in time when they are needed to operate. 4. Notes that the calling of applications for the independent person position (to sit on both of the Panels) will be deferred to be undertaken at the point in time when a meeting of the CEO Appointment Panel is required; and 5. Notes that a further review of the Guidelines will occur when industry standards become available. 			
<u>In Favour:</u> Crs Geoff Haerewa, Paul White, Geoff Davis, Chris Kloss, Andrew Twaddle, Rowena Mouda, Pat Riley and Keith Bedford			
<u>Against:</u> Nil			
CARRIED 8/0			
<p><i>10 Sep 2021 - 4:34 PM - Neil Hartley</i> Revised Target Date changed by: Hartley, Neil From: 9 Sep 2021 To: 30 Sep 2021 Reason: Internal People & Culture Procedure to be developed. Panel to be incorporated into Special Council Agenda for appointment of Councillor representatives.</p> <p><i>16 Oct 2021 - 9:02 AM - Neil Hartley</i> Revised Target Date changed by: Hartley, Neil From: 30 Sep 2021 To: 31 Oct 2021 Reason: Delayed to accommodate 2021 Local Government Election Caretaker Period.</p>			

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

<p>Outstanding</p> <p>Action Sheets Report</p>	<p>Division:</p> <p>Committee:</p> <p>Officer:</p>	<p>Date From:</p> <p>Date To:</p> <p>Printed: 18 October 2021 4:16 PM</p>
--	--	---

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**
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

12.3 STATEMENT OF FINANCIAL ACTIVITY FOR THE PERIOD ENDING 31 AUGUST 2021**File Number: 5152****Author: Stuart Layzell, Accountant****Responsible Officer: Amanda Dexter, Chief Executive Officer****Authority/Discretion: Information****SUMMARY**

This report has been compiled to fulfil the statutory reporting requirements of the *Local Government Act 1995* (Act) and associated Regulations, whilst also providing the Council with an overview of the Shire's financial performance on a year to date basis for the period ending 31 August 2021.

DISCLOSURE OF ANY INTEREST

Nil.

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

Section 34 of the Local Government (Financial Management) Regulations 1996 provides:

34. Financial activity statement required each month (Act s. 6.4)

- (1) *A Local Government is to prepare each month a statement of financial activity reporting on the revenue and expenditure, as set out in the annual budget under regulation 22(1)(d), for that month in the following detail —*
 - (a) *annual budget estimates, taking into account any expenditure incurred for an additional purpose under section 6.8(1)(b) or (c); and*
 - (b) *budget estimates to the end of the month to which the statement relates; and*
 - (c) *actual amounts of expenditure, revenue and income to the end of the month to which the statement relates; and*
 - (d) *material variances between the comparable amounts referred to in paragraphs (b) and (c); and*

- (e) *the net current assets at the end of the month to which the statement relates.*
- (2) *Each statement of financial activity is to be accompanied by documents containing —*
- (a) *an explanation of the composition of the net current assets of the month to which the statement relates, less committed assets and restricted assets; and*
- (b) *an explanation of each of the material variances referred to in subregulation (1)(d); and*
- (c) *such other supporting information as is considered relevant by the Local Government.*
- (3) *The information in a statement of financial activity may be shown —*
- (a) *according to nature and type classification; or*
- (b) *by program; or*
- (c) *by business unit.*
- (4) *A statement of financial activity, and the accompanying documents referred to in subregulation (2), are to be —*
- (a) *presented at an ordinary meeting of the Council within 2 months after the end of the month to which the statement relates; and*
- (b) *recorded in the minutes of the meeting at which it is presented.*

Each financial year, a Local Government is to adopt a percentage or value, calculated in accordance with the AAS, to be used in statements of financial activity for reporting material variances.

POLICY IMPLICATIONS

AF14 – Significant Accounting Policies

AF18 – Sundry Debtors Collection

AF19 – Outstanding Rates Collection

FM4 – Reserve Accounts

FM7 – Cashflow Management

FM8 – Investments

FINANCIAL IMPLICATIONS

Expenditure for the period ending has been incurred in accordance with the 2021/22 Annual Budget as adopted by Council at its meeting held 31 August 2021 (Minute No. 100/21 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	1.2.1 Provide strong civic leadership 1.2.2 Provide strong governance

RISK MANAGEMENT CONSIDERATIONS

RISK	LIKELIHOOD	CONSEQUENCE	RISK ANALYSIS	MITIGATION
<p>Financial:</p> <p>The Shire is exposed to a number of financial risks. Most of these risks exist in respect to recurrent revenue streams which are required to meet current service levels. Any reduction in these revenue streams into the future is likely to have an impact on the Shire's ability to meet service levels or asset renewal funding requirements, unless the Shire can replace this revenue or alternatively reduce costs.</p>	Possible	Major	High	Risk assessments have been completed in relation to a number of higher level financial matters. The timely and accurate completion of monthly financial reporting enabling Council to make fully informed decisions is a control that assists in addressing this risk.

CONSULTATION

Internal consultation within the Corporate Services Department.

External consultation with Moore Stephens.

In accordance with section 6.2 of the *Local Government Act 1995*, the annual budget was prepared having regard to the Strategic Community Plan, prepared under section 5.56 of the *Local Government Act 1995*.

COMMENT

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 Program
- 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.

At the time of preparing the attached financials the Annual Financial Report has not been finalised and therefore the surplus from 2020/21, as displayed, may change due to year end and audit adjustments.

VOTING REQUIREMENT

Simple majority

ATTACHMENTS

1. **Financial Report to 31 August 2021**  
2. **Management Information Report**  
3. **Note 15 Material Variances**  

RESOLUTION 127/21

Moved: Cr Paul White

Seconded: Cr Keith Bedford

That Council RECEIVES the Monthly Financial Management Report incorporating the Statement of Financial Activity for the period ending 31 August 2021.

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

**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

14 September 2021

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

Dear Amanda

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 Statutory Reporting Program), a summary of significant accounting policies and other explanatory notes for the period ending 31 August 2021. The financial statements have 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 statements. 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.

A handwritten signature in black ink, appearing to read 'Russell Barnes'.

Russell Barnes
Director
[Moore Australia \(WA\) Pty Ltd](http://www.moore-australia.com.au)

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.

**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

14 September 2021

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

Dear Amanda

ACCOUNTING SERVICE INFORMATION REPORT FOR THE PERIOD ENDED 31 AUGUST 2021

We advise that we have completed the compilation of your Statutory Monthly Statement of Financial Activity (by Statutory Reporting Program) for the month ended 31 August 2021 and enclose our Compilation Report and Statements.

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 that our procedures are designed primarily to enable us to compile the monthly financial statements 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 statement of financial activity and other end of month review services.

MATTERS FOR MANAGEMENT ATTENTION:

Please complete the Statutory Monthly Financial Statements by completing Note 15 – Major Variations by providing a comment for each item where the Council's YTD Budget and YTD Actual are over the variance threshold. These items are indicated with a ▼ or ▲.

We noted no other 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

A handwritten signature in black ink, appearing to read 'Russell Barnes', written over a light blue horizontal line.

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
31 August 2021**


Topic	Item	First Identified	Explanation	Action Required	Priority
Uploaded budget	Reconciliation	July 2021	The budget uploaded does not agree to the adopted statutory budget. We have amended this on the face of the statements.	We recommend balancing the uploaded budget to the adopted budget to ensure the correct reporting requirements of the financial statements.	High
Reserve	Reserve Cash	July 2021	Reserve bank account balance is \$1,272,289 whilst the reserve fund has a balance of \$975,799. Legislation requires reserve funds and municipal funds to be held in separate bank accounts other than for the purpose of investing.	We recommend investigating the reason for the variance and ensuring only reserve funds are held within the reserve bank account.	High
Subsidiary ledgers	Outstanding	July 2021	Although we acknowledge a significant provision for impairment exists, the debtors aged trial balance includes invoices totalling \$534,058.51 outstanding for over 90 days, and debtors with credit balances totalling \$57,993.	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
Contract Liabilities	Allocations	July 2021	All contract liabilities were cleared in the general ledger in July regardless of whether performance obligations had been met.	We recommend reversing the journal entry and accurately recognising the revenue when performance obligations are met.	Medium
Borrowings	Loan repayments	July 2021	The current and non-current loan liabilities at 30 June 2021 are yet to be journalled. We have amended the face of the statements accordingly.	We recommend a journal entry to record the current and non-current portion of loan liabilities.	Medium
Disposal of Asset	Proceeds allocation	July 2021	As the disposal of the vehicle has not been processed through the asset register no profit or loss has been recognised on this sale Proceeds from the sale of vehicle has been recognised as other income.	We recommend a disposal be processed through the asset register.	Medium

Approval:  Russell Barnes, Director

**Shire of Derby/West Kimberley
Management Information Report**

**Period Ending
31 August 2021**

Budget	Monthly Budget	July 2021	The year to date budget allocation used in this financial statement is estimated at 2/12 th of the annual budget.	We recommend budget allocations be reviewed and amended to ensure a more accurate presentation of year to date figures.	Medium
Operating expenditure	Depreciation	July 2021	Depreciation has not been processed in 2021/22.	When the 2020/21 Annual Financial Statements have been finalised depreciation will be processed.	Low
Funding Surplus	Opening Surplus	July 2021	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 \$5,371,253 due to year end and audit adjustments.	None required.	Low

Approval:  Russell Barnes, Director

Page 2

Date of Issue: 14 September 2021

SHIRE OF DERBY-WEST KIMBERLEY**MONTHLY FINANCIAL REPORT
(Containing the Statement of Financial Activity)
For the period ending 31 August 2021****LOCAL GOVERNMENT ACT 1995
LOCAL GOVERNMENT (FINANCIAL MANAGEMENT) REGULATIONS 1996****TABLE OF CONTENTS**

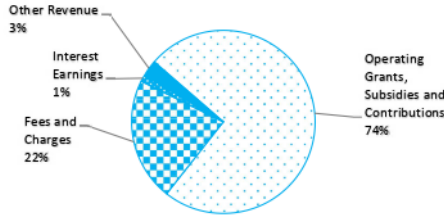
Statement of Financial Activity by Program	5
Statement of Financial Activity by Nature or Type	7
Basis of Preparation	8
Note 1 Statement of Financial Activity Information	9
Note 2 Cash and Financial Assets	10
Note 3 Receivables	11
Note 4 Other Current Assets	12
Note 5 Payables	13
Note 6 Rate Revenue	14
Note 7 Disposal of Assets	15
Note 8 Capital Acquisitions	16
Note 9 Borrowings	18
Note 10 Cash Reserves	19
Note 11 Other Current Liabilities	20
Note 12 Operating grants and contributions	21
Note 13 Non operating grants and contributions	22
Note 14 Trust Fund	23
Note 15 Explanation of Material Variances	24

**MONTHLY FINANCIAL REPORT
FOR THE PERIOD ENDED 31 AUGUST 2021**

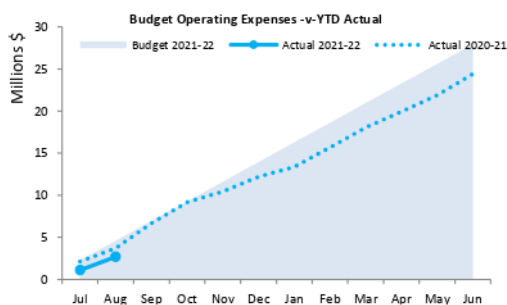
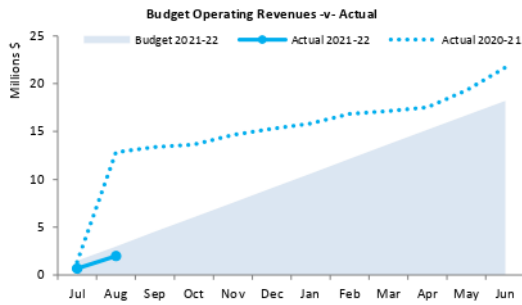
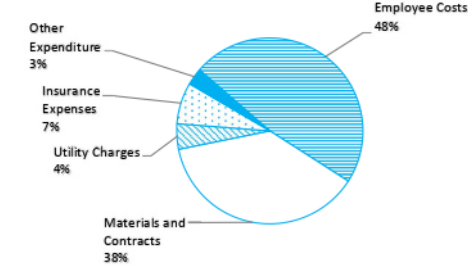
SUMMARY INFORMATION - GRAPHS

OPERATING ACTIVITIES

OPERATING REVENUE

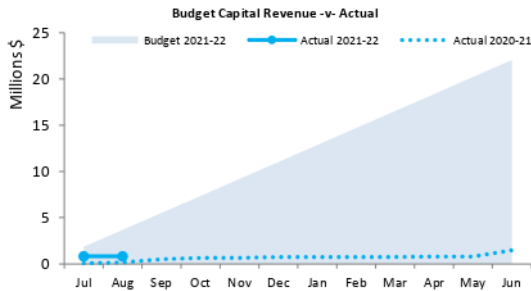


OPERATING EXPENSES

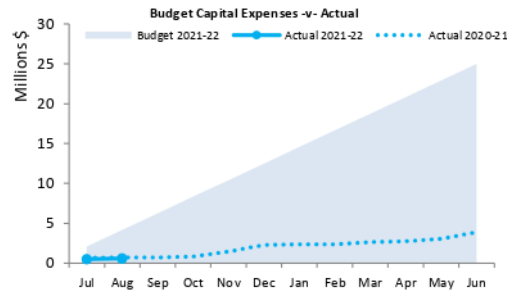


INVESTING ACTIVITIES

CAPITAL REVENUE

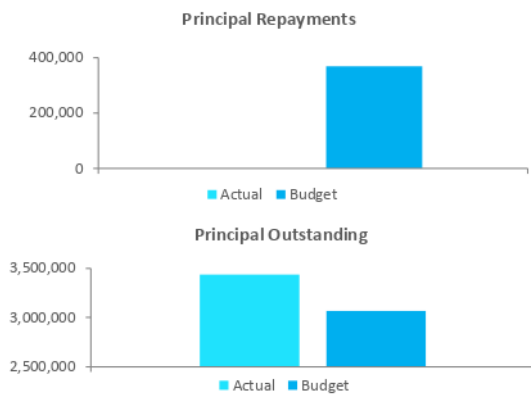


CAPITAL EXPENSES

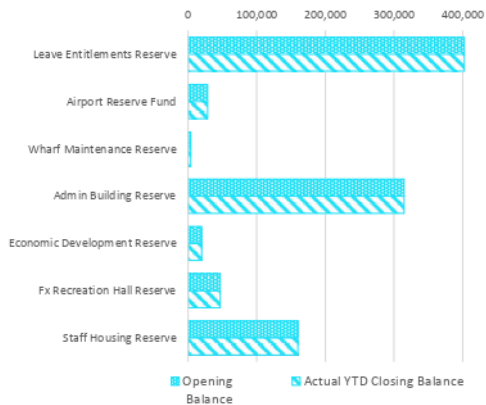


FINANCING ACTIVITIES

BORROWINGS



RESERVES



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

Please refer to the compilation report

**MONTHLY FINANCIAL REPORT
FOR THE PERIOD ENDED 31 AUGUST 2021**

EXECUTIVE SUMMARY

Funding surplus / (deficit) Components

	Funding surplus / (deficit)			
	Adopted Budget	YTD Budget (a)	YTD Actual (b)	Var. \$ (b)-(a)
Opening	\$5.59 M	\$5.59 M	\$5.69 M	\$0.10 M
Closing	\$0.00 M	\$4.61 M	\$5.20 M	\$0.59 M

Refer to Statement of Financial Activity

Cash and cash equivalents		
	\$6.59 M	% of total
Unrestricted Cash	\$5.61 M	85.2%
Restricted Cash	\$0.98 M	14.8%

Refer to Note 2 - Cash and Financial Assets

Payables		\$1.64 M	% Outstanding
Trade Payables		\$0.65 M	
0 to 30 Days			52.5%
30 to 90 Days			47.0%
Over 90 Days			0.6%

Refer to Note 5 - Payables

Receivables		
	\$1.70 M	% Collected
Rates Receivable	\$0.18 M	37.4%
Trade Receivable	\$1.52 M	% Outstanding
30 to 90 Days		15.4%
Over 90 Days		58.2%

Refer to Note 3 - Receivables

Key Operating Activities

Amount attributable to operating activities			
Adopted Budget	YTD Budget (a)	YTD Actual (b)	Var. \$ (b)-(a)
(\$2.59 M)	(\$0.48 M)	(\$0.71 M)	(\$0.23 M)

Refer to Statement of Financial Activity

Rates Revenue		
YTD Actual	\$0.00 M	% Variance
YTD Budget	\$1.28 M	(100.0%)

Refer to Note 6 - Rate Revenue

Operating Grants and Contributions		
YTD Actual	\$1.48 M	% Variance
YTD Budget	\$1.00 M	48.4%

Refer to Note 12 - Operating Grants and Contributions

Fees and Charges		
YTD Actual	\$0.43 M	% Variance
YTD Budget	\$0.65 M	(33.3%)

Refer to Statement of Financial Activity

Key Investing Activities

Amount attributable to investing activities			
Adopted Budget	YTD Budget (a)	YTD Actual (b)	Var. \$ (b)-(a)
(\$2.85 M)	(\$0.50 M)	\$0.22 M	\$0.72 M

Refer to Statement of Financial Activity

Proceeds on sale		
YTD Actual	\$0.00 M	%
Adopted Budget	\$0.09 M	0.0%

Refer to Note 7 - Disposal of Assets

Asset Acquisition		
YTD Actual	\$0.59 M	% Spent
Adopted Budget	\$24.98 M	2.4%

Refer to Note 8 - Capital Acquisitions

Capital Grants		
YTD Actual	\$0.81 M	% Received
Adopted Budget	\$22.04 M	3.7%

Refer to Note 8 - Capital Acquisitions

Key Financing Activities

Amount attributable to financing activities			
Adopted Budget	YTD Budget (a)	YTD Actual (b)	Var. \$ (b)-(a)
(\$0.15 M)	\$0.00 M	\$0.00 M	\$0.00 M

Refer to Statement of Financial Activity

Borrowings	
Principal repayments	\$0.00 M
Interest expense	\$0.00 M
Principal due	\$3.44 M

Refer to Note 9 - Borrowings

Reserves	
Reserves balance	\$0.98 M
Interest earned	\$0.00 M

Refer to Note 10 - Cash Reserves

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

Please refer to the compilation report

**KEY TERMS AND DESCRIPTIONS
FOR THE PERIOD ENDED 31 AUGUST 2021**

STATUTORY REPORTING PROGRAMS

Shire operations as disclosed in these financial statements encompass the following service orientated activities/programs.

PROGRAM NAME AND OBJECTIVES	ACTIVITIES
GOVERNANCE 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 transport services to the community.	Construction and maintenance of streets, roads, bridges, footpaths, street lighting, traffic 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.

Please refer to the compilation report

SHIRE OF DERBY-WEST KIMBERLEY | 4

**STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 AUGUST 2021**

STATUTORY REPORTING PROGRAMS

	Ref Note	Adopted Budget	YTD Budget (a)	YTD Actual (b)	Var. \$ (b)-(a)	Var. % (b)-(a)/(a)	Var.
		\$	\$	\$	\$	%	
Opening funding surplus / (deficit)	1(c)	5,586,629	5,586,629	5,689,481	102,852	1.84%	
Revenue from operating activities							
Governance		3,750	624	0	(624)	(100.00%)	
General purpose funding - general rates	6	7,678,514	1,279,750	0	(1,279,750)	(100.00%)	▼
General purpose funding - other		3,375,611	562,594	808,964	246,370	43.79%	▲
Law, order and public safety		163,950	27,312	731	(26,581)	(97.32%)	
Health		706,516	117,746	178,072	60,326	51.23%	▲
Education and welfare		1,089,770	181,626	213,358	31,732	17.47%	▲
Housing		108,800	18,130	24,732	6,602	36.41%	
Community amenities		2,195,272	315,872	100,599	(215,273)	(68.15%)	▼
Recreation and culture		464,872	77,458	48,052	(29,406)	(37.96%)	
Transport		2,285,000	380,828	576,894	196,066	51.48%	▲
Economic services		57,000	9,498	24,811	15,313	161.22%	
Other property and services		82,504	13,666	12,447	(1,219)	(8.92%)	
		18,211,559	2,985,104	1,988,660	(996,444)		
Expenditure from operating activities							
Governance		(1,670,237)	(278,332)	(112,426)	165,906	59.61%	▲
General purpose funding		(434,987)	(72,490)	(31,404)	41,086	56.68%	▲
Law, order and public safety		(770,307)	(128,320)	(46,389)	81,931	63.85%	▲
Health		(1,460,607)	(243,380)	(139,008)	104,372	42.88%	▲
Education and welfare		(858,372)	(143,026)	(131,493)	11,533	8.06%	
Housing		(597,445)	(99,484)	(58,063)	41,421	41.64%	▲
Community amenities		(4,082,207)	(680,322)	(194,147)	486,175	71.46%	▲
Recreation and culture		(6,663,225)	(1,043,662)	(557,331)	486,331	46.60%	▲
Transport		(9,934,288)	(1,655,482)	(510,708)	1,144,774	69.15%	▲
Economic services		(1,323,943)	(220,620)	(48,617)	172,003	77.96%	▲
Other property and services		(139,722)	(23,110)	(873,205)	(850,095)	(3678.47%)	▼
		(27,935,340)	(4,588,228)	(2,702,791)	1,885,437		
Non-cash amounts excluded from operating activities	1(a)	7,131,200	1,122,670	0	(1,122,670)	(100.00%)	▼
Amount attributable to operating activities		(2,592,581)	(480,454)	(714,131)	(233,677)		
Investing Activities							
Proceeds from non-operating grants, subsidies and contributions	13	22,040,788	3,662,318	812,547	(2,849,771)	(77.81%)	▼
Proceeds from disposal of assets	7	90,400	0	0	0	0.00%	
Payments for property, plant and equipment and infrastructure	8	(24,977,396)	(4,162,862)	(592,470)	3,570,392	85.77%	▲
Amount attributable to investing activities		(2,846,208)	(500,544)	220,077	720,621		
Financing Activities							
Transfer from reserves	10	221,000	0	0	0	0.00%	
Repayment of debentures	9	(368,840)	0	0	0	0.00%	
Amount attributable to financing activities		(147,840)	0	0	0		
Closing funding surplus / (deficit)	1(c)	0	4,605,631	5,195,427			

KEY INFORMATION

▲ ▼ Indicates a variance between Year to Date (YTD) Actual and YTD Actual data as per the adopted materiality threshold. Refer to Note 15 for an explanation of the reasons for the variance. The material variance adopted by Council for the 2021-22 year is \$30,000 or 10.00% whichever is the greater. This statement is to be read in conjunction with the accompanying Financial Statements and notes.

**KEY TERMS AND DESCRIPTIONS
FOR THE PERIOD ENDED 31 AUGUST 2021**

NATURE OR TYPE DESCRIPTIONS

REVENUE

EXPENSES

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. Exclude administration fees, interest on instalments, interest on arrears, service charges and sewerage rates.

EMPLOYEE COSTS

All costs associate 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.

OPERATING GRANTS, SUBSIDIES AND CONTRIBUTIONS

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

MATERIALS AND CONTRACTS

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

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.

UTILITIES (GAS, ELECTRICITY, WATER, ETC.)

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.

REVENUE FROM CONTRACTS WITH CUSTOMERS

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

INSURANCE

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

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, other fees and charges.

LOSS ON ASSET DISPOSAL

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

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 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.

DEPRECIATION ON NON-CURRENT ASSETS

Depreciation expense raised on all classes of assets.

INTEREST EXPENSES

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

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 EXPENDITURE

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

OTHER REVENUE / INCOME

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

PROFIT ON ASSET DISPOSAL

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

Please refer to the compilation report

SHIRE OF DERBY-WEST KIMBERLEY | 6

**STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 AUGUST 2021**

BY NATURE OR TYPE

	Ref Note	Adopted Budget	YTD Budget (a)	YTD Actual (b)	Var. \$ (b)-(a)	Var. % (b)-(a)/(a)	Var.
		\$	\$	\$	\$	%	
Opening funding surplus / (deficit)	1(c)	5,586,629	5,586,629	5,689,481	102,852	1.84%	
Revenue from operating activities							
Rates	6	7,678,514	1,279,750	0	(1,279,750)	(100.00%)	▼
Operating grants, subsidies and contributions	12	5,971,350	995,122	1,476,794	481,672	48.40%	▲
Fees and charges		4,180,441	646,700	431,303	(215,397)	(33.31%)	▼
Interest earnings		225,000	37,498	23,292	(14,206)	(37.88%)	▼
Other revenue		156,254	26,034	57,271	31,237	119.99%	▲
		18,211,559	2,985,104	1,988,660	(996,444)		
Expenditure from operating activities							
Employee costs		(9,498,560)	(1,582,988)	(1,288,795)	294,193	18.58%	▲
Materials and contracts		(8,626,979)	(1,436,332)	(1,020,708)	415,624	28.94%	▲
Utility charges		(884,529)	(147,330)	(118,655)	28,675	19.46%	▲
Depreciation on non-current assets		(7,131,200)	(1,122,670)	0	1,122,670	100.00%	▲
Interest expenses		(135,801)	(22,630)	0	22,630	100.00%	▲
Insurance expenses		(1,167,763)	(194,554)	(194,649)	(95)	(0.05%)	▼
Other expenditure		(490,508)	(81,724)	(79,984)	1,740	2.13%	▲
		(27,935,340)	(4,588,228)	(2,702,791)	1,885,437		
Non-cash amounts excluded from operating activities	1(a)	7,131,200	1,122,670	0	(1,122,670)	(100.00%)	▼
Amount attributable to operating activities		(2,592,581)	(480,454)	(714,131)	(233,677)		
Investing activities							
Proceeds from non-operating grants, subsidies and contributions	13	22,040,788	3,662,318	812,547	(2,849,771)	(77.81%)	▼
Proceeds from disposal of assets	7	90,400	0	0	0	0.00%	
Payments for property, plant and equipment	8	(24,977,396)	(4,162,862)	(592,470)	3,570,392	85.77%	▲
Amount attributable to investing activities		(2,846,208)	(500,544)	220,077	720,621		
Financing Activities							
Transfer from reserves	10	221,000	0	0	0	0.00%	
Repayment of debentures	9	(368,840)	0	0	0	0.00%	
Amount attributable to financing activities		(147,840)	0	0	0		
Closing funding surplus / (deficit)	1(c)	0	4,605,631	5,195,427			

KEY INFORMATION

▲▼ Indicates a variance between Year to Date (YTD) Actual and YTD Actual data as per the adopted materiality threshold. Refer to Note 15 for an explanation of the reasons for the variance. This statement is to be read in conjunction with the accompanying Financial Statements and Notes.

**MONTHLY FINANCIAL REPORT
FOR THE PERIOD ENDED 31 AUGUST 2021**

BASIS OF PREPARATION

BASIS OF PREPARATION

The financial report 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 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.

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 14 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 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.

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 13 September 2021

**NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 AUGUST 2021**

**NOTE 1
STATEMENT OF FINANCIAL ACTIVITY INFORMATION**

(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.

	Notes	Adopted Budget	YTD Budget (a)	YTD Actual (b)
Non-cash items excluded from operating activities				
		\$	\$	\$
Adjustments to operating activities				
Add: Depreciation on assets		7,131,200	1,122,670	0
Total non-cash items excluded from operating activities		7,131,200	1,122,670	0

(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 *Financial Management Regulation 32* to agree to the surplus/(deficit) after imposition of general rates.

		Last Year Closing 30 June 2021	This Time Last Year 31 August 2020	Year to Date 31 August 2021
Adjustments to net current assets				
Less: Reserves - restricted cash	10	(975,799)	(975,799)	(975,799)
Add: Borrowings	9	368,840	264,453	368,840
Add: Provisions - employee	11	402,441	558,741	402,441
Total adjustments to net current assets		(204,518)	(152,605)	(204,518)

(c) Net current assets used in the Statement of Financial Activity

Current assets				
Cash and cash equivalents	2	8,934,223	6,837,942	6,590,023
Rates receivables	3	697,019	10,668,553	183,484
Receivables	3	1,061,651	649,135	1,516,958
Other current assets	4	32,395	54,679	39,773
Less: Current liabilities				
Payables	5	(2,549,330)	(1,573,091)	(1,641,281)
Borrowings	9	(368,840)	(264,453)	(368,840)
Contract liabilities	11	(315,740)	0	(135,340)
Liabilities under transfers to acquire or construct non-financial assets to be controlled by the entity	11	(1,019,112)	(1,316,111)	(206,565)
Provisions	11	(578,267)	(558,741)	(578,267)
Less: Total adjustments to net current assets	1(b)	(204,518)	(152,605)	(204,518)
Closing funding surplus / (deficit)		5,689,481	14,345,308	5,195,427

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.

NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 AUGUST 2021

OPERATING ACTIVITIES
NOTE 2
CASH AND FINANCIAL ASSETS

Description	Classification	Unrestricted	Restricted	Total Cash	Trust	Institution	Interest Rate	Maturity Date
		\$	\$	\$				
Cash on hand								
Municipal Bank Account	Cash and cash equivalents	1,276,399	0	1,276,399	0	ANZ	Variable	Nil
Cash On Hand	Cash and cash equivalents	1,750	0	1,750	0	Cash on hand	Nil	Nil
CBA Bank Acc - Fitzroy Deposits	Cash and cash equivalents	76,543	0	76,543	0	CBA	Nil	Nil
Municipal Investment Account	Cash and cash equivalents	3,963,043	0	3,963,043	0	ANZ	Variable	Nil
Reserve Bank Account	Cash and cash equivalents	296,490	975,799	1,272,289	0	ANZ	0.1%	Sep-21
Trust Cash at Bank	Cash and cash equivalents	0	0	0	295,981	ANZ	Nil	Nil
Total		5,614,224	975,799	6,590,023	295,981			
Comprising								
Cash and cash equivalents		5,614,224	975,799	6,590,023	295,981			
		5,614,224	975,799	6,590,023	295,981			

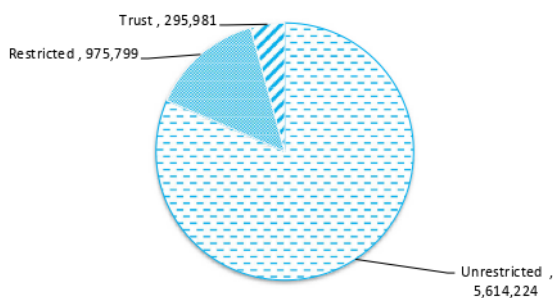
KEY INFORMATION

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 and bank overdrafts. 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 a 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.

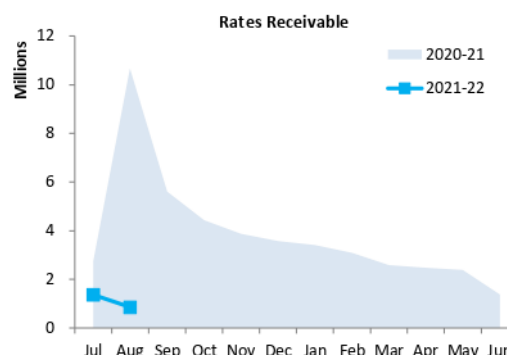


Please refer to the compilation report

**NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 AUGUST 2021**

**OPERATING ACTIVITIES
NOTE 3
RECEIVABLES**

Rates receivable	30 Jun 2021	31 Aug 2021
	\$	\$
Gross rates in arrears previous year	2,399,614	1,372,398
Levied this year	9,109,209	0
Less - collections to date	(10,136,425)	(513,535)
Gross rates collectable	1,372,398	858,863
Allowance for impairment of rates receivable	(675,379)	(675,379)
Net rates collectable	697,019	183,484
% Collected	88.1%	37.4%

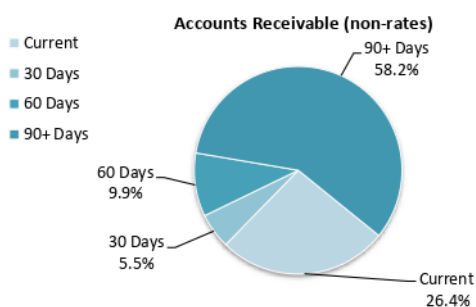


Receivables - general	Credit	Current	30 Days	60 Days	90+ Days	Total
	\$	\$	\$	\$	\$	\$
Receivables - general	(55,053)	266,718	55,696	99,671	586,535	953,567
Percentage		26.4%	5.5%	9.9%	58.2%	
Balance per trial balance						
Sundry receivable						953,567
GST receivable						261,902
Increase in allowance for impairment of receivables from contracts with customers						(226,348)
Rates pensioner rebates						527,837
Total receivables general outstanding						1,516,958

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. 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. Collectability of trade and other receivables is reviewed on an ongoing basis. Debts that are known to be uncollectible are written off when identified. An allowance for impairment of receivables is raised when there is objective evidence that they will not be collectible.



Please refer to the compilation report

**NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 AUGUST 2021**

**OPERATING ACTIVITIES
NOTE 4
OTHER CURRENT ASSETS**

	Opening Balance 1 July 2021	Asset Increase	Asset Reduction	Closing Balance 31 August 2021
Other current assets	\$	\$	\$	\$
Inventory				
Fuel, oil and materials on hand	32,395	7,378	0	39,773
Total other current assets	32,395	7,378	0	39,773
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.

Please refer to the compilation report

SHIRE OF DERBY-WEST KIMBERLEY | 12

**NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 AUGUST 2021**

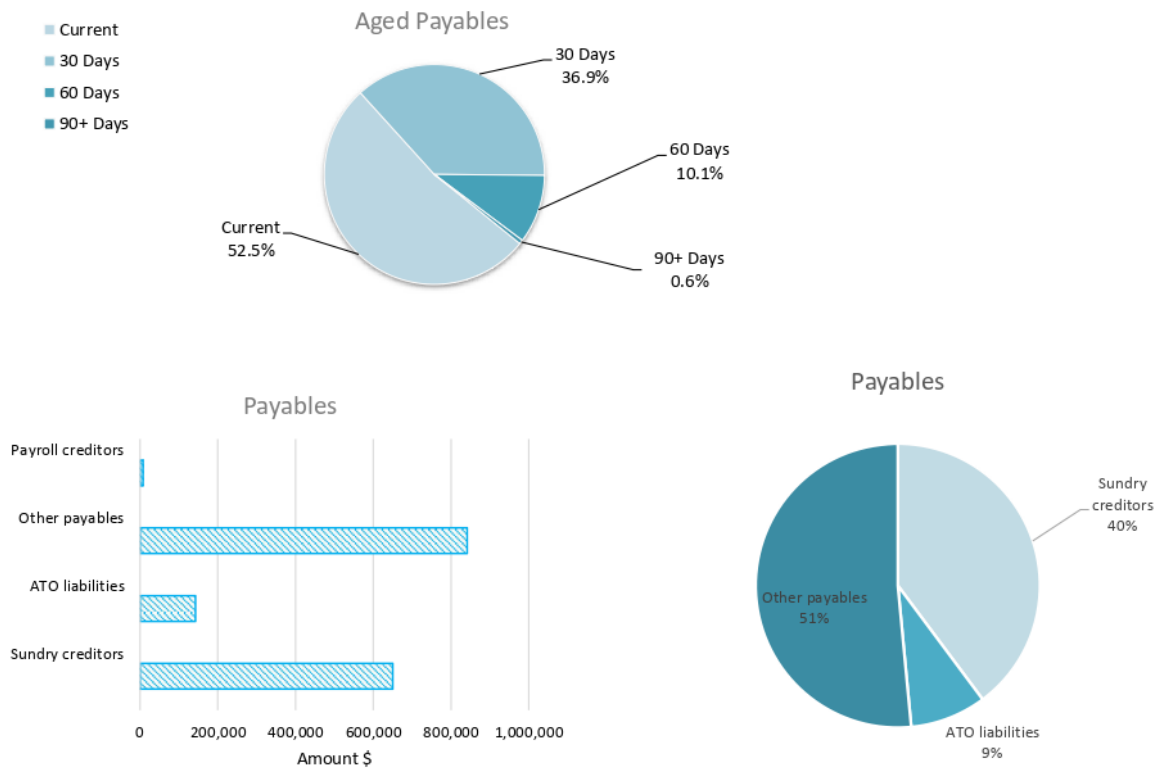
**OPERATING ACTIVITIES
NOTE 5
Payables**

Payables - general	Credit	Current	30 Days	60 Days	90+ Days	Total
	\$	\$	\$	\$	\$	\$
Payables - general	0	341,000	239,640	65,622	3,775	650,037
Percentage		52.5%	36.9%	10.1%	0.6%	
Balance per trial balance						
Sundry creditors						650,037
ATO liabilities						142,258
Other payables						841,537
Payroll creditors						7,449
Total payables general outstanding						1,641,281

Amounts shown above include GST (where applicable)

KEY INFORMATION

Trade and other payables represent liabilities for goods and services provided to the Shire 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.



Please refer to the compilation report

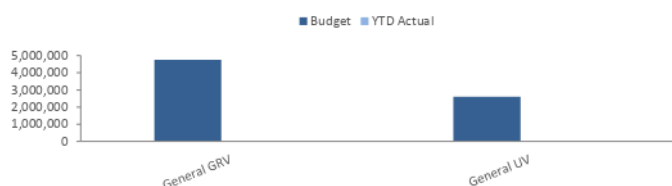
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 AUGUST 2021

OPERATING ACTIVITIES
NOTE 6
RATE REVENUE

General rate revenue	Budget							YTD Actual			
	Rate in \$ (cents)	Number of Properties	Rateable Value	Rate Revenue	Interim Rate	Back Rate	Total Revenue	Rate Revenue	Interim Rates	Back Rates	Total Revenue
RATE TYPE				\$	\$	\$	\$	\$	\$	\$	\$
Gross rental value											
General GRV	0.1291	1,674	36,744,228	4,744,966	9,610	0	4,754,576	0	0	0	0
Unimproved value											
General UV	0.0728	141	3,686,982	2,598,048	90	0	2,598,138	0	0	0	0
Sub-Total		1,815	40,431,210	7,343,014	9,700	0	7,352,714	0	0	0	0
Minimum payment	Minimum \$										
Gross rental value											
General GRV	1,320	220	1,156,032	290,400	0	0	290,400	0	0	0	0
Unimproved value											
General UV	610	140	332,296	85,400	0	0	85,400	0	0	0	0
Sub-total		360	1,488,328	375,800	0	0	375,800	0	0	0	0
Discount							(50,000)				0
Total general rates							7,678,514				0

KEY INFORMATION

Prepaid rates are, until the taxable event for the rates has occurred, refundable at the request of the ratepayer. Rates received in advance give rise to a financial liability. On 1 July 2021 the prepaid rates were recognised as a financial asset and a related amount was recognised as a financial liability and no income was recognised. When the taxable event occurs the financial liability is extinguished and income recognised for the prepaid rates that have not been refunded.

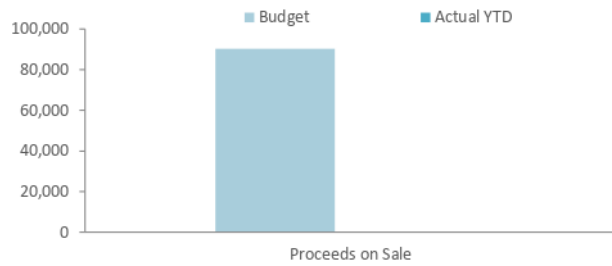


Please refer to the compilation report

**NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 AUGUST 2021**

**OPERATING ACTIVITIES
NOTE 7
DISPOSAL OF ASSETS**

Asset Ref.	Asset description	Budget				YTD Actual			
		Net Book Value	Proceeds	Profit	(Loss)	Net Book Value	Proceeds	Profit	(Loss)
		\$	\$	\$	\$	\$	\$	\$	\$
	Plant and equipment Law, order, public safety								
	Plant and equipment	90,400	90,400	0	0	0	0	0	0
		90,400	90,400	0	0	0	0	0	0



Please refer to the compilation report

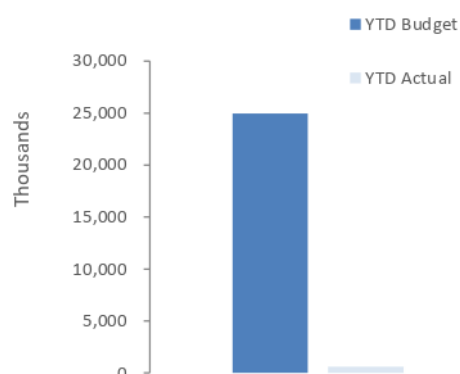
**NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 AUGUST 2021**

**INVESTING ACTIVITIES
NOTE 8
CAPITAL ACQUISITIONS**

Capital acquisitions	Adopted		YTD Actual	YTD Actual Variance
	Budget	YTD Budget		
	\$	\$	\$	\$
Buildings	700,532	116,744	44,905	(71,839)
Plant & Equipment	934,754	155,788	7,776	(148,012)
Infrastructure Roads	21,457,928	3,576,308	472,001	(3,104,307)
Infrastructure Footpaths	294,727	49,120	0	(49,120)
Infrastructure Parks & Ovals	10,000	1,666	11,378	9,712
Infrastructure Other	1,579,455	263,236	56,410	(206,826)
Payments for Capital Acquisitions	24,977,396	4,162,862	592,470	(3,570,392)
Total Capital Acquisitions	24,977,396	4,162,862	592,470	(3,570,392)
Capital Acquisitions Funded By:				
	\$	\$	\$	\$
Capital grants and contributions	22,040,788	3,662,318	812,547	(2,849,771)
Other (disposals & C/Fwd)	90,400	0	0	0
Cash backed reserves				
Admin Building Reserve	221,000		0	0
Contribution - operations	2,625,208	500,544	(220,077)	(720,621)
Capital funding total	24,977,396	4,162,862	592,470	(3,570,392)

SIGNIFICANT ACCOUNTING POLICIES

All assets are initially recognised at cost. Cost is determined as the fair value of the assets given as consideration plus costs incidental to the acquisition. For assets acquired at no cost or for nominal consideration, cost is determined as fair value at the date of acquisition. The cost of non-current assets constructed by the local government includes the cost of all materials used in the construction, direct labour on the project and an appropriate proportion of variable and fixed overhead. Certain asset classes may be revalued on a regular basis such that the carrying values are not materially different from fair value. Assets carried at fair value are to be revalued with sufficient regularity to ensure the carrying amount does not differ materially from that determined using fair value at reporting date.



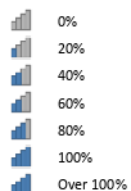
Please refer to the compilation report

**NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 AUGUST 2021**

**INVESTING ACTIVITIES
NOTE 8
CAPITAL ACQUISITIONS (CONTINUED)**

Capital expenditure total

Level of completion indicators



Percentage Year to Date Actual to Annual Budget expenditure where the expenditure over budget highlighted in red.

Level of completion indicator, please see table at the end of this note for further detail.

		Adopted				
Account Description		Current Budget	Year to Date Budget	Year to Date Actual	Variance (Under)/Over	
Capital Expenditure						
Buildings						
	4040110	MEMBERS - Building (Capital)	124,000	20,666	7,581	(13,085)
	4080710	WELFARE - Building (Capital)	50,000	8,332	0	(8,332)
	4110210	SWIM AREAS - Building (Capital)	10,684	1,780	12,512	10,732
	4110310	REC - Other Rec Facilities Building (Capital)	8,984	1,496	0	(1,496)
	4110610	HERITAGE - Building (Capital)	94,864	15,810	1,305	(14,505)
	4120110	ROADC - Building (Capital)	45,000	7,498	0	(7,498)
	4120610	AERO - Building (Capital)	100,000	16,664	0	(16,664)
	4120710	WATER - Building (Capital)	90,000	15,000	0	(15,000)
	4130210	TOUR - Building (Capital)	125,000	20,832	8,985	(11,847)
	4140210	ADMIN - Building (Capital)	52,000	8,666	14,522	5,856
	Buildings Total		700,532	116,744	44,905	(71,839)
Plant & Equipment						
	4040130	MEMBERS - Plant & Equipment (Capital)	20,000	3,332	0	(3,332)
	4050230	ANIMAL - Plant & Equipment (Capital)	0	0	875	875
	4050330	OLOPS - Plant & Equipment (Capital)	134,066	22,344	0	(22,344)
	4110530	LIBRARY - Plant & Equipment (Capital)	20,000	3,332	0	(3,332)
	4120630	AERO - Plant & Equipment (Capital)	39,996	6,666	0	(6,666)
	4140230	ADMIN - Plant and Equipment (Capital)	20,000	3,332	0	(3,332)
	4140330	PWO - Plant and Equipment (Capital)	700,692	116,782	6,901	(109,881)
	Plant & Equipment Total		934,754	155,788	7,776	(148,012)
Infrastructure Other						
	4050390	OLOPS - Infrastructure Other (Capital)	66,557	11,092	0	(11,092)
	4100790	COM AMEN - Infrastructure Other (Capital)	339,730	56,620	0	(56,620)
	4120190	ROADC - Infrastructure Other (Capital)	543,440	90,572	0	(90,572)
	4120690	AERO - Infrastructure Other (Capital) - Aerodromes	374,864	62,476	5,880	(56,596)
	4120790	WATER - Infrastructure Other (Capital)	254,864	42,476	50,530	8,054
	Infrastructure Other Total		1,579,455	263,236	56,410	(206,826)
Infrastructure Parks & Ovals						
	4110370	REC - Infrastructure Parks & Gardens (Capital)	10,000	1,666	11,378	9,712
	Infrastructure Parks & Ovals Total		10,000	1,666	11,378	9,712
Infrastructure Roads						
	4120142	ROADC - Roads Outside BUA - Gravel - Council Funded	1,167,000	194,496	0	(194,496)
	4120144	ROADC - Roads Built Up Area - Roads to Recovery	495,000	82,498	0	(82,498)
	4120146	ROADC - Roads Outside BUA - Gravel - Roads to Recovery	336,000	55,998	0	(55,998)
	4120148	ROADC - Roads Built Up Area - Regional Road Group	750,000	124,996	0	(124,996)
	4120158	ROADC - Roads Outside BUA - Gravel - Flood Damage	18,480,812	3,080,134	472,001	(2,608,133)
	4120163	ROADC - Roads LRCI - Gravel Roads (Capital)	229,116	38,186	0	(38,186)
	Infrastructure Roads Total		21,457,928	3,576,308	472,001	(3,104,307)
Infrastructure Footpaths						
	4120170	ROADC - Footpaths and Cycleways (Capital)	294,727	49,120	0	(49,120)
	Infrastructure Footpaths Total		294,727	49,120	0	(49,120)
	Grand Total		24,977,396	4,162,862	592,470	(3,570,392)

Please refer to the compilation report

SHIRE OF DERBY-WEST KIMBERLEY | 17

NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 AUGUST 2021

FINANCING ACTIVITIES
NOTE 9
BORROWINGS

Repayments - borrowings

Information on borrowings Particulars	Loan No.	1 July 2021	New Loans		Principal Repayments		Principal Outstanding		Interest Repayments	
			Actual	Budget	Actual	Budget	Actual	Budget	Actual	Budget
		\$	\$	\$	\$	\$	\$	\$	\$	
Housing										
Loan 136 - Staff Housing	136	75,276	0	0	0	23,491	75,276	51,785	0	4,489
Loan 146 - Staff Housing	146	564,880	0	0	0	48,289	564,880	516,591	0	35,004
Loan 148 - Staff Housing	148	262,622	0	0	0	18,934	262,622	243,688	0	11,581
Transport										
Loan 145 - Wharf Fenders and boat ramp	145	193,395	0	0	0	27,044	193,395	166,351	0	12,829
Loan 152 - Refinance Derby Airport Infrastructure	152	1,721,515	0	0	0	189,695	1,721,515	1,531,820	0	28,965
Loan 151 - Fitzroy Airport Infrastructure	151	289,395	0	0	0	37,719	289,395	251,676	0	8,457
Economic services										
Loan 149 - Derby visitors centre	149	328,278	0	0	0	23,668	328,278	304,610	0	14,476
Total		3,435,361	0	0	0	368,840	3,435,361	3,066,521	0	115,801
Current borrowings		368,840					368,840			
Non-current borrowings		<u>3,066,521</u>					<u>3,066,521</u>			
		3,435,361					3,435,361			

All debenture repayments were financed by general purpose revenue.

KEY INFORMATION

All loans and borrowings are initially recognised at the fair value of the consideration received less directly attributable transaction costs. After initial recognition, interest-bearing loans and borrowings are subsequently measured at amortised cost using the effective interest method. Fees paid on the establishment of loan facilities that are yield related are included as part of the carrying amount of the loans and borrowings.

**NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 AUGUST 2021**

OPERATING ACTIVITIES

NOTE 10

CASH RESERVES

Cash backed reserve

Reserve name	Opening Balance	Budget Interest Earned	Actual Interest Earned	Budget Transfers In (+)	Actual Transfers In (+)	Budget Transfers Out (-)	Actual Transfers Out (-)	Budget Closing Balance	Actual YTD Closing Balance
	\$	\$	\$	\$	\$	\$	\$	\$	\$
Leave Entitlements Reserve	402,441	0	0	0	0	0	0	402,441	402,441
Airport Reserve Fund	28,456	0	0	0	0	0	0	28,456	28,456
Wharf Maintenance Reserve	3,721	0	0	0	0	0	0	3,721	3,721
Admin Building Reserve	314,510	0	0	0	0	(221,000)	0	93,510	314,510
Economic Development Reserve	19,935	0	0	0	0	0	0	19,935	19,935
Fx Recreation Hall Reserve	46,771	0	0	0	0	0	0	46,771	46,771
Staff Housing Reserve	159,965	0	0	0	0	0	0	159,965	159,965
	975,799	0	0	0	0	(221,000)	0	754,799	975,799

Please refer to the compilation report

**NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 AUGUST 2021**

**OPERATING ACTIVITIES
NOTE 11
OTHER CURRENT LIABILITIES**

	Opening Balance	Liability transferred from/(to) non current	Liability Increase	Liability Reduction	Closing Balance
	1 July 2021				31 August 2021
	\$		\$	\$	\$
Other current liabilities					
Other liabilities					
- Contract liabilities	315,740	0	0	(180,400)	135,340
- Liabilities under transfers to acquire or construct non-financial assets to be controlled by the entity	1,019,112	0	0	(812,547)	206,565
Total other liabilities	1,334,852	0	0	(992,947)	341,905
Provisions					
Provision for annual leave	306,559	0	0	0	306,559
Provision for long service leave	271,708	0	0	0	271,708
Total Provisions	578,267	0	0	0	578,267
Total other current liabilities	1,913,119	0	0	(992,947)	920,172

Amounts shown above include GST (where applicable)

A breakdown of contract liabilities and associated movements is provided on the following pages at Note 12 and 13

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 benefits

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 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. 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.

NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 AUGUST 2021

NOTE 12
OPERATING GRANTS AND CONTRIBUTIONS

Provider	Unspent operating grant, subsidies and contributions liability					Operating grants, subsidies and contributions revenue		
	Liability	Increase in Liability	Decrease in Liability	Liability	Current Liability	Adopted Budget Revenue	YTD Budget	YTD Revenue Actual
	1 July 2021		(As revenue)	31 Aug 2021	31 Aug 2021	\$	\$	\$
	\$	\$	\$	\$	\$	\$	\$	\$
Operating grants and subsidies								
General purpose funding								
GEN PUR - Financial Assistance Grant - General	0	0	0	0	0	2,251,703	375,282	562,926
GEN PUR - Financial Assistance Grant - Roads	0	0	0	0	0	590,342	98,390	127,335
GEN PUR - Financial Assistance Grant - Aboriginal Access	0	0	0	0	0	288,666	48,110	72,167
Law, order, public safety								
ESL SES - Operating Grant	0	0	0	0	0	10,000	1,666	0
ESL BFB - Operating Grant	0	0	0	0	0	8,000	1,332	0
OLOPS - Grants	0	0	0	0	0	70,000	11,666	0
Health								
PEST - Grants	0	0	0	0	0	4,417	736	0
OTH HEALTH - Grants	0	0	0	0	0	650,000	108,332	169,464
Education and welfare								
WELFARE - Grants	180,400	0	(180,400)	0	0	909,370	151,560	213,258
Community amenities								
COM AMEN - Grants				0	0	10,000	1,666	0
Recreation and culture								
LIBRARY - Grant - Regional Library Services	0	0	0	0	0	4,372	728	6,400
LIBRARY - Other Grants	0	0	0	0	0	0	0	4,372
OTH CUL - Grants - Other Culture	0	0	0	0	0	55,000	9,166	0
REC - Grants	0	0	0	0	0	30,000	5,000	0
Transport								
ROADC - Regional Road Group Grants (MRWA)	117,216	0	0	117,216	117,216	0	0	0
ROADC - Roads to Recovery Grant	18,124	0	0	18,124	18,124	0	0	283,375
ROADM - Direct Road Grant (MRWA)	0	0	0	0	0	303,000	50,500	0
ROADC - Other Grants - Roads/Streets	0	0	0	0	0	362,000	60,332	0
	315,740	0	(180,400)	135,340	135,340	5,546,870	924,466	1,439,297
Operating contributions								
General purpose funding								
RATES - Reimbursement of Debt Collection Costs	0	0	0	0	0	0	0	23,698
Law, order, public safety								
ANIMAL - Reimbursements	0	0	0	0	0	1,000	166	0
ANIMAL - Other Fees & Charges	0	0	0	0	0	0	0	80
Health								
HEALTH - Reimbursements	0	0	0	0	0	5,000	832	0
OTH HEALTH - Reimbursements	0	0	0	0	0	2,080	346	357
Education and welfare								
WELFARE - Other Income	0	0	0	0	0	180,400	30,066	0
Housing								
OTH HOUSE - Rental Reimbursements	0	0	0	0	0	0	0	818
Recreation and culture								
HERITAGE - Contributions & Donations	0	0	0	0	0	500	0	1,478
OTH CUL - Contributions & Donations - Other Culture	0	0	0	0	0	95,000	15,832	3,410
REC - Reimbursements - Other Recreation	0	0	0	0	0	130,000	21,666	7,342
LIBRARY - Fees & Charges	0	0	0	0	0	500	82	0
Transport								
AERO - Other Income Relating to Aerodromes	0	0	0	0	0	0	0	40
Other property and services								
PRIVATE - Private Works Income	0	0	0	0	0	10,000	1,666	129
ADMIN - Reimbursements	0	0	0	0	0	0	0	145
	0	0	0	0	0	424,480	70,656	37,497
TOTALS	315,740	0	(180,400)	135,340	135,340	5,971,350	995,122	1,476,794

Please refer to the compilation report

SHIRE OF DERBY-WEST KIMBERLEY | 21

NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 AUGUST 2021

NOTE 13
NON-OPERATING GRANTS AND CONTRIBUTIONS

Provider	Unspent non operating grants, subsidies and contributions liability					Non operating grants, subsidies and contributions revenue		
	Liability	Increase in Liability	Decrease in Liability	Liability	Current Liability	Adopted Budget Revenue	YTD Budget	YTD Revenue Actual
	1 July 2021		(As revenue)	31 Aug 2021	31 Aug 2021			
	\$	\$	\$	\$	\$	\$	\$	\$
Non-operating grants and subsidies								
Law, order, public safety								
OLOPS - Grants	66,830	0	(66,830)	0	0	66,830	0	66,830
OLOPS - Grants	26,553	0	(26,553)	0	0	53,066	8,844	26,553
Education and welfare								
WELFARE - Grants	50,000	0	(50,000)	0	0	50,000	8,332	50,000
Community amenities								
COM AMEN - Grants	66,604	0	(66,604)	0	0	339,863	56,642	66,604
Recreation and culture								
REC - Grants	0	0	0	0	0	45,000	7,500	0
HERITAGE - Grants	95,000	0	(95,000)	0	0	95,000	15,832	95,000
Transport								
ROADC - Regional Road Group Grants (MRWA)	117,216	0	0	117,216	117,216	750,000	125,000	0
ROADC - Roads to Recovery Grant	18,124	0	0	18,124	18,124	1,020,000	170,000	0
ROADC - Other Grants - Roads/Streets	230,158	0	(230,158)	0	0	230,158	38,358	230,158
ROADC - Other Grants - Footpaths	135,000	0	(135,000)	0	0	214,727	35,786	135,000
ROADC - Other Grants - Aboriginal Roads	54,765	0	0	54,765	54,765	268,332	44,722	0
ROADC - Other Grants - Flood Damage	0	0	0	0	0	18,172,812	3,028,802	0
ROADM - Other Income	0	0	0	0	0	150,000	25,000	0
AERO - Grants - Aerodromes	19,921	0	(19,921)	0	0	375,000	62,500	19,921
WATER - Grants	105,000	0	(105,000)	0	0	105,000	17,500	105,000
ROADC - Black Spot Grant	151,800	0	0	151,800	151,800	0	0	0
Economic services								
TOUR - Grants	17,481	0	(17,481)	0	0	105,000	17,500	17,481
	1,154,452	0	(812,547)	341,905	341,905	22,040,788	3,662,318	812,547

Please refer to the compilation report

**NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 AUGUST 2021**

**NOTE 14
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:

Description	Opening Balance	Amount	Amount	Closing Balance
	1 July 2021	Received	Paid	31 Aug 2021
	\$	\$	\$	\$
Public open spaces	295,981	0	0	295,981
	295,981	0	0	295,981

Please refer to the compilation report

SHIRE OF DERBY-WEST KIMBERLEY | 23

**NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 AUGUST 2021**

**NOTE 15
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 2021-22 year is \$30,000 or 10.00% whichever is the greater.

Reporting Program	Var. \$	Var. %	Explanation of positive variances		Explanation of negative variances	
			Timing	Permanent	Timing	Permanent
	\$	%				
Revenue from operating activities						
General purpose funding - rates	(1,279,750)	(100.00%) ▼				
General purpose funding - other	246,370	43.79% ▲				
Health	60,326	51.23% ▲				
Education and welfare	31,732	17.47% ▲				
Community amenities	(215,273)	(68.15%) ▼				
Transport	196,066	51.48% ▲				
Expenditure from operating activities						
Governance	165,906	59.61% ▲				
General purpose funding	41,086	56.68% ▲				
Law, order and public safety	81,931	63.85% ▲				
Health	104,372	42.88% ▲				
Housing	41,421	41.64% ▲				
Community amenities	486,175	71.46% ▲				
Recreation and culture	486,331	46.60% ▲				
Transport	1,144,774	69.15% ▲				
Economic services	172,003	77.96% ▲				
Other property and services	(850,095)	(3678.47%) ▼				
Investing activities						
Proceeds from non-operating grants, subsidies and contributions	(2,849,771)	(77.81%) ▼				
Payments for property, plant and equipment and infrastructure	3,570,392	85.77% ▲				

Please refer to the compilation report



**Management Information Report
Period Ending 31 August 2021**

MANAGEMENT COMMENTS

Issue	Priority	Management Comments
The budget uploaded does not agree to the adopted statutory budget.	High	Budget review working papers are being reviewed as a priority to identify where uploaded amounts are incorrect and need to be adjusted. Will liaise with Moore and IT Vision as necessary.
Reserve bank account balance is \$1,272,289 whilst the reserve fund has a balance of \$975,799. Legislation requires reserve funds and municipal funds to be held in separate bank accounts other than for the purpose of investing.	High	The access of \$296,490 relates to Public Open Spaces funds that were included with Reserve Funds. An agenda item will be presented to Council to establish a reserve fund.
Although we acknowledge a significant provision for impairment exists, the debtors aged trial balance includes invoices totalling \$534,058.51 outstanding for over 90 days, and debtors with credit balances totalling \$57,993.	Medium	The outstanding debt are being reviewed as a priority and have been identified as debts under negotiation, currently in liquidation process, on payment arrangement with the Shire, have been sent to CS Legal for further legal action and initial Collections steps being undertaken. 93% of the credit balance has been identified as belonging to BP Australia. Awaiting BP's instruction on how to refund overpayment.
All contract liabilities have been cleared in general ledger in July regardless of the performance obligations being met.	Medium	End of Financial Year Journal was entered as per understanding awaiting further direction from Moore.
The current and non-current loan liabilities at 30 June 2021 are yet to be journalled. We have amended the face of the statements accordingly	Medium	Loan liabilities are being reviewed as a priority to complete Journal by September.

Derby

(08) 9191 0999 | 30 Loch Street
 sdwk@sdwk.wa.gov.au | PO Box 94, Derby WA 6728

Fitzroy Crossing

(08) 9191 5355 | Flynn Drive
 sdwk@sdwk.wa.gov.au | PO Box 101, Fitzroy Crossing

ABN: 99 934 203 062

www.sdwk.wa.gov.au



As the disposal of the vehicle has not been processed through the asset register no profit or loss has been recognised on this sale Proceeds from sale of vehicle has been recognised as other income.

Medium

This is a priority item, awaiting further instruction on how to load correctly on the asset register.

The year to date budget allocation used in this financial statement is estimated at 1/12th of the annual budget

Medium

Noted. This will be rectified as soon as practicable.

Depreciation has not been processed in 2021/22.

Low

2020/2021 Assets totals is yet to be finalised, therefore, Depreciation for July 2021 won't be applied completion of 2020/21 Annual Financial Report.

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 \$5,633,781 due to year end and audit adjustments.

Low

Awaiting completion of 2020/21 Annual Financial Report.

Derby

(08) 9191 0999 | 30 Loch Street
 sdwk@sdwk.wa.gov.au | PO Box 94, Derby WA 6728

Fitzroy Crossing

(08) 9191 5355 | Flynn Drive
 sdwk@sdwk.wa.gov.au | PO Box 101, Fitzroy Crossing

ABN: 99 934 203 062

www.sdwk.wa.gov.au



**NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 AUGUST 2021**

**NOTE 15
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 2021-22 year is \$30,000 or 10.00% whichever is the greater.

Reporting Program	Var. \$	Var. %	Explanation of positive variances		Explanation of negative variances	
			Timing	Permanent	Timing	Permanent
	\$	%				
Revenue from operating activities						
General purpose funding - rates	(1,279,750)	(100.00%)				Rates Levied \$644,041
General purpose funding - other	246,370	43.79%	▲ Financial Assistance Grants			
Health	60,326	51.23%	▲ Timing - Budget Review Adjustment			
Education and welfare	31,732	17.47%	▲ All Timing			
Community amenities	(215,273)	(68.15%)				Domestic and commercial collection charges \$215,273
Transport	196,066	51.48%	▲ Timing			
Expenditure from operating activities						
Governance	165,906	59.61%	▲ Timing			
General Purpose Funding	41,086	56.68%	▲ Timing			
Law, order and public safety	81,931	63.85%	▲ Timing			
Health	104,372	42.88%	▲ Timing			
Housing	41,421	41.64%	▲ Timing			
Community amenities	486,175	71.46%	▲ Timing - Admin Allocations need review			
Recreation and culture	486,331	46.60%	▲ Timing - Allocations need review			
Transport	1,144,774	69.15%	▲ Timing - Allocations need review			
Economic services	172,003	77.96%	▲ Timing			
Other property and services	(850,095)	(3678.47%)				Timing - Allocations need review
Investing activities						
Proceeds from non-operating grants, subsidies and contributions	(2,849,771)	(77.81%)				Timing of Anticipated Grants such as Flood Damage and other roads not expended yet.
Payments for property, plant and equipment and infrastructure	3,570,392	85.77%	▲ Timing of Anticipated Grants such as Flood Damage and other roads not expended yet.			

Please refer to the compilation report

SHIRE OF DERBY-WEST KIMBERLEY | 1

12.4 STATEMENT OF FINANCIAL ACTIVITY FOR THE PERIOD ENDING 30 SEPTEMBER 2021**File Number: 5152****Author: Alan Thornton, Manager of Finance****Responsible Officer: Amanda Dexter, Chief Executive Officer****Authority/Discretion: Information****SUMMARY**

This report has been compiled to fulfil the statutory reporting requirements of the *Local Government Act 1995* (Act) and associated Regulations, whilst also providing the Council with an overview of the Shire's financial performance on a year to date basis for the period ending 30 September 2021.

DISCLOSURE OF ANY INTEREST

Nil.

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

Section 34 of the Local Government (Financial Management) Regulations 1996 provides:

34. Financial activity statement required each month (Act s. 6.4)

- (1) *A Local Government is to prepare each month a statement of financial activity reporting on the revenue and expenditure, as set out in the annual budget under regulation 22(1)(d), for that month in the following detail —*
 - (a) *annual budget estimates, taking into account any expenditure incurred for an additional purpose under section 6.8(1)(b) or (c); and*
 - (b) *budget estimates to the end of the month to which the statement relates; and*
 - (c) *actual amounts of expenditure, revenue and income to the end of the month to which the statement relates; and*
 - (d) *material variances between the comparable amounts referred to in paragraphs (b) and (c); and*

- (e) *the net current assets at the end of the month to which the statement relates.*
- (2) *Each statement of financial activity is to be accompanied by documents containing —*
- (a) *an explanation of the composition of the net current assets of the month to which the statement relates, less committed assets and restricted assets; and*
- (b) *an explanation of each of the material variances referred to in subregulation (1)(d); and*
- (c) *such other supporting information as is considered relevant by the Local Government.*
- (3) *The information in a statement of financial activity may be shown —*
- (a) *according to nature and type classification; or*
- (b) *by program; or*
- (c) *by business unit.*
- (4) *A statement of financial activity, and the accompanying documents referred to in subregulation (2), are to be —*
- (a) *presented at an ordinary meeting of the Council within 2 months after the end of the month to which the statement relates; and*
- (b) *recorded in the minutes of the meeting at which it is presented.*

Each financial year, a Local Government is to adopt a percentage or value, calculated in accordance with the AAS, to be used in statements of financial activity for reporting material variances.

POLICY IMPLICATIONS

AF14 – Significant Accounting Policies

AF18 – Sundry Debtors Collection

AF19 – Outstanding Rates Collection

FM4 – Reserve Accounts

FM7 – Cashflow Management

FM8 – Investments

FINANCIAL IMPLICATIONS

Expenditure for the period ending has been incurred in accordance with the 2021/22 Annual Budget as adopted by Council at its meeting held 31 August 2021 (Minute No. 100/21 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	1.2.1 Provide strong civic leadership 1.2.2 Provide strong governance

RISK MANAGEMENT CONSIDERATIONS

RISK	LIKELIHOOD	CONSEQUENCE	RISK ANALYSIS	MITIGATION
<p>Financial:</p> <p>The Shire is exposed to a number of financial risks. Most of these risks exist in respect to recurrent revenue streams which are required to meet current service levels. Any reduction in these revenue streams into the future is likely to have an impact on the Shire’s ability to meet service levels or asset renewal funding requirements, unless the Shire can replace this revenue or alternatively reduce costs.</p>	Possible	Major	High	Risk assessments have been completed in relation to a number of higher level financial matters. The timely and accurate completion of monthly financial reporting enabling Council to make fully informed decisions is a control that assists in addressing this risk.

CONSULTATION

Internal consultation within the Corporate Services Department.

External consultation with Moore Stephens.

In accordance with section 6.2 of the *Local Government Act 1995*, the annual budget was prepared having regard to the Strategic Community Plan, prepared under section 5.56 of the *Local Government Act 1995*.

COMMENT

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 Program
- 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.

At the time of preparing the attached financials the Annual Financial Report has not been finalised and therefore the surplus from 2020/21, as displayed, may change due to year end and audit adjustments.

VOTING REQUIREMENT

Simple majority

ATTACHMENTS

1. **Financial Report to 30 September 2021**  
2. **Management Information Report**  
3. **Note 15 Material Variances**  

RESOLUTION 128/21

Moved: Cr Linda Evans

Seconded: Cr Rowena Mouda

That Council RECEIVES the Monthly Financial Management Report incorporating the Statement of Financial Activity for the period ending 30 September 2021.

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

**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

7 October 2021

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

Dear Amanda

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 Statutory Reporting Program), a summary of significant accounting policies and other explanatory notes for the period ending 30 September 2021. The financial statements have 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 statements. 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.

A handwritten signature in black ink, appearing to read 'Russell Barnes', written over a light blue horizontal line.

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.

**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

7 October 2021

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

Dear Amanda

ACCOUNTING SERVICE INFORMATION REPORT FOR THE PERIOD ENDED 30 September 2021

We advise that we have completed the compilation of your Statutory Monthly Statement of Financial Activity (by Statutory Reporting Program) for the month ended 30 September 2021 and enclose our Compilation Report and Statements.

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 that our procedures are designed primarily to enable us to compile the monthly financial statements 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 statement of financial activity and other end of month review services.

MATTERS FOR MANAGEMENT ATTENTION:

Please complete the Statutory Monthly Financial Statements by completing Note 15 – Major Variations by providing a comment for each item where the Council's YTD Budget and YTD Actual are over the variance threshold. These items are indicated with a ▼ or ▲.

We noted no other 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

A handwritten signature in black ink, appearing to read 'Russell Barnes', written over a light blue horizontal line.

Russell Barnes
Director
[Moore Australia \(WA\) Pty Ltd](http://www.moore-australia.com.au)

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 2021**

Topic	Item	First Identified	Explanation	Action Required	Priority
Uploaded budget	Reconciliation	July 2021	The budget uploaded does not agree to the adopted statutory budget. We have amended this on the face of the statements.	We recommend balancing the uploaded budget to the adopted budget to ensure the correct reporting requirements of the financial statements.	High
Reserve	Reserve Cash	July 2021	Reserve bank account balance is \$1,272,289 whilst the reserve fund has a balance of \$975,799. Legislation requires reserve funds and municipal funds to be held in separate bank accounts other than for the purpose of investing.	We recommend investigating the reason for the variance and ensuring only reserve funds are held within the reserve bank account.	High
Operating expenditure	Allocations	September 2021	Administration allocations have not been processed.	We recommend the administration allocation be processed and reviewed monthly to ensure the balance of operating expenditure is nil, confirming all expenses have been allocated to the correct program.	High
Subsidiary ledgers	Outstanding	July 2021	Although we acknowledge a significant provision for impairment exists, the debtors aged trial balance includes invoices totalling \$549,900.69 outstanding for over 90 days, and debtors with credit balances totalling \$62,480.02.	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
Contract Liabilities	Allocations	September 2021	All contract liabilities were cleared in the general ledger in July regardless of whether performance obligations had been met. As per recommendation this journal was reversed, which is reflected in the decrease in grant revenue for September 2021.	We recommend accurately recognise the revenue when performance obligations are met.	Medium

Approval: _____ Russell Barnes, Director


Page 1

Date of Issue: 7 October 2021

**Shire of Derby/West Kimberley
Management Information Report**

**Period Ending
30 September 2021**

Disposal of Asset	Proceeds allocation	July 2021	As the disposal of the vehicle has not been processed through the asset register no profit or loss has been recognised on this sale Proceeds from the sale of vehicle has been recognised as other income.	We recommend a disposal be processed through the asset register.	Medium
Budget	Monthly Budget	July 2021	The year to date budget allocation used in this financial statement is estimated at 3/12 th of the annual budget.	We recommend budget allocations be reviewed and amended to ensure a more accurate presentation of year to date figures.	Medium
Operating expenditure	Allocations	September 2021	Public works overheads are under allocated by \$152,128. Plant operating costs are under allocated by \$125,286 and salaries have been over allocated by \$1,862. Administration allocations have not been processed.	We recommend the overhead allocations be reviewed and adjusted (where appropriate) regularly for the POC and PWOH. We recommend the allocations for the salaries and wages and administration be reviewed at the end of each month to ensure allocations are correct.	Medium
Operating expenditure	Depreciation	July 2021	Depreciation has not been processed in 2021/22.	When the 2020/21 Annual Financial Statements have been finalised depreciation will be processed.	Low
Funding Surplus	Opening Surplus	July 2021	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 \$13,269,504 due to year end and audit adjustments.	None required.	Low

Approval:  Russell Barnes, Director

SHIRE OF DERBY-WEST KIMBERLEY
MONTHLY FINANCIAL REPORT
(Containing the Statement of Financial Activity)
For the period ending 30 September 2021

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

TABLE OF CONTENTS

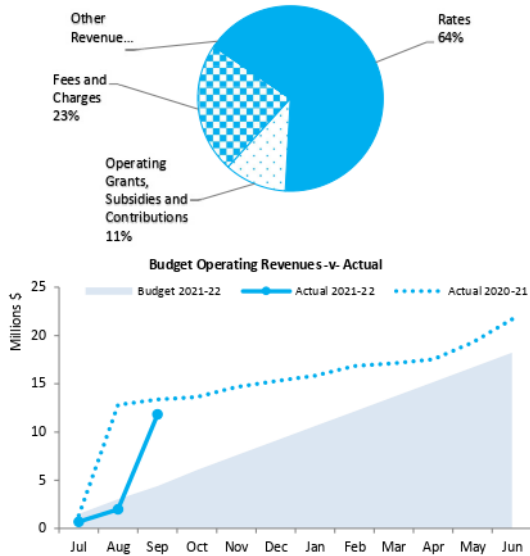
Statement of Financial Activity by Program	5
Statement of Financial Activity by Nature or Type	7
Basis of Preparation	8
Note 1 Statement of Financial Activity Information	9
Note 2 Cash and Financial Assets	10
Note 3 Receivables	11
Note 4 Other Current Assets	12
Note 5 Payables	13
Note 6 Rate Revenue	14
Note 7 Disposal of Assets	15
Note 8 Capital Acquisitions	16
Note 9 Borrowings	18
Note 10 Cash Reserves	19
Note 11 Other Current Liabilities	20
Note 12 Operating grants and contributions	21
Note 13 Non operating grants and contributions	22
Note 14 Trust Fund	23
Note 15 Explanation of Material Variances	24

**MONTHLY FINANCIAL REPORT
FOR THE PERIOD ENDED 30 SEPTEMBER 2021**

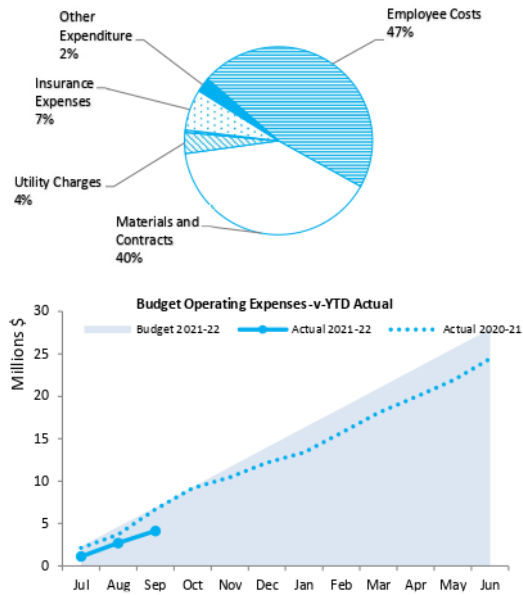
SUMMARY INFORMATION - GRAPHS

OPERATING ACTIVITIES

OPERATING REVENUE

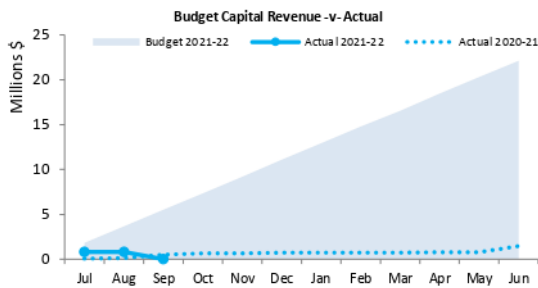


OPERATING EXPENSES

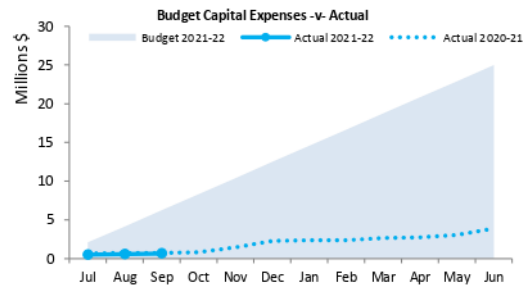


INVESTING ACTIVITIES

CAPITAL REVENUE

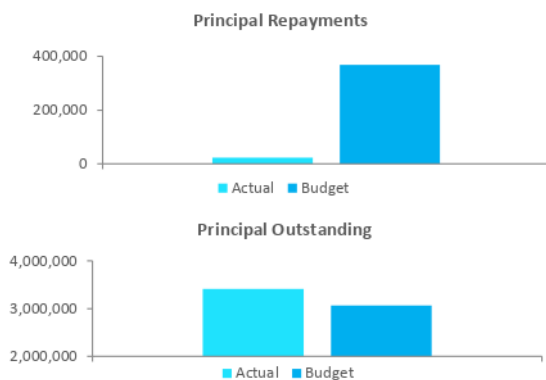


CAPITAL EXPENSES

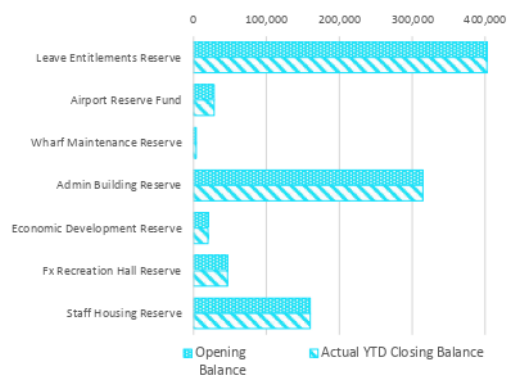


FINANCING ACTIVITIES

BORROWINGS



RESERVES



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

Please refer to the compilation report

**MONTHLY FINANCIAL REPORT
FOR THE PERIOD ENDED 30 SEPTEMBER 2021**

EXECUTIVE SUMMARY

Funding surplus / (deficit) Components

Funding surplus / (deficit)				
	Adopted Budget	YTD Budget (a)	YTD Actual (b)	Var. \$ (b)-(a)
Opening	\$5.59 M	\$5.59 M	\$6.26 M	\$0.68 M
Closing	\$0.00 M	\$4.25 M	\$13.27 M	\$9.02 M

Refer to Statement of Financial Activity

Cash and cash equivalents		
	\$10.34 M	% of total
Unrestricted Cash	\$9.37 M	90.6%
Restricted Cash	\$0.98 M	9.4%

Refer to Note 2 - Cash and Financial Assets

Payables		
	\$2.07 M	% Outstanding
Trade Payables	\$0.93 M	
0 to 30 Days		40.0%
30 to 90 Days		54.3%
Over 90 Days		5.7%

Refer to Note 5 - Payables

Receivables		
	\$6.93 M	% Collected
Rates Receivable	\$5.70 M	31.4%
Trade Receivable	\$1.23 M	% Outstanding
30 to 90 Days		23.3%
Over 90 Days		51.7%

Refer to Note 3 - Receivables

Key Operating Activities

Amount attributable to operating activities			
Adopted Budget	YTD Budget (a)	YTD Actual (b)	Var. \$ (b)-(a)
(\$2.59 M)	(\$0.80 M)	\$7.69 M	\$8.49 M

Refer to Statement of Financial Activity

Rates Revenue		
	\$7.62 M	% Variance
YTD Actual	\$7.62 M	
YTD Budget	\$1.92 M	297.1%

Refer to Note 6 - Rate Revenue

Operating Grants and Contributions		
	\$1.29 M	% Variance
YTD Actual	\$1.29 M	
YTD Budget	\$1.49 M	(13.9%)

Refer to Note 12 - Operating Grants and Contributions

Fees and Charges		
	\$2.69 M	% Variance
YTD Actual	\$2.69 M	
YTD Budget	\$0.90 M	200.8%

Refer to Statement of Financial Activity

Key Investing Activities

Amount attributable to investing activities			
Adopted Budget	YTD Budget (a)	YTD Actual (b)	Var. \$ (b)-(a)
(\$2.85 M)	(\$0.74 M)	(\$0.66 M)	\$0.08 M

Refer to Statement of Financial Activity

Proceeds on sale		
	\$0.00 M	%
YTD Actual	\$0.00 M	
Adopted Budget	\$0.09 M	0.0%

Refer to Note 7 - Disposal of Assets

Asset Acquisition		
	\$0.67 M	% Spent
YTD Actual	\$0.67 M	
Adopted Budget	\$24.98 M	2.7%

Refer to Note 8 - Capital Acquisitions

Capital Grants		
	\$0.01 M	% Received
YTD Actual	\$0.01 M	
Adopted Budget	\$22.04 M	0.0%

Refer to Note 8 - Capital Acquisitions

Key Financing Activities

Amount attributable to financing activities			
Adopted Budget	YTD Budget (a)	YTD Actual (b)	Var. \$ (b)-(a)
(\$0.15 M)	\$0.20 M	(\$0.02 M)	(\$0.22 M)

Refer to Statement of Financial Activity

Borrowings	
Principal repayments	\$0.02 M
Interest expense	\$0.02 M
Principal due	\$3.41 M

Refer to Note 9 - Borrowings

Reserves	
Reserves balance	\$0.98 M
Interest earned	\$0.00 M

Refer to Note 10 - Cash Reserves

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

Please refer to the compilation report

**KEY TERMS AND DESCRIPTIONS
FOR THE PERIOD ENDED 30 SEPTEMBER 2021**

STATUTORY REPORTING PROGRAMS

Shire operations as disclosed in these financial statements encompass the following service orientated activities/programs.

PROGRAM NAME AND OBJECTIVES

ACTIVITIES

GOVERNANCE

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 transport services to the community.

Construction and maintenance of streets, roads, bridges, footpaths, street lighting, traffic 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.

Please refer to the compilation report

SHIRE OF DERBY-WEST KIMBERLEY | 4

**STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 30 SEPTEMBER 2021**

STATUTORY REPORTING PROGRAMS

	Ref Note	Adopted Budget	YTD Budget (a)	YTD Actual (b)	Var. \$ (b)-(a)	Var. % (b)-(a)/(a)	Var.
		\$	\$	\$	\$	%	
Opening funding surplus / (deficit)	1(c)	5,586,629	5,586,629	6,263,498	676,869	12.12%	▲
Revenue from operating activities							
Governance		3,750	936	0	(936)	(100.00%)	
General purpose funding - general rates	6	7,678,514	1,919,625	7,623,369	5,703,744	297.13%	▲
General purpose funding - other		3,375,611	843,891	827,620	(16,271)	(1.93%)	
Law, order and public safety		163,950	40,968	2,423	(38,545)	(94.09%)	▼
Health		706,516	176,619	186,307	9,688	5.49%	
Education and welfare		1,089,770	272,439	33,385	(239,054)	(87.75%)	▼
Housing		108,800	27,195	32,818	5,623	20.68%	
Community amenities		2,195,272	398,805	2,177,723	1,778,918	446.06%	▲
Recreation and culture		464,872	116,187	63,693	(52,494)	(45.18%)	▼
Transport		2,285,000	571,242	811,687	240,445	42.09%	▲
Economic services		57,000	14,247	43,728	29,481	206.93%	
Other property and services		82,504	20,622	18,438	(2,184)	(10.59%)	
		18,211,559	4,402,776	11,821,191	7,418,415		
Expenditure from operating activities							
Governance		(1,670,237)	(417,498)	(153,246)	264,252	63.29%	▲
General purpose funding		(434,987)	(108,735)	(40,457)	68,278	62.79%	▲
Law, order and public safety		(770,307)	(192,480)	(78,948)	113,532	58.98%	▲
Health		(1,460,607)	(365,070)	(198,246)	166,824	45.70%	▲
Education and welfare		(858,372)	(214,539)	(183,645)	30,894	14.40%	▲
Housing		(597,445)	(149,226)	(90,554)	58,672	39.32%	▲
Community amenities		(4,082,207)	(1,020,483)	(395,294)	625,189	61.26%	▲
Recreation and culture		(6,663,225)	(1,565,493)	(772,182)	793,311	50.67%	▲
Transport		(9,934,288)	(2,483,223)	(776,112)	1,707,111	68.75%	▲
Economic services		(1,323,943)	(330,930)	(76,332)	254,598	76.93%	▲
Other property and services		(139,722)	(34,788)	(1,366,725)	(1,331,937)	(3828.73%)	▼
		(27,935,340)	(6,882,465)	(4,131,741)	2,750,724		
Non-cash amounts excluded from operating activities	1(a)	7,131,200	1,684,005	0	(1,684,005)	(100.00%)	▼
Amount attributable to operating activities		(2,592,581)	(795,684)	7,689,450	8,485,134		
Investing Activities							
Proceeds from non-operating grants, subsidies and contributions	13	22,040,788	5,504,615	10,000	(5,494,615)	(99.82%)	▼
Proceeds from disposal of assets	7	90,400	0	0	0	0.00%	
Payments for property, plant and equipment and infrastructure	8	(24,977,396)	(6,244,293)	(669,676)	5,574,617	89.28%	▲
Amount attributable to investing activities		(2,846,208)	(739,678)	(659,676)	80,002		
Financing Activities							
Transfer from reserves	10	221,000	221,000	0	(221,000)	(100.00%)	▼
Repayment of debentures	9	(368,840)	(23,768)	(23,768)	0	0.00%	
Amount attributable to financing activities		(147,840)	197,232	(23,768)	(221,000)		
Closing funding surplus / (deficit)	1(c)	0	4,248,499	13,269,504			

KEY INFORMATION

▲ ▼ Indicates a variance between Year to Date (YTD) Actual and YTD Actual data as per the adopted materiality threshold. Refer to Note 15 for an explanation of the reasons for the variance.

The material variance adopted by Council for the 2021-22 year is \$30,000 or 10.00% whichever is the greater.

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

KEY TERMS AND DESCRIPTIONS**FOR THE PERIOD ENDED 30 SEPTEMBER 2021****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. Exclude 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, 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 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.

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 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 associate 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, consultancy, maintenance agreements, communication expenses, advertising expenses, membership, periodicals, publications, hire expenses, rental, leases, 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, ETC.)

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.

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 | 6

**STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 30 SEPTEMBER 2021**

BY NATURE OR TYPE

	Ref Note	Adopted Budget	YTD Budget (a)	YTD Actual (b)	Var. \$ (b)-(a)	Var. % (b)-(a)/(a)	Var.
		\$	\$	\$	\$	%	
Opening funding surplus / (deficit)	1(c)	5,586,629	5,586,629	6,263,498	676,869	12.12%	▲
Revenue from operating activities							
Rates	6	7,678,514	1,919,625	7,623,369	5,703,744	297.13%	▲
Operating grants, subsidies and contributions	12	5,971,350	1,492,806	1,285,981	(206,825)	(13.85%)	▼
Fees and charges		4,180,441	895,047	2,692,304	1,797,257	200.80%	▲
Interest earnings		225,000	56,247	34,366	(21,881)	(38.90%)	
Other revenue		156,254	39,051	185,171	146,120	374.18%	▲
		18,211,559	4,402,776	11,821,191	7,418,415		
Expenditure from operating activities							
Employee costs		(9,498,560)	(2,374,482)	(1,929,415)	445,067	18.74%	▲
Materials and contracts		(8,626,979)	(2,154,621)	(1,641,799)	512,822	23.80%	▲
Utility charges		(884,529)	(220,995)	(149,094)	71,901	32.54%	▲
Depreciation on non-current assets		(7,131,200)	(1,684,005)	0	1,684,005	100.00%	▲
Interest expenses		(135,801)	(33,945)	(17,082)	16,863	49.68%	
Insurance expenses		(1,167,763)	(291,831)	(291,974)	(143)	(0.05%)	
Other expenditure		(490,508)	(122,586)	(102,377)	20,209	16.49%	
		(27,935,340)	(6,882,465)	(4,131,741)	2,750,724		
Non-cash amounts excluded from operating activities	1(a)	7,131,200	1,684,005	0	(1,684,005)	(100.00%)	▼
Amount attributable to operating activities		(2,592,581)	(795,684)	7,689,450	8,485,134		
Investing activities							
Proceeds from non-operating grants, subsidies and contributions	13	22,040,788	5,504,615	10,000	(5,494,615)	(99.82%)	▼
Proceeds from disposal of assets	7	90,400	0	0	0	0.00%	
Payments for property, plant and equipment	8	(24,977,396)	(6,244,293)	(669,676)	5,574,617	89.28%	▲
Amount attributable to investing activities		(2,846,208)	(739,678)	(659,676)	80,002		
Financing Activities							
Transfer from reserves	10	221,000	221,000	0	(221,000)	(100.00%)	▼
Repayment of debentures	9	(368,840)	(23,768)	(23,768)	0	0.00%	
Amount attributable to financing activities		(147,840)	197,232	(23,768)	(221,000)		
Closing funding surplus / (deficit)	1(c)	0	4,248,499	13,269,504			

KEY INFORMATION

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

Refer to Note 15 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 | 7

**MONTHLY FINANCIAL REPORT
FOR THE PERIOD ENDED 30 SEPTEMBER 2021**

BASIS OF PREPARATION

BASIS OF PREPARATION

The financial report 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 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.

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 14 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 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.

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 06 October 2021

**NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 30 SEPTEMBER 2021**

**NOTE 1
STATEMENT OF FINANCIAL ACTIVITY INFORMATION**

(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.

	Notes	Adopted Budget	YTD Budget (a)	YTD Actual (b)
Non-cash items excluded from operating activities				
<hr/>				
		\$	\$	\$
Adjustments to operating activities				
Add: Depreciation on assets		7,131,200	1,684,005	0
Total non-cash items excluded from operating activities		7,131,200	1,684,005	0

(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 *Financial Management Regulation* 32 to agree to the surplus/(deficit) after imposition of general rates.

		Last Year Closing 30 June 2021	This Time Last Year 30 September 2020	Year to Date 30 September 2021
Adjustments to net current assets				
Less: Reserves - restricted cash	10	(975,799)	(1,552,652)	(975,799)
Add: Borrowings	9	368,839	5,492,957	345,071
Add: Provisions - employee	11	578,267	752,496	578,267
Total adjustments to net current assets		(28,693)	4,692,801	(52,461)

(c) Net current assets used in the Statement of Financial Activity

Current assets				
Cash and cash equivalents	2	8,934,223	4,307,115	9,072,682
Financial assets at amortised cost	2	0	0	1,272,289
Rates receivables	3	903,848	8,732,985	5,699,403
Receivables	3	915,165	1,273,244	1,230,599
Other current assets	4	32,395	2,438,997	44,226
Less: Current liabilities				
Payables	5	(2,545,057)	(967,310)	(2,072,619)
Borrowings	9	(368,839)	(5,492,957)	(345,071)
Contract liabilities	11	(1,001,277)	(1,983,641)	(1,001,277)
Provisions	11	(578,267)	(752,496)	(578,267)
Less: Total adjustments to net current assets	1(b)	(28,693)	4,692,801	(52,461)
Closing funding surplus / (deficit)		6,263,498	12,248,738	13,269,504

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.

NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 30 SEPTEMBER 2021

OPERATING ACTIVITIES
NOTE 2
CASH AND FINANCIAL ASSETS

Description	Classification	Unrestricted	Restricted	Total Cash	Trust	Institution	Interest Rate	Maturity Date
		\$	\$	\$				
Cash on hand								
Municipal bank account	Cash and cash equivalents	5,020,643	0	5,020,643	0	ANZ	Variable	N/A
Municipal investment account	Cash and cash equivalents	3,963,222	0	3,963,222	0	ANZ	0.05%	N/A
CBA bank acc - Fitzroy deposits	Cash and cash equivalents	87,067	0	87,067	0	ANZ	Variable	N/A
Cash on hand	Cash and cash equivalents	1,750	0	1,750	0	N/A	N/A	N/A
Reserve bank account	Financial assets at amortised cost	296,490	975,799	1,272,289	0	ANZ	0.10%	2/10/2021
Trust bank account	Cash and cash equivalents	0	0	0	295,981	ANZ	Variable	N/A
Total		9,369,172	975,799	10,344,971	295,981			
Comprising								
Cash and cash equivalents		9,072,682	0	9,072,682	295,981			
Financial assets at amortised cost		296,490	975,799	1,272,289	0			
		9,369,172	975,799	10,344,971	295,981			

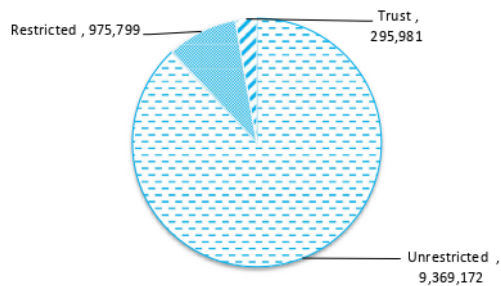
KEY INFORMATION

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 and bank overdrafts. 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.

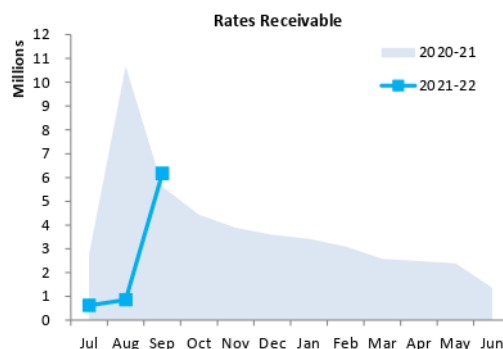


Please refer to the compilation report

**NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 30 SEPTEMBER 2021**

**OPERATING ACTIVITIES
NOTE 3
RECEIVABLES**

Rates receivable	30 Jun 2021	30 Sep 2021
	\$	\$
Gross rates in arrears previous year	2,399,614	1,372,398
Levied this year	9,109,209	7,623,369
Less - collections to date	(10,136,425)	(2,827,814)
Gross rates collectable	1,372,398	6,167,953
Allowance for impairment of rates receivable	(468,550)	(468,550)
Net rates collectable	903,848	5,699,403
% Collected	88.1%	31.4%

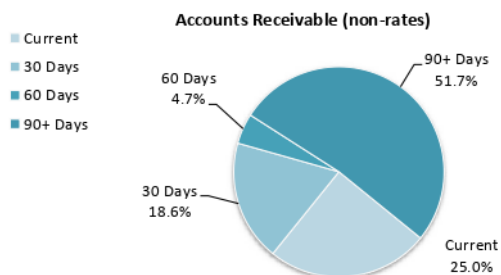


Receivables - general	Credit	Current	30 Days	60 Days	90+ Days	Total
	\$	\$	\$	\$	\$	\$
Receivables - general	(62,480)	265,802	197,769	50,082	550,312	1,001,485
Percentage		25%	18.6%	4.7%	51.7%	
Balance per trial balance						
Sundry receivable						1,001,485
GST receivable						189,161
Increase in Allowance for impairment of receivables from contracts with customers						(367,835)
Other receivables [describe]						407,788
Total receivables general outstanding						1,230,599

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. 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. Collectability of trade and other receivables is reviewed on an ongoing basis. Debts that are known to be uncollectible are written off when identified. An allowance for impairment of receivables is raised when there is objective evidence that they will not be collectible.



Please refer to the compilation report

**NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 30 SEPTEMBER 2021**

**OPERATING ACTIVITIES
NOTE 4
OTHER CURRENT ASSETS**

	Opening Balance 1 July 2021	Asset Increase	Asset Reduction	Closing Balance 30 September 2021
Other current assets	\$	\$	\$	\$
Inventory				
Fuel, oil and materials on hand	32,395	11,831	0	44,226
Total other current assets	32,395	11,831	0	44,226

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.

Please refer to the compilation report

SHIRE OF DERBY-WEST KIMBERLEY | 12

**NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 30 SEPTEMBER 2021**

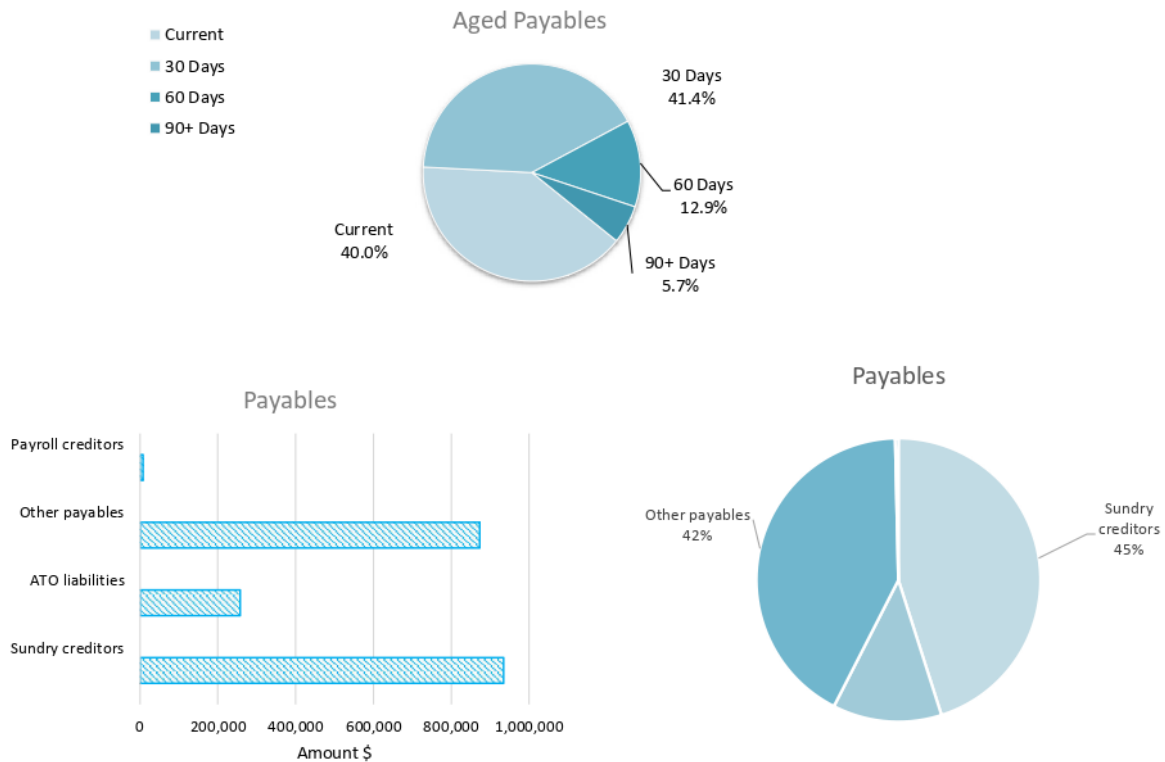
**OPERATING ACTIVITIES
NOTE 5
Payables**

Payables - general	Credit	Current	30 Days	60 Days	90+ Days	Total
	\$	\$	\$	\$	\$	\$
Payables - general	(9,175)	377,470	390,397	122,197	53,893	934,782
Percentage		40%	41.4%	12.9%	5.7%	
Balance per trial balance						
Sundry creditors						934,782
ATO liabilities						257,128
Other payables						873,257
Payroll creditors						7,452
Total payables general outstanding						2,072,619

Amounts shown above include GST (where applicable)

KEY INFORMATION

Trade and other payables represent liabilities for goods and services provided to the Shire 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.



Please refer to the compilation report

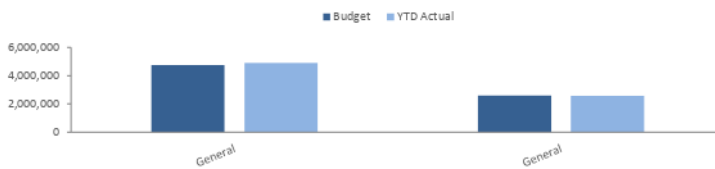
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 30 SEPTEMBER 2021

OPERATING ACTIVITIES
NOTE 6
RATE REVENUE

General rate revenue	Budget							YTD Actual			
	Rate in \$ (cents)	Number of Properties	Rateable Value	Rate Revenue	Interim Rate	Back Rate	Total Revenue	Rate Revenue	Interim Rates	Back Rates	Total Revenue
RATE TYPE				\$	\$	\$	\$	\$	\$	\$	\$
Gross rental value											
General	0.129135	1,674	36,744,228	4,744,966	9,610	0	4,754,576	4,894,251	0	0	4,894,251
Unimproved value											
General	0.072800	141	35,686,982	2,598,048	90	0	2,598,138	2,622,294	0	(40,028)	2,582,266
Sub-Total		1,815	72,431,210	7,343,014	9,700	0	7,352,714	7,516,545	0	(40,028)	7,476,517
Minimum payment	Minimum \$										
Gross rental value											
General	1,320	220	1,156,032	290,400	0	0	290,400	143,775	0	0	143,775
Unimproved value											
General	610	140	332,296	85,400	0	0	85,400	61,209	0	0	61,209
Sub-total		360	1,488,328	375,800	0	0	375,800	204,984	0	0	204,984
Discount							(50,000)				(58,132)
Total general rates							7,678,514				7,623,369

KEY INFORMATION

Prepaid rates are, until the taxable event for the rates has occurred, refundable at the request of the ratepayer. Rates received in advance give rise to a financial liability. On 1 July 2021 the prepaid rates were recognised as a financial asset and a related amount was recognised as a financial liability and no income was recognised. When the taxable event occurs the financial liability is extinguished and income recognised for the prepaid rates that have not been refunded.

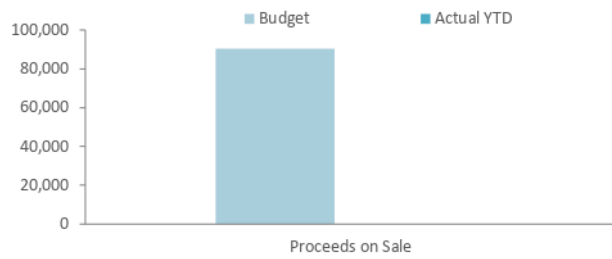


Please refer to the compilation report

**NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 30 SEPTEMBER 2021**

**OPERATING ACTIVITIES
NOTE 7
DISPOSAL OF ASSETS**

Asset Ref.	Asset description	Budget				YTD Actual			
		Net Book Value	Proceeds	Profit	(Loss)	Net Book Value	Proceeds	Profit	(Loss)
		\$	\$	\$	\$	\$	\$	\$	\$
	Plant and equipment Law, order, public safety Plant and equipment	90,400	90,400	0	0	0	0	0	0
		90,400	90,400	0	0	0	0	0	0



Please refer to the compilation report

SHIRE OF DERBY-WEST KIMBERLEY | 15

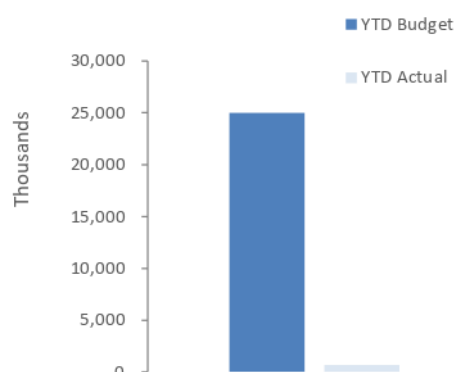
**NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 30 SEPTEMBER 2021**

**INVESTING ACTIVITIES
NOTE 8
CAPITAL ACQUISITIONS**

Capital acquisitions	Adopted		YTD Actual	YTD Actual Variance
	Budget	YTD Budget		
	\$	\$	\$	\$
Buildings	700,532	175,116	52,453	(122,663)
Plant & Equipment	934,754	233,682	18,012	(215,670)
Infrastructure Roads	21,457,928	5,364,462	525,041	(4,839,421)
Infrastructure Footpaths	294,727	73,680	0	(73,680)
Infrastructure Parks & Ovals	10,000	2,499	17,760	15,261
Infrastructure Other	1,579,455	394,854	56,410	(338,444)
Payments for Capital Acquisitions	24,977,396	6,244,293	669,676	(5,574,617)
Total Capital Acquisitions	24,977,396	6,244,293	669,676	(5,574,617)
Capital Acquisitions Funded By:				
	\$	\$	\$	\$
Capital grants and contributions	22,040,788	5,504,615	10,000	(5,494,615)
Other (disposals & C/Fwd)	90,400	0	0	0
Cash backed reserves				
Admin Building Reserve	221,000		0	0
Contribution - operations	2,625,208	739,678	659,676	(80,002)
Capital funding total	24,977,396	6,244,293	669,676	(5,574,617)

SIGNIFICANT ACCOUNTING POLICIES

All assets are initially recognised at cost. Cost is determined as the fair value of the assets given as consideration plus costs incidental to the acquisition. For assets acquired at no cost or for nominal consideration, cost is determined as fair value at the date of acquisition. The cost of non-current assets constructed by the local government includes the cost of all materials used in the construction, direct labour on the project and an appropriate proportion of variable and fixed overhead. Certain asset classes may be revalued on a regular basis such that the carrying values are not materially different from fair value. Assets carried at fair value are to be revalued with sufficient regularity to ensure the carrying amount does not differ materially from that determined using fair value at reporting date.



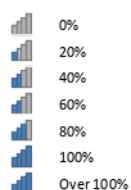
Please refer to the compilation report

**NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 30 SEPTEMBER 2021**

**INVESTING ACTIVITIES
NOTE 8
CAPITAL ACQUISITIONS (CONTINUED)**

Capital expenditure total

Level of completion indicators



Percentage Year to Date Actual to Annual Budget expenditure where the expenditure over budget highlighted in red.

Level of completion indicator, please see table at the end of this note for further detail.

Account Description		Adopted		Year to Date Actual	Variance (Under)/Over
		Current Budget	Year to Date Budget		
Capital Expenditure					
Buildings					
4040110	MEMBERS - Building (Capital)	124,000	30,999	7,581	(23,418)
4080710	WELFARE - Building (Capital)	50,000	12,498	0	(12,498)
4110210	SWIM AREAS - Building (Capital)	10,684	2,670	12,866	10,196
4110310	REC - Other Rec Facilities Building (Capital)	8,984	2,244	0	(2,244)
4110610	HERITAGE - Building (Capital)	94,864	23,715	1,305	(22,410)
4120110	ROADC - Building (Capital)	45,000	11,247	0	(11,247)
4120610	AERO - Building (Capital)	100,000	24,996	0	(24,996)
4120710	WATER - Building (Capital)	90,000	22,500	0	(22,500)
4130210	TOUR - Building (Capital)	125,000	31,248	15,127	(16,121)
4140210	ADMIN - Building (Capital)	52,000	12,999	15,572	2,573
Buildings Total		700,532	175,116	52,453	(122,664)
Plant & Equipment					
4040130	MEMBERS - Plant & Equipment (Capital)	20,000	4,998	5,309	311
4050230	ANIMAL - Plant & Equipment (Capital)	0	0	875	875
4050330	OLOPS - Plant & Equipment (Capital)	134,066	33,516	0	(33,516)
4110530	LIBRARY - Plant & Equipment (Capital)	20,000	4,998	0	(4,998)
4120630	AERO - Plant & Equipment (Capital)	39,996	9,999	0	(9,999)
4140230	ADMIN - Plant and Equipment (Capital)	20,000	4,998	4,927	(71)
4140330	PWO - Plant and Equipment (Capital)	700,692	175,173	6,901	(168,272)
Plant & Equipment Total		934,754	233,682	18,012	(215,670)
Infrastructure Other					
4050390	OLOPS - Infrastructure Other (Capital)	66,557	16,638	0	(16,638)
4100790	COM AMEN - Infrastructure Other (Capital)	339,730	84,930	0	(84,930)
4120190	ROADC - Infrastructure Other (Capital)	543,440	135,858	0	(135,858)
4120690	AERO - Infrastructure Other (Capital) - Aerodromes	374,864	93,714	5,880	(87,834)
4120790	WATER - Infrastructure Other (Capital)	254,864	63,714	50,530	(13,184)
Infrastructure Other Total		1,579,455	394,854	56,410	(338,444)
Infrastructure Parks & Ovals					
4110370	REC - Infrastructure Parks & Gardens (Capital)	10,000	2,499	17,760	15,261
Infrastructure Parks & Ovals Total		10,000	2,499	17,760	15,261
Infrastructure Roads					
4120142	ROADC - Roads Outside BUA - Gravel - Council Funded	1,167,000	291,744	0	(291,744)
4120144	ROADC - Roads Built Up Area - Roads to Recovery	495,000	123,747	0	(123,747)
4120146	ROADC - Roads Outside BUA - Gravel - Roads to Recovery	336,000	83,997	53,767	(30,230)
4120148	ROADC - Roads Built Up Area - Regional Road Group	750,000	187,494	0	(187,494)
4120158	ROADC - Roads Outside BUA - Gravel - Flood Damage	18,480,812	4,620,201	471,275	(4,148,926)
4120163	ROADC - Roads LRCI - Gravel Roads (Capital)	229,116	57,279	0	(57,279)
Infrastructure Roads Total		21,457,928	5,364,462	525,041	(4,839,421)
Infrastructure Footpaths					
4120170	ROADC - Footpaths and Cycleways (Capital)	294,727	73,680	0	(73,680)
Infrastructure Footpaths Total		294,727	73,680	0	(73,680)
Grand Total		24,977,396	6,244,293	669,676	(5,574,617)

Please refer to the compilation report

SHIRE OF DERBY-WEST KIMBERLEY | 17

**NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 30 SEPTEMBER 2021**

**FINANCING ACTIVITIES
NOTE 9
BORROWINGS**

Repayments - borrowings

Information on borrowings Particulars	Loan No.	1 July 2021	New Loans		Principal Repayments		Principal Outstanding		Interest Repayments	
			Actual	Budget	Actual	Budget	Actual	Budget	Actual	Budget
		\$	\$	\$	\$	\$	\$	\$	\$	\$
Housing										
Loan 136- Staff Housing	136	75,276	0	0	0	23,491	75,276	51,785	0	4,489
Loan 146 - Staff Housing ^[1]	146	564,880	0	0	23,768	48,289	541,112	516,591	17,878	35,004
Loan 148 - Staff Housing ^[1]	148	262,622	0	0	0	18,934	262,622	243,688	0	11,581
Transport										
Loan 145 - Wharf Fenders and boat ran	145	193,395	0	0	0	27,044	193,395	166,351	0	12,829
Loan 152- Refinance Derby Airport Infr	152	1,721,515	0	0	0	189,695	1,721,515	1,531,820	0	28,965
Loan 151 - Fitzroy Airport Infrastructure	151	289,395	0	0	0	37,719	289,395	251,676	0	8,457
Economic services										
Loan 149 - Derby visitors centre	149	328,278	0	0	0	23,668	328,278	304,610	0	14,476
Total		3,435,361	0	0	23,768	368,840	3,411,593	3,066,521	17,878	115,801
Current borrowings		368,840					345,071			
Non-current borrowings		<u>3,066,521</u>					<u>3,066,522</u>			
		3,435,361					<u>3,411,593</u>			

All debenture repayments were financed by general purpose revenue.

KEY INFORMATION

All loans and borrowings are initially recognised at the fair value of the consideration received less directly attributable transaction costs. After initial recognition, interest-bearing loans and borrowings are subsequently measured at amortised cost using the effective interest method. Fees paid on the establishment of loan facilities that are yield related are included as part of the carrying amount of the loans and borrowings.

**NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 30 SEPTEMBER 2021**

**OPERATING ACTIVITIES
NOTE 10
CASH RESERVES**

Cash backed reserve

Reserve name	Opening Balance	Budget Interest Earned	Actual Interest Earned	Budget Transfers In (+)	Actual Transfers In (+)	Budget Transfers Out (-)	Actual Transfers Out (-)	Budget Closing Balance	Actual YTD Closing Balance
	\$	\$	\$	\$	\$	\$	\$	\$	\$
Leave Entitlements Reserve	402,441	0	0	0	0	0	0	402,441	402,441
Airport Reserve Fund	28,456	0	0	0	0	0	0	28,456	28,456
Wharf Maintenance Reserve	3,721	0	0	0	0	0	0	3,721	3,721
Admin Building Reserve	314,510	0	0	0	0	(221,000)	0	93,510	314,510
Economic Development Reserve	19,935	0	0	0	0	0	0	19,935	19,935
Fx Recreation Hall Reserve	46,771	0	0	0	0	0	0	46,771	46,771
Staff Housing Reserve	159,965	0	0	0	0	0	0	159,965	159,965
	975,799	0	0	0	0	(221,000)	0	754,799	975,799

Please refer to the compilation report

**NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 30 SEPTEMBER 2021**

**OPERATING ACTIVITIES
NOTE 11
OTHER CURRENT LIABILITIES**

	Opening Balance	Liability transferred from/(to) non current	Liability Increase	Liability Reduction	Closing Balance
	1 July 2021				30 September 2021
	\$		\$	\$	\$
Other current liabilities					
Other liabilities					
- Contract liabilities	1,001,277	0	0	0	1,001,277
Total other liabilities	1,001,277	0	0	0	1,001,277
Provisions					
Provision for annual leave	306,559	0	0	0	306,559
Provision for long service leave	271,708	0	0	0	271,708
Total Provisions	578,267	0	0	0	578,267
Total other current liabilities	1,579,544	0	0	0	1,579,544

Amounts shown above include GST (where applicable)

A breakdown of contract liabilities and associated movements is provided on the following pages at Note 12

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 benefits

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 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. 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.

NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 30 SEPTEMBER 2021

NOTE 12
OPERATING GRANTS AND CONTRIBUTIONS

Provider	Unspent operating grant, subsidies and contributions liability					Operating grants, subsidies and contributions revenue		
	Liability 1 July 2021	Increase in Liability	Decrease in Liability (As revenue)	Liability 30 Sep 2021	Current Liability 30 Sep 2021	Adopted Budget Revenue	YTD Budget	YTD Revenue Actual
	\$	\$	\$	\$	\$	\$	\$	\$
Operating grants and subsidies								
General purpose funding								
GEN PUR - Financial Assistance Grant - General	0	0	0	0	0	2,251,703	562,923	562,926
GEN PUR - Financial Assistance Grant - Roads	0	0	0	0	0	590,342	147,585	127,336
GEN PUR - Financial Assistance Grant - Aboriginal Access	0	0	0	0	0	288,666	72,165	72,167
Law, order, public safety								
ESL SES - Operating Grant	0	0	0	0	0	10,000	2,499	0
ESL BFB - Operating Grant	0	0	0	0	0	8,000	1,998	0
OLOPS - Grants	0	0	0	0	0	70,000	17,499	0
Health								
PEST - Grants	0	0	0	0	0	4,417	1,104	5,467
OTH HEALTH - Grants	0	0	0	0	0	650,000	162,498	169,464
Education and welfare								
WELFARE - Grants	180,400	0	0	180,400	180,400	909,370	227,340	33,285
Community amenities								
COM AMEN - Grants	0	0	0	0	0	10,000	2,499	0
Recreation and culture								
LIBRARY - Grant - Regional Library Services	0	0	0	0	0	4,372	1,092	6,400
LIBRARY - Other Grants	0	0	0	0	0	0	0	4,372
OTH CUL - Grants - Other Culture	0	0	0	0	0	55,000	13,749	0
REC - Grants	0	0	0	0	0	30,000	7,500	0
Transport								
ROADC - Regional Road Group Grants (MRWA)	177,216	0	0	177,216	177,216	0	0	0
ROADC - Roads to Recovery Grant	18,124	0	0	18,124	18,124	0	0	283,375
ROADM - Direct Road Grant (MRWA)	0	0	0	0	0	303,000	75,750	0
ROADC - Other Grants - Roads/Streets	0	0	0	0	0	362,000	90,498	0
	375,740	0	0	375,740	375,740	5,546,870	1,386,699	1,264,792
Operating contributions								
Law, order, public safety								
ANIMAL - Reimbursements	0	0	0	0	0	1,000	249	0
Health								
HEALTH - Reimbursements	0	0	0	0	0	5,000	1,248	0
OTH HEALTH - Reimbursements	0	0	0	0	0	2,080	519	503
Education and welfare								
WELFARE - Other Income	0	0	0	0	0	180,400	45,099	0
Housing								
OTH HOUSE - Rental Reimbursements	0	0	0	0	0	0	0	1,145
Recreation and culture								
HERITAGE - Contributions & Donations	0	0	0	0	0	0	0	1,810
OTH CUL - Contributions & Donations - Other Culture	0	0	0	0	0	95,000	23,748	3,410
REC - Reimbursements - Other Recreation	0	0	0	0	0	130,000	32,499	10,886
LIBRARY - Fees & Charges	0	0	0	0	0	500	123	0
HERITAGE - Contributions & Donations	0	0	0	0	0	500	123	1,810
Other property and services								
PRIVATE - Private Works Income	0	0	0	0	0	10,000	2,499	1,625
	0	0	0	0	0	424,480	106,107	21,189
TOTALS	375,740	0	0	375,740	375,740	5,971,350	1,492,806	1,285,981

Please refer to the compilation report

SHIRE OF DERBY-WEST KIMBERLEY | 21

NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 30 SEPTEMBER 2021

NOTE 13
NON-OPERATING GRANTS AND CONTRIBUTIONS

Provider	Unspent non operating grants, subsidies and contributions liability					Non operating grants, subsidies and contributions revenue		
	Liability	Increase in Liability	Decrease in Liability (As revenue)	Liability	Current Liability	Adopted Budget Revenue	YTD Budget	YTD Revenue Actual
	1 July 2021			30 Sep 2021	30 Sep 2021			
	\$	\$	\$	\$	\$	\$	\$	\$
Non-operating grants and subsidies								
Law, order, public safety								
OLOPS - Grants	66,830	0	0	66,830	66,830	66,830	11,138	0
OLOPS - Grants	26,553	0	0	26,553	26,553	53,066	13,266	0
Education and welfare								
WELFARE - Grants	0	0	0	0	0	50,000	12,498	10,000
Community amenities								
COM AMEN - Grants	0	0	0	0	0	339,863	84,963	0
Recreation and culture								
REC - Grants	0	0	0	0	0	45,000	11,250	0
HERITAGE - Grants	0	0	0	0	0	95,000	23,748	0
Transport								
ROADC - Regional Road Group Grants (MRWA)	117,216	0	0	117,216	117,216	750,000	187,500	0
ROADC - Roads to Recovery Grant	18,124	0	0	18,124	18,124	1,020,000	255,000	0
ROADC - Other Grants - Roads/Streets	230,158	0	0	230,158	230,158	230,158	57,537	0
ROADC - Other Grants - Footpaths	135,000	0	0	135,000	135,000	214,727	53,679	0
ROADC - Other Grants - Aboriginal Roads	54,765	0	0	54,765	54,765	268,332	67,083	0
ROADC - Other Grants - Flood Damage	0	0	0	0	0	18,172,812	4,543,203	0
ROADM - Other Income	0	0	0	0	0	150,000	37,500	0
AERO - Grants - Aerodromes	19,921	0	0	19,921	19,921	375,000	93,750	0
WATER - Grants	105,000	0	0	105,000	105,000	105,000	26,250	0
ROADC - Black Spot Grant	151,800	0	0	151,800	151,800	0	0	0
Economic services								
TOUR - Grants	17,481	0	0	17,481	17,481	105,000	26,250	0
	942,848	0	0	942,848	942,848	22,040,788	5,504,615	10,000

Please refer to the compilation report

**NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 30 SEPTEMBER 2021**

**NOTE 14
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:

Description	Opening Balance	Amount	Amount	Closing Balance
	1 July 2021	Received	Paid	30 Sep 2021
	\$	\$	\$	\$
Public open spaces	295,981	0	0	295,981
	295,981	0	0	295,981

Please refer to the compilation report

SHIRE OF DERBY-WEST KIMBERLEY | 23

**NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 30 SEPTEMBER 2021**

**NOTE 15
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 2021-22 year is \$30,000 or 10.00% whichever is the greater.

Reporting Program	Var. \$	Var. %	Explanation of positive variances		Explanation of negative variances	
			Timing	Permanent	Timing	Permanent
	\$	%				
Opening funding surplus / (deficit)	676,869	12.12%	▲			
Revenue from operating activities						
General purpose funding - rates	5,703,744	297.13%	▲			
Law, order and public safety	(38,545)	(94.09%)	▼			
Education and welfare	(239,054)	(87.75%)	▼			
Community amenities	1,778,918	446.06%	▲			
Recreation and culture	(52,494)	(45.18%)	▼			
Transport	240,445	42.09%	▲			
Expenditure from operating activities						
Governance	264,252	63.29%	▲			
General purpose funding	68,278	62.79%	▲			
Law, order and public safety	113,532	58.98%	▲			
Health	166,824	45.70%	▲			
Education and welfare	30,894	14.40%	▲			
Housing	58,672	39.32%	▲			
Community amenities	625,189	61.26%	▲			
Recreation and culture	793,311	50.67%	▲			
Transport	1,707,111	68.75%	▲			
Economic services	254,598	76.93%	▲			
Other property and services	(1,331,937)	(3828.73%)	▼			
Investing activities						
Proceeds from non-operating grants, subsidies and contributions	(5,494,615)	(99.82%)	▼			
Payments for property, plant and equipment and infrastructure	5,574,617	89.28%	▲			
Financing activities						
Transfer from reserves	(221,000)	(100.00%)	▼			

Please refer to the compilation report



**Management Information Report
Period Ending 30 September 2021**

MANAGEMENT COMMENTS

Issue	Priority	Management Comments
<p>The budget uploaded does not agree to the adopted statutory budget.</p> <p>We have amended this on the face of the statements.</p>	High	<p>Budget review working papers are being reviewed as a priority to identify where uploaded amounts are incorrect and need to be adjusted. Will liaise with Moore and IT Vision as necessary.</p>
<p>Reserve bank account balance is \$1,272,289 whilst the reserve fund has a balance of \$975,799. Legislation requires reserve funds and municipal funds to be held in separate bank accounts other than for the purpose of investing.</p>	High	<p>The access of \$296,490 relates to Public Open Spaces funds that were included with Reserve Funds. An agenda item will be presented to Council to establish a reserve fund.</p>
<p>Administration allocations have not been processed.</p>	High	<p>Administration allocations percentages have now been reviewed. Administration allocations will be processed for the October monthly report.</p>
<p>Although we acknowledge a significant provision for impairment exists, the debtors aged trial balance includes invoices totalling \$549,900.69 outstanding for over 90 days, and debtors with credit balances totalling \$62,480.02.</p>	Medium	<p>The outstanding debt are being reviewed as a priority and have been identified as debts under negotiation, currently in liquidation process, on payment arrangement with the Shire, have been sent to CS Legal for further legal action and initial Collections steps being undertaken. 93% of the credit balance has been identified as belonging to BP Australia. Awaiting BP's instruction on how to refund overpayment.</p>

Derby

(08) 9191 0999 | 30 Loch Street
 sdwk@sdwk.wa.gov.au | PO Box 94, Derby WA 6728

Fitzroy Crossing

(08) 9191 5355 | Flynn Drive
 sdwk@sdwk.wa.gov.au | PO Box 101, Fitzroy Crossing

ABN: 99 934 203 062

www.sdwk.wa.gov.au





All contract liabilities were cleared in the general ledger in July regardless of whether performance obligations had been met. As per recommendation this journal was reversed, which is reflected in the decrease in grant revenue for September 2021.

Medium End of Financial Year Journal was entered as per understanding awaiting further direction from Moore.

As the disposal of the vehicle has not been processed through the asset register no profit or loss has been recognised on this sale. Proceeds from the sale of vehicle has been recognised as other income.

Medium This is a priority item, awaiting further instruction on how to load correctly on the asset register.

The year to date budget allocation used in this financial statement is estimated at 3/12th of the annual budget.

Medium Noted. This will be rectified as soon as practicable.

Public works overheads are under allocated by \$152,128. Plant operating costs are under allocated by \$125,286 and salaries have been over allocated by \$1,862.

Medium The recovery percentage for Public works overheads (PWOH) and Plant operating costs (POC) is being recalculated. Adjustment to be made in October monthly report to resolve under allocation.

Depreciation has not been processed in 2021/22.

Low 2020/2021 Assets totals is yet to be finalised, therefore, Depreciation for July 2021 won't be applied completion of 2020/21 Annual Financial Report.

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 \$13,269,504 due to year end and audit adjustments.

Low Awaiting completion of 2020/21 Annual Financial Report.

Derby

(08) 9191 0999 | 30 Loch Street
 sdwk@sdwk.wa.gov.au | PO Box 94, Derby WA 6728

Fitzroy Crossing

(08) 9191 5355 | Flynn Drive
 sdwk@sdwk.wa.gov.au | PO Box 101, Fitzroy Crossing

ABN: 99 934 203 062

www.sdwk.wa.gov.au



**NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 30 SEPTEMBER 2021**

**NOTE 15
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 2021-22 year is \$30,000 or 10.00% whichever is the greater.

Reporting Program	Var. \$	Var. %	Explanation of positive variances		Explanation of negative variances	
			Timing	Permanent	Timing	Permanent
	\$	%				
Opening funding surplus / (deficit)	676,869	12.12%	▲			
Revenue from operating activities						
General purpose funding - rates	5,703,744	297.13%	▲			
Law, order and public safety	(38,545)	(94.09%)	▼			
Education and welfare	(239,054)	(87.75%)	▼			
Community amenities	1,778,918	446.06%	▲			
Recreation and culture	(52,494)	(45.18%)	▼			
Transport	240,445	42.09%	▲			
Expenditure from operating activities						
Governance	264,252	63.29%	▲			
General Purpose Funding	68,278	62.79%	▲			
Law, order and public safety	113,532	58.98%	▲			
Health	166,824	45.70%	▲			
Education and welfare	30,894	14.40%	▲			
Housing	58,672	39.32%	▲			
Community amenities	625,189	61.26%	▲			
Recreation and culture	79,311	50.67%	▲			
Transport	1,707,111	68.75%	▲			
Economic services	254,598	76.93%	▲			
Other property and services	(1,331,937)	(3828.73%)	▼			Timing - Allocations need review
Investing activities						
Proceeds from non-operating grants, subsidies and contributions	(5,494,615)	(99.82%)	▼			Timing of Anticipated Grants such as Flood Damage and other roads not expended yet.
Payments for property, plant and equipment and infrastructure	5,574,617	89.28%	▲			Timing of Anticipated Grants such as Flood Damage and other roads not expended
Financing activities						
Transfer to reserves	(221,000)	(100.00%)	▼			Timing -Admin Building Reserve transfer to Municipal Fund

12.5 2020/21 BUDGET - FIRST QUARTER REVIEW

File Number: 5120

Author: Alan Lamb, Director of Corporate and Community Services

Responsible Officer: Amanda Dexter, Chief Executive Officer

Authority/Discretion: Executive

SUMMARY

A review of actuals against the 2021/22 has been conducted as at 30/9/2021. A number of amendments are sought.

DISCLOSURE OF ANY INTEREST

Nil

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.

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 despite changing circumstances. A number of amendments are sort and are listed below and detailed in the attachment.

SHIRE OF DERBY WEST KIMBERLEY
 NOTES TO THE BUDGET REVIEW REPORT
 FOR THE PERIOD ENDED 30 SEPTEMBER 2021

5. BUDGET AMENDMENTS

Amendments to original budget since budget adoption. Surplus/(Deficit)

GL Account Code	Description	Description	Council Resolution	Classification	No Change - (Non Cash Items) Adjust.	Increase in Available Cash	Decrease in Available Cash	Amended Budget Running Balance	Comments	
					\$	\$	\$	\$		
		Budget Adoption		Opening Surplus(Deficit)		676,869		676,869		
4120110	Transport	Construction - Streets, Roads, Bridges & Depots		Capital Expenditure			(20,000)	656,869	Increase funds required for Fitzroy Depot refurbishment works.	
2050104	Law, Order & Public Safety	FIRE - Training & Development		Operating Expenditure			(500)	656,369	Funds required for Snr Ranger - Conferences	
2050109	Law, Order & Public Safety	FIRE - Travel & Accommodation		Operating Expenditure			(1,500)	654,869	Funds required for Snr Ranger - Conferences	
2050113	Law, Order & Public Safety	FIRE - Fire Prevention and Planning		Operating Expenditure			(8,000)	646,869	Budget cover required for mitigation costs - Snr Ranger	
2050140	Law, Order & Public Safety	FIRE - Advertising & Promotion		Operating Expenditure			(2,000)	644,869	Budget cover required due to estimated actual expenditure incurred.	
2050204	Law, Order & Public Safety	ANIMAL - Training & Development		Operating Expenditure			(3,500)	641,369	Budget cover required for training Ranger	
2050207	Law, Order & Public Safety	ANIMAL - Protective Clothing		Operating Expenditure			(1,000)	640,369	Increase in budget for Protective Clothing (Gloves, ear muffs etc.)	
2050212	Law, Order & Public Safety	ANIMAL - Animal Destruction		Operating Expenditure			(1,000)	639,369	Additional budget required for extra ammunition etc.	
2050240	Law, Order & Public Safety	ANIMAL - Advertising & Promotion		Operating Expenditure			(1,000)	638,369	Budget cover required for Advertising & Promotion	
2050241	Law, Order & Public Safety	ANIMAL - Subscriptions & Memberships		Operating Expenditure			(500)	637,869	Additional funds required for corporate regulations	
2050286	Law, Order & Public Safety	Animal Control		Operating Expenditure			(2,500)	635,369	Additional equipment required	
4050230	Law, Order & Public Safety	Animal Control		Capital Expenditure			(25,000)	610,369	Pod for new ranger vehicle (new Hilux) required	
2070404	Health	Preventative Services - Inspection/Admin		Operating Expenditure			(1,500)	608,869	Budget required for First Aid certification (Environmental Officer)	
2070416	Health	Preventative Services - Inspection/Admin		Operating Expenditure			(5,500)	603,369	Additional budget cover for Water samples etc (Environmental Officer)	
2070703	Health	Uniforms		Operating Expenditure			(2,500)	600,869	Increased budget for uniforms -replacement staff member	
2070715	Health	Printing and Stationery		Operating Expenditure			(1,200)	599,669	Additional budget cover required due to increase in costs	
2070786	Health	Expensed Minor Asset Purchases		Operating Expenditure			(2,200)	597,469	Additional budget cover required due to increase in costs	
2100252	Community Amenities	Sanitation - Other		Operating Expenditure			(6,000)	591,469	Funds required for consultant to assist in new Tender and Investigation into Fitzroy Crossing waste Site	
3100620	Community Amenities	Town Planning & Regional Development		Operating Income		25,000	0	616,469	Increase in income due to revised anticipated fees for 2021/22	
2110488	Recreation & Culture	TV RADIO Facilities Building Operations		Operating Expenditure			(500)	615,969	Increase in budget cover required \$500	
2120213	Transport	Maintenance - Streets, Roads, Bridges & Depots		Operating Expenditure			(10,000)	605,969	Increase budget required for road works. Camaballin-Myroodah Road	
3110711	Recreation & Culture	Other Culture		Operating Income		160,000		765,969	Building Better Regions grant funding approved. 'Sculptures on the Marsh'	
2110744	Recreation & Culture	Other Culture		Operating Expenditure			(160,000)	605,969	Increase in budget expenditure. 'Sculptures on the Marsh'	
									Actual Rates income less than budget. Mainly due to one pastoral lease being deemed not rateable.	
									Discount on rates higher due to large number of rates being paid on due date.	
3030130	General Purpose Funding	Rates		Operating Income			(55,145)	550,824		
Amended Budget Cash Position as per Council Resolution						0	861,869	(311,045)	550,824	

STRATEGIC IMPLICATIONS

GOAL	OUR PRIORITIES	WE WILL
1. Leadership and Governance	4.3 Sustainability	1.2.2 Provide strong governance

RISK MANAGEMENT CONSIDERATIONS

RISK	LIKELIHOOD	CONSEQUENCE	RISK ANALYSIS	MITIGATION
Financial:	Possible	Moderate	Medium	Regularly reviewing the annual budget ensures that this important plan is updated for changing circumstances

CONSULTATION

This review was conducted in consultation with relevant staff members.

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 2020/21 audit has not been completed and it may result in amendments.

VOTING REQUIREMENT

Simple majority

ATTACHMENTS

1. **2021-2022 Budget Review**  

<p>RESOLUTION 129/21</p> <p>Moved: Cr Peter McCumstie Seconded: Cr Andrew Twaddle</p> <p>That Council:</p> <ol style="list-style-type: none"> 1. Receives the attached review of the 2021/22 Budget, and 2. Authorises the requested amendments <p><u>In Favour:</u> Crs Geoff Haerewa, Paul White, Geoff Davis, Andrew Twaddle, Rowena Mouda, Pat Riley, Keith Bedford, Linda Evans and Peter McCumstie</p> <p><u>Against:</u> Nil</p> <p style="text-align: right;">CARRIED 9/0 BY ABSOLUTE MAJORITY</p>
--

SHIRE OF DERBY WEST KIMBERLEY**DRAFT BUDGET REVIEW REPORT****FOR THE PERIOD ENDED 30 SEPTEMBER 2021**

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

TABLE OF CONTENTS

Statement of Budget Review by Nature or Type	2
Statement of Budget Review by Program	3
Note 1 Basis of Preparation	4
Note 2 Summary Graphs - Budget Review	5
Note 3 Net Current Funding Position	6
Note 4 Predicted Variances	8
Note 5 Budget Amendments	13

SHIRE OF DERBY WEST KIMBERLEY
STATEMENT OF BUDGET REVIEW
(NATURE OR TYPE)
FOR THE PERIOD ENDED 30 SEPTEMBER 2021

Note	Budget v Actual		Predicted			
	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	5,586,629	6,263,498	676,869	0	6,263,498	▲
Revenue from operating activities (excluding rates)						
Operating grants, subsidies and contributions	5,971,350	1,285,981	160,000	0	6,131,350	▲
Fees and charges	4,180,441	2,692,304	25,000	0	4,205,441	▲
Interest earnings	225,000	34,366	0	0	225,000	
Other revenue	156,254	185,171	0	0	156,254	
Profit on asset disposals	0	0	0	0	0	
	10,533,045	4,197,822	185,000	0	10,718,045	
Expenditure from operating activities						
Employee costs	(9,498,560)	(1,929,415)	(20,000)	0	(9,518,560)	▲
Materials and contracts	(8,626,979)	(1,641,799)	(50,400)	0	(8,677,379)	▲
Utility charges	(884,529)	(149,094)	0	0	(884,529)	
Depreciation on non-current assets	(7,131,200)	0	0	0	(7,131,200)	
Interest expenses	(135,801)	(17,082)	0	0	(135,801)	
Insurance expenses	(1,167,763)	(291,974)	0	0	(1,167,763)	
Other expenditure	(490,508)	(102,377)	(160,500)	0	(651,008)	▲
Loss on asset disposals	0	0	0	0	0	
	(27,935,340)	(4,131,741)	(230,900)	0	(28,166,240)	
Non-cash amounts excluded from operating activities	7,131,200	0	0	0	7,131,200	
Amount attributable to operating activities	(4,684,466)	6,329,579	630,969	0	(4,053,497)	
INVESTING ACTIVITIES						
Non-operating grants, subsidies and contributions	22,040,788	10,000	0	0	22,040,788	
Purchase land and buildings	0	0	0	0	0	
Purchase plant and equipment	(1,635,286)	(669,676)	(25,000)	0	(1,660,286)	▲
Purchase and construction of infrastructure-roads	(21,457,928)	0	0	0	(21,457,928)	
Purchase and construction of infrastructure-other	(1,884,182)	0	0	0	(1,884,182)	
Proceeds from disposal of assets	90,400	0	0	0	90,400	
	(2,846,208)	(659,676)	(25,000)	0	(2,871,208)	
FINANCING ACTIVITIES						
Repayment of debentures	(368,840)	(23,768)	0	0	(368,840)	
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)	221,000	0	0	0	221,000	
Amount attributable to financing activities	(147,840)	(23,768)	0	0	(147,840)	
Budget deficiency before general rates	(7,678,514)	5,646,135	605,969	0	(7,072,545)	
Estimated amount to be raised from general rates	7,678,514	7,623,369	(55,145)	0	7,623,369	▼
Closing funding surplus(deficit)	0	13,269,504	550,824	0	550,824	▲

3 (c)

SHIRE OF DERBY WEST KIMBERLEY
STATEMENT OF BUDGET REVIEW
(STATUTORY REPORTING PROGRAM)
FOR THE PERIOD ENDED 30 SEPTEMBER 2021

Note	Budget v Actual		Predicted			Material Variance
	Adopted Annual 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	5,586,629	6,263,498	676,869	0	6,263,498	▲
Revenue from operating activities (excluding rates)						
Governance	3,750	0		0	3,750	
General purpose funding	3,375,611	827,620		0	3,375,611	
Law, order, public safety	163,950	2,423		0	163,950	
Health	706,516	186,307		0	706,516	
Education and welfare	1,089,770	33,385		0	1,089,770	
Housing	108,800	32,818		0	108,800	
Community amenities	2,195,272	2,177,723	25,000	0	2,220,272	▲
Recreation and culture	464,872	63,693	160,000	0	624,872	▲
Transport	2,285,000	811,687		0	2,285,000	
Economic services	57,000	43,728		0	57,000	
Other property and services	82,504	18,438		0	82,504	
	10,533,045	4,197,822	185,000	0	10,718,045	
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)	(46,500)	0	(816,807)	▲
Health	(1,460,607)	(198,246)	(12,900)	0	(1,473,507)	▲
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)	(6,000)	0	(4,088,207)	▲
Recreation and culture	(6,663,225)	(772,182)	(160,500)	0	(6,823,725)	▲
Transport	(9,934,288)	(776,112)	(30,000)	0	(9,964,288)	▲
Economic services	(1,323,943)	(76,332)		0	(1,323,943)	
Other property and services	(139,722)	(1,366,725)		0	(139,722)	
	(27,935,340)	(4,131,741)	(255,900)	0	(28,191,240)	
Non-cash amounts excluded from operating activities	7,131,200	0	0	0	7,131,200	
Amount attributable to operating activities	(4,684,466)	6,329,579	605,969	0	(4,078,497)	
INVESTING ACTIVITIES						
Non-operating grants, subsidies and contributions	22,040,788	10,000		0	22,040,788	
Purchase land and buildings	0	0		0	0	
Purchase plant and equipment	(1,635,286)	(669,676)		0	(1,635,286)	
Purchase and construction of infrastructure - roads	(21,457,928)	0		0	(21,457,928)	
Purchase and construction of infrastructure - other	(1,884,182)	0		0	(1,884,182)	
Proceeds from disposal of assets	90,400	0		0	90,400	
	(2,846,208)	(659,676)	0	0	(2,846,208)	
FINANCING ACTIVITIES						
Repayment of borrowings	(368,840)	(23,768)	0	0	(368,840)	
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)	221,000	0	0	0	221,000	
Amount attributable to financing activities	(147,840)	(23,768)	0	0	(147,840)	
Budget deficiency before general rates	(7,678,514)	5,646,135	605,969	0	(7,072,545)	
Estimated amount to be raised from general rates	7,678,514	7,623,369	(55,145)	0	7,623,369	
Closing Funding Surplus(Deficit)	3 (c) 0	13,269,504	550,824	0	550,824	▲

**SHIRE OF DERBY WEST KIMBERLEY
NOTES TO THE BUDGET REVIEW REPORT
FOR THE PERIOD ENDED 30 SEPTEMBER 2021**

3 COMMENTS/NOTES - NET CURRENT FUNDING POSITION (CONTINUED)

SIGNIFICANT ACCOUNTING POLICIES

CASH AND CASH EQUIVALENTS

Cash and cash equivalents include cash on hand, cash at bank, deposits available on demand with banks, other short term highly liquid investments 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 shown as short term borrowings in current liabilities.

FINANCIAL ASSETS AT AMORTISED COST

The Shire of Derby West Kimberley 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.

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.

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.

The Shire of Derby West Kimberley 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.

INVENTORIES

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.

CONTRACT ASSETS

A contract asset is the right to consideration in exchange for goods or services the entity has transferred to a customer when that right is conditioned on something other than the passage of time.

CURRENT AND NON-CURRENT CLASSIFICATION

An asset or liability is classified as current if it is expected to be settled within the next 12 months, being the Shire of Derby West Kimberley's operational cycle. In the case of liabilities where the Shire of Derby West Kimberley 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 of Derby West Kimberley's intentions to release for sale.

TRADE AND OTHER PAYABLES

Trade and other payables represent liabilities for goods and services provided to the Shire of Derby West Kimberley prior to the end of the financial year that are unpaid and arise when the Shire of Derby West Kimberley 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.

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 of Derby West Kimberley recognises revenue for the prepaid rates that have not been refunded.

EMPLOYEE BENEFITS

Short-Term Employee Benefits

Provision is made for the Shire of Derby West Kimberley'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 of Derby West Kimberley's obligations for short-term employee benefits such as wages, salaries and sick leave are recognised as a part of current of financial trade and other payables in the statement position. Shire of Derby West Kimberley's obligations for employees' annual leave and long service leave entitlements are recognised as provisions in the statement of financial position.

PROVISIONS

Provisions are recognised when the Shire of Derby West Kimberley has a 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.

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

| 1

SHIRE OF DERBY WEST KIMBERLEY
 NOTES TO THE REVIEW OF THE ANNUAL BUDGET
 FOR THE PERIOD ENDED 30 SEPTEMBER 2021

4. PREDICTED VARIANCES

Comments/Reason for Variance	Variance \$	
	Permanent	Timing
4.1 OPERATING REVENUE (EXCLUDING RATES)		
4.1.1 FEES AND CHARGES	25,000	
4.1.2 OPERATING GRANTS, SUBSIDIES AND CONTRIBUTIONS	160,000	
4.1.6 INTEREST EARNINGS	0	
4.1.7 OTHER REVENUE	0	
4.1.8 PROFIT ON ASSET DISPOSAL	0	
Predicted Variances Carried Forward	185,000	0

SHIRE OF DERBY WEST KIMBERLEY
 NOTES TO THE REVIEW OF THE ANNUAL BUDGET
 FOR THE PERIOD ENDED 30 SEPTEMBER 2021

4. PREDICTED VARIANCES

Comments/Reason for Variance	Variance \$	
	Permanent	Timing
Predicted Variances Brought Forward	185,000	0
4.2 OPERATING EXPENSES		
4.2.1 EMPLOYEE COSTS	(20,000)	
4.2.2 MATERIAL AND CONTRACTS	(50,400)	
4.2.3 UTILITY CHARGES	0	
4.2.4 DEPRECIATION (NON CURRENT ASSETS)	0	
4.2.5 INTEREST EXPENSES	0	
4.2.6 INSURANCE EXPENSES	0	
4.2.7 OTHER EXPENDITURE	(160,500)	
4.2.8 LOSS ON ASSET DISPOSAL	0	
Predicted Variances Carried Forward	(45,900)	0

SHIRE OF DERBY WEST KIMBERLEY
 NOTES TO THE REVIEW OF THE ANNUAL BUDGET
 FOR THE PERIOD ENDED 30 SEPTEMBER 2021

4. PREDICTED VARIANCES

Comments/Reason for Variance	Variance \$	
	Permanent	Timing
Predicted Variances Brought Forward	(45,900)	0
4.3 CAPITAL REVENUE		
4.3.1 NON OPERATING GRANTS, SUBSIDIES AND CONTRIBUTIONS	0	
4.3.2 PROCEEDS FROM DISPOSAL OF ASSETS	0	
4.3.3 PROCEEDS FROM NEW DEBENTURES	0	
4.3.4 PROCEEDS FROM SALE OF INVESTMENT	0	
4.3.5 PROCEEDS FROM ADVANCES	0	
4.3.6 SELF-SUPPORTING LOAN PRINCIPAL	0	
4.3.7 TRANSFER FROM RESERVES (RESTRICTED ASSETS)	0	
Predicted Variances Carried Forward	(45,900)	0

SHIRE OF DERBY WEST KIMBERLEY
 NOTES TO THE REVIEW OF THE ANNUAL BUDGET
 FOR THE PERIOD ENDED 30 SEPTEMBER 2021

4. PREDICTED VARIANCES

Comments/Reason for Variance	Variance \$	
	Permanent	Timing
Predicted Variances Brought Forward	(45,900)	0
4.4 CAPITAL EXPENSES		
4.4.1 LAND HELD FOR RESALE	0	
4.4.2 LAND AND BUILDINGS	0	
4.4.3 PLANT AND EQUIPMENT	(25,000)	
4.4.4 FURNITURE AND EQUIPMENT	0	
4.4.5 INFRASTRUCTURE ASSETS - ROADS	0	
4.4.6 INFRASTRUCTURE ASSETS - OTHER	0	
4.4.7 PURCHASES OF INVESTMENT	0	
4.4.8 REPAYMENT OF DEBENTURES	0	
4.4.9 ADVANCES TO COMMUNITY GROUPS	0	
Predicted Variances Carried Forward	(70,900)	0

SHIRE OF DERBY WEST KIMBERLEY
 NOTES TO THE REVIEW OF THE ANNUAL BUDGET
 FOR THE PERIOD ENDED 30 SEPTEMBER 2021

4. PREDICTED VARIANCES

Comments/Reason for Variance	Variance \$	
	Permanent	Timing
Predicted Variances Brought Forward	(70,900)	0
4.5 OTHER ITEMS		
4.5.10 TRANSFER TO RESERVES (RESTRICTED ASSETS)	0	
4.5.11 TRANSFER FROM RESERVES (RESTRICTED ASSETS)	0	
4.5.1 RATE REVENUE	(55,145)	
4.5.2 OPENING FUNDING SURPLUS(DEFICIT)	676,869	
4.5.3 NON-CASH WRITE BACK OF PROFIT (LOSS)	0	
Total Predicted Variances as per Annual Budget Review	550,824	0

**SHIRE OF DERBY WEST KIMBERLEY
NOTES TO AND FORMING PART OF THE BUDGET REVIEW REPORT
FOR THE PERIOD ENDED 30 SEPTEMBER 2021**

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.

2021-22 ACTUAL BALANCES

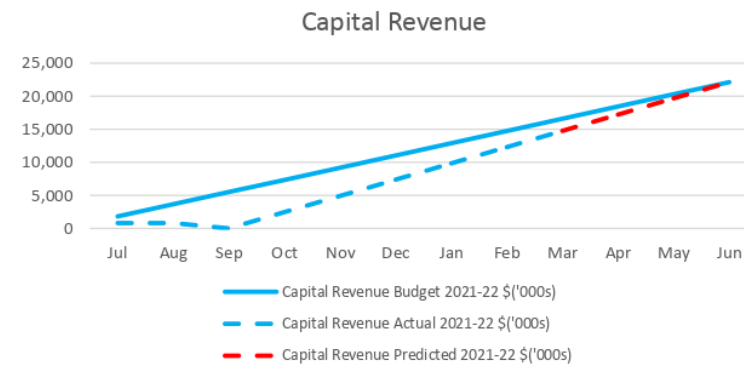
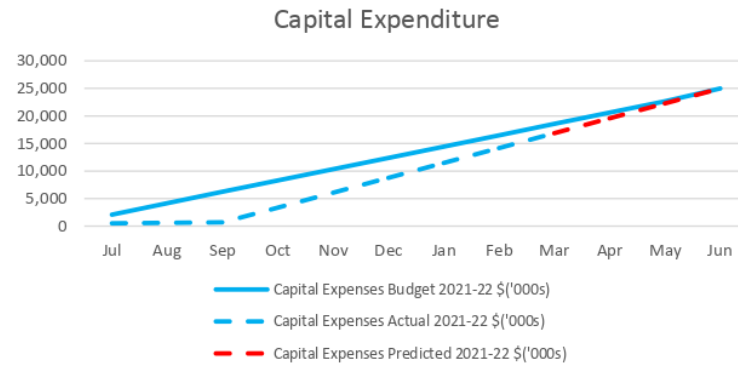
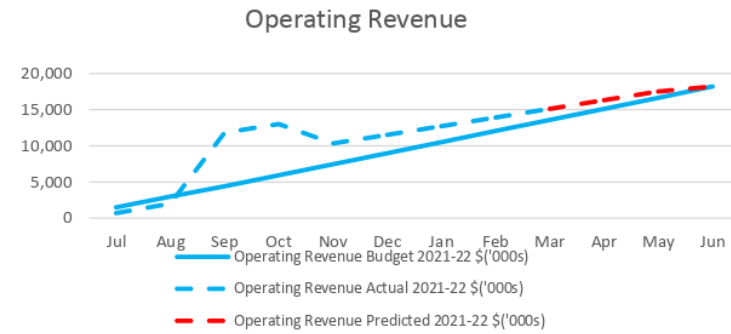
Balances shown in this budget review report as YTD Actual are as forecast at the time of budget review preparation and are subject to final adjustments.

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.

SHIRE OF DERBY WEST KIMBERLEY
 SUMMARY GRAPHS - BUDGET REVIEW
 FOR THE PERIOD ENDED 30 SEPTEMBER 2021

2. SUMMARY GRAPHS - BUDGET REVIEW



This information is to be read in conjunction with the accompanying financial statements and notes.

SHIRE OF DERBY WEST KIMBERLEY
NOTES TO THE BUDGET REVIEW REPORT
FOR THE PERIOD ENDED 30 SEPTEMBER 2021

5. BUDGET AMENDMENTS

Amendments to original budget since budget adoption. Surplus/(Deficit)

GL Account Code	Description	Description	Council Resolution	Classification	No Change - (Non Cash Items) Adjust	Increase in Available Cash	Decrease in Available Cash	Amended Budget Running Balance	Comments
					\$	\$	\$	\$	
		Budget Adoption		Opening Surplus/(Deficit)	\$	676,869	\$	676,869	
4120110	Transport	Construction - Streets, Roads, Bridges & Depots		Capital Expenditure			(20,000)	656,869	Increase funds required for Fitzroy Depot refurbishment works.
2050104	Law, Order & Public Safety	FIRE - Training & Development		Operating Expenditure			(500)	656,369	Funds required for Snr Ranger - Conferences
2050109	Law, Order & Public Safety	FIRE - Travel & Accommodation		Operating Expenditure			(1,500)	654,869	Funds required for Snr Ranger - Conferences
2050113	Law, Order & Public Safety	FIRE - Fire Prevention and Planning		Operating Expenditure			(8,000)	646,869	Budget cover required for mitigation costs - Snr Ranger
2050140	Law, Order & Public Safety	FIRE - Advertising & Promotion		Operating Expenditure			(2,000)	644,869	Budget cover required due to estimated actual expenditure incurred.
2050204	Law, Order & Public Safety	ANIMAL - Training & Development		Operating Expenditure			(3,500)	641,369	Budget cover required for training Ranger
2050207	Law, Order & Public Safety	ANIMAL - Protective Clothing		Operating Expenditure			(1,000)	640,369	Increase in budget for Protective Clothing (Gloves, ear muffs etc.)
2050212	Law, Order & Public Safety	ANIMAL - Animal Destruction		Operating Expenditure			(1,000)	639,369	Additional budget required for extra ammunition etc.
2050240	Law, Order & Public Safety	ANIMAL - Advertising & Promotion		Operating Expenditure			(1,000)	638,369	Budget cover required for Advertising & Promotion
2050241	Law, Order & Public Safety	ANIMAL - Subscriptions & Memberships		Operating Expenditure			(500)	637,869	Additional funds required for corporate regulations
2050286	Law, Order & Public Safety	Animal Control		Operating Expenditure			(2,500)	635,369	Additional equipment required
4050230	Law, Order & Public Safety	Animal Control		Capital Expenditure			(25,000)	610,369	Pod for new ranger vehicle (new Hilux) required
2070404	Health	Preventative Services - Inspection/Admin		Operating Expenditure			(1,500)	608,869	Budget required for First Aid certification (Environmental Officer)
2070416	Health	Preventative Services - Inspection/Admin		Operating Expenditure			(5,500)	603,369	Additional budget cover for Water samples etc (Environmental Officer)
2070703	Health	Uniforms		Operating Expenditure			(2,500)	600,869	Increased budget for uniforms -replacement staff member
2070715	Health	Printing and Stationery		Operating Expenditure			(1,200)	599,669	Additional budget cover required due to increase in costs
2070786	Health	Expensed Minor Asset Purchases		Operating Expenditure			(2,200)	597,469	Additional budget cover required due to increase in costs
2100252	Community Amenities	Sanitation - Other		Operating Expenditure			(8,000)	591,469	Funds required for consultant to assist in new Tender and Investigation into Fitzroy Crossing waste Site
3100620	Community Amenities	Town Planning & Regional Development		Operating Income		25,000	0	616,469	Increase in income due to revised anticipated fees for 2021/22
2110488	Recreation & Culture	TV RADIO Facilities Building Operations		Operating Expenditure			(500)	615,969	Increase in budget cover required \$500
2120213	Transport	Maintenance - Streets, Roads, Bridges & Depots		Operating Expenditure			(10,000)	605,969	Increase budget required for road works. Camabalin-Myoodah Road
3110711	Recreation & Culture	Other Culture		Operating Income		160,000		765,969	Building Better Regions grant funding approved. 'Sculptures on the Marsh'
2110744	Recreation & Culture	Other Culture		Operating Expenditure			(160,000)	605,969	Increase in budget expenditure. 'Sculptures on the Marsh'
3030130	General Purpose Funding	Rates		Operating Income			(55,145)	550,824	Actual Rates income less than budget. Mainly due to one pastoral lease being deemed not rateable. Discount on rates higher due to large number of rates being paid on due date.
		Amended Budget Cash Position as per Council Resolution			0	861,869	(311,045)	550,824	

12.6 ACCOUNTS FOR PAYMENT - SEPTEMBER 2021**File Number: 5110****Author: Lavenia Ratabua, Finance Officer****Responsible Officer: Amanda Dexter, Chief Executive Officer****Authority/Discretion: Information****SUMMARY**

For the Audit Committee to note the list of accounts paid under delegated authority during the month of September 2021.

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
<p>Legal & Compliance:</p> <p>In accordance with section 6.8 of <i>the Local Government Act 1995</i>, a local government is not to incur expenditure from its municipal fund for an additional purpose</p>	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 2021-22 Annual Budget as adopted by Council at its meeting held 31 August 2021 (Minute No. 100/21 refers) 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 2021**

FUND	DETAILS	AMOUNT
MUNICIPAL ACCOUNT		
EFT Payments	EFT 51656 - 51888	\$648,214.99
Municipal Cheques	CHQ	Nil
Direct Debits	Fees & Charges, Credit Card Payments, Payroll, Payroll Liabilities	\$602,791.80
Manual Cheques		Nil
TRUST ACCOUNT		
EFT Payments		Nil
Trust Cheques		Nil
TOTAL		\$1,251,006.79




Creditors Outstanding as at 30/09/2021

\$934,781.80

VOTING REQUIREMENT

Simple majority

ATTACHMENTS

1. **List of Paid Accounts - September 2021**  
2. **Credit Card Reconciliation - September 2021**  

RESOLUTION 130/21

Moved: Cr Peter McCumstie

Seconded: Cr Paul White

That Council notes the list of accounts for September 2021 paid under Delegated Authority in accordance with regulation 13(1) of the Local Government (Financial Management) Regulations 1996 attached to this report, totalling \$1,251,006.79.

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

REPORT TO COUNCIL – SEPTEMBER 2021**EFT PAYMENT – MUNI ACCOUNT**

CHEQUE NO	DATE	INVOICE DESCRIPTION	AMOUNT
EFT51777	17/09/2021	A & B TYRES	\$1,430.00
INV 39436	5/08/2021	HIFLY 205/R16 TYRES FOR HILUX 1EAD762	\$330.00
INV 39484	9/08/2021	BRIDGESTONE A/T 205/R16 TYRES, FIT AND BALANCE	\$1,100.00
EFT51841	23/09/2021	A & B TYRES	\$825.00
INV 39672	25/08/2021	BFGOODRICH KO2 AT 235/85R16	\$790.00
INV 39684	25/08/2021	HILUX 1GJT706 TYRE REPAIR (X1)	\$35.00
EFT51657	8/09/2021	ALFORD CONTRACTING	\$121.00
INV 6857	23/08/2021	SECURE SHELVING UNITS IN DEV SERVICES SHED	\$121.00
EFT51780	17/09/2021	ALLWEST BUILDING APPROVALS	\$121.00
INV 8271	20/08/2021	1 X CDC	\$121.00
EFT51843	23/09/2021	ALTHAM PLUMBING CONTRACTORS	\$4,367.04
INV 12351	25/08/2021	SPRINKLERS	\$2,492.05
INV 12375	13/09/2021	EXCAVATE PLOT 709P FOR 0900 08/09/2021	\$264.00
INV 12376	13/09/2021	BOBRICK #B27460 TOILET TISSUE HOLDERS	\$1,125.10
INV 12432	16/09/2021	19A WOOLLYBUTT CNR, DERBY - REPAIR KITCHEN SINK	\$485.89
EFT51658	8/09/2021	ANDREW COUGHLAN	\$48.00
INV KAPP 2021	26/08/2021	KAPP 2021 - SALE OF PHOTOGRAPH	\$48.00
EFT51775	15/09/2021	ANDREW JAMES TWADDLE	\$1,512.50
INV ALLOW3107	31/07/2021	JULY 2021 COUNCILLOR SITTING FEES ADJUSTMENT	\$68.75
INV ALLOW3108	31/08/2021	AUGUST 2021 COUNCILLOR SITTING FEES	\$1,443.75
EFT51733	8/09/2021	ANGELA EASTLEY	\$289.83
INV REIMB1808	18/08/2021	UTILITY SUBSIDY: POWER FOR 03/06/21 - 03/08/2021	\$289.83
EFT51725	8/09/2021	ANNETTE LORMADA	\$1,600.00
INV KAPP 2021	26/08/2021	KAPP 2021 - SALE OF ARTWORK	\$1,600.00
EFT51660	8/09/2021	ANTHEA NARGOODAH	\$880.00
INV KAPP 2021	26/08/2021	KAPP 2021 - SALE OF ARTWORK	\$880.00
EFT51659	8/09/2021	ARCHER BUILDERS PTY LTD	\$1,207.47
INV 6358	2/09/2021	13B HOLMAN STREET, REPLACE BROKEN GLASS	\$1,207.47
EFT51842	23/09/2021	ARCHER BUILDERS PTY LTD	\$429.00
INV 6368	12/09/2021	EMERGENCY BOARD UP OF BUILDING AFTER BREAK IN.	\$429.00

EFT51779	17/09/2021	ASK WASTE MANAGEMENT PTY LTD	\$7,392.00
INV CE004	1/09/2021	COOEE WASTE REPORTING SYSTEM ANNUAL SUBSCRIPTION	\$7,392.00
EFT51778	17/09/2021	AUSTRALIA POST	\$467.31
INV 1010792256	3/08/2021	POSTAGE FOR MONTH OF JULY 2021	\$311.00
INV 1010862147	3/09/2021	POSTAGE FOR MONTH OF AUGUST 2021	\$156.31
EFT51766	15/09/2021	AUSTRALIAN SERVICES UNION	\$336.70
INV DEDUCTION	31/08/2021	PAYROLL DEDUCTION	\$336.70
EFT51844	23/09/2021	AUSTRALIAN SERVICES UNION	\$336.70
INV DEDUCTION	14/09/2021	PAYROLL DEDUCTION	\$336.70
EFT51661	8/09/2021	AVDATA AUSTRALIA	\$254.50
INV 8321	4/08/2021	EXTERNAL AVDATA AERIAL	\$254.50
EFT51662	8/09/2021	BOAB FESTIVAL DERBY INC	\$500.00
INV REIMB1808	18/08/2021	BOND REFUND FOR HIRE OF OVAL HIRE - 02/07/2021	\$500.00
EFT51669	8/09/2021	BOC LIMITED	\$229.82
INV 5005454905	31/07/2021	DERBY DEPOT - MONTHLY GAS CYLINDER CHARGES	\$229.82
EFT51785	17/09/2021	BOC LIMITED	\$229.82
INV 5005487261	31/08/2021	DERBY DEPOT - MONTHLY GAS CYLINDER CHARGES	\$229.82
EFT51849	23/09/2021	BONITA SINCLAIR	\$1,625.59
INV REIMB1309	13/09/2021	UTILITY SUBSIDY: POWER FOR 3/12/2020 - 20/08/2021 AND WATER FOR 7/12/2020 - 9/08/2021	\$1,625.59
EFT51781	17/09/2021	BOOKEASY PTY LTD	\$457.74
INV 19864	6/08/2021	BOOKINGS MONTHLY FEE - JULY 2021	\$457.74
EFT51847	23/09/2021	BOOKEASY PTY LTD	\$438.90
INV 00019989	7/09/2021	BOOKINGS MONTHLY FEE - AUGUST 2021	\$438.90
EFT51665	8/09/2021	BRENT MOUDA	\$160.00
INV KAPP 2021	26/08/2021	KAPP 2021 - SALE OF ARTWORK	\$160.00
EFT51787	17/09/2021	BRONWYN COOKE	\$52.00
INV CSALE3108	31/08/2021	FITZROY CROSSING ARTIST COMMISSION SALES - AUGUST 2021	\$52.00
EFT51667	8/09/2021	BROOME VETERINARY HOSPITAL	\$120.10
INV 194021	5/08/2021	1L ANTI BACTERIAL WASH	\$120.10
EFT51664	8/09/2021	BUILDING AND ENERGY	\$1,695.50
INV PERMIT3108	31/08/2021	BUILDING SERVICES LEVY AUGUST 2021	\$1,695.50
EFT51846	23/09/2021	BUNGLE BUNGLE GUIDED TOURS	\$175.00
INV CSALE3105	31/05/2021	TOUR CONSIGNMENT SALES MAY 2021	\$131.25
INV CSALE3006	30/06/2021	TOUR CONSIGNMENT SALES JUNE 2021	\$43.75
EFT51848	23/09/2021	BUNGOOLEE TOURS	\$960.00

INV CSALE3105	31/05/2021	TOUR CONSIGNMENT SALES MAY 2021	\$640.00
INV CSALE3006	30/06/2021	TOUR CONSIGNMENT SALES JUNE 2021	\$320.00
EFT51666	8/09/2021	BUNUBA DAWANGARRI ABORIGINAL CORPORATION	\$48.00
INV CSALE3107	31/07/2021	FITZROY CROSSING COMMISSION SALES - JULY 2021	\$48.00
EFT51784	17/09/2021	BUNUBA DAWANGARRI ABORIGINAL CORPORATION	\$48.00
INV CSALE3108	31/08/2021	FITZROY CROSSING ARTIST COMMISSION SALES - AUGUST 2021	\$48.00
EFT51855	23/09/2021	CENTURION TRANSPORT CO PTY LTD	\$2,205.85
INV SIO387871	29/08/2021	TRANSPORT KW-6 JCB BACKHOE DERBY TO WELSHPOOL	\$2,205.85
EFT51788	17/09/2021	CHERRY SMILER	\$80.00
INV CSALE3108	31/08/2021	FITZROY CROSSING ARTIST COMMISSION SALES - AUGUST 2021	\$80.00
EFT51854	23/09/2021	CHLOE SEARLES	\$245.37
INV REIMB20/09	20/09/2021	REIMBURSEMENTS	\$245.37
EFT51767	15/09/2021	CHRIS KLOSS	\$1,512.50
INV ALLOW3107	31/07/2021	JULY 2021 COUNCILLOR SITTING FEES ADJUSTMENT	\$68.75
INV ALLOW3108	31/08/2021	AUGUST 2021 COUNCILLOR SITTING FEES	\$1,443.75
EFT51736	8/09/2021	CHRISTABELLE OOBAGOOMA	\$240.00
INV KAPP 2021	26/08/2021	KAPP 2021 - SALE OF ARTWORK	\$240.00
EFT51668	8/09/2021	CIARAN FROST	\$6,000.00
INV KAPP 2021	26/08/2021	KAPP 2021- SALE OF ARTWORK	\$6,000.00
EFT51851	23/09/2021	CIVIC LEGAL	\$8,198.04
INV 508695	7/09/2021	LANDGATE - MANAGEMENT ORDER	\$7,923.04
INV 508776	10/09/2021	2020-21 AUDIT REQUIREMENTS	\$275.00
EFT51679	8/09/2021	CLARENDON UNIT TRUST (DERBY LODGE & BACKPACKERS)	\$210.00
INV 853	12/08/2021	1 NIGHT ACCOMMODATION FINANCE CONSULTANT	\$210.00
EFT51791	17/09/2021	CLARENDON UNIT TRUST (DERBY LODGE & BACKPACKERS)	\$940.00
INV 747	17/07/2021	ACCOMMODATION FOR FINANCE CONSULTANT	\$760.00
INV 749	24/08/2021	CATERING FOR 10K STEPS CHALLENGE COMPLETION	\$180.00
EFT51671	8/09/2021	CMT BUILDING (WA)	\$755.24
INV 0506	7/08/2021	REPLACED THE LOCKS ON FEMALE PUBLIC TOILET	\$755.24
EFT51805	17/09/2021	CONNECT CALL CENTRE SERVICES	\$1,308.45
INV 107551	15/08/2021	AFTER HOURS CALL CENTRE SERVICES FOR JULY 2021.	\$1,308.45
EFT51868	23/09/2021	CONNECT CALL CENTRE SERVICES	\$1,038.18
INV 00107939	15/09/2021	AFTER HOURS CALL CENTRE SERVICES	\$1,038.18
EFT51782	17/09/2021	CORAL MITCHELL	\$48.00
INV CSALES3108	31/08/2021	FITZROY CROSSING ARTIST COMMISSION SALES - AUGUST 2021	\$48.00

EFT51753	8/09/2021	CRAIG SNELL	\$272.00
INV CSALE3107	31/07/2021	FITZROY CROSSING COMMISSION SALES - JULY 2021	\$272.00
EFT51834	17/09/2021	CRAIG SNELL	\$532.00
INV CSALE3108	31/08/2021	FITZROY CROSSING ARTIST COMMISSION SALES - AUGUST 2021	\$532.00
EFT51862	23/09/2021	CRPM SERVICES HIGH PRESSURE CLEANING T-AS GRAFFITI GONE WA	\$2,259.40
INV 466	24/08/2021	TRIAL OF ENVIRONMENTAL GRAFFITI REMOVAL PRODUCTS	\$2,259.40
EFT51673	8/09/2021	DANIELLE BERG	\$250.00
INV FXREC	31/08/2021	GYM KEY REFUND - FX REC CENTRE	\$250.00
EFT51796	17/09/2021	DEPARTMENT OF FIRE AND EMERGENCY SERVICES.	\$72,235.34
INV 152524	23/08/2021	2019/20 ESL Q1 CONTRIBUTION	\$72,235.34
EFT51861	23/09/2021	DEPARTMENT OF WATER AND ENVIRONMENTAL REGULATION	\$6,496.00
INV L8602/21-22	10/09/2021	DERBY WASTE MANAGEMENT FACILITY - LICENSE FEE	\$6,496.00
EFT51768	15/09/2021	DEPUTY CHILD SUPPORT REGISTRAR	\$272.49
INV DEDUCTION	31/08/2021	PAYROLL DEDUCTION	\$272.49
EFT51676	8/09/2021	DERBY 4X4 & MARINE	\$579.00
INV 27110-48086	6/08/2021	SEAT COVERS, BRAKE PADS FOR 9KW COMMODORE	\$579.00
EFT51789	17/09/2021	DERBY 4X4 & MARINE	\$11,834.56
INV 27286-48620	19/08/2021	RAMP RAMS FOR JOE CROSSLEY TAG TRAILER	\$1,528.16
INV 47989	19/08/2021	APPLE CARPLAY ALPINE REAR-VIEW DRIVE ASSIST CAMERA	\$6,811.42
INV 27341-47875	24/08/2021	GME XRS-370C4P CONNECT 4WD PACK	\$3,494.98
EFT51857	23/09/2021	DERBY 4X4 & MARINE	\$833.45
INV 27406-48724	30/08/2021	GME TX4500 CB RADIO, MVH-S425BT PIONEER STEREO	\$833.45
EFT51674	8/09/2021	DERBY BUILDING SUPPLIES	\$2,818.57
INV 491610	5/08/2021	ASSORTED WORKSHOP SUPPLIES	\$2,058.52
INV 491753	6/08/2021	1 X HIGH PRESSURE CLEANER FOR JUMPING CASTLE	\$249.00
INV 491739	6/08/2021	2 X WHEELBARROWS	\$320.41
INV 492106	10/08/2021	SPRAY PAINT AND EQUIPMENT TIE DOWN STRAPS	\$190.64
EFT51856	23/09/2021	DERBY BUILDING SUPPLIES	\$1,526.15
INV 493750	27/08/2021	11 METRES OF CHAIN, PADLOCK	\$129.93
INV 493915	30/08/2021	1.8M INDUSTRIAL STEP LADDER, ALLOY	\$196.22
INV 493932	30/08/2021	20KG BAGS PRE-MIX ASPHALT	\$1,200.00
EFT51675	8/09/2021	DERBY BUS SERVICE PTY LTD	\$110.00
INV 18864	19/08/2021	BUS TRANSFERS FOR THE FIRST DERBY-BROOME FLIGHT	\$110.00
EFT51677	8/09/2021	DERBY FUELS	\$1,556.00
INV 832554	8/08/2021	REFRESHMENTS FOR FRIDAY/SATURDAY NIGHT PROGRAMS	\$1,520.00

INV 184890	10/08/2021	5 LITRE WINDSCREEN WASHER CONCENTRATE	\$36.00
EFT51790	17/09/2021	DERBY FUELS	\$4,140.00
INV 185623	17/08/2021	CATERING FOR FRIDAY & SATURDAY YOUTH PROGRAM	\$1,360.00
INV 836938	20/08/2021	CATERING FOR AVIAIR LAUNCH 16.8.2021	\$1,420.00
INV 837477	22/08/2021	CATERING FOR FRIDAY & SATURDAY YOUTH PROGRAM	\$1,360.00
EFT51858	23/09/2021	DERBY FUELS	\$1,360.00
INV 839772	30/08/2021	CATERING FOR LATE NIGHT PROGRAMS	\$1,360.00
EFT51683	8/09/2021	DERBY HARDWARE MITRE10	\$2,430.72
INV 10542620	9/08/2021	20KG BAGS PRE-MIX ASPHALT	\$2,430.72
EFT51860	23/09/2021	DERBY HARDWARE MITRE10	\$8.99
INV 10543699	30/08/2021	BARRIER TAPE , ' CAUTION ' BLACK ON YELLOW	\$8.99
EFT51845	23/09/2021	DERBY LICENCED POST OFFICE	\$23.60
INV 3400	31/07/2021	LAMINATOR SHEETS	\$23.60
EFT51681	8/09/2021	DERBY PLUMBING AND GAS TAS KIMBERLEY WASTE	\$5,097.40
INV 17943	10/07/2021	PLUMBING WORK FOR FX REC CENTRE ABLUTION BLOCK	\$1,932.70
INV 17945	14/07/2021	REPAIRED THE LEAKING KITCHEN TAP	\$379.50
INV 17890	22/07/2021	UNBLOCKING OF SEWER MAIN	\$363.00
INV 17888	19/08/2021	URGENT PLUMBING WORK AT DERBY OVAL PUBLIC TOILETS	\$363.00
INV 17887	19/08/2021	ASSESS AND REPAIR THE LEAK TO THE ROOF	\$165.00
INV 17891	19/08/2021	REPAIRS TO LEAK IN FIRST AID ROOM AND PLANT ROOM	\$1,113.20
INV 17889	19/08/2021	REPAIRS TO POTABLE WATER SUPPLY	\$379.50
INV 17946	24/08/2021	UNBLOCKING OF SEWER MAIN	\$401.50
EFT51859	23/09/2021	DERBY PLUMBING AND GAS TAS KIMBERLEY WASTE	\$1,024.10
INV 17944	14/07/2021	REPAIR OF WATER LEAK IN MALE URINALS	\$1,024.10
EFT51682	8/09/2021	DERBY PROGRESSIVE SUPPLIES	\$141.92
INV 25641	4/08/2021	OPTIMUM HAND TOWELS FOR DISPENSERS	\$141.92
EFT51793	17/09/2021	DERBY PROGRESSIVE SUPPLIES	\$189.95
INV 26599	19/08/2021	CARTON OF RAID ODOURLESS FLY SPRAY	\$189.95
EFT51670	8/09/2021	DERBY WESTERN & WORKWEAR	\$480.00
INV D-2381	30/07/2021	STAFF UNIFORM	\$189.60
INV D-2440	13/08/2021	STAFF UNIFORM	\$290.40
EFT51786	17/09/2021	DERBY WESTERN & WORKWEAR	\$1,626.80
INV D-2375	30/07/2021	STAFF UNIFORM	\$500.00
INV D-2418	6/08/2021	STAFF UNIFORM	\$300.20
INV D-2408	6/08/2021	STAFF UNIFORM	\$492.60
INV D-2455	20/08/2021	STAFF UNIFORM	\$334.00

EFT51852	23/09/2021	DERBY WESTERN & WORKWEAR	\$1,489.00
INV D-2470	24/08/2021	STAFF UNIFORM	\$692.00
INV D-2471	27/08/2021	STAFF UNIFORM	\$622.00
INV D-2479	27/08/2021	STAFF UNIFORM	\$175.00
EFT51680	8/09/2021	DIANE CHUNGALL (WALIBIRI)	\$44.00
INV CSALE3107	31/07/2021	FITZROY CROSSING COMMISSION SALES - JULY 2021	\$44.00
EFT51792	17/09/2021	DIANE CHUNGALL (WALIBIRI)	\$124.00
INV CSALE3108	31/08/2021	FITZROY CROSSING ARTIST COMMISSION SALES - AUGUST 2021	\$124.00
EFT51678	8/09/2021	DOROTHY FORREST	\$1,680.00
INV KAPP 2021	26/08/2021	KAPP 2021- SALE OF ARTWORK	\$1,680.00
EFT51684	8/09/2021	DWA INDUSTRIAL RESOURCES PTY LTD	\$5,159.00
INV 2020597	18/05/2021	REPAIR & SERVICE ROLLER DOORS AT DEPOT WORKSHOP	\$5,159.00
EFT51686	8/09/2021	EDITH GREEN	\$880.00
INV KAPP 2021	26/08/2021	KAPP 2021- SALE OF ARTWORK	\$880.00
EFT51794	17/09/2021	EDNA CHEREL	\$48.00
INV CSALE3108	31/08/2021	FITZROY CROSSING ARTIST COMMISSION SALES - AUGUST 2021	\$48.00
EFT51689	8/09/2021	ELDERS LIMITED (DERBY BRANCH)	\$270.47
INV IY75350	16/08/2021	1 X 2.2L CYDECTIN SPRAY ON PACK FOR THE AEHU	\$270.47
EFT51795	17/09/2021	ELDERS LIMITED (DERBY BRANCH)	\$16.89
INV IY75467	23/08/2021	TEE EQUAL GALV MALLEABLE 50MM	\$16.89
EFT51685	8/09/2021	ELISABETH BEURTEAUX	\$192.00
INV KAPP 2021	26/08/2021	KAPP 2021 - SALE OF ARTWORK	\$160.00
INV KAPP 2021	27/08/2021	KAPP 2021 - SALE OF ARTWORK	\$32.00
EFT51687	8/09/2021	ELIZABETH JINGLE	\$40.00
INV CSALE3107	31/07/2021	FITZROY CROSSING COMMISSION SALES - JULY 2021	\$40.00
EFT51688	8/09/2021	EMMA JANE HARRIS	\$100.00
INV KAPP 2021	27/08/2021	KAPP 2021 - WINNER OF SNAP N SEND	\$100.00
EFT51690	8/09/2021	EVIE MOLSON	\$287.52
INV REIMB2508	25/08/2021	UTILITY SUBSIDY: POWER FOR 04/06/21 - 02/08/21	\$287.52
EFT51692	8/09/2021	FIONA MURCHIE	\$1,440.00
INV KAPP2021	31/08/2021	KAPP2021 - SALE OF PHOTOGRAPH	\$1,440.00
EFT51863	23/09/2021	FITZROY HARDWARE PTY LTD	\$311.40
INV 154520	26/08/2021	CHLORINE TABLET FOR USE AT AIRPORT WATER TANK	\$311.40
EFT51798	17/09/2021	FITZROY VALLEY DISTRICT HIGH SCHOOL	\$80.00
INV CSALE3108	31/08/2021	FITZROY CROSSING ARTIST COMMISSION SALES - AUGUST 2021	\$80.00
EFT51694	8/09/2021	FITZROY VALLEY RODEO CLUB	\$35.96

INV CSALE3107	31/07/2021	FITZROY CROSSING COMMISSION SALES - JULY 2021	\$35.96
EFT51799	17/09/2021	FITZROY VALLEY RODEO CLUB	\$71.92
INV CSALE3108	31/08/2021	FITZROY CROSSING ARTIST COMMISSION SALES - AUGUST 2021	\$71.92
EFT51864	23/09/2021	FOLAU PENAIA	\$4,000.00
INV FOL2309	23/09/2021	MOWANJUM DANCERS PERFORMANCE - AIRMAIL CENTENARY	\$4,000.00
EFT51691	8/09/2021	FRANCINE BUCKLE	\$160.00
INV KAPP 2021	27/08/2021	KAPP 2021 - SALE OF PHOTOGRAPH	\$160.00
EFT51663	8/09/2021	G BISHOPS TRANSPORT SERVICES PTY LTD	\$126.86
INV B142597	13/08/2021	FREIGHT FOR PO 73379	\$126.86
EFT51696	8/09/2021	GABRIELLE GUGERI	\$720.00
INV KAPP 2021	27/08/2021	KAPP 2021 - SALE OF ARTWORK BOAB FLOWERS 20	\$720.00
EFT51769	15/09/2021	GEOFFREY ANDREW DAVIS	\$1,512.50
INV ALLOW3107	31/07/2021	JULY 2021 COUNCILLOR SITTING FEES ADJUSTMENT	\$68.75
INV ALLOW3108	31/08/2021	AUGUST 2021 COUNCILLOR SITTING FEES	\$1,443.75
EFT51770	15/09/2021	GEOFFREY CHARLES HAEREWA	\$7,255.34
INV ALLOW3107	31/07/2021	JULY 2021 PRESIDENT SITTING FEES ADJUSTMENT	\$92.17
INV ALLOW3108	31/08/2021	AUGUST 2021 PRESIDENT SITTING FEES, AUGUST 2021 PRESIDENT ALLOWANCE	\$7,163.17
EFT51866	23/09/2021	GIRLOORLOO TOURS (MIMBI ABORIGINAL CORPORATION)	\$81,730.26
INV CSALE3105	31/05/2021	TOUR CONSIGNMENT SALES MAY 2021	\$25,115.13
INV CSALE3006	30/06/2021	TOUR CONSIGNMENT SALES JUNE 2021	\$34,797.88
INV CSALE3107	31/07/2021	TOUR CONSIGNMENT SALES JULY 2021	\$21,817.25
EFT51697	8/09/2021	GJ JOHNSON ELECTRICAL FITZROY CROSSING	\$1,057.10
INV 898	30/06/2021	ELECTRICAL WORKS IN SHORT STAY UNITS FITZROY	\$1,057.10
EFT51800	17/09/2021	GJ JOHNSON ELECTRICAL FITZROY CROSSING	\$822.80
INV 966	17/08/2021	REPAIR LIGHT TOWER AT FITZROY CROSSING OVAL	\$822.80
EFT51865	23/09/2021	GJ JOHNSON ELECTRICAL FITZROY CROSSING	\$242.00
INV 969	25/08/2021	CONNECT ELECTRICAL CABLE TO LOWER SUBMERSIBLE PUMP	\$242.00
EFT51850	23/09/2021	GLASS CO KIMBERLEY	\$2,607.00
INV 93312	18/08/2021	REPLACE BROKEN WINDOW COLEMAN CENTRE	\$311.30
INV 93338	20/08/2021	REPLACE BROKEN WINDOW LIBRARY, ADMIN & REC CENTRE	\$2,295.70
EFT51695	8/09/2021	GREENFIELD TECHNICAL SERVICES	\$10,697.50
INV 2010	12/08/2021	TECHNICAL ASSESSMENT OF DAMAGE TO ROAD NETWORK FROM AGRN 951	\$6,160.00
INV 2009	12/08/2021	TECHNICAL ASSESSMENT OF DAMAGE TO ROAD NETWORK FROM AGRN 951	\$3,630.00
INV 2015	12/08/2021	AGRN 907 ROAD NETWORK FLOOD DAMAGE CONSULTATION	\$907.50
EFT51801	17/09/2021	HABITAMUN GETAHUN	\$250.00
INV FXREC	31/08/2021	GYM KEY RETURN FX	\$250.00
EFT51700	8/09/2021	HEATHER MCLAUGHLIN	\$2,720.00

INV KAPP 2021	27/08/2021	KAPP 2021 - SALE OF ARTWORK	\$2,720.00
EFT51699	8/09/2021	HEATHER MURCHIE	\$100.00
CNO KAPP 2021	30/08/2021	KAPP 2021 - SALE OF ARTWORK	-\$100.00
INV KAPP 2021	27/08/2021	KAPP 2021 - SALE OF ARTWORK	\$200.00
EFT51802	17/09/2021	HEMA MAPS PTY LTD	\$84.18
INV 90562	13/08/2021	HEMA MAPS FOR THE VISITOR CENTRE	\$84.18
EFT51701	8/09/2021	HORIZON POWER - ACCOUNT PAYMENTS	\$455.57
INV 107820	26/08/2021	UNIT A/84 DURACK ST CABBALLIN FOR 26/06/21 - 25/08/21	\$455.57
EFT51803	17/09/2021	HORIZON POWER - ACCOUNT PAYMENTS	\$12,481.47
INV 523100	1/09/2021	CCTV AT BOABAB ST FOR 01/08/21 - 31/08/21.	\$71.04
INV 517343	3/09/2021	WHARF ROAD DERBY 04/08/2021 - 02/09/2021	\$64.48
INV 424950	3/09/2021	WHARF ROAD DERBY 04/08/2021 - 02/09/2021	\$297.57
INV 166519	6/09/2021	ASHLEY ST REC CENTRE - 05/08/2021 - 03/09/2021	\$2,919.17
INV 172452	6/09/2021	FORREST RD, FITZROY - 05/08/2021 - 03/09/2021	\$2,488.90
INV 312249	6/09/2021	DERBY HIGHWAY - 05/08/2021 - 03/09/2021	\$2,931.36
INV 321183	6/09/2021	30 CLARENDON ST DERBY - 05/08/2021 - 03/09/2021	\$2,747.88
INV 198764	9/09/2021	128 GREAT NORTHERN HWY FX 10/08/2021 - 08/09/2021	\$961.07
EFT51867	23/09/2021	HORIZON POWER - ACCOUNT PAYMENTS	\$18,676.54
INV 514733	10/09/2021	UNIT 2/74 FALLON RD FITZROY FOR 10/07/2021 - 08/09/2021	\$64.13
INV 220780	13/09/2021	1031 X STREET LIGHTS	\$18,612.41
EFT51698	8/09/2021	HOZAUS CLAIRE	\$2,800.00
INV KAPP 2021	27/08/2021	KAPP 2021 - SALE OF ARTWORK	\$2,800.00
EFT51804	17/09/2021	INTEGRITY COACHLINES (AUST) PTY LTD	\$318.92
INV 12910	15/08/2021	BUS TICKET # 841909,	\$318.92
EFT51704	8/09/2021	ISABELLA FYFE	\$360.00
INV KAPP 2021	27/08/2021	KAPP 2021 - SALE OF ARTWORK	\$360.00
EFT51869	23/09/2021	ITVISION	\$1,320.00
INV 35891	31/08/2021	PAYROLL ESSENTIAL TRAINING	\$1,320.00
EFT51738	8/09/2021	IXOM OPERATIONS PTY LTD (FORMERLY ORICA)	\$169.14
INV 6411623	31/07/2021	MONTHLY SERVICE FEES: 4 X CHLORINE 70KG - JULY 2021	\$169.14
EFT51709	8/09/2021	JANET HERBERT	\$24.00
INV CSALE3107	31/07/2021	FITZROY CROSSING COMMISSION SALES - JULY 2021	\$24.00
EFT51705	8/09/2021	JANICE PETERSEN	\$512.00
INV CSALE3107	31/07/2021	FITZROY CROSSING COMMISSION SALES - JULY 2021	\$512.00
EFT51806	17/09/2021	JANICE PETERSEN	\$344.00
INV CSALE3108	31/08/2021	FITZROY CROSSING ARTIST COMMISSION SALES - AUGUST 2021	\$344.00

EFT51706	8/09/2021	JCB CONSTRUCTION EQUIPMENT AUSTRALIA	\$7,220.50
INV 125805P	13/08/2021	JB VARI DISPLACEMENT HYDRAULIC PUMP	\$7,220.50
EFT51708	8/09/2021	JEEVARAYAN RAO	\$144.00
INV KAPP 2021	27/08/2021	KAPP 2021 - SALE OF PHOTOGRAPH	\$144.00
EFT51707	8/09/2021	JESSICA COGGINS	\$40.00
INV KAPP2021	31/08/2021	KAPP 2021 - SALE OF PHOTOGRAPH	\$40.00
EFT51810	17/09/2021	JESSICA NIXON	\$317.93
INV REIMB0209	2/09/2021	UTILITY SUBSIDY: POWER FOR 22/5/21 - 21/7/21 AND WATER FOR 18/5/21 - 20/7/21.	\$317.93
EFT51808	17/09/2021	JILA PLUMBING	\$247.50
INV 00004014	6/09/2021	POLY JOINERS AND BLUE LINE POLY PIPE	\$22.00
INV 00004017	7/09/2021	REMOVE & REPLACE TRAP AND CLEARED DRAIN TO DRINK FOUNTAIN	\$225.50
EFT51807	17/09/2021	JILL BRAZIL CONSULTING	\$14,088.01
INV 37	31/08/2021	MENTORING, TRAINING AND ASSISTANCE ON SITE	\$4,422.00
INV 38	31/08/2021	MENTORING, TRAINING AND ASSISTANCE ON SITE	\$9,666.01
EFT51711	8/09/2021	JOANNA WILKIE	\$400.00
INV KAPP 2021	27/08/2021	KAPP 2021 - SALE OF ARTWORK	\$400.00
EFT51811	17/09/2021	JOSEANNA MALAY	\$31.99
INV CSALE3108	31/08/2021	FITZROY CROSSING ARTIST COMMISSION SALES - AUGUST 2021	\$31.99
EFT51710	8/09/2021	JULIE ANNE EVERSON	\$128.00
INV CSALE3107	31/07/2021	FITZROY CROSSING COMMISSION SALES - JULY 2021	\$128.00
EFT51809	17/09/2021	JULIE ANNE EVERSON	\$28.00
INV CSALE3108	31/08/2021	FITZROY CROSSING ARTIST COMMISSION SALES - AUGUST 2021	\$28.00
EFT51717	8/09/2021	KALLUM MUNGULU	\$1,200.00
INV KAPP 2021	27/08/2021	KAPP 2021 - SALE OF ARTWORK	\$1,200.00
EFT51814	17/09/2021	KAREN MARIE RULE	\$420.00
INV REIMB3008	30/08/2021	CANCELLATION OF COMMUNITY HIRE 01-25TH SEPTEMBER	\$420.00
EFT51716	8/09/2021	KATHERINE JANE HITHERSAY	\$136.00
INV REIMB2308	23/08/2021	STAFF REIMBURSEMENTS	\$136.00
EFT51714	8/09/2021	KATIE BRECKON	\$400.00
INV KAPP 2021	27/08/2021	KAPP 2021 - SALE OF ARTWORK	\$400.00
EFT51721	8/09/2021	KATIE LERIA	\$1,280.00
INV KAPP 2021	27/08/2021	KAPP 2021 - SALE OF ARTWORK	\$1,280.00
EFT51771	15/09/2021	KEITH BEDFORD	\$954.03
INV ALLOW3107	31/07/2021	JULY 2021 COUNCILLOR SITTING FEES ADJUSTMENT	\$68.75
INV ALLOW3108	31/08/2021	AUGUST 2021 COUNCILLOR SITTING FEES, REIMBURSE 2020/21 TRAVEL ALLOWANCE	\$885.28

EFT51715	8/09/2021	KERRIE GOODCHILD	\$68.00
INV KAPP 2021	27/08/2021	KAPP 2021 - SALE OF PHOTOGRAPH	\$68.00
EFT51713	8/09/2021	KERRY ANN JORDINSON	\$2,480.00
INV KAPP 2021	27/08/2021	KAPP 2021 - SALE OF ARTWORK	\$2,480.00
EFT51812	17/09/2021	KIMBERLEY FIRE SYSTEMS	\$1,128.38
INV 13632	31/08/2021	SERVICING OF FIRE FIGHTING SYSTEM AND PUMP SET	\$1,128.38
EFT51813	17/09/2021	KIMBERLEY LAND COUNCIL (BROOME)	\$500.00
INV 24960	31/08/2021	KEY BOND REFUND - FACILITY HIRE FX REC HALL	\$500.00
EFT51718	8/09/2021	KIMBERLEY PILBARA CATTLEMEN'S ASSOCIATION	\$550.00
INV 0787	21/05/2021	RENEWAL OF ASSOCIATE MEMBERSHIP IN KPCA	\$550.00
EFT51656	3/09/2021	KW REFRIGERATION & A/C	\$6,756.20
INV 0717	16/02/2021	REPLACEMENT OF FAULTY COMPRESSOR AND INVERTOR	\$6,756.20
EFT51719	8/09/2021	KW TILT & TOW	\$800.00
INV T078	26/08/2021	ABANDONED VEHICLE PICK UP	\$200.00
INV T082	31/08/2021	REMOVAL OF ABANDONED VEHICLES	\$600.00
EFT51722	8/09/2021	LEAH RAKABUNDEL	\$261.60
INV KAPP 2021T	27/08/2021	KAPP 2021 - SALE OF ARTWORK	\$261.60
EFT51762	8/09/2021	LEAVILLE HOLDINGS PTY LTD (WILLARE BRIDGE ROADHOUSE)	\$660.00
INV 8100	30/06/2021	EMPTY WILLARE PICNIC AREA BINS - JUNE 2021	\$660.00
EFT51723	8/09/2021	LEHM BRADSHAW	\$240.00
INV KAPP 2021	27/08/2021	KAPP 2021 - SALE OF ARTWORK	\$240.00
EFT51724	8/09/2021	LINCOLN BIDEWELL	\$100.00
INV KAPP 2021	27/08/2021	KAPP 2021 - SALE OF ARTWORK	\$80.00
INV KAPP 2021	27/08/2021	KAPP 2021 - SALE OF ARTWORK	\$20.00
EFT51815	17/09/2021	LIZ ARTS PRODUCTIONS	\$26.00
INV 0668	10/08/2021	UNIQUELY BROOME BOOKLETS	\$26.00
EFT51871	23/09/2021	LOCAL GOVERNMENT PROFESSIONALS (LGPRO)	\$1,600.00
INV 31395	27/08/2021	2021 CD CONFERENCE PARTNERSHIP	\$1,600.00
EFT51872	23/09/2021	LOCAL HEALTH AUTHORITY ANALYTICAL COMMITTEE	\$2,080.54
INV MA2021 040	22/07/2021	2021-22 ANALYTICAL SERVICES	\$2,080.54
EFT51720	8/09/2021	LOOMA COMMUNITY INCORPORATED	\$220.00
INV 3666	13/08/2021	1 X NIGHTS ACCOMMODATION AT THE CAMBALLIN HOUSING	\$220.00
EFT51726	8/09/2021	LOUISE BURNS	\$100.00
INV KAPP 2021	27/08/2021	KAPP 2021 - SNAP N SEND	\$100.00
EFT51816	17/09/2021	LWOY'S CHINESE RESTAURANT	\$480.00

INV 38	1/10/2020	CATERING FOR AUDIT REVIEW MEETING	\$320.00
INV 46	27/07/2021	CATERING COUNCIL WORKSHOP 22/04/2021	\$160.00
EFT51870	23/09/2021	LWOY'S CHINESE RESTAURANT	\$200.00
INV 47	27/07/2021	DINNER AT COUNCIL MEETING - 27 MAY 2021	\$200.00
EFT51822	17/09/2021	MANAGED IT PTY LTD	\$35,020.60
INV 122984	1/08/2021	MANAGED IT SERVER ESSENTIAL SERVICES - AUGUST 2021	\$20,354.18
INV 122983	1/08/2021	MANAGED LICENSES: SLA LICENSING - AUGUST 2021.	\$5,058.91
INV 124480	30/08/2021	THINKCENTRE MN80Q-1, DELL 23.8 FULL HD MONITOR	\$9,607.51
EFT51727	8/09/2021	MANGKAJA ARTS RESOURCE AGENCY	\$552.00
INV CSALE3107	31/07/2021	FITZROY CROSSING COMMISSION SALES - JULY 2021	\$552.00
EFT51818	17/09/2021	MANGKAJA ARTS RESOURCE AGENCY	\$229.60
INV CSALE3108	31/08/2021	FITZROY CROSSING ARTIST COMMISSION SALES - AUGUST 2021	\$229.60
EFT51728	8/09/2021	MARAMARA (WA) PTY LTD	\$40,017.78
INV 22887	30/07/2021	ROAD MAINTENANCE GRADING	\$40,017.78
EFT51729	8/09/2021	MARION COX	\$15.99
INV CSALE3107	31/07/2021	FITZROY CROSSING COMMISSION SALES - JULY 2021	\$15.99
EFT51819	17/09/2021	MARION COX	\$15.99
INV CSALE3108	31/08/2021	FITZROY CROSSING ARTIST COMMISSION SALES - AUGUST 2021	\$15.99
EFT51821	17/09/2021	MARKET CREATIONS AGENCY PTY LTD	\$1,203.95
INV IOS5-1	30/07/2021	READSPEAKER ANNUAL LICENSING TO 01/07/2022	\$1,203.95
EFT51731	8/09/2021	MARNINWARNTIKURA FITZROY WOMEN'S RESOURCE CENTRE (ABORIGINAL CORP)	\$1,386.40
INV CSALE3107	31/07/2021	FITZROY CROSSING COMMISSION SALES - JULY 2021	\$1,386.40
EFT51824	17/09/2021	MARNINWARNTIKURA FITZROY WOMEN'S RESOURCE CENTRE (ABORIGINAL CORP)	\$1,026.60
INV CSALE3108	31/08/2021	FITZROY CROSSING ARTIST COMMISSION SALES - AUGUST 2021	\$1,026.60
EFT51732	8/09/2021	MARRA WORRA WORRA ABORIGINAL CORP	\$6,240.00
INV 1515	19/06/2021	ACCOMMODATION FOR THE UN AMBASSADOR VISIT	\$480.00
INV 1576	19/07/2021	ACCOMMODATION FOR SCHOOL HOLIDAYS PROGRAM	\$5,760.00
EFT51823	17/09/2021	MCLEODS BARRISTERS & SOLICITORS	\$2,420.00
INV 120362	20/08/2021	LEGAL ADVICE: DEED OF VARIATION OF SUBLEASE AND LICENCE	\$2,420.00
EFT51702	8/09/2021	MICHELE ILLY	\$82.02
INV REIMB1808	18/08/2021	UTILITY SUBSIDY: WATER FOR 15/3/21 - 17/5/21	\$30.43
INV REIMB1708	18/08/2021	UTILITY SUBSIDY: POWER FOR 15/5/21 - 26/5/21	\$51.59
EFT51693	8/09/2021	MOODS OF THE KIMBERLEY	\$788.86
INV CSALE3107	31/07/2021	FITZROY CROSSING COMMISSION SALES - JULY 2021	\$788.86
EFT51797	17/09/2021	MOODS OF THE KIMBERLEY	\$574.13

INV CSALE3108	31/08/2021	FITZROY CROSSING ARTIST COMMISSION SALES - AUGUST 2021	\$574.13
EFT51873	23/09/2021	MOWIE ENTERPRISES	\$4,269.13
INV CSALE3006	30/06/2021	TOUR CONSIGNMENT SALES JUNE 2021	\$2,549.75
INV CSALE3107	31/07/2021	TOUR CONSIGNMENT SALES JULY 2021	\$1,719.38
EFT51730	8/09/2021	MT BARNETT STORE PTY LTD	\$469.79
INV 500944	20/08/2021	2 NIGHTS ACCOMMODATION STAFF AND UNI. MED STUDENTS	\$160.00
INV 500942	20/08/2021	DIESEL FUEL FOR 14KW, DIESEL FUEL FOR 18KW	\$309.79
EFT51734	8/09/2021	NANDI CHINNA	\$20.00
INV CSALE3107	31/07/2021	FITZROY CROSSING COMMISSION SALES - JULY 2021	\$20.00
EFT51827	17/09/2021	NORTH WEST LOCKSMITH	\$374.00
INV 23588	25/08/2021	NW222 A2 KEYS, NW222 MKD KEYS, KL183 P1 KEYS	\$374.00
EFT51825	17/09/2021	NORTHERN RURAL SUPPLIES PTY LTD	\$56.10
INV Y810374	31/08/2021	POULTRY GRAIN AND LAYER CRUMBLE FOR SENTINEL CHICKENS	\$56.10
EFT51828	17/09/2021	NORWESCOM TELECOMMUNICATIONS	\$35,353.06
INV 47685	6/08/2021	SUPPLY AND INSTALL MONITORED ALARM SYSTEM AT FITZROY VISITOR CENTRE	\$28,777.40
INV 47861	2/09/2021	SUPPLY AND INSTALL MONITORED ALARM SYSTEM AT DERBY DEVELOPMENT SERVICES	\$6,575.66
EFT51735	8/09/2021	OAKS BROOME	\$346.32
INV 22247361	13/08/2021	ACCOMMODATION PRIOR TO TRAVEL TO KOOLAN ISLAND INSPECTIONS	\$346.32
EFT51783	17/09/2021	OFFICE NATIONAL BROOME (THE BOSS SHOP)	\$5,580.80
INV 1009532	14/06/2021	OFFICE FURNITURE FOR FINANCE OFFICE	\$5,420.00
INV 1014019	4/08/2021	MARBIG ENVRIO WASTE BIN 12 LITRE (BLACK)	\$41.80
INV 1014545	10/08/2021	DYMO LABEL WRITER 450 LABEL MAKER	\$119.00
EFT51829	17/09/2021	OFFICE STAR	\$801.02
INV 56631	28/06/2021	SERVICING OF TOSHIBA E2050C, ID 554 (LIBRARY).	\$320.76
INV 56896	28/07/2021	SERVICE AGREEMENT FOR PRINTING CHARGES JULY 2021	\$320.76
INV 57000	11/08/2021	TRAVEL COST FOR SCHEDULED VISITS	\$159.50
EFT51875	23/09/2021	OFFICE STAR	\$481.36
INV 57176	1/09/2021	SERVICE AGREEMENT TO TOSHIBA E2050C	\$481.36
EFT51737	8/09/2021	OLIVE KNIGHT	\$60.00
INV CSALE3107	31/07/2021	FITZROY CROSSING COMMISSION SALES - JULY 2021	\$60.00
EFT51876	23/09/2021	OLIVER ROUHIAINEN	\$40.00
INV KAPP 2021	27/08/2021	KAPP 2021 - SALE OF PHOTOGRAPH	\$40.00
EFT51755	8/09/2021	OPTIC SECURITY GROUP NORWEST	\$1,191.30
INV 205941	30/08/2021	INVESTIGATE AND REPAIR ISSUE TO DOORS AT THE AIRPORT	\$1,191.30
EFT51746	8/09/2021	P&M AUTOMOTIVE EQUIPMENT	\$330.00

INV 0243	4/08/2021	WORKSHOP HOIST INSPECTION & REPORT	\$330.00
EFT51772	15/09/2021	PATRICIA LISA RILEY	\$1,988.69
INV ALLOW3107	31/07/2021	JULY 2021 COUNCILLOR SITTING FEES ADJUSTMENT	\$68.75
INV REIMB0709	27/08/2021	26/08/21 TRAVEL CLAIM - OCM P/PK-FX RTN 460KM	\$476.19
INV ALLOW3108	31/08/2021	AUGUST 2021 COUNCILLOR SITTING FEES	\$1,443.75
EFT51741	8/09/2021	PATRICK CHUNGAL	\$160.00
INV KAPP 2021	27/08/2021	KAPP 2021 - SALE OF ARTWORK	\$160.00
EFT51740	8/09/2021	PAUL BETAMBEAU	\$223.30
INV 1606	27/08/2021	INSTALL NEW DESK TO THE DESK IN COMPUTER ROOM	\$91.30
INV 1612	31/08/2021	INSTALL NEW DOUBLE TOILET ROLL HOLDER	\$132.00
EFT51830	17/09/2021	PAUL BETAMBEAU	\$132.00
INV 1590	29/07/2021	SECURE & REPAIR BROKEN WINDOW AT LIBRARY & ADMIN	\$132.00
EFT51742	8/09/2021	PAUL FROMONT	\$9,418.60
INV REIMB2608	26/08/2021	STAFF REIMBURSEMENT: RELOCATION COSTS	\$8,000.00
INV REIMB26	26/08/2021	STAFF REIMBURSEMENT: PRE-EMPLOYMENT CHECK	\$111.60
INV REIMB3108	31/08/2021	STAFF REIMBURSEMENT: RELOCATION COSTS	\$1,307.00
EFT51773	15/09/2021	PAUL LESLIE WHITE	\$2,819.33
INV ALLOW3107	31/07/2021	JULY 2021 COUNCILLOR SITTING FEES ADJUSTMENT	\$68.75
INV ALLOW3108	31/08/2021	AUGUST 2021 COUNCILLOR SITTING FEES, AUGUST 2021 DEPUTY PRESIDENT ALLOWANCE	\$2,750.58
EFT51744	8/09/2021	PHILIP GEHRMANN	\$482.20
INV REIMB2608	26/08/2021	STAFF REIMBURSEMENTS	\$482.20
EFT51745	8/09/2021	PHILLIP MUNDA	\$240.00
INV KAPP 2021	27/08/2021	KAPP 2021 - SALE OF ARTWORK	\$240.00
EFT51743	8/09/2021	PRISCILLA GORDON	\$3,600.00
INV KAPP 2021	27/08/2021	KAPP 2021 - SALE OF ARTWORK	\$3,600.00
EFT51877	23/09/2021	RED SAND SPARES	\$243.25
INV 21-00001212	10/09/2021	BREEZE T-BOLT CLAMP	\$23.25
INV 21-00001307	10/09/2021	FUEL STORAGE CONTAINER	\$220.00
EFT51831	17/09/2021	REMOTE SOLAR SOLUTIONS	\$8,892.40
INV 0155	25/08/2021	DERBY POOL SHADE STRUCTURE RE-SURFACING	\$8,892.40
EFT51853	23/09/2021	RICHARD CRAIG DUNSTER	\$100.00
INV 82594	9/09/2021	CANCELLATION OF DERBY BULLARAMA EVENT	\$100.00
EFT51820	17/09/2021	RM SURVEYS PTY LTD (RM MAKJAP)	\$3,025.00
INV 30383	31/05/2021	SURVEY OF CEMETERY AND MARK NEW GRAVE PLOT LINES	\$3,025.00
EFT51739	8/09/2021	ROBERT PAULL	\$1,899.88

INV REIMB98	9/08/2021	REIMBURSEMENT: ANNUAL TRAVEL ALLOWANCE	\$1,899.88
EFT51747	8/09/2021	ROCK'S AUTOMOTIVE SERVICES PTY LTD	\$155.00
INV 32369	27/08/2021	RHR TAIL LAMP FOR 2012 HILUX WELL BODY	\$155.00
EFT51774	15/09/2021	ROWENA MOUDA	\$1,512.50
INV ALLOW3107	31/07/2021	JULY 2021 COUNCILLOR SITTING FEES ADJUSTMENT	\$68.75
INV ALLOW3108	31/08/2021	AUGUST 2021 COUNCILLOR SITTING FEES	\$1,443.75
EFT51748	8/09/2021	RUVIMBO MUKUCHAMANO	\$100.00
INV KAPP 2021	27/08/2021	KAPP 2021 - SNAP N SEND	\$100.00
EFT51878	23/09/2021	RUVIMBO MUKUCHAMANO	\$399.73
INV REIMB1609	16/09/2021	UTILITY SUBSIDY: POWER FOR 10/07/2021 - 09/09/2021	\$399.73
EFT51879	23/09/2021	SALLY MURPHY	\$1,950.00
INV 1278	9/09/2021	3 BOOK WEEK APPEARANCES	\$1,950.00
EFT51881	23/09/2021	SAMANTHA SHEPHARD	\$300.00
INV 82037	9/09/2021	RETURN BOND FOR HIRE OF FX COURT	\$300.00
EFT51750	8/09/2021	SAMANTHA WUNGUNDIN ALLIES	\$4,000.00
INV KAPP 2021	27/08/2021	KAPP 2021 - SALE ARTWORK	\$4,000.00
EFT51749	8/09/2021	SAMPEY MEATS	\$87.35
INV 203356	16/08/2021	CATERING FOR THE STAFF AND UNI. STUDENTS	\$87.35
EFT51751	8/09/2021	SARA COX	\$120.00
INV KAPP 2021	27/08/2021	KAPP 2021 - SALE OF ARTWORK	\$120.00
EFT51756	8/09/2021	SCANDALOUS SCENTS	\$81.60
INV CSALE3107	31/07/2021	FITZROY CROSSING COMMISSION SALES - JULY 2021	\$81.60
EFT51712	8/09/2021	SHI JING MARAIS	\$100.00
INV KAPP 2021	27/08/2021	KAPP 2021 - SNAP N SEND	\$100.00
EFT51832	17/09/2021	SIGMA CHEMICALS	\$836.00
INV 151015-01	19/08/2021	10KG DRUMS OF POOL MAGIC GRANULAR CHLORINE	\$836.00
EFT51752	8/09/2021	SKIPPERS CLEANING SERVICES	\$2,112.00
INV 1344	25/08/2021	REFRESH CLEAN 13A HOLMAN ST DERBY WA 6728	\$330.00
INV 1346	25/08/2021	DEEP CLEAN 5/20 CLARENDON ST	\$1,320.00
INV 1345	25/08/2021	PRE-TENANT CLEAN 8 KURRAJONG LOOP	\$220.00
INV 1351	31/08/2021	4X CLEANING COUNSELLOR MEETING ROOMS - AUGUST 2021	\$242.00
EFT51833	17/09/2021	SKIPPERS CLEANING SERVICES	\$10,560.00
INV 1350	31/08/2021	CLEANING OF VARIOUS SHIRE BUILDINGS - AUGUST 2021	\$10,560.00
EFT51880	23/09/2021	SKIPPERS CLEANING SERVICES	\$643.50
INV 1299	1/05/2021	CLEANING OF U6 20 CLARENDON STREET, DERBY	\$110.00
INV 1300	1/05/2021	CLEANING OF U6 20 CLARENDON STREET, DERBY	\$110.00

INV 1304	5/05/2021	CLEANING OF U2 20 CLARENDON STREET, DERBY	\$423.50
EFT51882	23/09/2021	SOUVENIRS AUSTRALIA PTY LTD	\$264.55
INV 20695	10/08/2021	BODY CREAMS FOR RETAIL AT FITZROY CROSSING	\$264.55
EFT51835	17/09/2021	SPINIFEX HOTEL	\$400.00
INV 48092	30/08/2021	1 NIGHT ACCOMMODATION FOR BOOK WEEK AUTHOR	\$200.00
INV 48134	1/09/2021	1 NIGHT ACCOMMODATION FOR BOOK WEEK AUTHOR	\$200.00
EFT51754	8/09/2021	SUNNY SIGN COMPANY PTY LTD	\$1,841.62
INV 456893	17/05/2021	BARGE LOADING SIGN ON QUAD STANDS	\$252.45
INV 459109	18/06/2021	GUIDE POST, RIGID, 1350 WITH DELINEATORS	\$635.25
INV 459285	22/06/2021	STREET SIGNAGE	\$953.92
EFT51836	17/09/2021	TELSTRA CORPORATION	\$24,642.88
INV 4174249435	4/05/2021	MOBILE AND INTERNET BILL	-\$2,717.82
INV 4174249435	4/06/2021	MOBILE AND INTERNET BILL	\$1,517.84
INV 4174249435	4/07/2021	MOBILE AND INTERNET BILL	\$723.40
INV 4275260810	27/07/2021	SATELLITE PHONES	\$427.46
INV 4174249435	4/08/2021	MOBILE AND INTERNET BILL	\$4,433.30
INV 0463459000	12/08/2021	LANDLINE AND INTERNET BILL	\$17,916.73
INV 1718873800	27/08/2021	SERVICES AND EQUIPMENT	\$74.94
INV 4174249435	4/09/2021	MOBILE AND INTERNET BILL	\$2,267.03
EFT51883	23/09/2021	TELSTRA CORPORATION	\$112.14
INV 4275260919	2/09/2021	LANDLINE AND INTERNET BILL	\$112.14
EFT51817	17/09/2021	THE PIER GROUP PTY LTD T/AS CS LEGAL	\$5,155.08
INV 30079	20/08/2021	PROFESSIONAL FEES FOR RATES DEBT RECOVERY	\$1,741.00
INV 30115	31/08/2021	PROFESSIONAL FEES FOR RATES DEBT RECOVERY	\$3,290.00
INV 30112	31/08/2021	PROFESSIONAL FEES FOR RATES DEBT RECOVERY	\$124.08
EFT51826	17/09/2021	THINK WATER BROOME	\$346.80
INV 21-00006994	6/09/2021	30 M X 32MM CRUSADER HOSE	\$346.80
EFT51703	8/09/2021	TOLL IPEC PTY LTD	\$481.31
INV P69059972	12/08/2021	FREIGHT FOR WATER SAMPLES	\$481.31
EFT51757	8/09/2021	TOLL TRANSPORT PTY LTD	\$638.76
INV 0446-8L4291	4/07/2021	DELIVERY OF WATER SAMPLE BOTTLES, ESKIES & ICE BRICKS	\$329.69
INV P69059760	11/07/2021	FREIGHT FOR WATER SAMPLES	\$163.59
INV 0447-8L4291	11/07/2021	WATER TESTING SUPPLIES	\$25.03
INV P69059871	25/07/2021	FREIGHT FOR WATER SAMPLES	\$120.45
EFT51874	23/09/2021	TOPCAT CLEANING	\$26,681.33
INV 0327	1/08/2021	CLEANING OF VARIOUS SHIRE PROPERTIES	\$12,370.60

INV 0315	1/08/2021	CLEANING OF VARIOUS SHIRE PROPERTIES	\$13,881.73
INV 0365	10/09/2021	CLEANING OF DERBY CIVIC CENTRE RECREATIONAL HALL	\$429.00
EFT51758	8/09/2021	TYREPOWER DERBY	\$585.00
INV 114158	27/08/2021	9KW WHEEL ALIGNMENT	\$140.00
INV 114239	27/08/2021	BF GOODRICH LT265/65R17 TYRE FOR 4KW PRADO	\$445.00
EFT51760	8/09/2021	VALERIE LENNARD	\$256.00
INV KAPP 2021	27/08/2021	KAPP 2021 - SALE OF ARTWORK	\$200.00
INV KAPP2021	31/08/2021	KAPP2021 - SALE OF PHOTOGRAPH	\$56.00
EFT51759	8/09/2021	VICTORIA JANE DEY	\$16.00
INV CSALE3107	31/07/2021	FITZROY CROSSING COMMISSION SALES - JULY 2021	\$16.00
EFT51761	8/09/2021	VISION POWER PTY LTD	\$1,696.31
INV 12087	12/08/2021	REPAIRED THE HOT PLATE	\$192.50
INV 12088	12/08/2021	INVESTIGATE AND RECTIFY GATE ISSUE, BLOWN FUSE	\$126.50
INV 12089	12/08/2021	REPAIR THE DERBY POOL RETRACTABLE POOL SHADE	\$1,377.31
EFT51837	17/09/2021	VISION POWER PTY LTD	\$3,110.80
INV 11615	20/05/2021	REPLACEMENT OF VOLLEYBALL COURT FLOODLIGHTS	\$3,110.80
EFT51764	8/09/2021	WATTNOW ELECTRICAL	\$2,444.66
INV 9466	2/07/2021	INSTALL SENSOR TO AUTOMATIC DOOR AT DERBY AIRPORT	\$991.78
INV 9576	3/08/2021	FAULT FINDING FOR THE LIGHTS NOT WORKING IN TOWN OVAL	\$1,276.00
INV 9671	31/08/2021	REPAIR ELECTRICAL ISSUE AT CYPRESS PARK	\$176.88
EFT51839	17/09/2021	WATTNOW ELECTRICAL	\$127.60
INV 9698	7/09/2021	REPAIR AND REPLACE LIGHTS AT DERBY POOL	\$127.60
EFT51886	23/09/2021	WATTNOW ELECTRICAL	\$173.36
INV 9722	10/09/2021	TEST & REPAIR PUMP MOTOR ON WASHBAY OIL SEPARATOR	\$173.36
EFT51776	15/09/2021	WAYNE THOMAS NEATE	\$60.00
INV REPAY0909	9/09/2021	STAFF REIMBURSEMENT	\$60.00
EFT51763	8/09/2021	WEST KIMBERLEY AUTO ELECTRICAL	\$3,017.76
INV 6620	30/07/2021	HELLA 2053 LED SIDE MARKER LAMP	\$667.76
INV 6626	24/08/2021	ENGEL FRIDGE FOR 18KW.	\$1,800.00
INV 6625	24/08/2021	ENGEL TRANSIT CASE	\$550.00
EFT51838	17/09/2021	WEST KIMBERLEY AUTO ELECTRICAL	\$34.50
INV 6015	8/07/2021	DEUTSCH 3-PIN CONNECTOR MALE	\$34.50
EFT51885	23/09/2021	WEST KIMBERLEY TURF CLUB INC.	\$1,050.00
INV REIMB1909	14/09/2021	REFUND FOR "GLADIATOR RING BOUNCE" AND MARQUEE. REFUND BOND FOR MARQUEE"	\$1,050.00
EFT51884	23/09/2021	WHAT'S NEXT - SARAH TOBIAS CONSULTING	\$211.75

INV 32	24/08/2021	PROJECT MANAGEMENT - DERBY YOUTH INITIATIVE	\$211.75
EFT51672	8/09/2021	WINC	\$46.33
INV 9036725163	5/08/2021	SHARPS DISPOSAL CONTAINER X 5	\$38.61
INV 9036731258	6/08/2021	STATIONERY ORDER FOR RANGER SERVICES	\$7.72
EFT51887	23/09/2021	WOOLWORTHS PTY LIMITED	\$146.00
INV 4273864	31/05/2021	10 X CARTONS OF WATER FOR THE AEHU	\$90.00
INV 3872512	5/08/2021	4 X TUBES OF CANESTEN ANTI-FUNGAL CREAM	\$56.00
EFT51765	8/09/2021	YVONNE BAUER	\$96.00
INV CSALE3107	31/07/2021	FITZROY CROSSING COMMISSION SALES - JULY 2021	\$96.00
EFT51840	17/09/2021	YVONNE BAUER	\$32.00
INV CSALE3108	31/08/2021	FITZROY CROSSING ARTIST COMMISSION SALES - AUGUST 2021	\$32.00
EFT51888	23/09/2021	ZARAK BIN RASHID	\$1,074.71
INV REIMB1309	13/09/2021	UTILITY SUBSIDY: POWER 29/01/2021 - 27/07/2021.	\$1,074.71
		TOTAL	\$648,214.99

FEE PAYMENTS

CHEQUE NO	DATE	INVOICE DESCRIPTION	AMOUNT
510	01/09/2021	ASF - ACCOUNT SERVICE FEE	\$5.00
924	03/09/2021	BEX - BPOINT FEES	\$33.11
924	15/09/2021	BEX - BPOINT FEES	\$30.75
924	01/09/2021	CMD - CHEQUE OR MERCHANT DEPOSITS FEE	\$44.00
924	03/09/2021	CMD - CHEQUE OR MERCHANT DEPOSITS FEE	\$28.35
924	01/09/2021	CMD - CHEQUE OR MERCHANT DEPOSITS FEE	\$3.00
924	01/09/2021	CMD - CHEQUE OR MERCHANT DEPOSITS FEE	\$39.90
924	02/09/2021	DOT - DOT PAYMENT	\$2,237.35
924	03/09/2021	DOT - DOT PAYMENT	\$2,173.55
924	06/09/2021	DOT - DOT PAYMENT	\$2,600.35
924	07/09/2021	DOT - DOT PAYMENT	\$1,386.50
924	08/09/2021	DOT - DOT PAYMENT	\$3,379.80
924	09/09/2021	DOT - DOT PAYMENT	\$1,342.55
924	10/09/2021	DOT - DOT PAYMENT	\$965.85

924	13/09/2021	DOT - DOT PAYMENT	\$2,555.75
924	14/09/2021	DOT - DOT PAYMENT	\$9,641.35
924	15/09/2021	DOT - DOT PAYMENT	\$1,504.55
924	16/09/2021	DOT - DOT PAYMENT	\$965.30
924	17/09/2021	DOT - DOT PAYMENT	\$3,912.80
924	20/09/2021	DOT - DOT PAYMENT	\$3,399.45
924	21/09/2021	DOT - DOT PAYMENT	\$3,815.25
924	22/09/2021	DOT - DOT PAYMENT	\$2,698.40
924	23/09/2021	DOT - DOT PAYMENT	\$1,351.65
924	24/09/2021	DOT - DOT PAYMENT	\$3,743.55
924	28/09/2021	DOT - DOT PAYMENT	\$2,656.10
924	29/09/2021	DOT - DOT PAYMENT	\$1,885.85
924	30/09/2021	DOT - DOT PAYMENT	\$4,306.10
924	01/09/2021	DOT - DOT PAYMENT	\$2,001.95
924	01/09/2021	EXC - EXCESS TRANSACTIONS FEE	\$15.40
924	01/09/2021	EXC - EXCESS TRANSACTIONS FEE	\$0.60
924	03/09/2021	EXC - EXCESS TRANSACTIONS FEE	\$77.00
510	01/09/2021	EXC - EXCESS TRANSACTIONS FEE	\$57.00
924	03/09/2021	FXBC - FITZROY CROSSING BANK CHARGES	\$355.83
924	02/09/2021	GHA - GREYHOUND AUSTRALIA	\$3,559.00
924	09/09/2021	GHA - GREYHOUND AUSTRALIA	\$2,759.00
924	16/09/2021	GHA - GREYHOUND AUSTRALIA	\$2,353.00
924	23/09/2021	GHA - GREYHOUND AUSTRALIA	\$2,502.00
924	07/09/2021	IINET - IINET 225211599 (\$109.99)	\$109.99
924	01/09/2021	MER - MERCHANT FEES	\$32.00
924	01/09/2021	MER - MERCHANT FEES	\$321.37
DD19507.1	6/09/2021	ANZ COMMERCIAL CARD SERVICES CENTRE	\$10,800.26
INV ANZ AOH	6/09/2021	COMMERCIAL CREDIT CARD BILL 13/07/2021 – 12/08/2021	\$6,527.34
INV ANZ WNE	6/09/2021	COMMERCIAL CREDIT CARD BILL 13/07/2021 – 12/08/2021	\$2,810.24
INV ANZ NMB	6/09/2021	COMMERCIAL CREDIT CARD BILL 13/07/2021 – 12/08/2021	\$1,462.68
DD19482.6	14/09/2021	ASGARD WEALTH SOLUTIONS	\$380.45
INV SUPER	14/09/2021	SUPER DEDUCTIONS	\$380.45
DD19513.6	28/09/2021	ASGARD WEALTH SOLUTIONS	\$412.51
INV SUPER	28/09/2021	SUPER DEDUCTIONS	\$412.51
DD19482.12	14/09/2021	AUSTRALIAN SUPER	\$3,169.57
INV DEDUCTION	14/09/2021	PAYROLL DEDUCTIONS	\$736.00
INV SUPER	14/09/2021	SUPER DEDUCTIONS	\$2,433.57

DD19513.14	28/09/2021	AUSTRALIAN SUPER	\$3,336.58
INV DEDUCTION	28/09/2021	PAYROLL DEDUCTION	\$751.52
INV SUPER	28/09/2021	SUPER DEDUCTIONS	\$2,585.06
DD19482.1	14/09/2021	AWARE SUPER	\$26,053.11
INV SUPER	14/09/2021	SUPER DEDUCTIONS	\$20,353.98
INV DEDUCTION	14/09/2021	PAYROLL DEDUCTIONS	\$5,699.13
DD19513.1	28/09/2021	AWARE SUPER	\$32,876.65
INV SUPER	28/09/2021	SUPER DEDUCTIONS	\$26,477.11
INV DEDUCTION	28/09/2021	PAYROLL DEDUCTIONS	\$6,399.54
DD19482.11	14/09/2021	CBUS SUPERANNUATION	\$163.89
INV SUPER	14/09/2021	SUPER DEDUCTIONS	\$163.89
DD19513.12	28/09/2021	CBUS SUPERANNUATION	\$309.66
INV SUPER	28/09/2021	SUPER DEDUCTIONS	\$309.66
DD19482.14	14/09/2021	COLONIAL FIRST STATE INVESTMENTS LIMITED	\$957.38
INV DEDUCTION	14/09/2021	PAYROLL DEDUCTIONS	\$168.86
INV SUPER	14/09/2021	SUPER DEDUCTIONS	\$788.52
DD19513.15	28/09/2021	COLONIAL FIRST STATE INVESTMENTS LIMITED	\$1,053.17
INV DEDUCTION	28/09/2021	PAYROLL DEDUCTION	\$186.08
INV SUPER	28/09/2021	SUPER DEDUCTIONS	\$867.09
DD19482.8	14/09/2021	FIRSTWRAP PLUS SUPER AND PENSION	\$1,311.97
INV SUPER	14/09/2021	SUPER DEDUCTIONS	\$906.41
INV DEDUCTION	14/09/2021	PAYROLL DEDUCTIONS	\$405.56
DD19513.8	28/09/2021	FIRSTWRAP PLUS SUPER AND PENSION	\$1,326.30
INV SUPER	28/09/2021	SUPER DEDUCTIONS	\$901.06
INV DEDUCTION	28/09/2021	PAYROLL DEDUCTIONS	\$425.24
DD19469.1	7/09/2021	FLEETCARE PTY LTD	\$3,212.19
INV 689624	7/09/2021	NOVATED LEASE	\$3,212.19
DD19482.4	14/09/2021	FORMULAE1 PTY LTD ATF ISAIAH4110 SUPERANNUATION FUND	\$500.71
INV SUPER	14/09/2021	SUPER DEDUCTIONS	\$354.67
INV DEDUCTION	14/09/2021	PAYROLL DEDUCTIONS	\$146.04
DD19513.4	28/09/2021	FORMULAE1 PTY LTD ATF ISAIAH4110 SUPERANNUATION FUND	\$483.05
INV SUPER	28/09/2021	SUPER DEDUCTIONS	\$342.16
INV DEDUCTION	28/09/2021	PAYROLL DEDUCTIONS	\$140.89
DD19482.7	14/09/2021	GUILD SUPER	\$217.33
INV SUPER	14/09/2021	SUPER DEDUCTIONS	\$217.33
DD19513.7	28/09/2021	GUILD SUPER	\$246.27

INV SUPER	28/09/2021	SUPER DEDUCTIONS	\$246.27
DD19482.13	14/09/2021	HESTA	\$122.42
INV SUPER	14/09/2021	SUPER DEDUCTIONS	\$122.42
DD19513.13	28/09/2021	HESTA	\$136.13
INV SUPER	28/09/2021	SUPER DEDUCTIONS	\$136.13
DD19482.2	14/09/2021	HOST PLUS SUPERANNUATION FUND	\$2,583.53
INV SUPER	14/09/2021	SUPER DEDUCTIONS	\$1,743.53
INV DEDUCTION	14/09/2021	PAYROLL DEDUCTIONS	\$840.00
DD19513.2	28/09/2021	HOST PLUS SUPERANNUATION FUND	\$3,052.28
INV SUPER	28/09/2021	SUPER DEDUCTIONS	\$2,212.28
INV DEDUCTION	28/09/2021	PAYROLL DEDUCTIONS	\$840.00
DD19482.15	14/09/2021	IOOF PORTOFOLIO SERVICE SUPERANNUATION FUND	\$367.12
INV SUPER	14/09/2021	SUPER DEDUCTIONS	\$367.12
DD19513.16	28/09/2021	IOOF PORTOFOLIO SERVICE SUPERANNUATION FUND	\$411.55
INV SUPER	28/09/2021	SUPER DEDUCTIONS	\$411.55
DD19482.9	14/09/2021	MACQUARIE WRAP EMPLOYER SUPERANNUATION	\$579.38
INV SUPER	14/09/2021	SUPER DEDUCTIONS	\$579.38
DD19513.9	28/09/2021	MACQUARIE WRAP EMPLOYER SUPERANNUATION	\$607.49
INV SUPER	28/09/2021	SUPER DEDUCTIONS	\$607.49
DD19482.18	14/09/2021	MLC MASTERKEY SUPER	\$305.24
INV SUPER	14/09/2021	SUPER DEDUCTIONS	\$305.24
DD19513.19	28/09/2021	MLC MASTERKEY SUPER	\$335.84
INV SUPER	28/09/2021	SUPER DEDUCTIONS	\$335.84
DD19482.17	14/09/2021	MLC NOMINEES PTY LTD	\$254.04
INV SUPER	14/09/2021	SUPER DEDUCTIONS	\$254.04
DD19513.18	28/09/2021	MLC NOMINEES PTY LTD	\$277.95
INV SUPER	28/09/2021	SUPER DEDUCTIONS	\$277.95
DD19482.10	14/09/2021	PRIME SUPER P/L	\$253.06
INV SUPER	14/09/2021	SUPER DEDUCTIONS	\$253.06
DD19513.10	28/09/2021	PRIME SUPER P/L	\$264.87
INV SUPER	28/09/2021	SUPER DEDUCTIONS	\$264.87
DD19513.11	28/09/2021	Q SUPER	\$244.34
INV SUPER	28/09/2021	SUPER DEDUCTIONS	\$244.34
DD19482.16	14/09/2021	REST SUPERANNUATION	\$860.45
INV SUPER	14/09/2021	SUPER DEDUCTIONS	\$860.45
DD19513.17	28/09/2021	REST SUPERANNUATION	\$1,132.81

INV SUPER	28/09/2021	SUPER DEDUCTIONS	\$1,132.81
DD19482.3	14/09/2021	SUNSUPER SUPERANNUATION FUND	\$425.26
INV SUPER	14/09/2021	SUPER DEDUCTIONS	\$425.26
DD19513.3	28/09/2021	SUNSUPER SUPERANNUATION FUND	\$481.26
INV SUPER	28/09/2021	SUPER DEDUCTIONS	\$481.26
DD19508.1	21/09/2021	THE SHELL COMPANY OF AUSTRALIA LIMITED	\$1,282.74
INV FUEL - AUG21	21/09/2021	FLEET FUEL CARD PAYMENT	\$1,282.74
DD19482.5	14/09/2021	THE TRUSTEE FOR SUPER DIRECTIONS FUND	\$2,339.14
INV SUPER	14/09/2021	SUPER DEDUCTIONS	\$2,339.14
DD19513.5	28/09/2021	THE TRUSTEE FOR SUPER DIRECTIONS FUND	\$612.71
INV SUPER	28/09/2021	SUPER DEDUCTIONS	\$612.71
DD19519.1	28/09/2021	WESTERN AUSTRALIAN TREASURY CORPORATION	\$41,646.73
INV LOAN	28/09/2021	LOAN REPAYMENTS	\$41,646.73
NET PAY	14/09/2021	NET PAYROLL	\$185,201.73
NET PAY	28/09/2021	NET PAYROLL	\$201,352.38
		TOTAL	\$602,791.80

**The Shire Of Derby / West Kimberley
ANZ Corporate Credit Card Reconciliation
Period Reporting: 13/07/21 to 12/08/21**

Card Holder : Amanda O'Halloran								
Date	Transaction Description	GST (Y/N)	Amount (GST Excl)	GST	Amount (GST Incl)	Account	Receipt Provided	Comments
12/08/2021	APPLE COMBILL SYDNEY	Y	\$ 44.54	\$ 4.45	\$ 48.99	12070740.2100	Yes	Text Art Poster & Quilt Maker - Promo design app- For creating advertisements Health related
12/08/2021	AVANIR PTY LTD KUNJUNJURA	Y	\$ 216.36	\$ 21.64	\$ 238.00	12140300.2003	Yes	DBY - BME Flights - Phil Gehrmann
9/08/2021	WOOLWORTHS 131-135 LOCH S DERBY	Y	\$ 298.51	\$ 28.24	\$ 324.75	12140250.2100	Yes	Housing welcome packs (13a Holman and 2/20 Clarendon st) [288.64 GST INC]
5/08/2021	SHERIDANS 1913 PTY.L JOLIMONT	Y	\$ 992.50	\$ 99.25	\$ 1,091.75	12040211.2101	Yes	Plaques for the 100th celebrations of Air Services
4/08/2021	DROPOBOX 90PURA4MLYYG DIOFD79	Y	\$ 28.83	\$ 2.88	\$ 31.71	EP0004 297 2100	Yes	Drop Box Professional for storage of KAPP files during the Kimberley Art and Photographic exhibition
3/08/2021	MAILCHIMP "MISC MAILCHIMP.COM	F	\$ 43.88	\$ 0	\$ 43.88	121402870.2100	Yes	MailChim
3/08/2021	APPLE COMBILL SYDNEY	Y	\$ 74.54	\$ 7.45	\$ 81.99	121010210.2100	Yes	Print Printer for AirPrint - Printer subscription for waste management facility DERBY
30/07/2021	IRMS'Spaflex Hotel 0383999462	Y	\$ 221.81	\$ 22.18	\$ 243.99	12041090.2100	Yes	Keith Bedford - Councillor -Members Travel & Accom
28/07/2021	CARPET PAINT & TILE BROOME	Y	\$ 100.00	\$ 10.00	\$ 110.00	EP0004 297 2100	Yes	Red Carpet Hire for Kimberley Art and Photographic Pize Opening Night and VIP events
26/07/2021	QANTAS AIR AUSTRALIA	F	\$ 500.00	\$ 0	\$ 500.00	EP0004 297 2100	Yes	Gift Voucher for staff member -KAPP
26/07/2021	QANTAS AIR AUSTRALIA	F	\$ 350.00	\$ 0	\$ 350.00	EP0004 297 2100	Yes	Gift Voucher for staff member -KAPP
26/07/2021	NEAPSBISTRO Derby	Y	\$ 21.36	\$ 2.14	\$ 23.50	120402090	Yes	Breakfast Meeting
26/07/2021	LOCAL GOVERNMENT MANA EAST PERTH	Y	\$ 86.36	\$ 8.64	\$ 95.00	121402040.2003	Yes	Staff Training - Managing work Pressure registration
19/07/2021	COLES EXPRESS 8960 FITZROY CRSG	Y	\$ 72.72	\$ 7.27	\$ 79.99	P121 261 2261	Yes	Fuel for KW 36 - for FX Youth School Holiday Program
19/07/2021	TARLINDA SUPERMARKET FITZROY CROSS	Y	\$ 22.91	\$ 2.29	\$ 25.20	EP0019 298 2101	Yes	Cooking Supplies for FX Youth School Holiday Program
19/07/2021	TARLINDA SUPERMARKET FITZROY CROSS	F	\$ 9.72	\$ 0	\$ 9.72	EP0019 298 2101	Yes	Cooking Supplies for FX Youth School Holiday Program
19/07/2021	TARLINDA SUPERMARKET FITZROY CROSS	F	\$ 59.70	\$ 0	\$ 59.70	EP0019 298 2101	Yes	Cooking Supplies for FX Youth School Holiday Program
19/07/2021	CROSSING INN FITZROY CROSS	Y	\$ 495.39	\$ 49.61	\$ 545.00	EP0019 298 2101	Yes	Meals for FX Youth School Holiday Program 14 Staff - in lieu of Camp allowance \$38.40/pp
19/07/2021	FITZROY HARDWARE PTY FITZROY CROSS	Y	\$ 754.90	\$ 75.50	\$ 830.40	12092860.2101	Yes	Fridge and Supplies for Dongas at FX
16/07/2021	FITZROY HARDWARE PTY FITZROY CROSS	Y	\$ 17.27	\$ 1.73	\$ 19.00	EP0019 298 2101	Yes	Chalk and Black Board - for FX Youth School Holiday Program
16/07/2021	JALANGURRU MAYI CAFE FITZROY CROSS	Y	\$ 158.15	\$ 15.85	\$ 174.00	EP0019 298 2101	Yes	Breakfast FX Youth School Holiday Program 10 Staff - in lieu of Camp allowance \$17.40/pp
16/07/2021	TARLINDA SUPERMARKET FITZROY CROSS	F	\$ 4.00	\$ 0	\$ 4.00	EP0019 298 2101	Yes	Cooking Supplies for FX Youth School Holiday Program
16/07/2021	TARLINDA SUPERMARKET FITZROY CROSS	Y	\$ 25.70	\$ 0.78	\$ 26.48	EP0019 298 2101	Yes	Cooking Supplies for FX Youth School Holiday Program [\$8.58 GST INC]
16/07/2021	TARLINDA SUPERMARKET FITZROY CROSS	Y	\$ 18.76	\$ 1.88	\$ 20.64	EP0019 298 2101	No	Cooking Supplies for FX Youth School Holiday Program
15/07/2021	KUMART ONLINE 03	Y	\$ 222.27	\$ 22.23	\$ 244.50	[NOT ENTERED]	CREDIT	See File Note - off fees transaction posted in month prior (but was not included in payment 06/08/2021)
15/07/2021	CONTINENTAL HOTEL BROOME BROOME	Y	\$ 328.58	\$ 32.86	\$ 361.44	121402520.2100	Yes	Accom - Jill Brazil (flight delayed)
14/07/2021	TARLINDA SUPERMARKET FITZROY CROSS	Y	\$ 146.13	\$ 7.17	\$ 153.30	EP0019 298 2101	Yes	Cooking Supplies for FX Youth School Holiday Program [\$78.87 GST INC]
14/07/2021	TARLINDA SUPERMARKET FITZROY CROSS	Y	\$ 93.36	\$ 1.80	\$ 94.98	EP0019 298 2101	Yes	Cooking Supplies for FX Youth School Holiday Program [\$17.6 GST INC]
14/07/2021	TARLINDA SUPERMARKET FITZROY CROSS	Y	\$ 8.45	\$ 0.85	\$ 9.30	EP0019 298 2101	Yes	Cooking Supplies for FX Youth School Holiday Program
14/07/2021	KIMBERLEY CAR HIRE DERBY	Y	\$ 837.23	\$ 83.72	\$ 920.95	EP0004 297 2100	Yes	Car Hire for KAPP Judge - Sharon Tassicker
13/07/2021	FITZROY HARDWARE PTY FITZROY CROSS	Y	\$ 8.82	\$ 0.88	\$ 9.70	EP0019 298 2101	Yes	Plugs for Rec Centre
TOTAL					\$ 6,282.84			

Card Holder : Wayne Neate								
Date	Transaction Description	GST (Y/N)	Amount (GST Excl)	GST	Amount (GST Incl)	Account	Receipt Provided	Comments
12/08/2021	FITZROY RIVER LODGE FITZROY CROSS	Y	\$ 86.50	\$ 8.65	\$ 95.15	121202870.2704	Yes	Dinner with DFES, Geoff Harawa
10/08/2021	BP COLAC DERBY 6310 DERBY	Y	\$ 170.45	\$ 17.05	\$ 187.50	120402110.2003	Yes	Staff Farewell
5/08/2021	KIMBERLEY HOME & ELE DERBY	Y	\$ 179.73	\$ 17.97	\$ 197.70	121402210.2100	Yes	8 Chargers for new Mobile Phones
30/07/2021	VIRGIN AUSTR0795216963973 BRISBANE	Y	\$ 607.27	\$ 60.73	\$ 668.00	121403090.2003	Yes	PER > BME (return) - Phil Gehrmann
30/07/2021	VIRGIN AUSTR0795151326044 BRISBANE	Y	\$ 6.17	\$ 0.62	\$ 6.79	121403090.2003	Yes	PER > BME (return) - Phil Gehrmann
28/07/2021	MAPWORLD WILLETTON	Y	\$ 17.23	\$ 1.72	\$ 18.95	121202870.2101	Yes	Kimberley Hema Map
26/07/2021	WWW.WEBJET.COM.AU MELBOURNE	Y	\$ 516.93	\$ 51.69	\$ 568.62	12070740.2100	Yes	Staff Training - Health Conference
23/07/2021	MINING & HYDRAULIC S MALAGA	Y	\$ 686.50	\$ 68.65	\$ 755.15	P903 260 2101	Yes	1DUIN03 - 2011 KUBOTABX 25 TRACTOR/BACKHOE/LOADER - FX DEPOT
21/07/2021	POST DERBY LPO DE DERBY	Y	\$ 21.32	\$ 2.13	\$ 23.45	EP0004 298 2101	Yes	Packing tape and fragile tape for KAPP sales
21/07/2021	SHIRE OF DERBY WEST KI DERBY	F	\$ 30.50	\$ 0	\$ 30.50	P120 266 2266	Yes	7KW plate exchange
20/07/2021	T & K MIN S PTY LTD DERBY	Y	\$ 90.00	\$ 9.00	\$ 99.00	120402110.2003	Yes	Staff Farewell
20/07/2021	T & K MIN S PTY LTD DERBY	Y	\$ 79.09	\$ 7.91	\$ 87.00	120402110.2003	Yes	Staff Farewell
16/07/2021	DERBY FUELS DERBY	Y	\$ 13.19	\$ 1.31	\$ 14.50	EP0004 298 2101	Yes	Lunch - KAPP Artists
15/07/2021	BP COLAC DERBY DERBY	Y	\$ 6.84	\$ 0.68	\$ 7.30	EP0004 298 2101	Yes	Lunch - KAPP Artists
14/07/2021	WOOLWORTHS 131-135 LOCH S DERBY	Y	\$ 10.58	\$ 1.06	\$ 11.64	EP0004 298 2101	No	Lunch - KAPP Artists - File Note
14/07/2021	BP COLAC DERBY 6310 DERBY	Y	\$ 6.84	\$ 0.68	\$ 7.30	EP0004 298 2101	No	Lunch - KAPP Artists - File Note
13/07/2021	WOOLWORTHS 131-135 LOCH S DERBY	Y	\$ 5.90	\$ 0.59	\$ 6.49	EP0004 298 2101	Yes	Lunch - KAPP Artists
13/07/2021	BP COLAC DERBY 6310 DERBY	Y	\$ 6.84	\$ 0.68	\$ 7.30	EP0004 298 2101	Yes	Lunch - KAPP Artists
13/07/2021	BP COLAC DERBY 6310 DERBY	Y	\$ 10.82	\$ 1.08	\$ 11.90	EP0004 298 2101	No	Lunch - KAPP Artists - File Note
13/07/2021	BP COLAC DERBY 6310 DERBY	Y	\$ 5.45	\$ 0.55	\$ 6.00	EP0004 298 2101	No	Lunch - KAPP Artists - File Note
TOTAL					\$ 2,910.24			

Card Holder : Alan Lamb								
Date	Transaction Description	GST (Y/N)	Amount (GST Excl)	GST	Amount (GST Incl)	Account	Receipt Provided	Comments
9/08/2021	QANTAS AIR AUSTRALIA	Y	\$ 1,039.71	\$ 103.97	\$ 1,143.68	121402520.2100	Yes	Flights for consultant Jill Brazil
9/08/2021	LOCAL GOVERNMENT MANA EAST PERTH	Y	\$ 86.36	\$ 8.64	\$ 95.00	121402040.2003	Yes	Staff Training - Managing work Pressure registration
6/08/2021	LOCAL GOVERNMENT MANA EAST PERTH	Y	\$ 86.36	\$ 8.64	\$ 95.00	121302040.2003	Yes	Staff Training - Managing work Pressure registration
6/08/2021	LOCAL GOVERNMENT MANA EAST PERTH	Y	\$ 86.36	\$ 8.64	\$ 95.00	121402040.2003	Yes	Staff Training - Managing work Pressure registration
4/08/2021	KUMART ONLINE 03	F	\$ 34.00	\$ 0	\$ 34.00	120401870.2101	No	Coasters for Council Chambers (File note)
TOTAL					\$ 1,462.68			

TOTAL PURCHASES FOR ABOVE STATED PERIOD \$ 10,555.76
PAYMENTS AND OTHER CREDITS -\$ 244.50 Smart transaction not included in direct debit payment
INTEREST CHARGES \$ -
CLOSING BALANCE \$ 10,800.26

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



ANZ BUSINESS ONE

STATEMENT PERIOD: 13/07/21 to 12/08/21

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

PAYMENT SUMMARY	
Monthly Payment	\$217.00
Due Date	06/09/2021
Minimum Amount Due	\$217.00

YOUR ANZ ACCOUNT SUMMARY

Opening Balance	\$15,366.05
Purchases, Cash Advances & Other Debits	\$10,800.26
Interest Charges	\$0.00
Payments & Other Credits	\$15,366.05
Closing balance	\$10,800.26

Facility Limit	\$50,000.00
Available Account Credit at Statement Date	\$39,199.74

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.

-  **By Mail**
Tear off this slip and mail to PO BOX 607, Melbourne, VIC 3001
-  **CardPay Direct**
To ask about setting up a convenient direct debt 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	
Account Name	SHIRE OF DERBY
Amount Paid	
Due Date	06/09/2021

ID:00001-5082493007
XPRN/P10004-2108130202

ANZ BUSINESS ONE

ACCOUNT NUMBER:

Interest Rates

Purchases	Interest Rate 17.74% p.a (0.0486% daily)
Cash Advances	Interest Rate 19.24% p.a (0.0527% daily)

Opening Account Balance **\$15,366.05**

Cardholder Name: AMANDA O'HALLORAN
 Cardholder Number:
 Spend Cap: \$9,999,999.00

Date	Description	Amount	Default GST*
12/07/2021	FITZROY HARDWARE PTY FITZROY CROSS	9.70	0.88
12/07/2021	KIMBERLEY CAR HIRE DERBY	920.95	83.72
12/07/2021	TARUNDA SUPERMARKET FITZROY CROSS	9.30	0.84
12/07/2021	TARUNDA SUPERMARKET FITZROY CROSS	94.96	8.63
12/07/2021	TARUNDA SUPERMARKET FITZROY CROSS	153.30	13.93
13/07/2021	CONTINENTAL HOTEL BROOME BROOME	361.44	32.85
13/07/2021	KMART ONLINE 03	244.50CR	
			credit offsets transaction showing in month prior that was not included in payment 06/08
14/07/2021	TARUNDA SUPERMARKET FITZROY CROSS	20.64	1.87
14/07/2021	TARUNDA SUPERMARKET FITZROY CROSS	26.48	2.40
14/07/2021	TARUNDA SUPERMARKET FITZROY CROSS	4.00	0.36
15/07/2021	JALANGURRU MAYI CAFE FITZROY CROSS	174.00	15.81
15/07/2021	FITZROY HARDWARE PTY FITZROY CROSS	19.00	1.72
15/07/2021	FITZROY HARDWARE PTY FITZROY CROSS	830.40	75.49
15/07/2021	CROSSING INN FITZROY CROSS	545.00	49.54
15/07/2021	TARUNDA SUPERMARKET FITZROY CROSS	59.70	5.42
15/07/2021	TARUNDA SUPERMARKET FITZROY CROSS	9.72	0.88
15/07/2021	TARUNDA SUPERMARKET FITZROY CROSS	25.20	2.29
16/07/2021	COLES EXPRESS 6960 FITZROY CRSNG	79.99	7.27
22/07/2021	LOCAL GOVERNEMENT MANA EAST PERTH	95.00	8.63
23/07/2021	NEAPSBISTRO DERBY	23.50	2.13
23/07/2021	QANTAS AIR AUSTRALIA	350.00	31.81

*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 or fold your payment.

Drawer	Bank	Branch	Amount
			\$
			\$
			\$
Teller Stamp	Signature		Subtotal \$
			Notes \$
			Coins \$
			Total \$

ANZ BUSINESS ONE

ACCOUNT NUMBER:

Date	Description	Amount	Default GST*
23/07/2021	QANTAS AIR AUSTRALIA	500.00	45.45
26/07/2021	CARPET PAINT & TILE BROOME	110.00	10.00
29/07/2021	RMS*SPINIFEX HOTEL 0383999462	243.99	22.18
01/08/2021	APPLE.COM/BILL SYDNEY	81.99	7.45
01/08/2021	MAILCHIMP *MISC MAILCHIMP.COM INCL OVERSEAS TXN FEE 1.28 AUD	43.88	3.98
02/08/2021	DROPBOX*8QPJR4MLYY8G D02FD79 INCL OVERSEAS TXN FEE 0.92 AUD	31.71	2.88
03/08/2021	SHERIDANS 1913 PTY L JOLIMONT	1,091.75	99.25
06/08/2021	WOOLWORTHS/131-135 LOCH S DERBY	324.75	29.52
10/08/2021	AVIAIR PTY LTD KUNUNURRA	238.00	21.63
10/08/2021	APPLE.COM/BILL SYDNEY	48.99	4.45
Sub-total		6,282.84	593.26

Cardholder Name: WAYNE NEATE
 Cardholder Number
 Spend Cap: \$5,000.00

Date	Description	Amount	Default GST*
09/07/2021	BP COLAC DERBY 6310 DERBY	6.00	0.54
10/07/2021	BP COLAC DERBY 6310 DERBY	11.90	1.08
11/07/2021	BP COLAC DERBY 6310 DERBY	7.30	0.66
12/07/2021	WOOLWORTHS/131-135 LOCH S DERBY	6.49	0.59
12/07/2021	BP COLAC DERBY 6310 DERBY	7.30	0.66
13/07/2021	WOOLWORTHS/131-135 LOCH S DERBY	11.64	1.05
13/07/2021	BP COLAC DERBY DERBY	7.30	0.66
14/07/2021	DERBY FUELS DERBY	14.50	1.31
19/07/2021	T & K MIN'S PTY LTD DERBY	87.00	7.90
19/07/2021	T & K MIN'S PTY LTD DERBY	99.00	9.00
19/07/2021	SHIRE OF DERBY WEST KI DERBY	30.50	2.77
19/07/2021	POST DERBY LPO DE DERBY	23.45	2.13
21/07/2021	MINING & HYDRAULIC S MALAGA	755.15	68.65
22/07/2021	WWW.WEBJET.COM.AU MELBOURNE	568.62	51.69
27/07/2021	MAPWORLD WILLETTON	18.95	1.72
29/07/2021	VIRGIN AUSTR0795151326044 BRISBANE	6.79	0.61
29/07/2021	VIRGIN AUSTR0795216963973 BRISBANE	668.00	60.72
03/08/2021	KIMBERLEY HOME & ELE DERBY	197.70	17.97
06/08/2021	BP COLAC DERBY 6310 DERBY	187.50	17.04
10/08/2021	FITZROY RIVER LODGE FITZROY CROSS	95.15	8.65
Sub-total		2,810.24	255.40

Cardholder Name: ALAN LAMB
 Cardholder Number:

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

ANZ BUSINESS ONE

ACCOUNT NUMBER:

Spend Cap: \$5,000.00

Date	Description	Amount	Default GST*
03/08/2021	KMART ONLINE 03	34.00	3.09
04/08/2021	LOCAL GOVERNEMENT MANA EAST PERTH	95.00	8.63
04/08/2021	LOCAL GOVERNEMENT MANA EAST PERTH	95.00	8.63
04/08/2021	LOCAL GOVERNEMENT MANA EAST PERTH	95.00	8.63
05/08/2021	QANTAS AIR AUSTRALIA	1,143.68	103.97
Sub-total		1,462.68	132.95

Account Number: 4564805082499007

Date	Description	Amount	Default GST*
06/08/2021	AUTOREPAYMENT - THANK YOU	15,121.55CR	
Sub-total		15,121.55CR	

Total GST payable this statement* \$981.61

Closing Account Balance \$10,800.26

IMPORTANT MESSAGES

YOUR AGREED PAYMENT WILL BE DEBITED FROM YOUR ACCOUNT ON 06/09/21
 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)

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

13 TECHNICAL SERVICES

Nil

14 DEVELOPMENT SERVICES**14.1 PLANNING APPLICATION AT LOT 11, NO. 145 LOCH STREET, DERBY FOR OFFICES, CAFÉ/CAFETERIA, LANDSCAPING AND PARKING.****File Number:** 7060; 13/21; A100511**Author:** Robert Paull, Manager Development Services**Responsible Officer:** Wayne Neate, Director Technical and Development Services**Applicant:** Winun Ngari Aboriginal Corporation**Owner:** Winun Ngari Aboriginal Corporation**Proposal:** Alterations and extensions to existing buildings to establish office, internal café/cafeteria' and associated parking**Location:** Lot 11, No. 145 Loch Street, Derby**Authority/Discretion:** Legislative**SUMMARY**

Council is requested to favourably consider an Application for Planning Consent for additions to the existing buildings to establish office, internal 'cafeteria' and associated parking at Lot 11, No. 145 Loch Street, Derby (Subject land).

DISCLOSURE OF ANY INTEREST

Nil.

BACKGROUND

The Subject land triangular in shape, flat, with an area of 5,493m² and is occupied by buildings and facilities associated with the Winun Ngari Aboriginal Corporation (WNAC) offices. In addition to the above, the subject site is extensively landscaped with large grass areas and mature trees.

Access to the Subject Land is via Stanley Street, a very wide road reserve that is informally utilised by a number of organisations that front the road for parking. Land abutting to the east is occupied by the Derby Aboriginal Health Services.

Prior to being utilised by WNAC for administration of their community services, the subject site was occupied by Main Roads WA. Being previously occupied by a State Government agency the Shire has limited information regarding approvals of the existing development and essential services.

Council at the Ordinary Meeting held on the 27th November 2014, issued Planning Consent for office extensions in the form of two transportable buildings which are located on the south west area of the property.



Aerial photo of Subject land – source Plan WA



Subject land looking east from Loch Street Corner



Two (2) prefabricated transportable buildings – south east corner of Subject land



Looking south from the Stanley Street entrance (note unauthorised sea containers)



Parking with the Stanley Street road reserve

STATUTORY ENVIRONMENT

Planning and Development Act 2005 (Act)

Development (Local Planning Schemes) Regulations 2015

Other Matters to be considered – Clause 67 Planning

- (m) the compatibility of the development with its setting including the relationship of the development to development on adjoining land or on other land in the locality, including but not limited to, the likely effect of the height, bulk, scale, orientation and appearance of the development;*
- (n) the amenity of the locality including the following:*
 - (i) environmental impacts of the development;*
 - (ii) the character of the locality;*
 - (iii) social impacts of the development.*
- (o) the likely effect of the development on the natural environment or water resources and any means that are proposed to protect or to mitigate impacts on the natural environmental or the water resource.*
- (p) whether adequate provision has been made for the landscaping of the land to which the application relates and whether any trees or other vegetation on the land should be preserved.*

- (q) *the suitability of the land for the development taking into account the possible risk of flooding, tidal inundation, subsidence, landslip, bushfire, soil erosion, land degradation or any other risk.*
- (s) *the adequacy of –*
 - (i) *the proposed means of access to and egress from the site; and*
 - (ii) *arrangements for the loading, unloading, manoeuvring and parking of vehicles.*
- (t) *the amount of traffic likely to be generated by the development, particularly in relation to the capacity of the road system in the locality and the probable effect on traffic flow and safety.*
- (u) *the availability and adequacy for the development of the following:*
 - (i) *public transport services;*
 - (ii) *public utility services;*
 - (iii) *storage, management and collection of waste;*
 - (iv) *access for pedestrians and cyclists;*
 - (v) *access by older people and people with disability.*
- (v) *the potential loss of any community service or benefit resulting from the development other than potential loss that may result from economic competition between new and existing businesses.*

Shire of Derby / West Kimberley Local Planning Scheme No. 5 (LPS5)

The subject site is zoned “Community Purpose” under the provisions of LPS5. Under the provisions of LPS5, the objective of the “Community Purpose” zone is:

“To designate land in suitable locations for community purposes to meet the needs of the town in regard to the provision of educational, social, recreational and welfare facilities and services by organisations involved in activities for community benefit”.

The subject site is currently utilised by WNAC as the central administration for various service delivery programs. WNAC provide a wide range of community service programmes within Derby. The current WNAC operations on the subject site are considered to be consistent with the objectives of the “Community Purpose” zone.

The ‘café’ as referenced in the application is not defined in LPS5 however the definition of ‘restaurant/cafe’ under the *“Planning and Development (Local Planning Schemes) Regulations 2015 Schedule 1 Model provisions for local planning schemes”* is the closest interpretation as follows:

“restaurant/cafe means premises primarily used for the preparation, sale and serving of food and drinks for consumption on the premises by customers for whom seating is provided, including premises that are licenced under the Liquor Control Act 1988”.

A restaurant and similar commercial café operation is prohibited in the “Community Purpose” zone. However, a ‘cafeteria’ as reference in the application and plans can be considered ‘incidental’ to WNAC’s operations provided it is associated with the community use on the land and not accessible to the public.

POLICY IMPLICATIONS

There are no known policy implications.

FINANCIAL IMPLICATIONS

There are no known direct financial implications.

STRATEGIC IMPLICATIONS

GOAL	OUR PRIORITIES	WE WILL
Priority 1: Leadership and Governance	1.1 Collaboration and Partnerships 1.2 Capable, inclusive and effective organisation 1.3 Effective Communication	1.1.1 Maximise local opportunities 1.2.4 Attract and effectively use resources to meet community needs 1.3.3 Listen to and respond to the needs of our communities

RISK MANAGEMENT CONSIDERATIONS

RISK	LIKELIHOOD	CONSEQUENCE	RISK ANALYSIS	MITIGATION
Legal & Compliance:	Possible	Moderate	Medium	Council is obligated to consider the application in light of statutory planning provisions. The decision of Council can be ‘appealed’ by the applicant to the State Administrative Tribunal

CONSULTATION

There is no obligation under LPS5 to advertise the application, however due the extent of development, it was referred to the adjoining landowner (Derby Health Service) to enable comment. No comment or objection was received.

Due to the need to connect the development to reticulated sewerage and the need for adequate power supply, the application was referred to Water Corporation and Horizon Power for comment. A response of no objection (but with advice) was received from Water Corporation (Note Attachment 2). No response has been received from Horizon Power.

In addition, although the proposal does not entertain vehicle access to Loch Street, the application was referred Main Roads WA (MRWA). No response has been received from MRWA

COMMENT

Land Use Permissibility

Under the “Community Purpose” zone the use of an “Office” land use is classed as “IP”, meaning the use is not permitted unless it is incidental to the predominant use on the land. The proposal seeks to add additional development with a floor area of 1155m² comprising:

- Offices;
- Ablutions/tea room/ kitchen (177m²);

- Meeting rooms;
- Boardrooms; and
- ‘Cafeteria’ (advised by the applicant to be an internal facility to support in-house and hosted functions such as training sessions, workshops and the like).

The current building facilities on the Subject land has a net building area of 530m² excluding the 2 transportable buildings previously approved by Council).

The proposed development will provide office and operational space in support of the current and future WNAC operations on the Subject land, which reflects the predominant use. Accordingly the current use and proposed development demonstrates it is incidental to the existing operations on the subject site and is considered to be consistent with the land use permissibility under LPS5.

General Development Requirements

Discretion to Modify Development Standards

Clause 4.4 of LPS5 outlines that variations to development standards contained within LPS5 may be approved if Council is satisfied that:

- (a) Approval of the proposed development would be consistent with the orderly and proper planning of the locality and the preservation of the amenities of the locality;
- (b) The non-compliance will not have any adverse effect upon the occupiers or users of the development or the inhabitants of the locality or upon the likely future development of the locality; and
- (c) The spirit and purpose of the Scheme Objectives, requirements or standards will not be unreasonably departed from thereby.

Should any variations to the development standards within LPS5 be required, they will be assessed against the above criteria. However, there is no such discretion to consider a public accessed café.

Building Setbacks

Clause 4.5 of LPS5 addresses the required setbacks for developments. The table below outlines the setbacks for the proposed development against those required under the “Community Purpose” zone:

Community Purpose Zone	Street	Rear	Side
Setback Standard	7.5m (Loch Street)	6.0m (Stanley Street)	Council discretion.
Proposed Development	7.5m	6.0m	Over 18m

As noted, the Subject land is triangular in shape which is not necessarily anticipated in setback provisions under LPS5. Given the Subject land’s presentation to Loch Street (and acknowledging vehicular access is from Stanley street), Loch Street has in the past been regarded for setback purposes to be ‘street frontage’.

The table from LPS5 (extract above) requires a 7.5m setback to Loch Street (front) with a setback to Stanley Street (rear) of 6.0m. Both Street and Rear setbacks comply with LPS5.

The separation of buildings to adjoining property (side) is estimated to be over 18m and is considered to be acceptable. Accordingly, the setbacks are considered to be acceptable and no variation to Clause 4.5 of LPS5 standards is required.

It is noted that several unauthorised sea containers are located in the setback/parking and landscape areas of the Subject land, along with the 2 approved transportable buildings. Should Planning Consent issue, it is recommended that the sea containers and transportable buildings all be removed prior to occupation of the development so as to allow for parking and landscaping.

Height Restrictions

Clause 4.6 of LPS5 outlines that no building in any zone shall exceed 2 storeys or 9 metres in height above natural ground level at any point. The proposed development is to have a maximum height of 6.745m (to the ridge of the roof). Even with increased floor height to 500mm (see 'Land Subject to Inundation' below), the development complies with Clause 4.6 of LPS5.

Land Subject to Inundation

Clause 4.7 of LPS5 outlines requirements for development on land considered as being liable to flooding. The Subject land has not been identified within any Shire documents as being within an area subject to inundation.

The Subject land is located well within the developed urban framework of the Townsite. In addition the proposed development should be built to at least 500mm above the natural ground level. Should planning consent issue, this will need to be a condition of any approval.

The proposed development is not considered to be at risk on inundation as outlined within Clause 4.7 of LPS5.

Landscaping and Preservation of Existing Vegetation

Clause 4.9 of LPS5 outlines the requirement for landscaping associated with development. The requirements under Clause 4.9 of LPS5 are summarised as:

- Where landscaping is required as a condition of planning approval it shall be maintained thereafter in accord with the approved plan.
- A minimum 10% of the site area of all commercial and industrial development shall be landscaped.
- No person shall remove a Boab tree without written consent of the Council.

In response to the above requirements the following justification is provided:

- Should Council require additional vegetation onsite as part of the approval this can be conditioned to ensure it is maintained thereafter.
- While the proposed development is a community use and not a commercial or industrial development as outlined within LPS5, the Subject land along with the submitted plan provides for at least 10% landscaping of the subject site.
- No Boab trees are proposed to be removed as part of the application.

In light of the above, the proposed development is consistent with Clause 4.9 of LPS5 and landscaping can be a condition of any Planning Consent.

Car Parking Requirements

Clause 4.13 of LPS5 outlines the requirements for car parking associated with development on the basis of Gross Leasable Floor Area (GLA). LPS5 defines GLA as follows:

“Gross Leasable Area: means in relation to a building, the area of all floors capable of being occupied by a tenant for his exclusive use, which area is measured from the centre lines of joint partitions or walls and from the outside faces of external walls or the building alignment, including shop fronts, basements, mezzanines and storage areas.”

It is suggested that the definition is somewhat unreasonable as it does not make reference to areas such as toilets, cleaner’s cupboards, tea rooms and plant rooms, and other service areas that do not add to the operational needs associated with parking. It is recommended that Council consider a variation to the parking requirements to exclude these areas from the parking calculations.

Based on this the table below illustrates the existing and required parking for the Subject land in relation to application.

	Floor Space (m ²)	Minimum Parking Provision	Required Car Bays	Total to be Provided
Existing Office Space less ablutions/ tea room/kitchen	530	1:40m ² NLA	13	
Proposed development less ablutions/ tea room/kitchen	1155	1:40m ² NLA	29	
Total	1658		42	47

The proposed development with toilets/tea room/kitchen removed from the calculation requires a total of car 42 bays. As the ‘Cafeteria’ is intended to be a facility to support in-house and hosted functions such as training sessions, workshops and the like, it can be reasonably be treated at a parking rate of 1:40m² (not one space per 4 seats as required under LPS5). As previously noted, should it be sought to open the ‘Cafeteria’ to the public at a future time (‘i.e. café), this will require rezoning to LPS5 as a stand-alone, public accessed ‘cafe’ is not considered ‘incidental’ to the predominant use of the land and therefore prohibited.

With the two previously approved transportable buildings removed (along with unauthorised sea containers), the Site Plan indicates that 47 car bays are to be provided on the subject site - which exceeds the parking requirement.

It is noted that there is significant informal parking outside of the Subject land in Stanley Street (40m wide) road reserve. Discussions with WNAC reveal that whilst some parking can be attributed to the existing WNAC usage, not all of the parking in Stanley Street is necessarily associated with WNAC.

In this regard, it is suggested that the Shire enter into discussions with operators within the Stanley Road precinct with a view to addressing the parking needs for the area.

SUMMARY

As outlined within this report, the proposed development on the subject site satisfies the applicable statutory planning requirements under LPS5, including:

- Building Setbacks;
- Landscaping; an
- Height restrictions.

It is recommended that the applicant/owner be given absolute clarity in any approval that the 'Cafeteria' can only be approved as an in-house 'cafeteria' as the zoning prohibits an external commercial operation. Subject to a rezoning or a LPS5 amendment, onsite and/or associated parking for a café/restaurant would limit the opportunity to open a public accessed café. It is noted that an external gate is to be made available directly opposite the entry to the 'Cafeteria'. This should be conditioned to be either removed or fitted as a one way only gate that prevents public access to the site and 'Cafeteria'.

Some parking variations to the development standards (Cl 4.13) as provided for in the Report under Cl 4.4 of LPS5 are recommended.

In addition, it is recommended that the Chief Executive Officer pursue discussions with organisations within the Stanley Street precinct to discuss an overall strategy and improvements for parking in the road reserve.

Having regard to the above, it is considered that the proposed development is generally consistent with the objectives for the area as are set out under the LPS No.5.

VOTING REQUIREMENT

Simple majority

ATTACHMENTS

1. **Attachment 1 Application, correspondence and plan/elevation**  
2. **Attachment 2 Water Corp Response**  

RESOLUTION 131/21

Moved: Cr Paul White

Seconded: Cr Andrew Twaddle

That with respect to Planning Application at Lot 11, No. 145 Loch Street, Derby for Offices, internal Cafeteria, Landscaping and Parking, Council pursuant to Local Planning Scheme No.5 (LPS5):

1. **Note the Report;**
2. **Agree to accept the parking variations to the development standards (Cl 4.13) as provided for in the Report under Cl 4.4 of LPS5 ; and:**

3. Issue Planning Consent subject to the following conditions and advice notes:

- i. Plans submitted with the application are to be modified to:**
 - a) Reflect a minimum floor level of 500mm above the natural ground level; and**
 - b) Provide details and dimensions for access ways, parking, pathways and connection to Shire road reserves;**
 - c) The 'cafeteria' on the submitted shall not be provided with any public access to the internal cafeteria area and shall either be suitably fenced or locked to prevent the general public access;****all to the satisfaction of the Shire of Derby/West Kimberley.**
- ii. All development is to be in accordance with the plans endorsed in accordance with Condition i).**
- iii. Prior to the commencement of any site works, a Landscaping Plan for the site is to be developed as part of this Planning Consent the must be submitted to and approved by the Shire of Derby/West Kimberley. For the purpose of this condition, a detailed Landscaping Plan must be drawn to an appropriate scale and show a minimum of 10% site landscaping and the following:**
 - a) The location and type of new trees and shrubs including an estimate of ultimate girth sizes that are proposed to be installed as part of the landscaping;**
 - b) Any lawns to be established;**
 - c) Any natural landscape areas to be retained; and**
 - d) Those areas to be reticulated or irrigated.**
- iv. Prior to occupation of the development:**
 - a) Crossovers, car parking areas and pathways shall be:**
 - finished to a sealed standard (either asphalt, two-coat bitumen seal or concrete), drained and kerbed in accordance with the approved plan;**
 - fully drained in accordance with Shire specifications;**
 - line marked and signed in accordance with AS 2890 (off street parking) and disabled bays to be in accordance with AS/NZS2890.6:2009; and**
 - b) all sea containers and 2 transportable buildings shall be removed to make way for landscaping and parking;****all to the specifications and satisfaction of the Shire of Shire of Derby West Kimberley.**
- v. All pathways servicing the development are to:**
 - a) Have a minimum dimension of 1.5 metres and comply with disability access requirements; and**
 - b) Be provided with suitable lighting to the relevant Australian Standard.**
- vi. The development being connected to a reticulated water supply and sewer system to the requirements of the Water Corporation and satisfaction of the Shire of Derby/West Kimberley.**
- Vii The offices, internal cafeteria and parking shall only be used to effect the operations**

of Winun Ngari Aboriginal Corporation unless otherwise approved in writing by the Shire of Derby/West Kimberly.

- viii The internal cafeteria hereby approved is to support Winun Ngari Aboriginal Corporation's in-house and hosted functions such as training sessions, workshops and the like. No separate or independent public access to the internal cafeteria is permitted.
- ix. This decision will expire if the development has not substantially commenced and is in continuation within two [2] years of the date of this decision.

Advice notes

- i. The Shire will consider extensions to the approval period for up to two [2] years provided a written request is received no later than the original or extended date of expiry.
- ii. Should the owner and/or applicant be aggrieved by this decision, or any of the conditions imposed, there is a right of review under the Planning and Development Act 2005. An application for review must be submitted in accordance with Part XIV of the Planning and Development Act 2005 within 28 days of the date of this decision to: the State Administrative Tribunal, GPO Box U1991, Perth, WA 6845. Further information regarding this right of review is available on the SAT website www.sat.justice.wa.gov.au or by phoning 1300 306 017.
- iii. A Building Permit is required to be issued by the Shire prior to the commencement of any on-site building works.
- iv. The development and use shall at all times comply with the provisions of the Shire of Derby/West Kimberley Local Planning Scheme No. 5 (or other gazetted planning instrument applicable to the site), the Health Act 1911, the Building Code of Australia, the Environment Protection Act 1986 and any other relevant Acts, Regulations, Local Laws or Council policies.
- v The 'cafeteria' as approved is to support Winun Ngari Aboriginal Corporation in its in-house and hosted functions, such as training sessions, workshops and the like. The 'café' component as referred to in the application is prohibited under the Shire of Derby/West Kimberley Local Planning Scheme No. 5. Should Winun Ngari Aboriginal Corporation seek to open a public accessed 'café', the land would need to be rezoned to allow consideration of a 'café. Should rezoning be approved, the applicant would be required to seek planning consent where amongst other things, means to increase parking to the 'café' would need to be addressed.
- vi The internal cafeteria shall be constructed in accordance with *Australia New Zealand Food Authority Safe Food Australia 127 Standard 3.2.3* and registered as a commercial kitchen in accordance with the *Food Act 2008* and *Food Regulations 2009*.

4. The Chief Executive Officer be requested to pursue discussions with organisations within

the Stanley Street precinct in relation to an overall strategy and improvements for parking in the road reserve.

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



PO Box 500, Derby WA 6728
P (08) 9191 1964
F (08) 9191 1877

9 September 2021

Ms Amanda O'Halloran
Chief Executive Officer
Shire of Derby West Kimberley
PO Box 94
DERBY WA 6728

DEVELOPMENT APPLICATION – 145 LOCH STREET, DERBY

Dear Amanda,

Winun Ngari Aboriginal Corporation (WNAC) is proposing to expand the capacity of our administration offices located at 145 Loch Street, Derby. With the growth of programs and therefore staffing numbers, the existing building (to be retained) is unable to accommodate our needs and has required WNAC to occupy separate locations in Derby with the aim now to consolidate into one central location.

WNAC has engaged Bateman Architects to assist us to prepare preliminary elevations and a site plan, the latter of which shows two additional buildings and facilities:

1. Offices (located to the east of the existing office) with open staff space, private offices, meeting rooms and board room.
2. Cafeteria (located to the east of the existing office) for on-site staff use and as a facility to support in-house and hosted functions such as training sessions, workshops and the like.
3. On-site carparking capacity that exceeds requirements for the complex.

The property is not connected to the town's sewerage system, however Watercorp have been consulted and advise that a gravity connection point is available approximately 170m away along Ashley Street.

Zoning of Lot 145 is *Community Purposes* where in this context, 'office' use is consistent with the Scheme as the 'office' provides the means by which the 'community purpose' is served.

This is a great opportunity to maximise the utilisation of the property's available space which will improve the efficiency of WNAC both financially and service delivery through being in a consolidated location for our many clients to access where these are often across multiple programs.

I am available to meet anytime to discuss further or make a presentation to Council when convenient.

Yours sincerely,

A handwritten signature in black ink that reads 'Susan Murphy'.

Susan Murphy
Chief Executive Officer



DEVELOPMENT APPLICATION FORM

OWNER DETAILS		
Names(s): Winun Ngari Aboriginal Corporation		ABN (if applicable): 17 643 250 585
Postal Address: PO Box 500 DERBY WA 6728		State/Post Code: 6728
Home Phone:	Work Phone: (08) 9191 1877	Mobile Phone: 0409 970 954
E-mail Address: ross.sullivan@winunngari.org.au		Fax: (08) 9191 1964
Owner's Signature(s): <i>Susan Mungoff</i>		Date: 09/09/2021
Contact person for correspondence: Ross Sullivan		

APPLICANT DETAILS (IF DIFFERENT FROM OWNER)		
Name(s):		ABN (if applicable):
Postal Address:		State/Post Code:
Home Phone:	Work Phone:	Mobile Phone:
E-mail Address:		Fax:
Applicant's Signature:		Date:
Contact person for correspondence:		

Derby

(08) 9191 0999 | 30 Loch Street
 sdwk@sdwk.wa.gov.au | PO Box 94, Derby WA 6728

Fitzroy Crossing

(08) 9191 5355 | Flynn Drive
 sdwk@sdwk.wa.gov.au | PO Box 101, Fitzroy Crossing

ABN: 99 934 203 062

www.sdwk.wa.gov.au



DEVELOPMENT APPLICATION FORM (con't)

PROPERTY DETAILS		
Location No(s): ----	Lot No(s): 11	Street No(s) (urban or rural): 145
Diagram or Plan No: 97701	Certificate of Title Volume/Folio: 2571/765	Title Encumbrances (if any): Nil
Street Name: Loch Street	Suburb/Locality: DERBY	
Nearest Street Intersection: Stanley Street	Total Land Area (m ² or ha): 5,493 m ²	

PROPOSED DEVELOPMENT			
Nature of development: (Circle)	<input checked="" type="radio"/> Works	<input type="radio"/> Use	<input type="radio"/> Works and Use
Description of proposed works and/or land use: Expansion of Winun Ngari's office space and facilities to allow consolidation of staff and services onto the property. This will include two additional buildings and on-site carparking: 1. Additional office complex with open staff space, private offices, meeting rooms and board room. 2. Cafeteria for on-site staff use and as a facility to support in-house and hosted functions such as training sessions, workshops and the like. 3. On-site carparking capacity that exceeds requirements for the complex.			
Nature of any existing buildings and/or use: The current office complex being Winun Ngari's main administration as well as a donga which will be relocated as it will not form a part of the development.			
Is an exemption from approval claimed for part of the development? (Circle)			
<input checked="" type="radio"/> No	<input type="radio"/> Yes	If yes, is the exemption for: <input type="radio"/> Works <input type="radio"/> Use	
Description of exemption claimed (if relevant):			
Approximate cost of proposed development: \$5.0M	Estimated time of completion: December 2023		
Services known to be available: (tick)	Y	N	Development already commenced or completed? (Circle) * Y <input checked="" type="radio"/> N
Electricity	Y		
Scheme water	Y		
Reticulated sewer	Y		
Stormwater drainage		N	

Derby
 ☎ (08) 9191 0999 | 30 Loch Street
 ✉ sdwk@sdwk.wa.gov.au | PO Box 94, Derby WA 6728

Fitzroy Crossing
 ☎ (08) 9191 5355 | Flynn Drive
 ✉ sdwk@sdwk.wa.gov.au | PO Box 101, Fitzroy Crossing

ABN: 99 934 203 062

🌐 www.sdwk.wa.gov.au



Shire of Derby / West Kimberley

Sealed road access	Y	* Penalty fees may apply
--------------------	---	--------------------------

OFFICE USE ONLY:	Date received: _____	Shire Reference: _____
Checked (Officer's Initials): _____	Fee received: _____	Plans Attached: Y N

Derby

☎ (08) 9191 0999 | 30 Loch Street
 ✉ sdwk@sdwk.wa.gov.au | PO Box 94, Derby WA 6728

Fitzroy Crossing

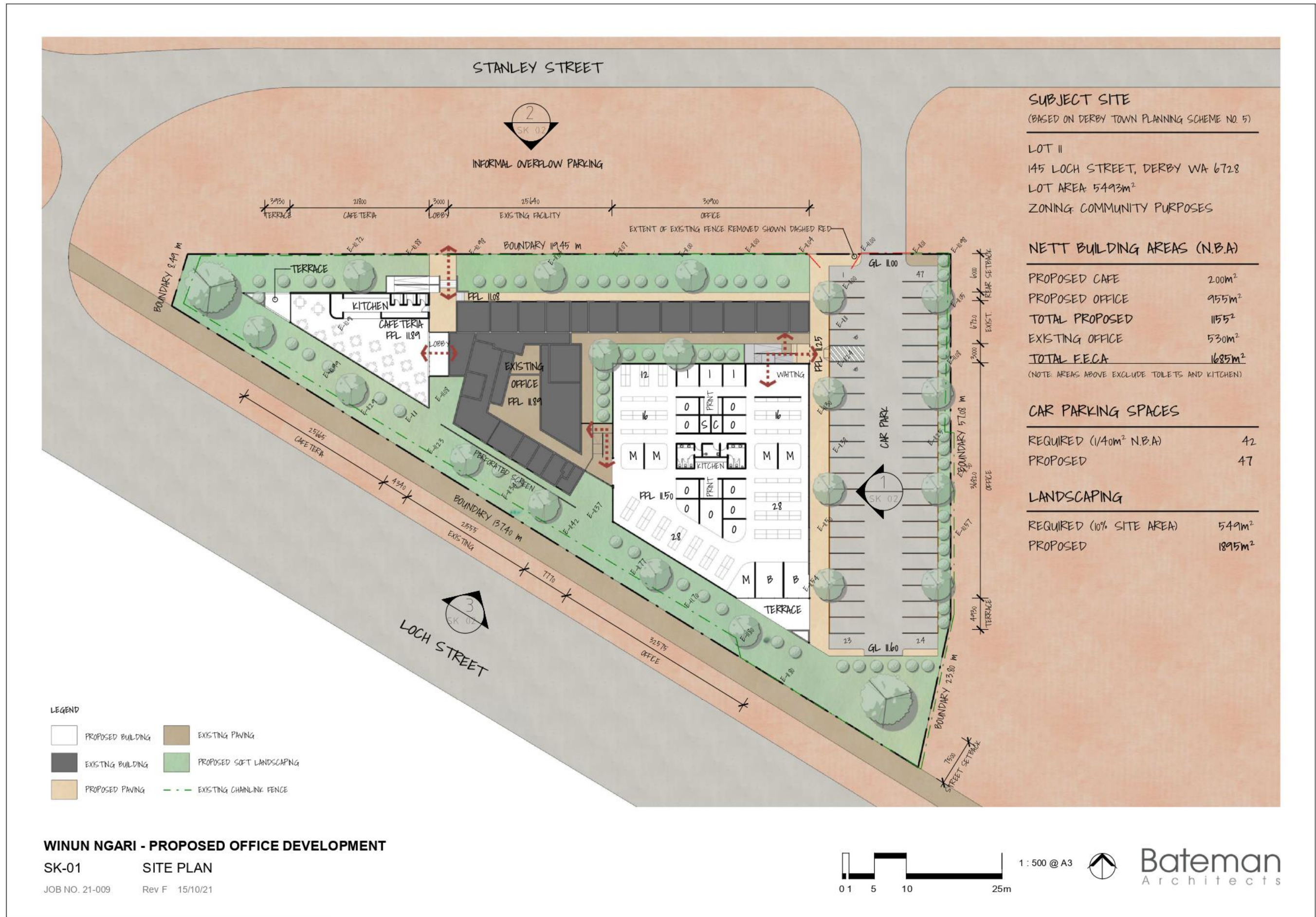
☎ (08) 9191 5355 | Flynn Drive
 ✉ sdwk@sdwk.wa.gov.au | PO Box 101, Fitzroy Crossing

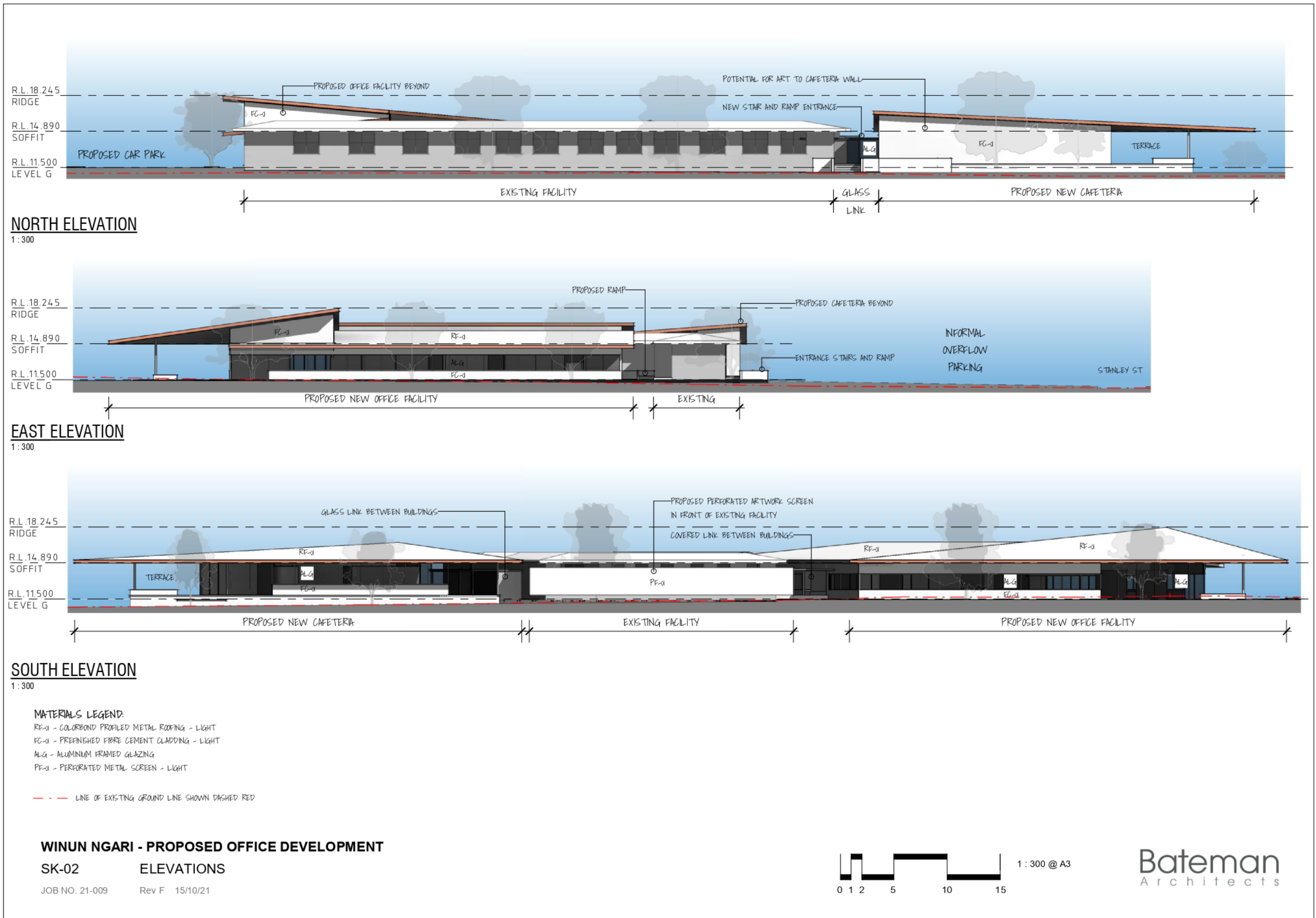
ABN: 99 934 203 062

🌐 www.sdwk.wa.gov.au

DEVELOPMENT APPLICATION ADVICE

- *The signature of the owner(s) is required on all applications. This application will not proceed without that signature. For the purposes of signing this application and owner includes the persons referred to in the Planning and Development (Local Planning Schemes) Regulations Schedule 2 clause 62(2).*
- *All registered proprietors must sign the application form. If signing on behalf of a Company authority must be signed by: one director of the company accompanied by the company seal; or two directors of the company; or one director and one secretary of the company, or one director if a sole proprietorship company. Applications made by either private owners or companies that have recently changed names must provide supporting documentation showing the change of name.*
- *Applications made by prospective purchasers under contract of sale must be accompanied by a letter of consent from the current owners of the property giving the purchaser authority to make the application; or a copy of the Landgate transfer lodgment approval to make the application; or contract(s) of sale or offers and acceptances expressly including a provision of consent by the Vendor to the application proposed.*
- *The executor(s) of a deceased estate must provide evidence of grant of probate.*
- *Applications made by a State government agency must be signed by an 'authorised officer,' clearly stating their name and position held.*
- *An 'authorised officer' of Landgate must sign applications made on Crown Land.*
- *Where the Crown Land has been vested in a local/government authority, an 'authorised officer' of that local authority can sign the application form, stating his/her full name and position held.*
- *The information and plans provided with this application may be made available by the local government for public viewing in connection with the application.*





Development Services 629 Newcastle Street Leederville WA 6007 PO Box 100 Leederville WA 6902 T (08) 9420 2099 F (08) 9420 3193



Your Ref: 7060; 13/21
Our Ref: TPS379681
Enquiries: Matt Calabro
Direct Tel: 9420 2099

07 October 2021

Chief Executive Officer
Shire of Derby/ West Kimberley
30 Loch St
DERBY WA 6728

Attention: Robert

**Re: NOTICE OF APPLICATION FOR PLANNING APPROVAL - TOWN
PLANNING SCHEME NO.5 - Lot 11, No.145 Loch Street, Derby**

Thank you for your letter dated 29 September 2021. Water Corporation has no objection to the proposed development. We offer the following comments in regard to this proposal.

Water and Wastewater

Water servicing is currently available in the area and the development site is currently connected to the network at an adequate level for the future needs.

Wastewater is available to the site but will require an extension from the access chamber (AC0281) on Ashley street, approximately 170m away from the development site. The Developer should already be aware of this from previous discussions between Water Corporation and them, prior to submitting this Development Application. This will be undertaken at the cost of the developer.

General Comments

This proposal will require approval by our Building Services section prior to commencement of works. Infrastructure contributions and fees may be required to be paid prior to approval being issued.

For further information about building applications, please click on the following link:
<https://www.watercorporation.com.au/Developing-and-building/Building/Lodging-a-building-application/Single-residential-building-applications>

The developer is expected to provide all water and sewerage reticulation if required. A contribution for Water, Sewerage and Drainage headworks may also be required. In addition, the developer may be required to fund new works or the upgrading of existing works and protection of all works.

The information provided above is subject to review and may change. If the proposal has not proceeded within the next 6 months, please contact us to confirm that this information is still valid.

Please provide the above comments to the land owner, developer and/or their representative.

Should you have any queries or require further clarification on any of the above issues, please do not hesitate to contact me at matt.calabro@watercorporation.com.au

Regards,

A handwritten signature in black ink, appearing to read 'Matt Calabro', written in a cursive style.

Matt Calabro
Advisor – Land Planning
Development Services

14.2 REQUEST FOR COMMENTS ON PROPOSED LICENCE OVER PART OF UNMANAGED RESERVE 1507 "WATERING PLACE" AND PART OF UNMANAGED "STOCK ROUTE" RESERVE 29396

File Number: 7060, a60115
Author: Robert Paull, Manager Development Services
Responsible Officer: Wayne Neate, Director Technical and Development Services
Applicant: Department of Planning, Lands and Heritage
Owner: State of Western Australia
Proposal: A Licence is sought under s48 of the Land Administration Act 1997 for purposes related to the operation of the Colourstone Abattoir, liquid waste facility and include truck turning circle, access tracks between the Abattoir and the adjacent Yeeda Pastoral Lease
Location: Roebuck
Authority/Discretion: Legislative

SUMMARY

Council is recommended to support the request to Licence part Lot 397 (Reserve 1507) and part Lot 278 (Reserve 29396) under s48 of the *Land Administration Act 1997* (LAA) to the Kimberley Meat Company Pty Ltd (KMC).

DISCLOSURE OF ANY INTEREST

Nil

BACKGROUND

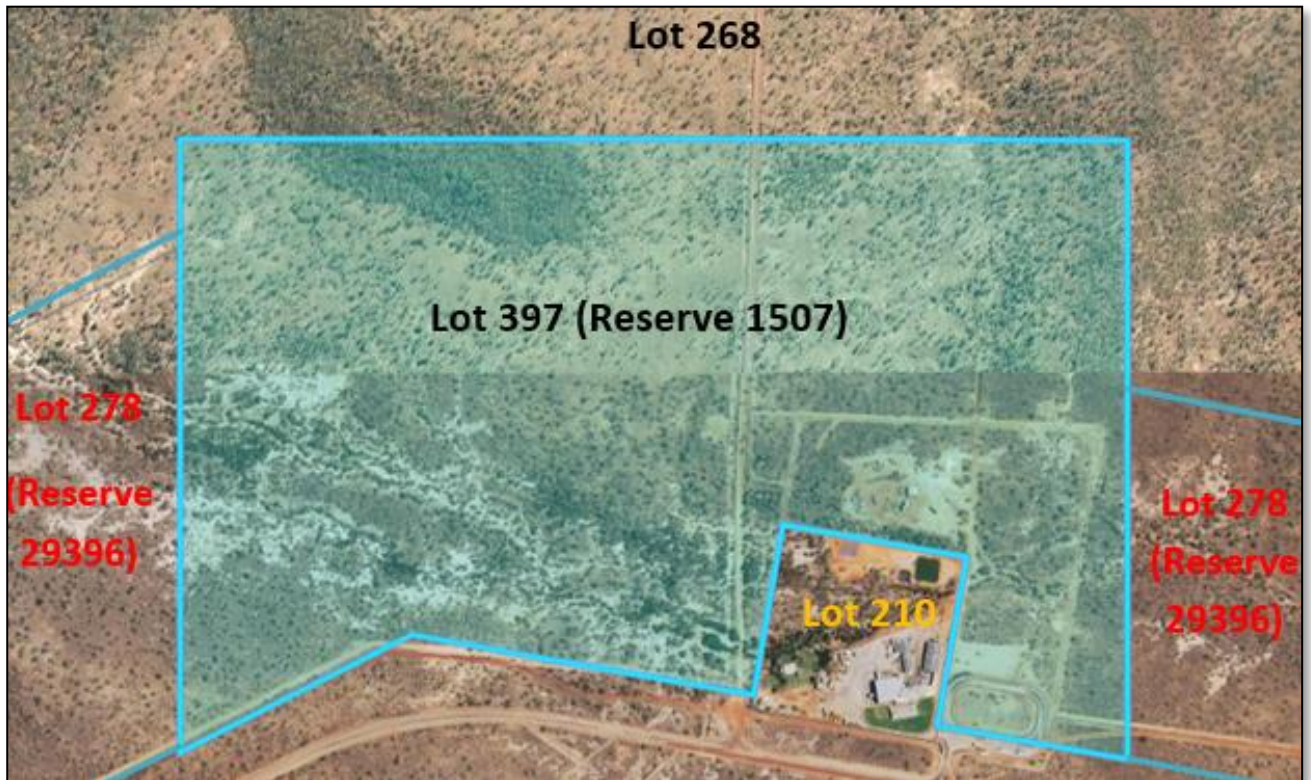
Yeeda is the registered lessee of the Yeeda Pastoral Lease over Lot 268. KMC is the registered proprietor of freehold Lot 210 (Lot 210) where it operates the Colourstone Abattoir on Lot 210. Lot 397 comprises unmanaged Reserve 1507 and is for the purpose of "Watering Place".

It is understood that when the Abattoir was established, it was intended that it would be owned by pastoralists in the region (and not just Yeeda) for the industry's broader benefit. Yeeda legal advises has advised that due diligence undertaken to investigate the establishment of a Co-operative identified that some of the infrastructure used to support the Abattoir has been located on Lot 397 and possibly the adjoining stock route and so is not currently covered by suitable tenure arrangements.

Apparently, Yeeda's previous management was under the mistaken belief that the Pastoral Lease and Lot 210 were adjoining, and so no additional tenure was required.

The Department of Planning, Lands and Heritage (DPLH) is seeking Council comment on the request to Licence part Reserve 1507 and part Reserve 29396 to KMC (Note Attachment 1). The Licence is intended to be issued for purposes related to the operation of the Colourstone Abattoir and the liquid waste facility conducted on the adjacent Yeeda Pastoral Lease. This will include truck turning circle, access tracks between the Abattoir and Pastoral Station, laydown area, stockyards and water bores and pipelines access.

Lot 397 is located between Lot 210 and the Pastoral Lease as per below:



Expanded view below (Source: PlanWA)



It is understood that the public will continue to have access to the informally constructed (but not maintained) Nillibubblica Road across Reserve 1507.

The Licence is being considered for a term of two years and is intended to be an interim access arrangement to allow the Abattoir’s operations to continue while longer term tenure, such as lease or freehold, and/or easements over the area are negotiated.

STATUTORY ENVIRONMENT

Land Administration Act 1997 (Section 48)

POLICY IMPLICATIONS

There are no known policy implications.

FINANCIAL IMPLICATIONS

There are no known direct financial implications.

STRATEGIC IMPLICATIONS

GOAL	OUR PRIORITIES	WE WILL
Priority 1: Leadership and Governance	1.1 Collaboration and Partnerships 1.2 Capable, inclusive and effective organisation 1.3 Effective Communication	1.1.1 Maximise local opportunities 1.2.4 Attract and effectively use resources to meet community needs 1.3.3 Listen to and respond to the needs of our communities

RISK MANAGEMENT CONSIDERATIONS

RISK	LIKELIHOOD	CONSEQUENCE	RISK ANALYSIS	MITIGATION
Legal & Compliance:	Possible	Moderate	Medium	Council to consider the implications of the s.48 License over Reserve 1507 and advise DPLH.

CONSULTATION

The Shire is responding to the statutory consultation required by the DPLA under the LAA. Prior to the DPLH referral, the Shire was contacted by Yeeda’s legal advisor to ascertain a position of the Licence with the Shire. The advice provided was that such a request needed to be referred to Council.

COMMENT

The request for the Licence is supported in principle as it will enable Yeeda to address previous errors. It is understood that initially, KMC sought a Licence under s.48 of the LAA as interim tenure over the part of Reserve 1507 and part of the stock route for a term of 3 years as follows:

“Purposes related to the operation of the Coloustone Abattoir on Lot 201 on Deposited Plan 186082, and the liquid waste facility and stockyards located on Yeeda Pastoral Lease N050691”

DPLH advice is that the tenure period sought is for 2 years. It is considered appropriate that any long term tenure only be supported where there is consent from the Native Title holders (Nyikina Mangala) and if applicable, the successful negotiation for an indigenous land use agreement.

In addition, it is vital that all public access to and over Reserve 1507 (specifically Nillibubblica Road) should not be inhibited in any way by the issue of a Licence. Any works associated with the Abattoir on Lot 201 be located over Reserve 1507, may require retrospective planning and environmental health approvals.



In addition, the Shire is aware that the 'truck turning circle/laydown' associated with Reserve 1507 is sited partially located on the Great Northern Highway road reserve. Whilst it is acknowledged that the Licence relates to Reserve 1507, it is noted that a portion of the 'truck turning circle/laydown' is located over the Great Northern Highway road reserve. In this regard, Yeeda should be advised to discuss the incursion with Main Roads WA.

Should any of the conditions sought not be supported by DPLH, the Shire's position should be considered to oppose the License until further written notice.

VOTING REQUIREMENT

Simple majority

ATTACHMENTS

1. Attachment 1 - DPLH Request  

RESOLUTION 132/21

Moved: Cr Linda Evans

Seconded: Cr Paul White

That with respect to the Request for comments on Proposed Licence over part of unmanaged Reserve 1507 "Watering Place" and part of unmanaged "Stock Route" Reserve 29396, Council:

1. Note the Shire report;
2. Resolve not to oppose the application for a Licence under s.48 of the *Land Administration Act 1997* as interim tenure over the part of Reserve 1507 and part of the stock route for a term of 2 years as follows:

"Purposes related to the operation of the Colourstone Abattoir on Lot 201 on Deposited Plan 186082, and the liquid waste facility and stockyards located on Yeeda Pastoral Lease N050691";

subject to the following conditions:

- a) that any long term tenure only be supported where there is consent from the Native Title holders (Nyikina Mangala) and the successful negotiation for an indigenous land use agreement;
- b) that any works associated with the Abattoir outside of Lot 201 may require retrospective planning and environmental health approvals;
- c) that the 'truck turning circle/laydown' located over the Great Northern Highway road

reserve be addressed by the proponent with Main Roads WA; and

d) all public access to and over Reserve 1507 Reserve 1507 (specifically Nillibubbica Road) should not be inhibited in any way by the issue of a Licence.

- 3. Should any of the conditions in #2. above not be supported by Department of Planning, Lands and Heritage, the Shire’s position should be considered to oppose the License until further written notice.**
- 4. Request the Chief Executive Officer to advise the Department of Planning, Lands and Heritage along with the proponent of #2. above.**

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



Department of **Planning,
Lands and Heritage**

Our ref: File No: 01040-1990 Case No: 2102312
Enquiries: Sabrina Ahmed (08) 6552 4486
Sabrina.ahmed@dplh.wa.gov.au

Shire of Derby/West Kimberley
30 Loch Street
PO Box 94, Derby WA 6728

Dear Sir/Madam

**PROPOSED LICENCE OVER PART OF UNMANAGED RESERVE 1507
“WATERING PLACE” AND PART OF UNMANAGED “STOCK ROUTE”
RESERVE 9697 – SHIRE OF DERBY – WEST KIMBERLEY**

The Department of Planning, Lands and Heritage is considering a request to Licence part of Lot 397 on Deposited Plan 29396 (Reserve 1507) and part of Lot 278 on Deposited Plan 240321 (Reserve 9697) as shown on the attached tenure and aerial maps, to the Kimberley Meat Company Pty Ltd

The Licence will be issued under Section 48 of the Land Administration Act 1997 (LAA) for purposes related to the operation of the Colourstone Abattoir and the liquid waste facility conducted on the adjacent Yeeda Pastoral Lease. This will include truck turning circle, access tracks between the Abattoir and Pastoral Station, laydown area, stockyards and water bores and pipelines access.

The Licence is being considered for a term of two years and is intended to be an interim access arrangement to allow the Abattoir's operations to continue while longer term tenure, such as lease or freehold, and/or easements over the area are negotiated.

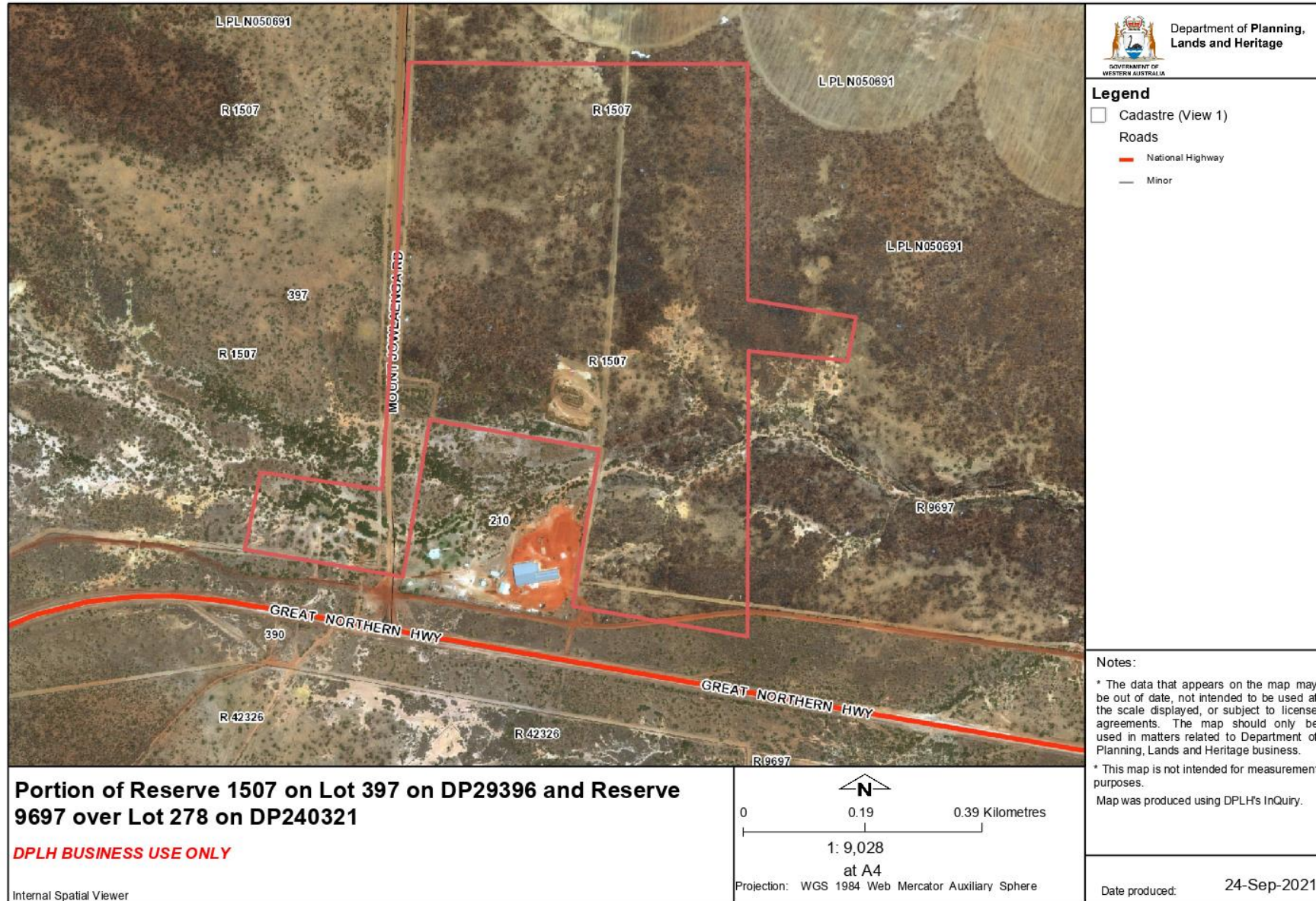
To enable further consideration to be given to the proposal, comments of the Shire of Derby/West Kimberley are requested. It would be greatly appreciated if you can please provide comments on the proposal within 45 days of this letter.

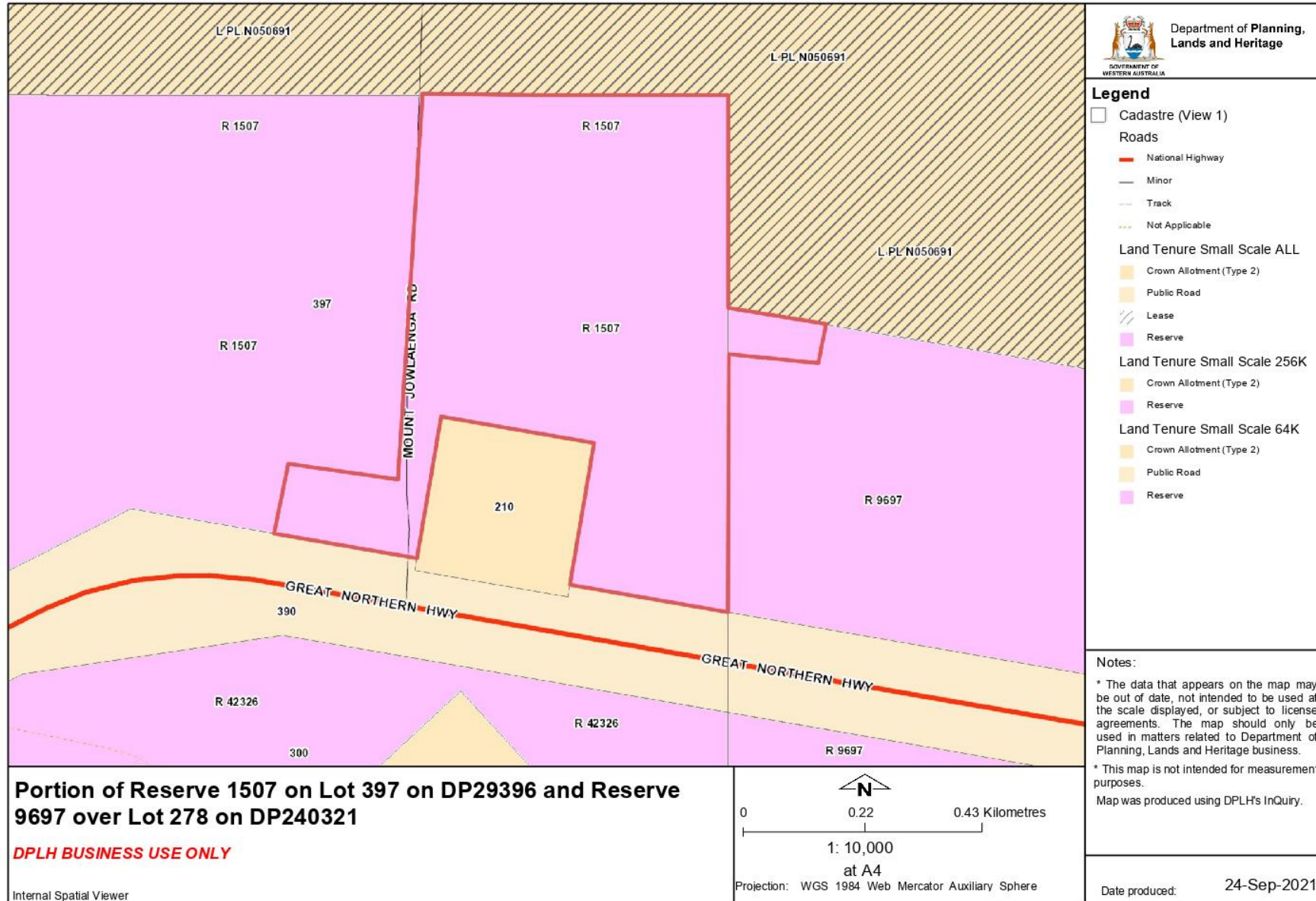
Postal address: Locked Bag 2506 Perth WA 6001 Street address: 140 William Street Perth WA 6000
Tel: (08) 6551 8002 info@dplh.wa.gov.au www.dplh.wa.gov.au
ABN 68 565 723 484
wa.gov.au

For further enquiries, please contact Sabrina Ahmed, Assistant State Land Officer, Department of Planning Lands and Heritage on telephone (08) 6552 4486 or by email at Sabrina.ahmed@dplh.wa.gov.au

Yours faithfully

Sabrina Ahmed
Assistant State Land Officer
Land Use Management North
06/10/2021





15 COMMUNITY AND RECREATION SERVICES**15.1 REQUEST FOR EXTENSION OF FEE WAIVER - DERBY AMATEUR SWIMMING CLUB INC.****File Number:** CP/095/2**Author:** Christie Mildenhall, Acting Manager Community Development**Responsible Officer:** Alan Lamb, Director of Corporate and Community Services**Authority/Discretion:** Executive**SUMMARY**

To receive an update on the progress made by the committee of the Derby Amateur Swimming Club Inc. towards becoming a properly functioning club. Council is also requested to consider a request to extend the lane hire fee waiver awarded by Council in May 2021 for an additional six months.

DISCLOSURE OF ANY INTEREST

Nil by the Author or Responsible Officer.

BACKGROUND

In May 2021 the Audit Committee and Council considered a request by the Derby Amateur Swimming Club Inc. to waive lane hire fees at the Derby Memorial Swimming Pool totalling an estimated value of \$4,320. This donation included fees which had not been invoiced since the introduction of lane hire fees in October 2019, as well as fees expected to be incurred in the 6 months following the Council report (through to November 2021).

During the six months following the Council report work was to be undertaken by the club to improve their governance structure and to ensure compliance with the legislative requirements of incorporated organisations. This included the formation of a management committee, updating of the constitution and to position the club so that it would become financially viable.

STATUTORY ENVIRONMENT

Division 5 of the *Local Government Act 1995* deals with financing local government activities. Under section 6.12 local governments may waive or grant concessions in relation to any amount of money owed to the local government.

The Derby Amateur Swimming Club Inc. is an incorporated organisation. The Club is required to comply with requirements set out in the *Associations Incorporation Act 2015*.

POLICY IMPLICATIONS

Policy AF35- *Establishment of Leases and User Agreements* is applicable in relation to the establishment of a user agreement for community sporting groups.

FINANCIAL IMPLICATIONS

Currently the Shire has not charged/does not receive any lane hire fees from the Derby Amateur Swimming Club Inc. If full payment was to be received for the current booking of three lanes for one hour fees payable are \$45 per occasion. The Club currently uses the pool two days per week.

The Club has requested a six month extension of the fee waiver. This additional waiver would run from 1 December 2021 to 31 May 2022. The club has indicated they expect to cease training for the dry season the following week, 6 June 2022, so it is recommended this date be the end of the fee waiver period. The Club has advised they are likely to run during the school term only and will therefore have a six week break over the Christmas / New Year’s period and a two week break over the April school holidays. The approximate fee waiver being requested would therefore equate to:

Dates	Number of weeks	Usage per week	Lanes	Charge	Total Value
1 December 2021 to 31 May 2021 (Six month extension)	17	2	3	\$15.00	\$1,530.00
1 December 2021 to 2 June 2021 (Extension to completion of season)	18	2	3	\$15.00	\$1,620.00

It should also be noted that the Derby Amateur Swimming Club did not hold sessions between 7 June and 16 August 2021 due to their seasonal break. This has effectively reduce the value of the donation granted to the Club by \$900.

STRATEGIC IMPLICATIONS

GOAL	OUR PRIORITIES	WE WILL
2. Community	2.2 Healthy Communities	2.2.1 Build, maintain and maximise the use of community facilities
2. Community	2.2 Healthy Communities	2.2.2 Facilitate a range of accessible sporting and recreational activities
2. Community	4.3 Sustainability	2.4.1 Support and assist volunteer, community and sporting groups

RISK MANAGEMENT CONSIDERATIONS

RISK	LIKELIHOOD	CONSEQUENCE	RISK ANALYSIS	MITIGATION
Community: Confusion about the application of related policies and fees may arise amongst facility users if not applied consistently.	Likely	Minor	Medium	Make a determination in relation to the request of the swimming Club.
Reputation: Failure to support the swimming Club to correct governance	Likely	Moderate	High	Officers to provide assistance to the Club to comply with the <i>Associations</i>

issues is likely to result in public embarrassment.				<i>Incorporation Act.</i>
Legal & Compliance: Failure to make a decision in relation to this report will result in the Shire not meeting requirements under the <i>Local Government Act</i>	Almost Certain	Minor	High	Make a determination in relation to the request of the swimming Club.

CONSULTATION

Consultation has occurred between members of the management committee of the Derby Amateur Swimming Club and Officers.

COMMENT

Despite having had a break over the dry season the club has made great progress in improving the governance of the club. To date they have:

- Held a general meeting with perspective members;
- Established a management committee;
- Updated the existing 1987 constitution to meet the requirements of the *Association Incorporation Act 2015*;
- Become affiliated with Swimming WA, the peak body for swimming clubs in Western Australia and commenced implementing requirements associated with this; and
- Commenced developing policies which will guide the direction of the club.

The committee has also successfully submitted a funding request to Horizon Power to host a series of two coaching workshops with a former Olympic swimmer and qualified coach. These sessions will have a number of benefits for the Club, including potentially increasing the member base through the ‘have a go’ style of sessions being held, improving the competitive skills of the swimmers and also upskilling the parent / volunteer coaches.

Whilst successful in obtaining the grant mentioned above the club is still some time away from generating a steady income through membership fees, fundraising and sponsorship. It is due to this that the Club has requested the extension to the fee waiver to continue for an additional six months. As the Club is expected to stop training the following week for their dry season break it is suggested that Council extends the fee waiver to the date they will cease for the season. This date is Thursday, 2 June 2022.

It should also be considered that in the decision made in May 2021 was based upon the swimming club operating every week during the six month period for which the fee waiver was granted. However, due to the pool temperature and other factors the club had a 10 week break over the dry season. The effectively reduced the Shire’s donation by \$900.

VOTING REQUIREMENT

Absolute majority

ATTACHMENTS

Nil

RESOLUTION 133/21**Moved: Cr Linda Evans****Seconded: Cr Rowena Mouda****That Council by Absolute Majority:**

- 1. Notes the progress made by the Derby Amateur Swimming Club Inc. in improving and meeting the governance and legislative requirements associated with conducting an incorporated sporting club.**
- 2. Donates to the Derby Amateur Swimming Club Inc. the estimated value of lane hire fees at the Derby Memorial Swimming Pool from 1 December 2021 until 2 June 2022. The estimated value of this additional waiver being \$1,620.00.**

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 BY ABSOLUTE MAJORITY

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)**RESOLUTION 134/21****Moved: Cr Paul White****Seconded: Cr Andrew Twaddle**

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:

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

The Gallery left the meeting at 7:01pm.

18.1 RATES OUTSTANDING SEPTEMBER 2021

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.

RESOLUTION 135/21**That Council:**

- 1. Receives the report on outstanding rate and service charge debt by financial year to the end of September 2021.**

CARRIED 9/0**18.2 SUNDRY DEBTORS SEPTEMBER 2021**

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.

RESOLUTION 136/21

That Council receives the information contained in the report detailing Sundry Debtors as at 30 September 2021.

CARRIED 9/0 BY ABSOLUTE MAJORITY

18.3 Fitzroy Crossing Airport - Lease to Recharge Fuel Supplies

This matter is considered to be confidential under Section 5.23(2) - 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 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.

RESOLUTION 137/21

That Council;

- 1. Agrees to progress the lease process as required by S. 3.58 of the Local Government Act for the requested Recharge Fuel lease at Fitzroy Crossing Airport (vis. as indicated in the attachment, but could be an alternative location if prior to advertising, that is requested by Recharge and agreed to by the CEO);**
- 2. Authorises the CEO to progress the proposal, conditional on:**
 - (a) A formal proposal being forthcoming to the CEO's satisfaction and addressing all of the necessary airport related aspects (like safety, hardstand/apron access and protection, engineering certification, appropriate fuel licencing requirements, etc);**
 - (b) Recharge Fuels agreement to meeting the necessary costs, estimated at \$9,000;**
- 3. Advises Recharge Fuels that in accordance with S. 3.58 of the Local Government Act, Council cannot make a final decision on the question of a lease until after the period of public consultation has closed and any submissions received have been assessed and considered (unless there are no submissions received opposing the lease, in which case Council authorises the Chief Executive Officer to finalise the lease); and**
- 4. Authorise the President and Chief Executive Officer to execute the necessary documentation and apply the Shire's Common Seal (if required).**

CARRIED 9/0

18.4 Derby Airport - Royal Flying Doctor Service Lease/Landing Fees

This matter is considered to be confidential under Section 5.23(2) - d 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 legal advice obtained, or which may be obtained, by the local government and which relates to a matter to be discussed at the meeting.

RESOLUTION 138/21

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.**

CARRIED 9/0

RESOLUTION 139/21

Moved: Cr Paul White

Seconded: Cr Rowena Mouda

That Council moves out of Closed Council into Open Council and that the resolutions passed be read out should members of the general public return.

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

The Gallery returned to the meeting at 7:08pm. The President read aloud the resolution passed behind closed doors.

19 CLOSURE

19.1 Date of Next Meeting

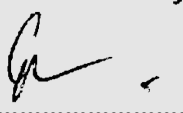
The next ordinary meeting of Council will be held Thursday, 25 November 2021 in the Fitzroy Crossing.

19.2 Closure of Meeting

The Presiding Member closed the meeting at 7:09pm.

These minutes were confirmed at a meeting on

25 November 2021
.....

Signed: 

Presiding Person at the meeting at which these minutes were confirmed.

25 November 2021
Date: